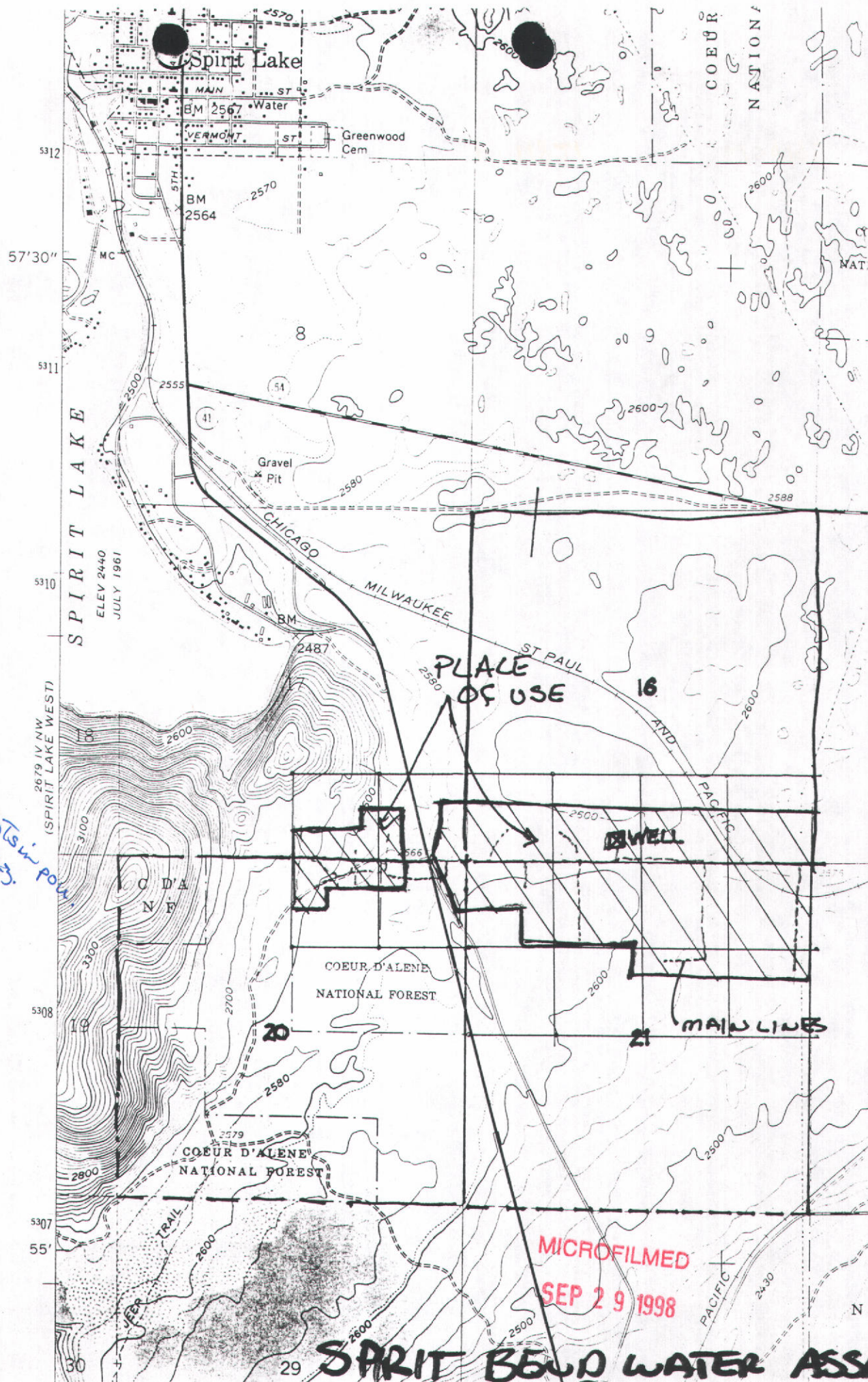


NORTHERN REGION  
IDWR

no govt lots in pool  
4/14/98 c33

Main Line-----

SARIT BEAD WATER ASSN.  
T. 53N., R. 4W



NORTHERN REGION  
IDWR

no good lots in pool

96-0898-1

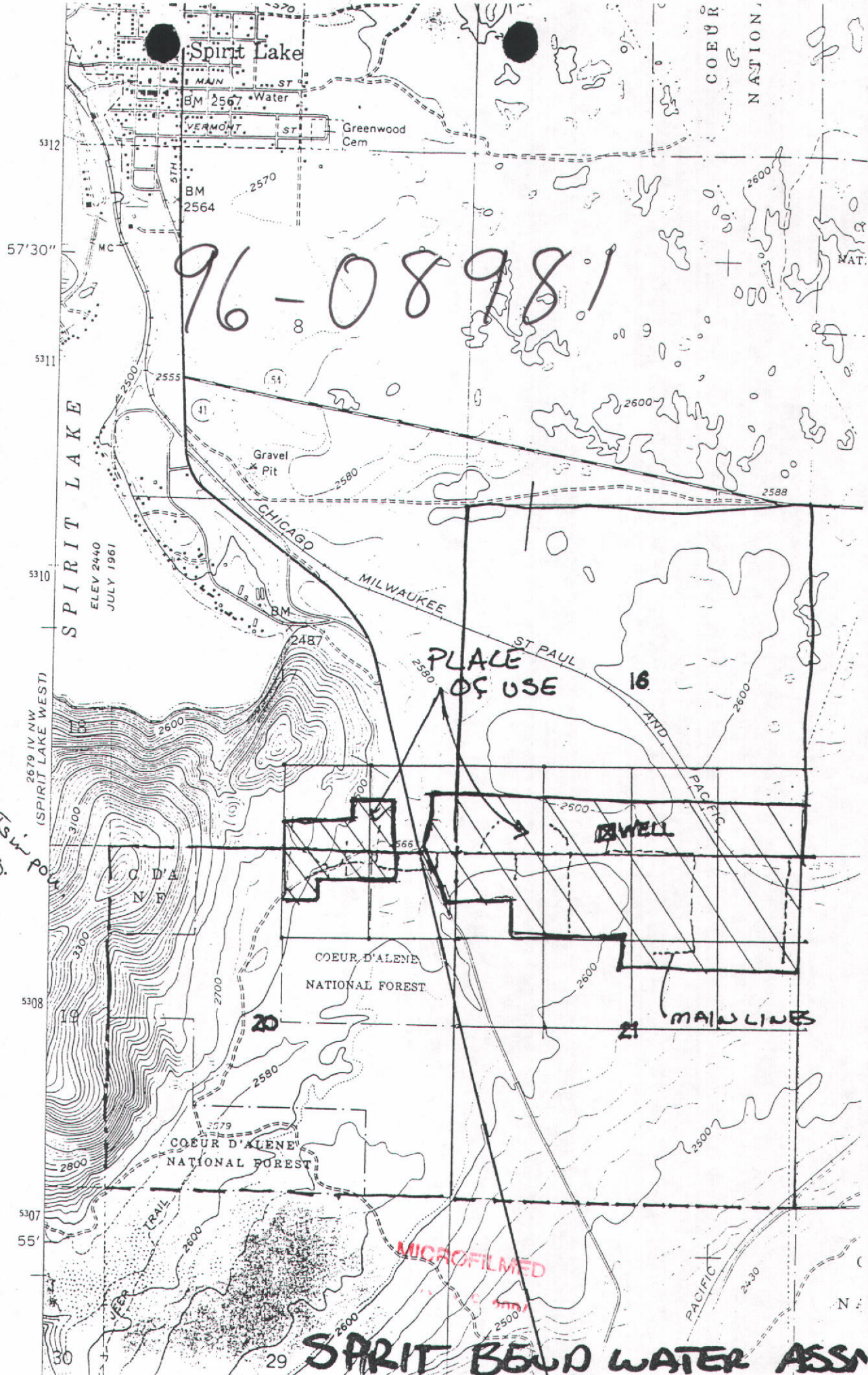
PLACE  
OF USE

~~DEWELL~~

## MAIN LINES

**MICROFILMED**

SARIT BEAD WATER ASSN  
T 53.1 D 441





PD



VAULT  
ACCESS

96-08981

MICROFILMED  
JUN 16 2004

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 12 2003

PROOF OF BENEFICIAL USE

Department of Water Resources

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.

1. Permit No. 96-8981 Telephone No. 1-208-623-5826
2. Name of Permit Holder(s): SPIRIT BEND WATER ASSOCIATION
3. Mailing Address: STAR RT BOX 52-B  
City SPIRIT LAKE State ID Zip 83869
4. Source of Water: GROUNDWATER If GROUNDWATER (well), Date Drilled: mo. MAY / yr. 98  
Well Driller: H2O WELL SERVICE Drilling Permit Number: 96-98-N-13/D3636
5. Use(s) (as authorized by the water right permit):  
Domestic (No. of households): 45 Stockwater (No. and type of stock): \_\_\_\_\_  
Irrigation (No. of acres): \_\_\_\_\_ Other: \_\_\_\_\_
6. Total rate of diversion and/or volume for which proof is submitted: .58 cfs OR (260 GPM) 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 \_\_\_\_\_
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: BRUCE ALEXANDER Telephone Number: 1-208-623-5826  
Address: 28500 MARSILI RD. SPIRIT LAKE, ID. 83869
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Bruce Alexander (PRESIDENT) Date: 5/7/03  
(include your title, if on behalf of company or organization)

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DEC 03 2003

State of Idaho  
Department of Water Resources

# Permit To Appropriate Water

NO. 96-08981

Proposed Priority: March 2, 1998

Maximum Diversion Rate:

0.58 CFS

This is to certify, that **SPIRIT BEND WATER ASSOCIATION**

STAR RT BOX 52B

SPIRIT LAKE ID 83869

has applied for a permit to appropriate water from: **GROUNDWATER**

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.58 CFS

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 16, Township 53N, Range 04W  
KOOTENAI County

PLACE OF USE: DOMESTIC

TWN RGE SEC

53N 04W 16

SWSW

SESW

SWSE

SESE

17

SWSE

SESE

20

NENE

NWNE

21

NENE

NWNE

SWNE

SENE

NENW

NWNW

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **June 1, 2003**.
2. Subject to all prior water rights.
3. 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 permit holder had no control.
4. 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.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. The issuance of this right does not grant any right-of-way or easement across the land of another.
7. Place of use is located within Spirit Bend #3.
8. Domestic use is for 75 homes and does not include lawn, garden, landscape, or other types of irrigation.

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SEP 23 1998

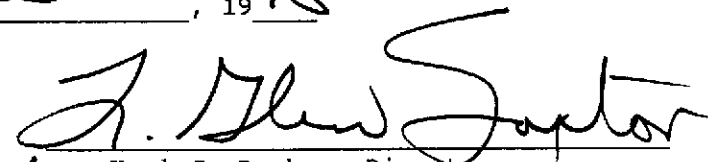
State of Idaho  
Department of Water Resources

# Permit To Appropriate Water

NO. 96-08981

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

8<sup>th</sup> day of June, 1998

  
for Karl J. Dreher, Director



MICROFILMED

SEP 29 1998

Ident. No. 96-08981

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**

RECEIVED

APR 13 1998

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant SPIRIT BEND WATER ASSOCIATION Phone (208) 623-6532  
Mailing address STAR ROUTE BOX 528, SPIRIT LAKE, IDAHO 83869
2. Source of water supply GROUND WATER (AQUIFER) which is a tributary of \_\_\_\_\_
3. Location of point of diversion is Township 53N Range 04W Sec. E 16 in the SE 1/4, SW 1/4, \_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_, B.M., KOOTENAI County;  
additional points of diversion if any: \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 0.58 0.05 CFS for DOMESTIC purposes from JAN 1 to DEC 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)  
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) 0.58 27.6 AF and/or (b) \_\_\_\_\_  
cubic feet per second acre feet per annum
6. Proposed diverting works:
  - a. Describe type and size of devices used to divert water from the source 30 HP PUMP
  - b. Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre-feet; total reservoir capacity \_\_\_\_\_ acre-feet
  - c. Proposed well diameter is 8" inches; proposed depth of well is 760 feet
  - d. Is ground water with a temperature of greater than 85°F being sought? NO
  - e. If well is already drilled, when? \_\_\_\_\_; Drilling firm \_\_\_\_\_  
Well was drilled for (well owner) \_\_\_\_\_; Drilling Permit No. \_\_\_\_\_
7. Time required for completion of works and application of water to proposed beneficial use is 45 years (minimum 1 year)
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. 52 75
  - e. Other; describe fully. \_\_\_\_\_

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SEP 29 1998

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 place of use below. See instructions for standard symbols.

| TWP | RGE | SEC | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | TOTALS |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| S3n | 4w  | 21  | D  | D  | D  | D  | D  | D  |    |    |    |    |    |    |    |    |    |    |        |
|     |     | 20  | D  | D  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     | 17  |    |    |    |    |    |    |    |    |    |    |    |    |    |    | D  | D  |        |
|     |     | 16  |    |    |    |    |    |    |    |    |    |    | D  | D  |    |    | D  | D  |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Total number of acres to be irrigated \_\_\_\_\_

10. Describe any other water rights used for the same purposes as described above. 76-08202

11. a. Who owns the property at the point of diversion? WILLIAM COYTE
- b. Who owns the land to be irrigated or place of use? ASSOCIATION MEMBERS
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: 1 ACRE EASEMENT

12. Remarks: BRUCE ALEXANDER - PRES.  
ROBIN WICKSTROM - VICE PRES.  
LARRY CANNAN - TREAS. (509) 927-7038 (wk)  
REBECCA MELTON - SEC.  
JIM SULLIVAN - MAINTENANCE  
"IN HOUSE" USE ONLY

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

Bruce Alexander  
 Signature of Applicant (and title, if applicable)

Received by DB Date 2/20/98 Time 1:30p Preliminary check by JS  
 Fee \$ 100.00 Received by DB # N011821 Date 2/24/98  
 Publication prepared by DB Date 3/11/98 Published in IDA Press 3/19+26/98  
 Publication approved DB Date 3/30/98

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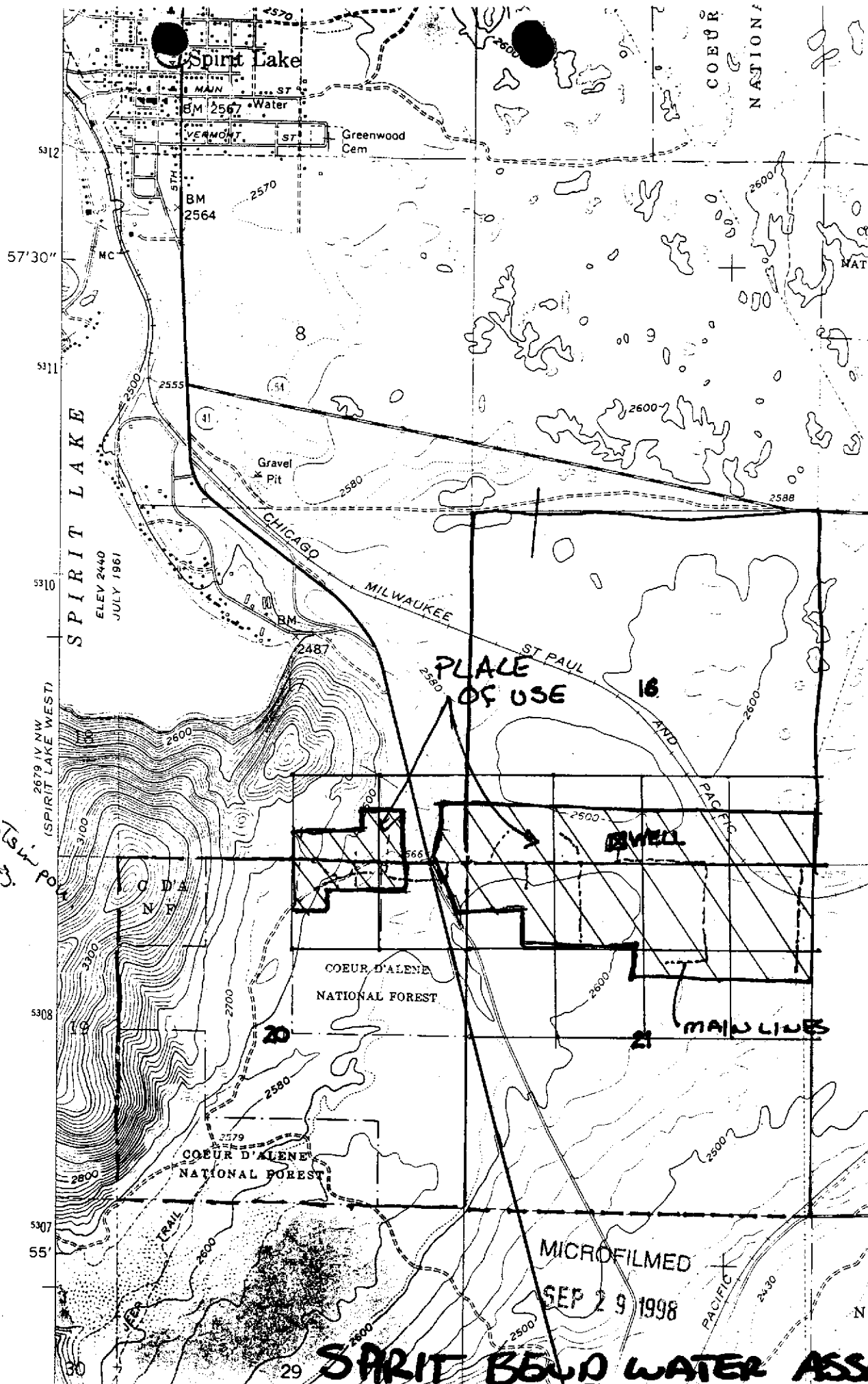
SEP 29 1998

NORTHERN REGION  
IDWR

no good lots in po  
4/14/98 czj

Main Line-----

SARIT BELO WATER ASSN.  
T. 53N., R. 4W



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

**RECEIVED**  
**MAY 20 2004**  
DEPARTMENT OF  
WATER RESOURCES

**A. GENERAL INFORMATION**

Permit No. 96-08981

1. Owner: Spirit Bend Water Assn. Phone No. (208) 623-5826

Current Address: Star Rt. Box 52-B Spirit Lake Id. 83869

2. Accompanied by: Bruce Alexander EXAM DATE: 6-25-03

Address: 28500 Marsili Rd, Spirit Lake Id. 83869 Phone No. (208) 623-5826

Relationship to Permit Holder: Resident

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**

**1. Point(s) of Diversion:**

| Ident No. | Gov't Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County   | Method of Determination/Remarks |
|-----------|-----------|-----|-----|-----|------|------|------|----------|---------------------------------|
|           |           |     | SE  | SW  | 16   | 53W  | 04W  | Kootenai | USGS 7.5 min Quad               |
|           |           |     |     |     |      |      |      |          |                                 |
|           |           |     |     |     |      |      |      |          |                                 |
|           |           |     |     |     |      |      |      |          |                                 |

**2. Place(s) of Use:**

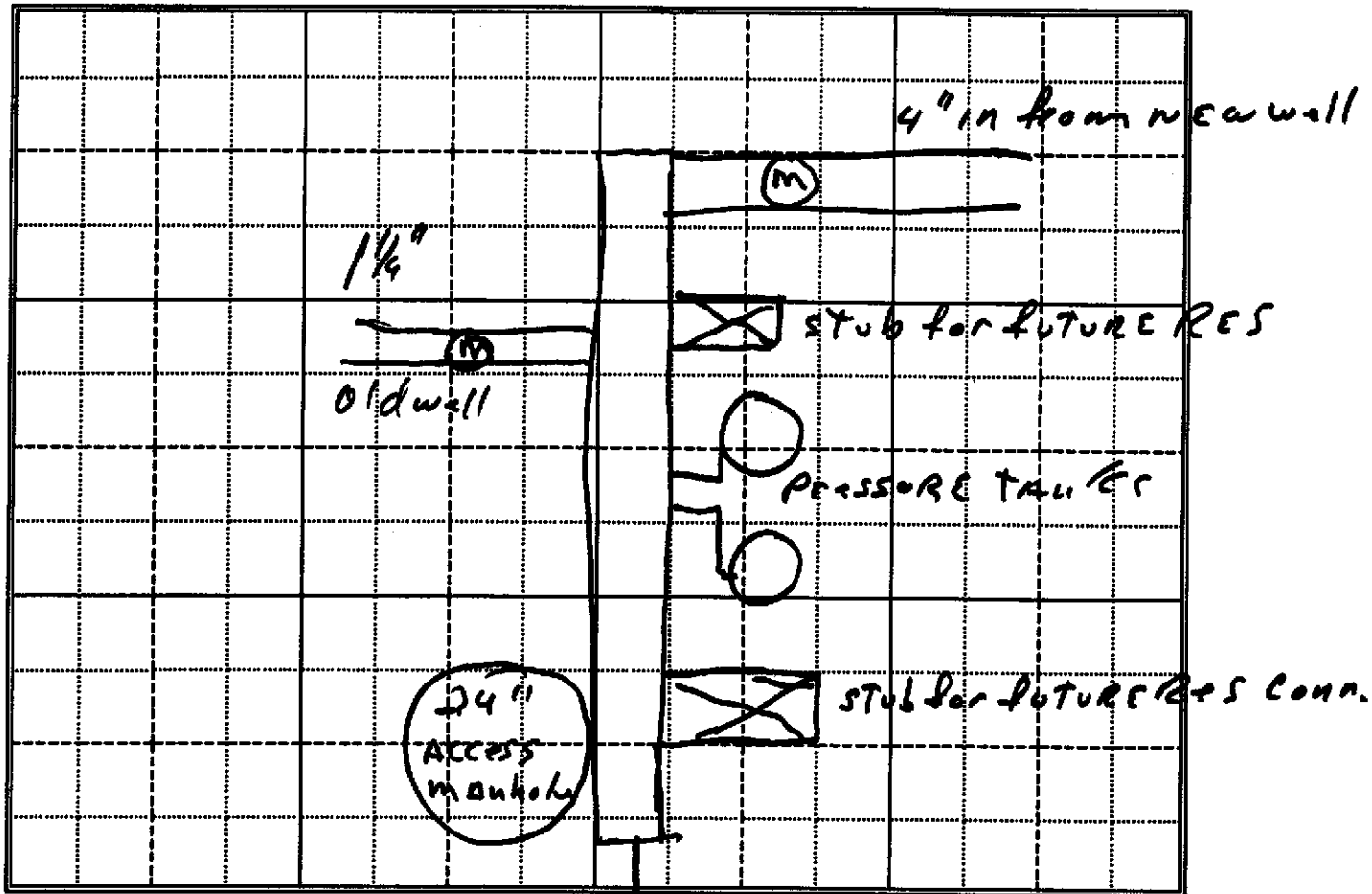
Indicate Method of Determination

| TWP | RGE | SEC | NE                                             |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|------------------------------------------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE                                             | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
|     |     |     | Within Service Area of Spirit Bend Water Assn. |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |                                                |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |                                                |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |                                                |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |                                                |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |                                                |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |                                                |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |                                                |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

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



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

TO DIST

4.

| Well or Diversion Identification No.* | Motor Make | Hp | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|------------|----|------------------|-----------|-----------------------------------|
|                                       | Franklin   | 40 | 2366176025       | Sub       | 4"                                |
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |

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

#### D. FLOW MEASUREMENTS

1.

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

2. Measurements: \_\_\_\_\_

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JUN 15 2004

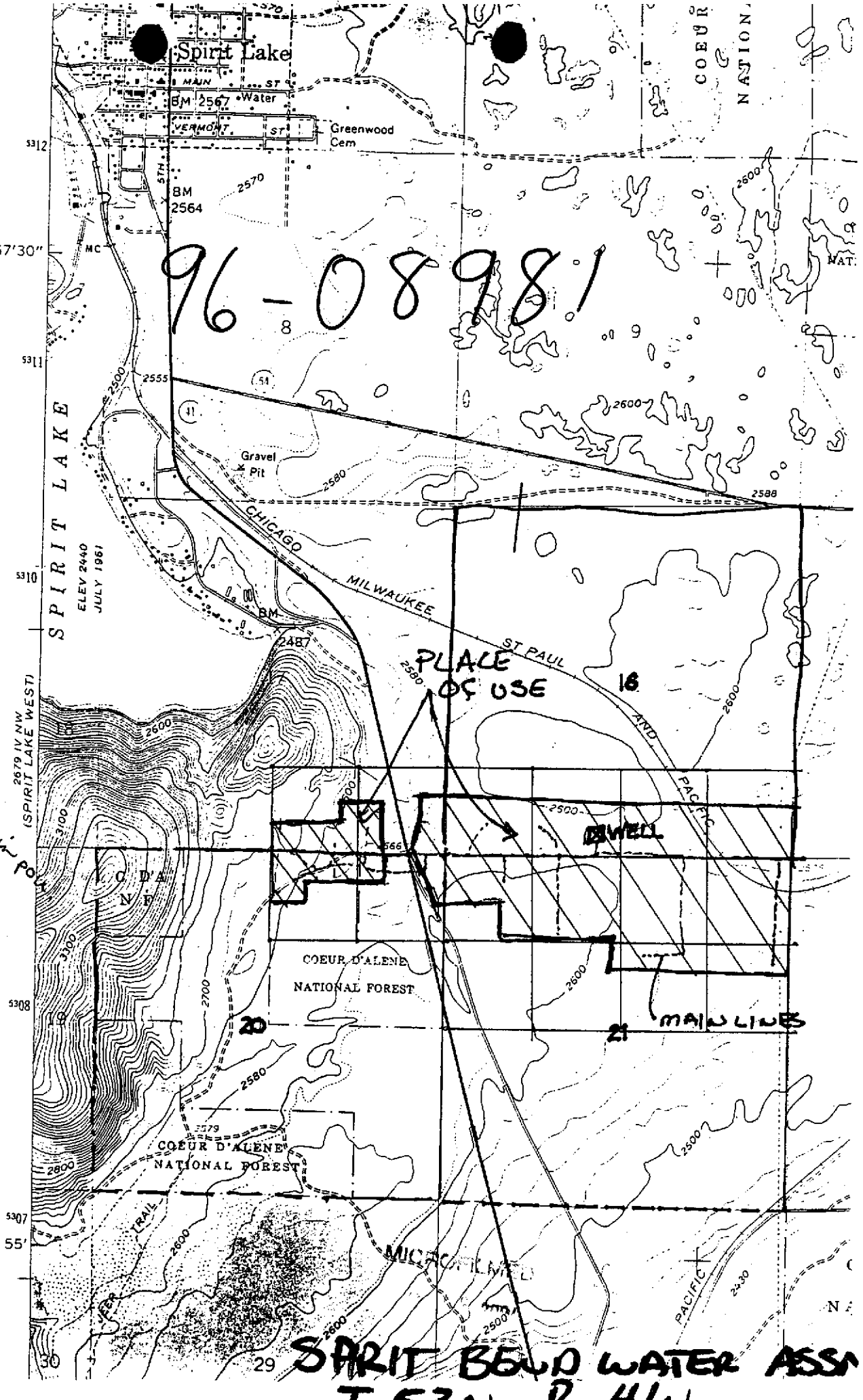
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FEB 24 1998

NORTHERN REGION  
IDWR

96-08981

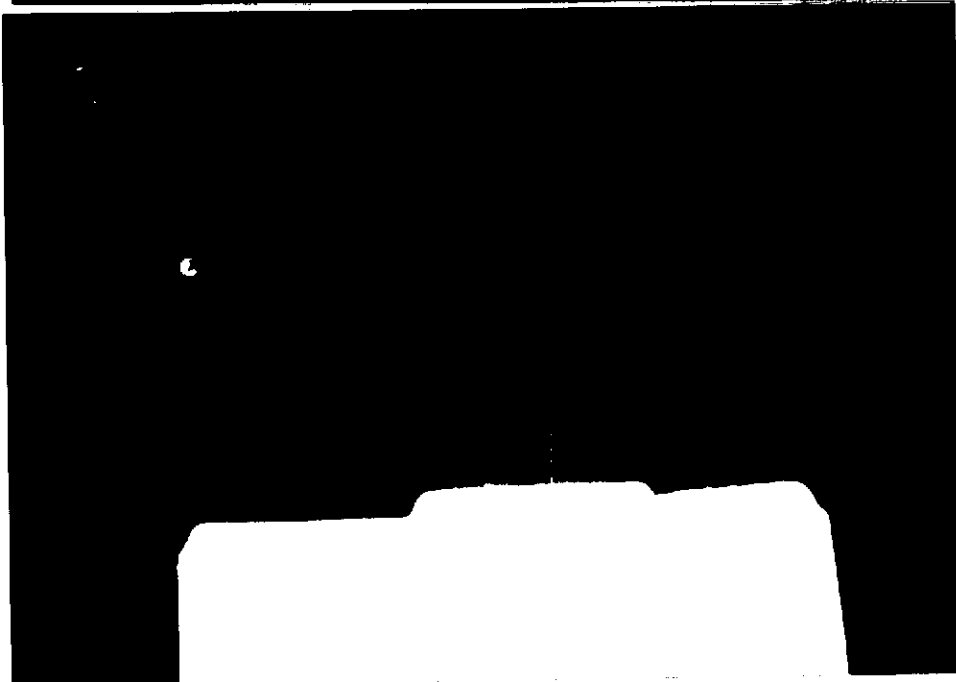
no good lots in pool  
4/14/98 c33



SPIRIT BEAD WATER ASSN  
T 53.1 R 41.1



PD



VAULT  
ACCESS

96-08981

MICROFILMED  
JUN 16 2004

E. NARRATIVE/REMARKS/COMMENTS

at time of exam the flow meters on system were type that only showed gallons pumped. Not gal/min. A new vault & reservoir are under construction. Mr. Alexander said the new system will have gal/min meters.

I spoke with Mr. Alexander about amending this permit to Municipal and explained there would be a fee OK

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

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JUN 16 2004

**F. FLOW CALCULATIONS**

Additional Computation Sheets Attached

Measured Method:

35 lb pressure used  
15 cut in pressure for pump.

*Theoretical* 
$$\frac{8.8(40)(6.7)}{485 + (2031 \times 35)} = \frac{246.9}{565.85} = 1.44 \text{ cfs}$$

**G. VOLUME CALCULATIONS**

## 1. Volume Calculations for Irrigation:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{LR} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

## 2. Volume Calculations for Other Uses:

**H. RECOMMENDATIONS**

## 1. Recommended Amounts

| Beneficial Use   | Period of Use |              | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|------------------|---------------|--------------|------------------------------|--------------------------|
|                  | From          | To           |                              |                          |
| <i>Municipal</i> | <i>01-01</i>  | <i>12-31</i> | <i>1.44</i>                  |                          |
|                  |               |              |                              |                          |
|                  |               |              |                              |                          |
|                  |               |              |                              |                          |
|                  |               |              |                              |                          |
|                  |               |              |                              |                          |
| Totals:          |               |              | <i>1.44</i>                  |                          |

## 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. AUTHENTICATION**Field Examiner's Name Wayne Baldwin Date 9-30-03

Reviewer \_\_\_\_\_ Date \_\_\_\_\_

SEAL



State of Idaho

## DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098  
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: [www.idwr.state.id.us](http://www.idwr.state.id.us)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

June 6, 2003

SPIRIT BEND WATER ASSOCIATION  
STAR RT BOX 52-B  
SPIRIT LAKE ID 83869

### PROOF ACKNOWLEDGMENT LETTER

**RE: PERMIT NO. 96-8981**

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions, please contact the **Northern** Regional Office of the department in Coeur d'Alene (208) 769-1450.

Sincerely,

Deborah J. Gibson  
Administrative Assistant  
Water Allocation Bureau

Encl.

c: IDWR - Regional Office (w/encl.)

MICROFILMED

DEC 03 2003

## ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 96-8981

Reviewed By: dgibson

Date: June 4, 2003

|                                   | <u>Yes</u> | <u>No</u> |                                  | <u>Yes</u> | <u>No</u> |
|-----------------------------------|------------|-----------|----------------------------------|------------|-----------|
| Proof received timely?            | X          |           | Drilling permit required?        | X          |           |
| License examination fee required? | X          |           | Drilling permit No.:             |            |           |
| Appropriate fee submitted?        | X          |           | Drilling permit upgrade needed?  |            |           |
| Receipt No.:                      |            | C069037   | Well driller's report filed?     | X          |           |
| Additional Amount Due:            |            |           | Measuring device required?       |            | X         |
| Name and address same as permit?  | X          |           | Measuring device installed?      | X          |           |
| Are the water uses correct?       |            | X         | Measure device waiver requested? |            |           |

### Priority Calculation

|                     |              |
|---------------------|--------------|
| Date proof received | 05/12/2003   |
| Date proof due      | - 06/01/2003 |
| Lapse notice sent   | -            |
| No. of days late    | = 0          |
| Holiday allowance   | +            |
| Priority date       | + 03/02/1998 |
| New priority date   | = 03/02/1998 |

### Deficiencies of Actions Items

Acknowledge proof. Difference in use of water was a fewer number of homes, without a change in the diversion rate. The field examiner will resolve this difference.

MICROFILMED  
DEC 03 2003

## WELL DRILLER'S REPORT

**Use Typewriter or Ballpoint Pen**

DEC 03 2003

March 31, 2003

SPIRIT BEND WATER ASSN  
STAR RT BOX 52B  
SPIRIT LAKE, ID 83869

PROOF DUE NOTICE

RE: PERMIT NO. 96-8981

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before June 01, 2003. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

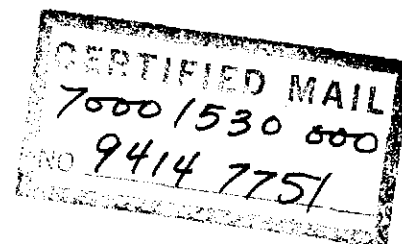
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

Sincerely,

Deborah J. Gibson, Administrative Assistant  
Water Allocation Bureau

Enclosures

MICROFILMED  
DEC 03 2003





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

July 8, 1998

Spirit Bend Water Association, Inc.  
ATTN Bruce Alexander  
Star Route Box 52B  
Spirit Lake ID 83869

RE: Water Right No. 96-08981

Dear Mr. Alexander:

I am receipt of your letter dated June 26, 1998, in which you ask for a 60 day extension to complete construction of your water project. Since you were not specific as to which water right you were referring to, I will assume that Permit No. 96-08981 is the right in question. This water right has a proof due date of June 1, 2003. This means that the completion of construction and use of the water does have to occur until June 1, 2003. Therefore, an extension is not necessary at this time.

If you are referring to a different water right that the one I am speaking of, or you have any additional questions, please contact me directly at (208)327-7953.

Sincerely,

A handwritten signature in cursive script that reads 'Julie L. Yarbrough'.

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: Water Right File No. 96-08981  
Northern Regional Office

MICROFILMED

SEP 29 1998

# Spirit Bend Water Association, INC.

RECEIVED

JUL 01 1998

June 26, 1998

Department of Water Resources

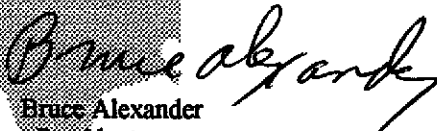
Idaho Water Resource Board  
1301 North Orchard Street  
Statehouse Mail  
Boise, Idaho 83720

Dear Sir:

I am writing this letter to request a 60 extension to our Project Completion Date. Kootenai Electric has not started construction of their line as of this date. We are working with them to get a firm start date.

The pump installation is being delayed until the power is installed to avoid the extra expense of a service call to connect the pump to the power.

Sincerely,

  
Bruce Alexander  
President

MICROFILMED

SEP 29 1998



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

**1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098**

**Phone: (208) 327-7900 FAX: (208) 327-7866**

July 1, 1998

**PHILIP E. BATT**  
**GOVERNOR**

**KARL J. DREHER**  
**DIRECTOR**

LAWRENCE W FRYBERG  
IDAHO DEPT OF LANDS  
2550 HWY 2 WEST  
SANDPOINT ID 83864-7305

RE: Water Appropriation Permit 96-08981 (Spirit Bend Water Association)

Dear Mr. Fryberg:

I am responding to your April 20, 1998, letter to Ken Knoblock. In your letter, you indicate that Spirit Bend Water Association included Public School Endowment Fund lands in the place of use on application 96-08981. The application was approved on June 8, 1998, based in part on the applicant's statement that "association members" are the owners of the land where the water is to be used.

I have enclosed a copy of the permit and a copy of the map submitted by Spirit Bend Water Association. Please note approval condition no. 6, which states that the permit "does not grant a right-of-way or easement across the land of another." You may also want to bear in mind that a water right cannot be established in trespass; the appropriator must have legal access to the place of use and point of diversion.

If you have any questions or need additional information, please contact me at 208-327-7946.

Respectfully,

A handwritten signature in cursive script that reads "Shelley Walter Keen".

Shelley Walter Keen  
Water Rights Supervisor

Enclosure

MICROFILMED

SEP 29 1998

IDAHO DEPARTMENT OF LANDS

PEND OREILLE LAKE AREA OFFICE

2550 Hwy 2 West  
Sandpoint, Idaho 83864-7305  
Phone (208) 263-5104 Fax (208) 263-0724

STANLEY F. HAMILTON - DIRECTOR

RECEIVED

JUN 22 1998

RECEIVED

APR 21 1998

NORTHERN REGION  
IDWR

April 20, 1998

Ken Knoblock  
Dept of Water Resources  
1910 NW Blvd. Suite 210  
Coeur D'Alene, ID 83814

**RE: Water Right No. 96-08981 (Spirit Bend Water Assoc.)**

Dear Ken:

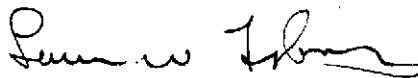
This water right indicates the diversion point is located on the SESW, Sec 16, T53N, R4W. It also states the place of use is the SWSW, SESW, SWSE, SESE, Sec 16, T53N, R4W.

This land is owned by the Public School Endowment Fund, as such a permit is required from the Dept of Lands to install a water system on state endowment lands. We have not received any request from Spirit Bend Water Assoc. to install a system on these lands.

I question if there is not an incorrect legal description on the water right filing.

Please let me know or provide the address of Spirit Bend Water Assoc. so we can clear this up.

Sincerely,



Lawrence W. Fryberg  
Area Supervisor

C: File

MICROFILMED

SEP 29 1998

KEEP IDAHO GREEN  
PREVENT WILDFIRE

EQUAL OPPORTUNITY EMPLOYER

WR5751NP  
(00-5751-1)

IDAHO DEPARTMENT OF WATER RESOURCES  
NEW WATER RIGHT FILINGS

DATE: 03/11/98  
PAGE: 4

| RIGHT<br>NUMBER | NAME & ADDRESS | PRIORITY<br>DATE | WATER USE | USE PERIOD<br>FROM TO | MAXIMUM<br>DIVERSION | STAGE |
|-----------------|----------------|------------------|-----------|-----------------------|----------------------|-------|
|-----------------|----------------|------------------|-----------|-----------------------|----------------------|-------|

|          |                        |                     |  |             |          |             |
|----------|------------------------|---------------------|--|-------------|----------|-------------|
| 96-08981 | SPIRIT BEND WATER ASSN | 03/02/1998 DOMESTIC |  | 01-01 12-31 | 0.58 CFS | APPLICATION |
|----------|------------------------|---------------------|--|-------------|----------|-------------|

0.58 CFS TOTAL

SOURCE: GROUNDWATER

TRIBUTARY:

REMARKS: Domestic use is for 75 homes.

POINT OF DIVERSION:

T53N R04W S16

SESW

PLACE OF USE: DOMESTIC

T53N R04W S16

SWSW

SESW

SWSE

SESE

S17

SWSE

SESE

S20

NENE

NWNE

S21

NENE

NWNE

SUNE

SENE

NENW

NWNW

STATE  
LAND

MICROFILMED  
SEP 29 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

June 9, 1998

PHILIP E. BATT  
GOVERNOR

SPIRIT BEND WATER ASSOCIATION  
STAR RT BOX 52B  
SPIRIT LAKE ID 83869

KARL J. DREHER  
DIRECTOR

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08981

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this right were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Groundwater Protection Section located here at this office or our regional office nearest you.

If you have any questions, please call me at 208-327-7946.

Sincerely,

Shelley W. Keen  
Water Rights Supervisor

MICROFILMED

SEP 29 1998

SK:klt

CERTIFICATE OF MAILING

I hereby certify that on the 9th day of June, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 96-08981

SPIRIT BEND WATER ASSOCIATION  
STAR RT BOX 52B  
SPIRIT LAKE ID 83869

  
Kari Lynn Townsend  
Secretary

MICROFILMED

SEP 29 1998

## Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

### PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

### EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

### ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED  
SEP 29 1996

### CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

### FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

### APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED  
SEP 29 1998

# APPLICATION FOR PERMIT STATE OFFICE REVIEW

by *Cindy Lou*
 No.: 96-8981 Name: Spirit Bend Water Assoc. Date: 4/14/98 Ad OK? ☒ Gvmt Lts: ☒
**AREA OF CONCERN:**

- No/Yes: \_\_\_\_\_ Mor / \_\_\_\_\_ GWMA / Trust / Non-trust

**PROTESTED:**

- 020 (Protest Agreement) or \*W19 (Order)

**SYSTEM COMPLETED:**

&gt; 1 year

- 26A(P17)

≤ 1 year/no proof

- P16

**GROUNDWATER: (✓ FLO-CH)**

WMD (✓ MAP)

&gt; 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

WMD Supplemental use

- 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

&gt; 0.24 cfs/5 acres

- 01M (report when notified)

≤ 0.24 cfs/5 acres

- No MD

**DRILLING PERMIT:**

All wells (✓ WDQ3)

- 046(P23)

Included w/permit

- Permit No. \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_, P99

irr. in WD

- P05 (new well location)

**SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):**

IN/ABOVE MIN. STR. FLOW (✓ MAP)

- \*WB9

WD (✓ MAP &amp; LISTING)

- R04 (WD # \_\_\_\_\_)

&gt; 0.10 cfs

- 01J-P08 (MD &amp; LD)

≤ 0.10 cfs

- 01H-P01 (LD) or No MD (in-stream stock)

WMD (✓ MAP)

&gt; 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

**SPRINGS/SINK, INACTIVE WD & REST OF STATE**

&gt; 0.24 cfs/5 acres

- 01M or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

**RIVER BASINS: (\*Surface water):**

Snake R (01)

- \*W22 -P04, NA

(02/03-irr)

- 007 (w/ remark \*WB9 if above Weiser), NA

Payette R(65)

- \*W22 (regulated uses), 047-P04 (Payette Lake), NA

Salmon R(70's)

- 029 (fish screens), NA

**USE:**

Domestic surface

- \*WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA

&gt;1 in rest. area

- 071-070

Fire Protection

- 077

Fish Propagation

- 029-007-042(req)-081 (WQ)-P10

Heating/Cooling

- R07 (injection well)

Irr ≤ 5 acres

- R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)

&gt; 5 acres

- R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)

Mining

- 054(req)-081-P10

Municipal

- 022, 075, 004 (+memo?), NA (not in restricted area)

Power

- 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);

17G (FERC) or 17M (FERC); 18B-P09; &gt;25 cfs-P18

Stockwater

- R37 (BLM/USFS); NA

Storage (✓3 compo.)

- 18A (in &amp; out MD for on-stream storage), 18B-P09 (&gt;10' dam), NA

**LOCATION:**

42-248 area

- P84 (in 20/30/40/50/60/70/80 (#7) basin)

Boise Front LoGeo

- 058 (&lt;85° GW temp only)

In-stream dev.

- P52 (stream channel alteration)

Irr Dist/Canal Co.

- 023 (Twin Falls area)

SWAN FALLS FLAG (See Code Chart)

Trust

- 051-052-053-P74 (Consumptive Uses), NA

Non-Trust (1)

- 048-049 (Consumptive Uses), NA

**OWNERSHIP:**

- 004 (PD/PU)

**OTHER CONDITIONS:****STANDARD REMARKS:****BENEFICIAL USE DUE:**
 6- 11/2003 ① WB5/75 ② WB54 ③ WB60/Spirit Bend #3
**COMMENTS:**



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

May 1, 1998

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

Larry Cannon  
Spirit Bend Water Association  
Star Route, Box 52B  
Spirit Lake, Idaho 83869

RE: Application for Permit No. 96-08981

Dear Mr. Cannon,

The above referenced application has been sent to the State Office for final review and processing; however, before the application process can continue, I will need some additional information.

As I explained to you during our telephone conversation on April 14, 1998, a subdivision plat identifying the location of the 75 homes listed on the application was not included with the application. I need the subdivision plat to clarify where water will be diverted. Please provide a subdivision plat identifying the location of the point of diversion, the location of any common or non-domestic areas, as well as the size of each lot. A preliminary plat would suffice.

I will hold processing on your application for 30 days pending your response. If I do not receive the requested additional information or a response from you within the 30-day period, I will start proceedings to void this application.

If you have any questions, you may contact me directly at (208) 327-7944.

Sincerely,

A handwritten signature in cursive script that reads "Cindy Zimmerman".

Cindy Zimmerman  
Water Resource Agent

*Subdivision plat received 6/1/98. cz.*

MICROFILMED

SEP 29 1998

CONVERSATION MEMORANDUM

File No.: 96-8981

Date: April 14, 1998

Name of ~~Call~~er: Larry Cannon

Employee: Cindy Zimmerman

This application is for 75 homes. No plat was included in the file. I called Larry Cannon this date requesting a subdivision plat showing the size & location of the 75 homes and the location of the well.

Mr. Cannon thought he could send it within 2 weeks.

Hold processing until subdivision plat is received.

MICROFILMED

SEP 29 1998

IDAHO DEPARTMENT OF WATER RESOURCES  
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

WRI  
WRA  
AC

APR 13 1998

APPLICATION # 96-8981

INITIAL REVIEW

DEPARTMENT OF WATER RESOURCES

APPLICANT: SPRIT Bend

BY: AB

DATE: 3/2/98

ITEM REQUIRED INFORMATION

1. (X) Name and Address
2. (X) Source
3. (X) Point of Diversion & County
4. (X) Quantity  
(X) Nature of Proposed Use  
(X) Period of Use
5. (X) Total Quantity
6. (X) Description of diverting works
7. (X) Time required for b/u
8. (X) Proposed use
9. (X) Place of use or acres irrigated
10. (X) Other water Rights
11. (X) Ownership
12. (X) Map  
(X) Signature  
(X) Fee (Amt, receipt, acknowledgement)

\*\*\* Send info sheet Y( ) N( )

ADDITIONAL INFORMATION

(Yes)(No)

- X Field check: by \_\_\_\_\_  
X Field report attached  
X Analysis Supp. attached(>5cfs/500af)  
X Water delivered by water master?  
 Water District # \_\_\_\_\_

PROCESSING

- (Yes)(No) PRIORITY DATE: 3/2/98  
X (Include Moratorium Remark)  
X Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: KOOTENAI County

LETTERS SENT REQUESTING:

- ( ) Dam Information ( ) Fish Information  
 ( ) Power Information ( ) Other: n/a

INFORMATION RECEIVED:

- ( ) Dam Information ( ) Fish Information  
 ( ) Power Information ( ) Other: n/a

GROUNDWATER SECTION

| WD Permit No.'s:    | Type:                           | Fees               | Receipt No.    | Upgrade Needed? |
|---------------------|---------------------------------|--------------------|----------------|-----------------|
| <u>96 98 N 0013</u> | Dom. <u>X</u> Non-Dom. <u>X</u> | Paid \$ <u>200</u> | <u>2011834</u> | Y ( ) N (X)     |
| _____               | Dom. _____ Non-Dom. _____       | Paid \$ _____      | _____          | Y ( ) N ( )     |
| _____               | Dom. _____ Non-Dom. _____       | Paid \$ _____      | _____          | Y ( ) N ( )     |

- X Groundwater management area  
X Critical ground water area  
X Well Drilling Permit required  
X Well Drilling Application and Fees received  
X Well Drilling Application approved?

Remarks: (older well 96-79-N-173)  
(WR: 96-8202)

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

- \_\_\_\_\_ Notice of pending void order issued. Final order response date: 1/1/  
 \_\_\_\_\_ Further information required from applicant  
3/30 \_\_\_\_\_ Affidavit of publication received  
3/30 \_\_\_\_\_ Application published correctly. If not, record action taken: \_\_\_\_\_  
3/11 \_\_\_\_\_ Publication dates and paper recorded on application  
 \_\_\_\_\_ Protests received, Final protest date: 4/16/98 Sr. Agent initial AB  
 \_\_\_\_\_ Measuring device required  
 \_\_\_\_\_ Measuring port required  
 \_\_\_\_\_ Special conditions:  
 \_\_\_\_\_ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AB RYA

Date: 4/8/98

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.  
County of Kootenai,

SHELLEY KAZMIERCZAK

upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was States, resident of the State of Idaho, over the age of twen party of the above entitled action.

2. I am now and at all times hereinafter mentioned we clerk) of the "Coeur d'Alene Press," a newspaper printed and Sunday in Coeur d'Alene, Kootenai County, Idaho, and havir in said county.

3. The legal notice

of which the annexed is a printed copy, was published in the issue of said newspaper for 2 consecuti commencing on the 19 day of Mar ending on the 26 day of March publication was made as often during said period as said newspaper was regularly issued.

4. That said newspaper has been continuously and unin said Kootenai County, during a period of more than seventy immediately prior to the first publication of said notice.

Shelley Kazmierczak

Subscribed and sworn to before me this 26 day of March

19 78

Regina Maxon

Notary Public for the State of Idaho,  
residing at Coeur d'Alene, Idaho.

MY COMMISSION EXPIRES 6/18/03

## NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

95-08982

LUNDY, HAROLD  
18700 E TRENT  
OTIS ORCHARDS, WA 99027  
Source: GROUNDWATER  
Diversion Pt: NWSNW Sec 4 T 50N R 05W in KOOTENAI County.  
Use: IRRIGATION (0.120 CFS)  
DOMESTIC (0.450 CFS)  
Total Diversion: (0.450 CFS)

Date Filed: 3/9/1998  
In: KOOTENAI County  
T50N R05W S04 SWNW SENW  
6.0 ACRES TOTAL

96-08981

SPIRIT BEND WATER ASSOCIATION  
STAR ROUTE BOX 52B  
SPIRIT LAKE, ID 83869  
Source: GROUNDWATER  
Diversion Pt: SESW Sec 16 T 53N R 04W in KOOTENAI County.  
Use: DOMESTIC (0.580 CFS)  
Total Diversion: (0.580 CFS)

Date Filed: 3/2/1998  
In: KOOTENAI County  
T53N R04W S16 SWSW SESW SWSE SESE  
S17 SWSE SESE  
S20 NENE NWNE  
S21 NENE NWNE SWNE SENE  
NENW NWNW

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before APRIL 6, 1998.

KARL J. DREHER, Director

RECEIVED

MAR 30 1998

NORTHERN REGION  
IDWR

MICROFILMED  
SEP 29 1998

March 27, 1998

Bruce Alexander, President  
Spirit Bend Water Association  
Star Route Box 52B  
Spirit Lake ID 83869

Re: Water Right Application 96-08981

Dear Mr. Alexander:

We are returning your map concerning the above referenced Water Right application.

Please review this in accordance with our recent conversation.

If you have any questions, please feel free to call me.

Sincerely,

Allen Beardslee  
Senior Water Resource Agent

db

Enc.

MICROFILMED  
SEP 29 1998

96-08981

SPIRIT BEND WATER ASSOCIATION  
STAR ROUTE BOX 52B  
SPIRIT LAKE, ID 83869

Source: GROUNDWATER

Diversion Pt:                    SESW      Sec 16 T 53N R 04W in KOOTENAI County.

Use: DOMESTIC                    (            0.580 CFS)  
Total Diversion: (            0.580 CFS)

Date Filed: 3/ 2/1998

In: KOOTENAI County

|               |      |      |      |      |
|---------------|------|------|------|------|
| T53N R04W S16 | SWSW | SESW | SWSE | SESE |
| S17           | SWSE | SESE |      |      |
| S20           | NENE | NWNE |      |      |
| S21           | NENE | NWNE | SWNE | SENE |
|               | NENW | NWNW |      |      |

MICROFILMED

SEP 29 1998

March 11, 1998

Bruce Alexander, President  
Spirit Bend Water Association  
Star Route Box 52B  
Spirit Lake ID 83869

Re: Water Appropriation Application No. 96-08981

Dear Mr. Alexander:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application.

Your appropriation application is currently being prepared for advertising in the local county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the application is not protested.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. State office personnel will then conduct a complete review, and you will be notified by mail of the outcome. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State office in Boise.

If your source is groundwater, a Well Drilling Permit is required for all wells constructed after July 1, 1987.

A "Domestic" well drilling permit should be obtained for a rate of diversion of up to 18 gallons per minute (0.04 CFS) and a daily volume of up to 2,500 gallons per day. The cost for this permit is \$75.00. For any other use, including multiple homes, or municipal, etc., the Drilling Permit fee is \$200. These Permits can be obtained by your driller, also. It is sometimes possible to upgrade an existing Domestic Drilling Permit by submitting a fee for the difference. This, however, depends on the individual well.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE  
Senior Water Resources Agent

AB:db

MICROFILMED

SEP 29 1998

WR0749NP  
No. 96-08981

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 03/03/98  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                                                | PRIORITY<br>DATE | WATER USE | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-----------------------------------------------------------------------------------------------|------------------|-----------|-----------------------|-------------------|---------------------|
| C                | SPIRIT BEND WATER ASSOCIATION<br>STAR ROUTE BOX 528<br>SPIRIT LAKE ID 83869<br>(208) 623-6532 | 03/02/1998       | DOMESTIC  | 01/01 12/31           | 0.580 CFS         |                     |
| TOTAL DIVERSION: |                                                                                               |                  |           |                       | 0.580 CFS         |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: APPLICATION

Point(s) of Diversion: T53N R04W S16 SESW KOOTENAI County

Place of use Legal Description for: DOMESTIC

| NE   |     |      |         | NW    |       |       |       | SW      |       |       |       | SE    |       |       |       |         |       |       |       |       |       |       |  |
|------|-----|------|---------|-------|-------|-------|-------|---------|-------|-------|-------|-------|-------|-------|-------|---------|-------|-------|-------|-------|-------|-------|--|
| NENE |     | NWNE |         | SWNE  |       | SENE  |       | NENW    |       | NWNW  |       | SWNW  |       | SESW  |       | NESE    |       | NWSE  |       | SWSE  |       | SESE  |  |
| T    | R   | S    | : Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | : Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | : Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac |  |
| 53N  | 04W | 16   | :       |       |       |       |       | :       |       |       |       |       |       |       |       | :       |       |       |       |       |       |       |  |
| 53N  | 04W | 17   | :       |       |       |       |       | :       |       |       |       |       |       |       |       | :       |       |       |       |       |       |       |  |
| 53N  | 04W | 20   | :       | D     | D     |       |       | :       |       |       |       |       |       |       |       | :       |       |       |       |       |       |       |  |
| 53N  | 04W | 21   | :       | D     | D     | D     | D     | :       | D     | D     |       |       |       |       |       | :       |       |       |       |       |       |       |  |

Pou County: KOOTENAI

Remarks: GEN Domestic use is for 75 homes.

Dates: App. Received: 03/02/1998 Priority Date: 03/02/1998  
Proof Due Date: Proof Made Date:  
Exam Made Date: Exam Sent to S.O.:  
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 03/03/1998 User-ID: DBALL Subject: Examiner's notes.  
POD owned by William Coute, easement agreement.  
POU owned by association members.  
List of officers on application.  
Proposed 8" well proposed 760 feet deep.  
"In house" use only.  
Time required 5 years.

Audit: 03/03/98 DBALL