

State of Idaho
Department of Water Resources
Amendment of Permit

NO. 95-08639

Priority: January 05, 1990

Maximum Diversion Rate: 1.00 CFS
Maximum Diversion Volume: 376.0 AF

This is to certify, that NORTH KOOTENAI WATER DIST
PO BOX 2290
HAYDEN ID 83835

has applied for an amendment of a permit and the amendment is APPROVED for development of water as follows:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	1.00 CFS	376.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER KOOTENAI County	NW1/4NW1/4NE1/4	Sec. 11, Twp 51N, Rge 04W, B.M.
GROUND WATER KOOTENAI County	NW1/4SE1/4	Sec. 18, Twp 52N, Rge 03W, B.M.
GROUND WATER KOOTENAI County	NW1/4SW1/4	Sec. 24, Twp 51N, Rge 04W, B.M.
GROUND WATER KOOTENAI County	NE1/4SE1/4	Sec. 23, Twp 51N, Rge 04W, B.M.
GROUND WATER KOOTENAI County	NE1/4SE1/4	Sec. 23, Twp 51N, Rge 04W, B.M.
GROUND WATER KOOTENAI County	SE1/4SW1/4	Sec. 23, Twp 51N, Rge 04W, B.M.
GROUND WATER KOOTENAI County	SW1/4SE1/4	Sec. 23, Twp 51N, Rge 04W, B.M.
GROUND WATER KOOTENAI County	SE1/4SE1/4	Sec. 17, Twp 52N, Rge 04W, B.M.
GROUND WATER KOOTENAI County	SE1/4SE1/4	Sec. 17, Twp 52N, Rge 04W, B.M.
GROUND WATER KOOTENAI County	L1 (SE1/4NE1/4)	Sec. 6, Twp 52N, Rge 04W, B.M.
GROUND WATER KOOTENAI County	SE1/4SW1/4SW1/4	Sec. 2, Twp 51N, Rge 04W, B.M.
GROUND WATER KOOTENAI County	NW1/4NE1/4	Sec. 11, Twp 51N, Rge 04W, B.M.
GROUND WATER KOOTENAI County	NW1/4NE1/4	Sec. 14, Twp 51N, Rge 04W, B.M.
GROUND WATER KOOTENAI County	SE1/4NE1/4	Sec. 7, Twp 52N, Rge 03W, B.M.

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MAR 29 2004

State of Idaho
Department of Water Resources
Amendment of Permit

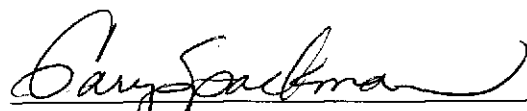
NO. 95-08639

GROUND WATER	SW1/4NW1/4	Sec. 8, Twp 52N, Rge 03W, B.M.
KOOTENAI County		
GROUND WATER	NE1/4SE1/4	Sec. 28, Twp 52N, Rge 04W, B.M.
KOOTENAI County		
GROUND WATER	NE1/4SW1/4	Sec. 32, Twp 51N, Rge 05W, B.M.
KOOTENAI County		
GROUND WATER	SE1/4SW1/4	Sec. 32, Twp 51N, Rge 05W, B.M.
KOOTENAI County		
GROUND WATER	SE1/4SE1/4	Sec. 23, Twp 51N, Rge 05W, B.M.
KOOTENAI County		
GROUND WATER	L7 (SW1/4SE1/4)	Sec. 15, Twp 51N, Rge 04W, B.M.
KOOTENAI County		

CONDITIONS OF APPROVAL

1. Subject to all prior water rights.
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 not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
4. Place of use is within the service area of North Kootenai Water District as provided for under Idaho law. The place of use is generally located within T51N, R3W; T51N, R4W; T51N, R5W; T52N, R3W; T52N, R4W; T53N, R3W; T53N, R4W; and T53N, R5W.
5. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of any management plan approved by the director for the RPGWMA. If the director determines that the ground water supply in the RPGWMA is insufficient to meet the demands of prior water rights within the RPGWMA, the director may order the diversion and use of water under this right to be reduced or curtailed until the director determines that there is sufficient ground water available for this right.

This amendment of permit is issued pursuant to the provisions of Section 42-211, Idaho Code. Witness the signature of the Director, affixed at Boise, this 10th day of October, 2003.


KARL J. DREHER, Director

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MAR 29 2004

Receipt No. N 15014
Received By glsk
Date 5/16/2002
App 10 70834

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR AMENDMENT OF A PERMIT

Applicant North Kootenai Water District Phone (208) 772-3619
Address P.O. BOX 2290, HAYDEN LAKE IDAHO 83835

I am the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 95-8639, and request that the permit and permit map be amended and/or changed as follows:

Purpose of Amendment: Change point of diversion X Add point of diversion (see attached table)
X Change place of use X Change nature of use Change period of use Other
1. Point of diversion: NW 1/4 NW 1/4 NE 1/4, Section 11, Township 51N, Range 4W, B.M.,
County of Kootenai. Other points of diversion _____
(SEE ATTACHED TABLE 1)

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)
Amount 1 cfs for municipal purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)
3. Place of use or land to be irrigated: (see table 2 attached)

T W P	R S E	S E C	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total number of acres to be irrigated = _____

4. a. Who owns the property at the point of diversion? NKWD
b. Who owns the land to be irrigated at the place of use? N/A (PWS #1280009)
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

not advisable
exp. for Amendment
received May 16, 02
approved 10-10-03

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Show 1/4 1/4, section, township, range and ditches. (the smallest subdivision represents 40 acres)

The image shows a full page of graph paper. It features a grid of squares defined by solid black lines. Within each square formed by the solid lines, there are horizontal and vertical dashed lines that divide the square into four smaller quadrants. This creates a pattern of larger squares, each containing four smaller squares separated by dashed lines. The entire page is covered by this grid pattern, with no margins or other markings.

Scale: 2 inches equal 1 mile

Signed this 6th day of February, 2003.

Kainhurst Dist. Mgr.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

Preliminary check by _____ Publication prepared by _____ Date _____

Published in	Publication dates
---------------------	--------------------------

I, _____, of the Department of Water Resources hereby

Witness my hand this _____ day of _____, 19____

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MAR 25 2004

SIGNATURE

North Kootenai Water District
Applications for New Water Rights

Table 1:
North Kootenai Water District Points 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

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Table 2:
NKWD Place of Use

Table 2:
NKWD Place of Use

3 Place of Use or Land to be Irrigated

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									
		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							
		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	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

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AGREEMENT

THIS AGREEMENT made and entered as of the 25 day of November, 1998,
by and between ALLIED WATER, INC., an Idaho non-profit corporation, ~~and~~ Hayden Pines
Water, Inc., an Idaho corporation, CHARLES A. FORD (hereinafter collectively referred to as
"AWC"), and the NORTH KOOTENAI WATER DISTRICT, an Idaho Municipal corporation
located in the County of Kootenai, Idaho, (hereinafter referred to as "NKWD").

WITNESSETH

WHEREAS, pursuant to Certificates of Public Convenience and Necessity issued by the Idaho
Public Utilities Commission (hereinafter called "PUC"), the AWC presently owns and operates a
public utility water distribution system (hereinafter sometimes called "Water System") located in
Kootenai County, Idaho and generally described by service areas on Exhibit A, attached hereto
and made a part hereof: and

WHEREAS, one of reasons for the formation of the NKWD was to acquire the property and
rights which comprise the Water System; and

WHEREAS, the NKWD and AWC, have been engaged in negotiations in an effort to reach a
satisfactory agreement for AWC's sale of the Water System; and



ORIGINAL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
95-8639					

2. The following **REQUIRED** information must be submitted with this form:

- The appropriate **FILING FEE**. See instructions for fee amounts.
- A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question. **WITH ATTACHED LEGAL DESCRIPTION.**
- Either of the following (if necessary to clarify division of water rights or other complex property descriptions): **PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Hayden Pines Water Company

P.O. Box 992 Hayden Lake, Idaho 83835

4. New Owner/Claimant(s)

North Kootenai Water District

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

P.O. Box 2290

City, State and ZIP Code

Hayden, Idaho 83835

New Telephone Number

(208) 772-3619

5. Date you acquired the property

1996

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6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate space in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number	_____	
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number	_____	
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(S) or Claimants(s)
(include title if applicable)

[Handwritten Signature]
President

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by AB
 Receipted by AB
 Processed by _____ AJ

Date 5/16/02
 Date 5/16/02
 Date _____

Fee \$25⁰⁰
 Receipt No. N015013
 WR _____ Date _____

RECORD OF REAL ESTATE OWNERSHIP — STATE OF IDAHO

Buyer Owner Hayden Pines Water Co., Inc.

(Name)

Seller Robert E. Manger

(Name)

County Kootenai

(Name)

Section 11 Township 51 N Range 4 W

Date of Purchase June 24, 1988

Company Reference Name _____

Statement of Intended Use Well Lot

☒ Operating

☐ Non-operating

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

FOR TAX COMMISSION USE

C.C. Ref. No. TCO-28-04-15-15

CLASSIFICATION OF PROPERTY

☒ Operating

☐ Non-operating

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

A portion of the Northeast quarter of Section 11, Township 51 North, Range 4 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

Beginning at the North quarter corner of said Section 11, as recorded in Book 6, Record of Surveys, at Page 40; thence South $00^{\circ}22'32''$ West, 208.00 feet along the west line of said Northeast quarter of Section 11, to the True Point of Beginning for this description, being the southwest corner of that certain parcel currently owned by the Hayden Pines Water Company; thence South $89^{\circ}56'50''$ East, 208.00 feet along a line parallel to and 208.00 feet south of the north line of said Northeast quarter of Section 11, and along the south line of the Hayden Pines Water Company parcel, to the southeast corner of the parcel currently owned by Hayden Pines Water Company; thence South $00^{\circ}22'32''$ West, 50.00 feet along a line parallel with and 208.00 feet east of the west line of said Northeast quarter of Section 11; thence North $89^{\circ}56'50''$ West, 208.00 feet along a line parallel to and 238.00 feet south of the north line of said Northeast quarter of Section 11; thence North $00^{\circ}22'32''$ East, 50.00 feet along the west line of said Northeast quarter of Section 11 to the True Point of Beginning for this description.

Lancaster

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N. R. 4 W. B. M.

H-0000-011-

OAD

1.113 Ac
(0800)
O.P.
200' 2'

220'

(0100)
4.939 Ac

13125

408.38'

(1500)
116.879 Ac

(0500)

23.429 Ac

No. 95

WAY

641.7'

1057.35'

220'

599.39'

339

IN CITY

11-339-AA

48.681 Ac

CITY

346

11-346-ZZ

9.423 Ac

This sketch is furnished without charge solely for the purpose of assisting in locating premises and the company assumes no liability for inaccuracies therein

7272

(8100)
85.426 Ac

(H-0000-011-5050)

35.068 Ac

7298

less Tax No.

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MAR 29 2006

(H-0000-011-7723)

10319
22.179
3.509 Ac

Village

GOVERNMENT

2403.38'

RECEIVED

JAN 09 1995

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY

Amt. of Fee \$: 100.00

Receipt No. C031942

Receipt By: RT

Date Received: 1/9/95

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. 95-08639 Telephone No. (208) 772-3619

2. Name(s) of Permit Holder(s): Hayden Pines Water Company, Inc.

3. Mailing Address: P O Box 992 Hayden Idaho 83835

4. Source of Water: Groundwater If GROUNDWATER (well), Date Drilled: mo. June / yr. 90

a. Well Driller: H2O Well Service Drilling Permit Number: 95 - 90 - N - 17

b. OPTIONAL:

Pump Horsepower: 75HP Pressure (psi): 85 Dynamic pumping level (ft):

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

Domestic (No. of households): 975 Stockwater (No. and type of stock): 40 Horses

Irrigation (No. of acres): 200 Other: Industrial & Commercial

6. Total rate of diversion and/or volume for which proof is submitted: 1.00 cfs OR acre feet

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?

Yes ☒ or No

Has the measuring device been installed?

Yes ☒ or No

Flow Measurement Port: Is a flow measurement port required?

Yes or No ☒

Has the measurement port been installed?

Yes ☒ or No

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: Charles A. Ford or Robert A. Roe Telephone Number: (208) 772-3619

Address: 1841 W Hayden Ave - P O Box 992 Hayden Idaho 83835

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: Charles A. Ford President Date: JAN 20 1995

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

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-08639

Proposed Priority: January 5, 1990 Maximum Diversion Rate: 1.00 CFS
This is to certify, that HAYDEN PINES WATER CO. INC.

P.O. BOX 992
HAYDEN, ID 83835

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>
IRRIGATION	03/15 to 11/15	1.00 CFS
INDUSTRIAL	01/01 to 12/31	0.50 CFS
COMMERCIAL	01/01 to 12/31	0.50 CFS
DOMESTIC	01/01 to 12/31	1.00 CFS
Totals		1.00 CFS

LOCATION OF POINT(S) OF DIVERSION: NWNWNE Sec. 11, Township 51N, Range 04W
KOOTENAI County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
51N 03W 5	NESW 2	NWSW 2	SWSW 2	
	SESW 2	NWSE 2	SWSE 2	12
6	NESW 2	LOT 6(NWSW) 2	LOT 7(SWSW) 2	
	SESW 2	NESE 2	NWSE 2	
	SWSE 2	SESE 2		16
7	NENE 2	NWNE 2	SWNE 2	
	SENE 2	NENW 2	LOT 1(NWNW) 2	
	LOT 2(SWNW) 2	SENE 2	NESW 2	
	LOT 3(NWSW) 2	LOT 4(SWSW) 2	SESW 2	
	NESE 2	NWSE 2	SWSE 2	
	SESE 2			32
8	NWNE 2	SWNE 2	NENW 2	
	NWNW 2	SWNW 2	SENE 2	
	NESW 2	NWSW 2	SWSW 2	
	SESW 2	NWSE 2	SWSE 2	24
17	LOT 2(NWNE) 2	SWNE 2	LOT 3(NENW) 2	
	NWNW 2	LOT 4(SWNW) 2	LOT 3(SENE) 2	12
18	NENE 2	LOT 8(NWNE) 2	LOT 9(SWNE) 2	
	SENE 2	NENW 2	LOT 1(NWNW) 2	
	LOT 2(SWNW) 2	LOT 7(SENE) 2		16
52N 04W 1	NESW 2	NWSW 2	SWSW 2	
	SESW 2	NESE 2	NWSE 2	
	SWSE 2	SESE 2		16
2	NESW 2	NWSW 2	SWSW 2	
	SESW 2	NESE 2	NWSE 2	
	SWSE 2	SESE 2		16
11	NENE 2	NWNE 2	SWNE 2	
	SENE 2	NENW 2	NWNW 2	

MICROFILMED

MAR 26 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 95-08639

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
			SWNW 2	SENW 2		16
12			NENE 4	NWNE 4	SWNE 4	
			SENE 4	NENW 4	NWNW 4	
			SWNW 4	SENW 4	NESE 4	40
			SESE 4			

Total number of acres irrigated: 200

PLACE OF USE: INDUSTRIAL, same as IRRIGATION use

PLACE OF USE: COMMERCIAL, same as IRRIGATION use

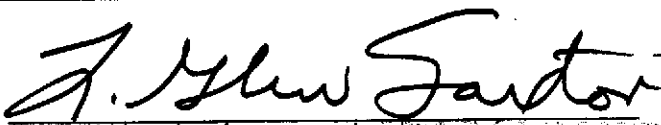
PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **March 1, 1995**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
5. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
6. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
7. Domestic use is for 975 homes.
Uses include an industrial park and various commercial enterprises.

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

6th day of March, 1990.

for 
R. Keith Higginson, Director

MAY 20 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant HAYDEN PINES WATER CO. INC. Phone 772-3619

Post office address Box 992 Hayden, Id 83835

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____

Sec. 11 Township 51N Range 4W B.M. KOTENAI County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.0 for IRRIGATION purposes from 3-15 to 11-15 (both dates inclusive)
(cfs ~~acre feet per annum~~)

Amount 1.0 for DOMESTIC purposes from 1-1 to 12-31 (both dates inclusive)
(cfs ~~acre feet per annum~~)

Amount .50 for INDUSTRIAL purposes from 1-1 to 12-31 (both dates inclusive)
(cfs ~~acre feet per annum~~)

Amount .50 for COMMERCIAL purposes from 1-1 to 12-31 (both dates inclusive)
(cfs ~~acre feet per annum~~)

5. Total quantity to be appropriated is (a) 1.0 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. WELL, 75 HP MOTOR & PUMP
WITH 10" $1\frac{1}{2}$ " MAIN TO EXISTING WATER SYSTEM & NEW LATERALS

b. Height of storage dam _____ 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 10 inches; proposed depth of well is 300 ± feet.

d. Is ground water with a temperature of greater than 90°F being sought? _____

7. Time required for the completion of the works and application of the water to the proposed beneficial use is
5 years (minimum 1 year).

MAR 26 1990

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. 975 HOMES
- e. Other; describe fully. INDUSTRIAL PARK & VARIOUS COMMERCIAL ENTERPRISES

ITEM 9.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
52N	4W	1									2	2	2	2	2	2	2	2	16
		2									2	2	2	2	2	2	2	2	16
		11	2	2	2	2	2	2	2	2									16
		12	4	4	4	4	4	4	4	4					4			4	40
51N	3W	5									2	2	2	2		2	2		12
		6									2	2	2	2		2	2	2	16
		7	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2	32
		8		2	2		2	2	2	2	2	2	2	2		2	2		24
		17		2	2		2	2	2	2									12
		18	2	2	2	2	2	2	2	2									16

Total number of acres to be irrigated 200

10. Describe any other water rights used for the same purposes as described above. 95-07185, 96-07271, 95-08123

11. a. Who owns the property at the point of diversion? APPLICANT
- b. Who owns the land to be irrigated or place of use? WATER CO. CUSTOMERS
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

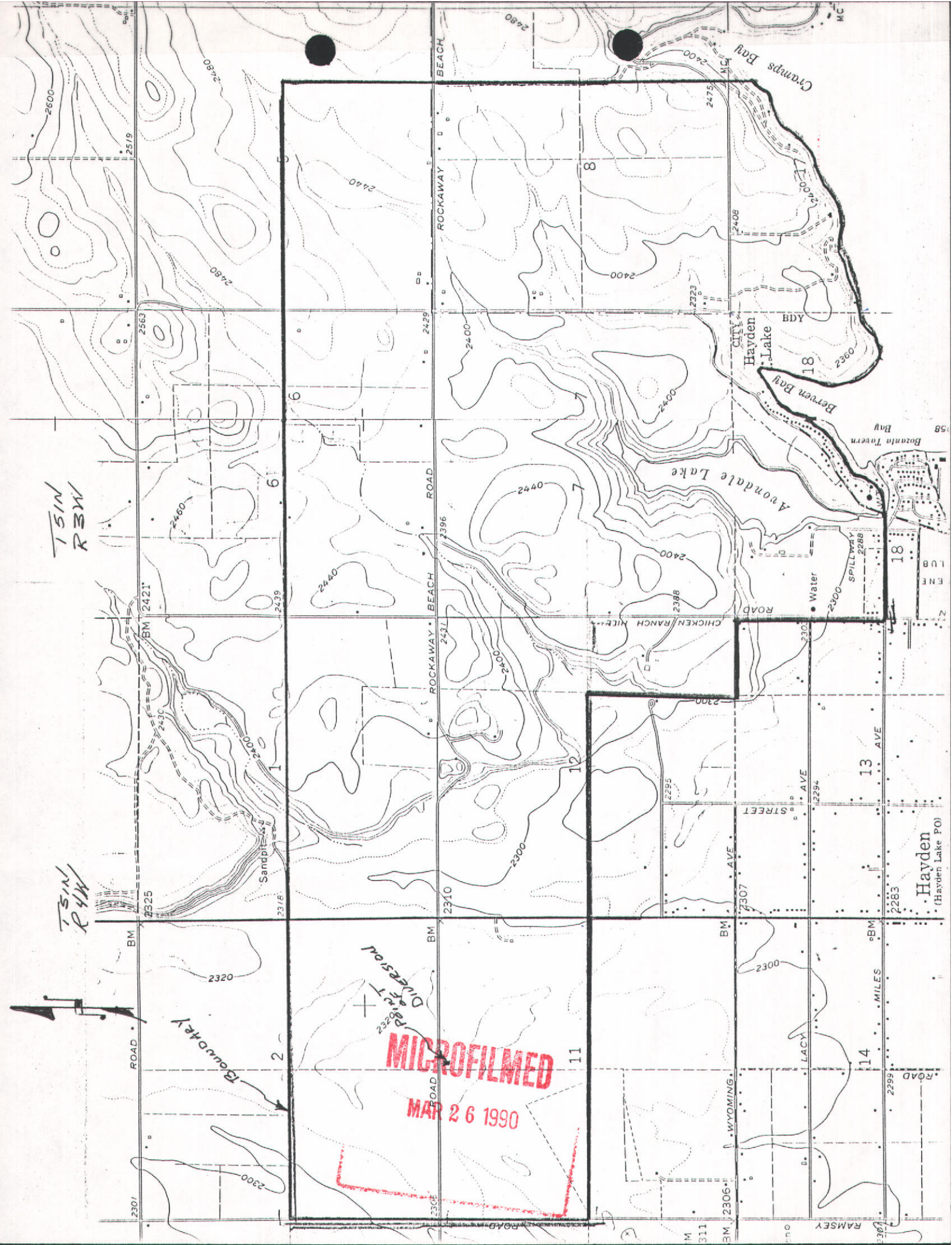
12. Remarks: CHARLES A. FORD PRES.

JUNE D. FORD SEC. TREAS.

Box 992

HAYDEN, 10. 83835

MAY 20 1990



[illegible]

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.

+ Charles E. Ford
PRESIDENT (Applicant)

Received by TDK Date 1/5/90 Time 10:30 Preliminary check by _____
Fee \$ 45.00 Receipted by TDK # N3528 Date 1/5/90
Publication prepared by pm Date 1/9/90 Published in 1/18 + 25/90
Publication approved pm Date 1/26/90

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:

RECEIVED

MAR 26 1990

MEMORANDUM

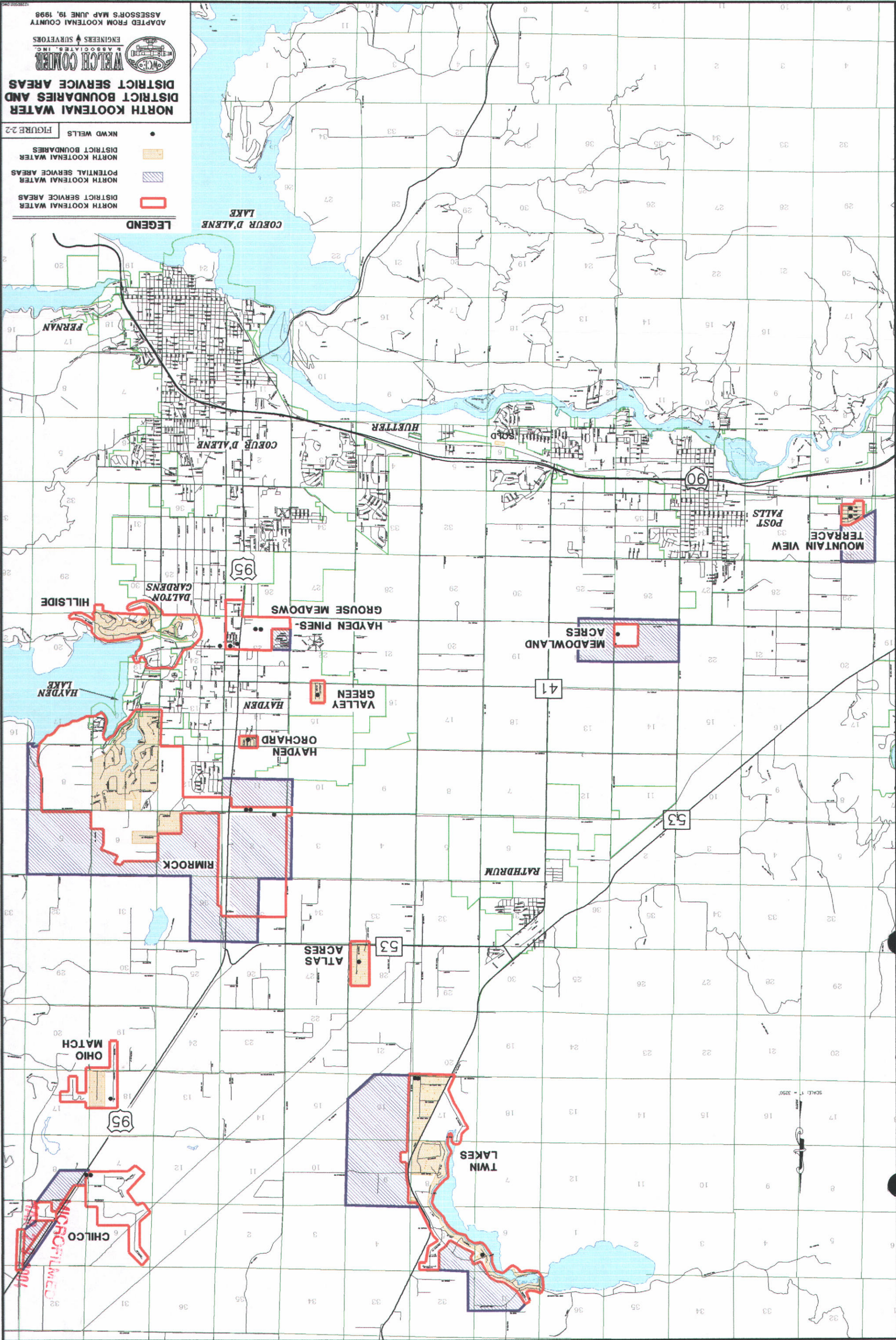
Date: October 10, 2003
To: Water Right File 95-8639
From: Shelley Keen ^(SWK)
Re: Annual Diversion Volume

Permit 95-8639 was originally approved for irrigation, industrial, commercial, and domestic purposes. Water rights for those uses are required to carry an annual volume limitation when licensed. Proof of beneficial use for the permit was submitted in January of 1995. Therefore, even though the permit is now being amended to municipal use, which is not usually required to have an annual volume, it should carry an annual volume limit to be consistent with the way the permit was developed.

The current permit holder, North Kootenai Water District, submitted a spreadsheet showing that during 1994, when Hayden Pines Water Company owned the permit, it pumped a monthly average of 10205508 gallons for the system served by the well identified as the point of diversion for this permit (Lancaster Well #2). North Kootenai also supplied additional information indicating that there were two wells serving the system. The other well, Lancaster Well #1, was drilled in 1980. See the well driller report for Permit 751680. I cannot find a water right associated with Lancaster Well #1, even among the numerous lapsed and cancelled permits for Hayden Pines Water Company. Therefore, I will assign all of the use occurring in the system served by the two wells to this permit. A monthly average of 10205508 gallons comes to 376 AF per year.

MICROFILMED

MAR 29 2004



**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 95-08639 Reviewed by [Signature] Date 1-10-95

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

Dom, stock, Irr.
Comm.
Correct Uses? yes

SOURCE OF WATER

 Surface water source

✓ Ground water source

yes Drilling permit required?

no Copy in the file? Drilling Permit No. 95-90-N-0017-000

100.00 Amount paid for permit

yes Correct?

no Well log in the file?

LICENSE EXAMINATION FEE

yes Required?

100.00 Amount Submitted

yes Correct?

MEASURING DEVICE

yes Required?

yes Installed?

 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>	<u> </u>
Date proof due	<u> </u>	<u> </u>
No. of days late	<u> </u>	<u> </u>
Priority Date	<u> </u>	<u> </u>
New Priority Date	<u> </u>	<u> </u>

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address [Signature] Proof Made 1-9-95

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: 20A DATE: 1/8/90 APPLICATION: 95-8639
APPLICANT: Hayden Pines Water Co.

REQUIRED INFORMATION

- (1). ☒ Name & Address: (If applicant is a corporation or partnership, names must be provided for the director, officers, and other partners.)
(2). ☒ Source: (See USGS Quad for names of water sources)
(3). ☒ Point of Diversion including county: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
(4). ☒ Quantity: (flow and/or volume)
☒ Nature of proposed use: (Include description of use)
☒ Period of use:
(5). ☒ Total Quantity: (flow and/or volume)
(6). ☒ Description of diverting works:
(7). ☒ Time required for beneficial use of water:
(8). ☒ Proposed uses
(9). ☒ Place of use or acres irrigated:
(10). ☒ Other Water Rights
(11). ☒ Ownership
(13). ☒ Map:
☒ Signature: (If applicant is corp., partnership, or municipality title of signator is required)
☒ Fee amount, receipt number and date recorded on application:
☒ Overlap Review: (Describe source & relationship to present application in remarks.)
☒ Acknowledgement Letter sent

ADDITIONAL INFORMATION

YES NO

- ☒ Field check required: Field check by: _____
☒ Field report attached:
☒ Critical groundwater area:
☒ Groundwater management area:
☒ Send dam safety information:
☒ Send power requirement letter:
☒ Send fish farm requirement letter:
☒ Power residency affidavit:
☒ Power efficiency form:
☒ Within trust water boundry: (If yes, attach Trust Water Supplementary Analysis Sheet.)
☒ Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.)

☒ FOLLOWING INFORMATION REQUESTED FROM APPLICANT
Item

Date Requested

FEB 14 1990

Department of Water Resources

PROCESSING

YES NO

☒ In form for advertising:
☒ Statewide advertising:

Send Copies To

YES NO

☒ I.D. Health and Welfare
☐ I.D. Fish and Game
☐ I.D. Lands
☐ Adjudication Bureau

YES NO

☐ U.S. BLM
☐ U.S. Forest Svc.
☐ Water District #
☐ Other

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ Affidavit of publication received:
☒ Application published correctly: If not, record action taken.

☒ Publication dates and paper recorded on application: 5
☒ Protests received, Final date for protest 2/11/90
☒ Protests, dates, resolution of protest recorded on application:
☒ Recommendations attached:
☒ Measuring device required:
☒ Measuring port required:
☒ Water delivered by water master? District # 95-A ✓ P05
☒ Special conditions of approval or cover letter: (see additional info. below)
☒ See Below For Additional Information
Recommended Date of Priority 1/5/90 ✓
Recommended by: TDK ROR Date 2/12/90

STATE OFFICE REVIEW

P05, P23, P03, P17 46 26 016

See remarks for additional information. By kw Date 2-23-90

REMARKS

SOME OF THE PLACE OF USE IS WITHIN WATER DIST. 95A.
Allow 5 yrs. for development -

IDAHO DEPARTMENT OF WATER RESOURCES
PLACE OF USE 1/4 1/4 COMPARISON REPORT

DATE: 01/13/90
PAGE: 1

WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	SUM
8507472	HARMON	S	SPRING	30W	03E	25	:	:	:	:	:	:	:	:	:	:	:	:	2
8504425																			2
9407325	GARNER	S	GROUNDWATER	49N	01W	14	:	:	:	:	:	:	:	:	:	:	:	:	25
9404046	GARNER	L	RANTENAN CREEK	49N	01W	14	:	:	:	:	:	:	:	:	:	:	:	:	15
9407142	WOOD	A	RANTENAN CREEK	49N	01W	14	:	:	:	:	:	:	:	:	:	:	:	:	5
9508405	LAKESHORE LAND & INVES	D	HAYDEN LAKE	51N	03W	19	:	:	:	:	:	:	:	:	:	:	:	:	5
9500502	RUEH	P	HAYDEN LAKE	51N	03W	19	:	:	:	:	:	:	:	:	:	:	:	:	1
9508405																			5
9508638	YOST	S	SPRING	51N	03W	9	:	:	:	:	:	:	:	:	:	:	:	:	1
9504660	YOST	L	GROUNDWATER	51N	03W	9	:	:	:	:	:	:	:	:	:	:	:	:	1
9508314	KIRKPATRICK	P	GROUNDWATER	51N	03W	9	:	:	:	:	:	:	:	:	:	:	:	:	5
9508499																			5
9508639	HAYDEN PINES WATER CO. A	A	GROUNDWATER	51N	03W	5	:	:	:	:	:	:	:	:	:	:	:	:	12
9508639																			12
9508639	HAYDEN PINES WATER CO. A	A	GROUNDWATER	51N	03W	6	:	:	:	:	:	:	:	:	:	:	:	:	12
9508639																			12
9508639	AVONDALE IRRIGATION DI P	P	HAYDEN LAKE	51N	03W	7	:	:	:	:	:	:	:	:	:	:	:	:	145
9508568	HAYDEN PINES WATER CO. A	A	GROUNDWATER	51N	03W	7	:	:	:	:	:	:	:	:	:	:	:	:	24
9508639																			24
9508639	HAYDEN PINES WATER CO. A	A	GROUNDWATER	51N	03W	8	:	:	:	:	:	:	:	:	:	:	:	:	24
9508639																			24
9508639	HAYDEN PINES WATER CO. A	A	GROUNDWATER	51N	03W	17	:	:	:	:	:	:	:	:	:	:	:	:	4
9508639																			4
9508639	AVONDALE ON HAYDEN INC D	D	AVONDALE LAKE	51N	03W	18	:	:	:	:	:	:	:	:	:	:	:	:	58
9500012	GODDE	D	HAYDEN LAKE	51N	03W	18	:	:	:	:	:	:	:	:	:	:	:	:	58
9500146	THE COEUR D'ALENE COUN D	D	HAYDEN LAKE	51N	03W	18	:	:	:	:	:	:	:	:	:	:	:	:	58
9500416	AVONDALE IRRIGATION DI L	L	GROUNDWATER	51N	03W	18	:	:	:	:	:	:	:	:	:	:	:	:	58
9507558	AVONDALE IRRIGATION DI P	P	HAYDEN LAKE	51N	03W	18	:	:	:	:	:	:	:	:	:	:	:	:	28
9508568	HAYDEN PINES WATER CO. A	A	GROUNDWATER	51N	03W	18	:	:	:	:	:	:	:	:	:	:	:	:	83
9508639																			6

MICROFILMED

MAR 26 1990

IDAHO DEPARTMENT OF WATER RESOURCES
PLACE OF USE 1/4 1/4 COMPARISON REPORT

DATE: 01/13/90
PAGE: 2

WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE	NE	NW	SW	SE	SUM
9508639	HAYDEN PINES WATER CO. A	GROUNDWATER	52N 04W 1									16
9508639	DENNIS	L	UNNAMED STREAM	52N 04W 2								4
9508498	UMPHREY	P	GROUNDWATER	52N 04W 2								10
9508639	HAYDEN PINES WATER CO. A	GROUNDWATER	52N 04W 2									16
9508639	HAYDEN PINES WATER CO. A	GROUNDWATER	52N 04W 11 2	2	2	2	2	2	2	2	2	16
9508639	HAYDEN PINES WATER CO. A	GROUNDWATER	52N 04W 12 4	4	4	4	4	4	4	4	4	40
9607813	BORDEN	P	GROUNDWATER	54N 03W 25								10
9607710	TATE	P	GROUNDWATER	54N 03W 25								20
9608583	NUNN	L	SAGE CREEK	53N 02W 31								59
9602270	NUNN	L	SAGE CREEK	53N 02W 31	13							63
9607609	WILLIAMS	L	UNNAMED STREAM	53N 02W 31	33							1
9607622	WHITE	P	UNNAMED STREAM	53N 02W 31								1
9607686	SYLVE	L	SAGE CREEK	53N 02W 31								1
9607696	HEMPEN	L	SAGE CREEK	53N 02W 31	1							1
9607706	HOWARD	L	SAGE CREEK	53N 02W 31	2							2
9607707	HOWARD	L	GROUNDWATER	53N 02W 31	2							2
9607866	KELSO	L	SAGE CREEK	53N 02W 31								2
9608060	ENTENMAN	P	SPRING	53N 02W 31								10
9608174	SYLVE	L	SAGE CREEK	53N 02W 31								1
9608566	HOWARD	P	SAGE CREEK	53N 02W 31	10							10
9608583	WHITE	A	UNNAMED STREAM	53N 02W 31								10

PROFILMED

MAR 26 1990

95-08639

HAYDEN PINES WATER CO. INC.
P.O. BOX 992
HAYDEN, ID 83835

Source: GROUNDWATER

Diversion Pt: NWNWNE Sec 11 T 51N R 04W

Use: IRRIGATION (1.000 CFS)
INDUSTRIAL (.500 CFS)
COMMERCIAL (.500 CFS)
DOMESTIC (1.000 CFS)
Total Diversion: (1.000 CFS)

Date Filed: 1/05/1990

In: T51N R03W S05	NESW	NWSW	SWSW	SESW
	NWSE	SWSE		
S06	NESW Lot 6	(NWSW) Lot 7	(SWSW)	SESW
	NESE	NWSE	SWSE	SESE
S07	NENE	NWNE	SWNE	SENE
	NENW Lot 1	(NWNW) Lot 2	(SWNW)	SENW
	NESW Lot 3	(NWSW) Lot 4	(SWSW)	SESW
	NESE	NWSE	SWSE	SESE
S08	NWNE	SWNE	NENW	NWNW
	SWNW	SENW	NESW	NWSW
	SWSW	SESW	NWSE	SWSE
S17 Lot 2	(NWNE)	SWNE Lot 3	(NENW)	NWNW
Lot 4	(SWNW)	(SENW)		
S18	NENE Lot 8	(NWNE) Lot 9	(SWNE)	SENE
	NENW Lot 1	(NWNW) Lot 2	(SWNW) Lot 7	(SENW)
T52N R04W S01	NESW	NWSW	SWSW	SESW
	NESE	NWSE	SWSE	SESE
S02	NESW	NWSW	SWSW	SESW
	NESE	NWSE	SWSE	SESE
S11	NENE	NWNE	SWNE	NENW
	NWNW	SWNW	SENW	SENE
S12	NENE	NWNE	SWNE	SENE
	NENW	NWNW	SWNW	SENW
	NESE	SESE		

200.0 ACRES TOTAL

RECORDED

MAR 26 1990