

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09362

Priority: October 10, 2006

Maximum Diversion Rate: 0.11 CFS
Maximum Diversion Volume: 17.9 AF

This is to certify, that JOHNSON MEADOWS ESTATES WATER ASSN INC
12875 S FLICKER LN
HARRISON ID 83833

has applied for a permit to appropriate water from:
GROUND WATER
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>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	0.11 CFS	17.9 AF

LOCATION OF POINT(S) OF DIVERSION:GROUND WATER SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 6, Twp 48N, Rge 03W, B.M. KOOTENAI CountyPLACE OF USE: MUNICIPAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N 03W 6			X														

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **January 01, 2011**.
2. Subject to all prior water rights.
3. This water right is limited to 20 connections plus three fire hydrants.
4. The diversion and use of water described in this right is subject to additional conditions and limitations agreed to by a separate settlement agreement to which the Department of Water Resources is not a party and which is independently enforceable by a court of law.
5. The right holder shall maintain a totalizing measuring device of a type approved by the Department as a part of the diverting works.
6. Right holder will report on a yearly basis the annual water withdrawal and distribution information by October 15 for fiscal year ending on October 1 to IDWR.
7. Right holder agrees to locate the primary well servicing water to Johnson Meadows Estates in the northeast corner of this property in lot 11 of the SWNE Section 6 Township 48 North Range 3 West.
8. Right holder agrees to finance static line monitoring by an independent engineer for two wells of the existing home of Norbert and Bev Twillmann in order to determine the impact of the newly constructed primary well proposed in the development should the primary newly constructed well servicing this subdivision be located in the initially chosen spot on the east face of the hillside directly above the aquifer servicing the Twillmann wells. Should the primary well servicing water for this subdivision be placed on the northeast corner in lot 11 no monitoring of the Twillmann well would be necessary.

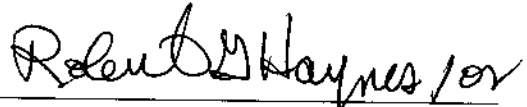
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9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. Prior to or in connection with the proof of beneficial use statement to be submitted for municipal water use under this right, the right holder shall provide the department with documentation showing that the water supply system is being regulated by the Idaho Department of Environmental Quality as a public water supply and that it has been issued a public water supply number.
11. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
12. Place of use is within the area served by the public water supply system of Johnson Meadows Estates Water Assn. INC.
13. This right does not grant any right-of-way or easement across the land of another.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Coeur d'Alene, this 10th day of January, 2008.



DAVID R. TUTHILL, JR., Director