

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 95-09460

RECEIVED
FEB 14 2008
IDWR/North

Date of Priority: August 27, 1998

Maximum Diversion Rate: 1.70 CFS

Maximum Diversion Volume: 731.4 AF

Comes now BAYVIEW WATER & SEWER DIST
PO BOX 637

BAYVIEW ID 83803-0637 and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 95-09460, and requests that the permit be changed as follows:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
FIRE PROTECTION	01/01 to 12/31	1.70 CFS	
MUNICIPAL	01/01 to 12/31	1.70 CFS	731.4 AF

LOCATION OF POINT(S) OF DIVERSION:GROUND WATER SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 3, Twp 53N, Rge 02W, B.M. KOOTENAI CountyGROUND WATER NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 3, Twp 53N, Rge 02W, B.M. KOOTENAI CountyPLACE OF USE: FIRE PROTECTION

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 02W 2					X	X	X		X	X							
53N 02W 3	X	X	X	X	L2	L1		X	L3	L4		X	X	X			
54N 01W 30					L3	L4										L5	
54N 01W 31												X	X				
54N 02W 26					L1	L1	L2										
54N 02W 33																	
54N 02W 34	X	X	X	X	X	X	X	X	X	X	X	X	X	X			
54N 02W 35	X	X	X	X	X	X	X	X	L3	X		L4	L1	L2			
54N 02W 36			L2	L1			L4	L3	L3	L4			L1	L2			
			X	X		X	X	X	L3	L4				L2			
				L1													

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 13 day of February, 2008.

C E Waller, Chairman
(Signature)

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FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$50.00 Received by db # N019039 Date 2/14/08

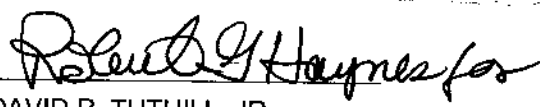
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, DAVID R. TUTHILL, JR., of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 95-09460 with the following:

CONDITIONS OF APPROVAL

1. The issuance of this right does not grant any right-of-way or easement across the land of another.
2. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.
3. Place of use is within the service area of Bayview Water and Sewer District as provided for under Idaho law.
4. 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 the management plan approved by the director for the RPGWMA.
5. 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.
6. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.

Witness my hand this 15th day of February, 2008.


DAVID R. TUTHILL, JR.
Director