



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815
Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

August 9, 2007

Robert Hamilton
Silver Leaf Ranch Homeowners Assn.
PO Box 1902
Coeur d' Alene, Idaho 83814

Re: Protest Settlement of Water Right ~~96-9304~~ 95-9444

Dear Mr. Hamilton:

Enclosed please find a copy of draft permit #2 for your review. The first draft failed to include B(2) of the settlement agreement, that limits the number of connections to 25. That condition is added as condition #5 on the enclosed draft permit. If you agree with the correctness of the draft, let me know in writing, so the application can be forwarded to the state office for final processing.

Thank you.

Sincerely,

Keith E. Franklin
Senior Water Resources Agent

Enclosure

COPY



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August 9, 2007

Barry Rosenberg
Kootenai Environmental Alliance
408 Sherman, Ste 301
Coeur d'Alene, Idaho 83814

Re: Protest Settlement of Water Right ~~96-9304~~ 95-94144

Dear Mr. Rosenberg:

Enclosed please find a copy of draft permit #2 for your review. The first draft failed to include B(2) of the settlement agreement, that limits the number of connections to 25. That condition is added as condition #5 on the enclosed draft permit. If you agree with the correctness of the draft, let me know in writing, so the application can be forwarded to the state office for final processing.

Thank you.

Sincerely,

Keith E. Franklin
Senior Water Resources Agent

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State of Idaho
Department of Water Resources

DRAFT**Permit to Appropriate Water****DRAFT**NO. ~~96-09304~~ 95-9444

Priority: September 14, 2006

Maximum Diversion Rate: 0.30 CFS
Annual Volume 28.0 AFA

This is to certify, that SILVER LEAF RANCH HOMEOWNERS ASSN
PO BOX 1902
COEUR D ALENE ID 83814

has applied for a permit to appropriate water from:

Source: 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	0.30 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW1/4NE1/4 Sec. 12, Twp 53N, Rge 03W, B.M.
KOOTENAI County

PLACE 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	
53N 03W 12		X	X		X			X					X	X			

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before .
2. Subject to all prior water rights.
3. This water right is limited to an annual volume of 28 acre feet
4. The diversion and use of water in this water right is subject to additional conditions and limitations agreed to by the Kootenai Environmental Alliance and the Silver Leaf Homeowners Association under 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. This water right limits the number of connections to 25.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this _____ day of _____, 20_____

DAVID R. TUTHILL, JR., Director