

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09371

Priority: October 20, 2006

Maximum Diversion Rate: 1.67 CFS
Maximum Diversion Volume: 226.0 AF

This is to certify, that BIG SKY ESTATES OWNERS ASSN INC
PO BOX 2184
POST FALLS ID 83877-2184

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>
IRRIGATION	03/15 to 11/15	1.67 CFS	226.0 AF

LOCATION OF POINT OF DIVERSION:

GROUND WATER NW¼ SE¼ Sec. 29, Twp 51N, Rge 04W, B.M. KOOTENAI County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N 04W 29			18.0	1.3	.9	6.8	28.8	27.5									83.3

Total Acres: 83.3

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **May 01, 2012**.
2. Subject to all prior water rights.
3. Point of diversion is located within Lot 8, Blk. 3, Big Sky Estates Subdivision.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. 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.
7. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 95-09371

8. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
9. 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.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 15th day of May, 2007.


for DAVID R. ROUTHILL, JR., Director

Ident. No. 95-9371

73276
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED
OCT 20 2006

IDWR/North

1. Name of Applicant Big Sky Estates Homeowners Assoc. Inc. First Addition Phone 208-661-7699

Mailing address PO Box 2184, Post Falls, ID 83877-2184

2. Source of water supply Ground Water which is a tributary of _____

3. Location of point of diversion is Township 51 N Range 4 W Sec. 29, in the SE 1/4, SE 1/4, Govt. Lot —, B.M., KOOTENAI County;

additional points of diversion if any:

4. Water will be used for the following purposes:

Amount 1.67 cfs for Irrigation purposes from 3/15 to 11/15 (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) 1.67 cfs and/or (b) 250 226 Per letter from Appr.
cubic feet per second acre feet per annum

6. Proposed diverting works: Existing Well

a. Describe type and size of devices used to divert water from the source _____

150 HP Turbine Pump

b. Height of storage dam _____ feet; active reservoir capacity 0.12 acre-feet; total reservoir capacity 0.12 acre-feet

c. Proposed well diameter is 26 inches; proposed depth of well is 268 feet

d. Is ground water with a temperature of greater than 85°F being sought? _____

e. If well is already drilled, when? 2 Apr 1965; Drilling firm _____

Well was drilled for (well owner) Thomas Brickert; Drilling Permit No. 32079

7. Time required for completion of works and application of water to proposed beneficial use is 5 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. _____

e. Other; describe fully. Irrigation For 30 lots

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	
51N	4W	29			1B	1.3	0.9	6.8	20.8	21.5									83.3

Total number of acres to be irrigated 83.3

10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? Big Sky Estates Home Owners Association

b. Who owns the land to be irrigated or place of use? Big Sky Estates Home Owners Association

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: _____

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"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.

Louise E. King, President
Signature of Applicant (and title, if applicable) BSEHOA

Received by [Signature] Date 10/20/06 Time 2:55p Preliminary check by _____
Fee \$ 290.50 Received by [Signature] # N017952 Date 10/20/06
Publication prepared by [Signature] Date 10/20/06 Published in Idaho News # 10/20/06 Date 2/14/07
Publication approved [Signature] Date 2/14/07

95-9371



0.2 0 0.2 0.4 Miles

-  GCDB51N04W GCDB
-  Foster.shp
-  Pou.shp
-  Pod.shp
-  Administrative BasinsAdminbas.shp



Big Sky Estates and

Big Sky Estates First Addition

A PORTION OF SEC. 29, T.51N., R.4W., B.M.
KOOTENAI COUNTY, IDAHO

OPERA INTERNATIONAL & S. 100' 0"

First Addition



MEYER ROAD

BIG SKY ESTATES

FIRST ADDITION

CENTURY DRIVE

BIG SKY ESTATES

BLOCK FOUR

BLOCK TWO

BLOCK ONE

CENTURY DRIVE

BIG SKY DRIVE

BUETTER ROAD

CRANSTON CORNER

R: Reserved

PLANE & SKEET, PA
Consulting Engineers

MASTER PLAN

BIG SKY

101

Big Sky 1st Addition

Area of Home including attached 3 car garage 4100 ft²
 Out buildings 4200 ft²
 Driveways 8000 ft²
 Total non Irrigated 16300 ft²
 0.374 Acres

U of I Research Paper CIS 1098
 Mature Lawn Water Requirements Southern Idaho
 Inch/Day Days
 Period 1 April 15 to June 1 0.19 46
 Period 2 June 1 to Sep. 1 0.25 92
 Period 3 Sept. 1 to Oct 15 0.19 45
 North Idaho Correction 0.85
 Effective absorpsion Rate 80%

Average Rain Inches
 3.42
 4.24
 1.95

Diversion Rate 0.020 CFS Idaho Dept. of Water Resources
 Annual water usage 3.000 AF/Acre

Block	Lot	Lot Size Net Acres	Irrigated	Diversion Annual			Period 1			Period 2			Period 3		
				Rate CFS	Usage AF	Rate CFS	Rate CFS	Usage AF	Rate CFS	Rate CFS	Usage AF	Rate CFS	Rate CFS	Usage AF	Rate CFS
1	1	4.506	4.132	0.083	12.40	0.035	1.95	0.046	6.86	0.035	2.41	0.035	2.41	2.41	2.41
1	2	4.515	4.141	0.083	12.42	0.035	1.95	0.046	6.88	0.035	2.42	0.035	2.42	2.42	2.42
1	3	4.650	4.276	0.086	12.83	0.036	2.01	0.048	7.10	0.036	2.50	0.036	2.50	2.50	2.50
1	4	4.501	4.127	0.083	12.38	0.035	1.94	0.046	6.85	0.035	2.41	0.035	2.41	2.41	2.41
1	5	4.498	4.124	0.082	12.37	0.035	1.94	0.046	6.85	0.035	2.41	0.035	2.41	2.41	2.41
1	6	4.500	4.126	0.083	12.38	0.035	1.94	0.046	6.85	0.035	2.41	0.035	2.41	2.41	2.41
1	7	4.500	4.126	0.083	12.38	0.035	1.94	0.046	6.85	0.035	2.41	0.035	2.41	2.41	2.41
1	8	4.514	4.140	0.083	12.42	0.035	1.95	0.046	6.88	0.035	2.42	0.035	2.42	2.42	2.42
1	9	4.498	4.124	0.082	12.37	0.035	1.94	0.046	6.85	0.035	2.41	0.035	2.41	2.41	2.41
1	10	4.500	4.126	0.083	12.38	0.035	1.94	0.046	6.85	0.035	2.41	0.035	2.41	2.41	2.41
1	11	4.500	4.126	0.083	12.38	0.035	1.94	0.046	6.85	0.035	2.41	0.035	2.41	2.41	2.41
1	12	4.501	4.127	0.083	12.38	0.035	1.94	0.046	6.85	0.035	2.41	0.035	2.41	2.41	2.41
1	13	4.548	4.174	0.083	12.52	0.035	1.97	0.047	6.93	0.035	2.44	0.035	2.44	2.44	2.44
2	1	4.526	4.152	0.083	12.46	0.035	1.96	0.046	6.90	0.035	2.43	0.035	2.43	2.43	2.43
2	2	4.747	4.373	0.087	13.12	0.037	2.06	0.049	7.26	0.037	2.56	0.037	2.56	2.56	2.56
2	3	4.502	4.128	0.083	12.38	0.035	1.94	0.046	6.86	0.035	2.41	0.035	2.41	2.41	2.41
3	1	4.506	4.132	0.083	12.40	0.035	1.95	0.046	6.86	0.035	2.41	0.035	2.41	2.41	2.41
3	2	4.674	4.300	0.086	12.90	0.036	2.03	0.048	7.14	0.036	2.51	0.036	2.51	2.51	2.51
3	3	4.588	4.214	0.084	12.64	0.036	1.98	0.047	7.00	0.036	2.46	0.036	2.46	2.46	2.46
3	4	4.504	4.130	0.083	12.39	0.035	1.95	0.046	6.86	0.035	2.41	0.035	2.41	2.41	2.41
Total		90.778	83.294	1.666	249.88	0.706	39.23	0.930	138.35	0.706	48.67	0.706	48.67	48.67	48.67

Annual Usage 226.26 AF Corrected for Average Rain Fall
 Diversion Rate Period 2 417.19 Gal/Min

Sec. 29
NWNW

Sec. 29
NENW

~~SW~~ NW

Sec. 29

SE NW

Sec. 29

Sec. 29

SW NE

Sec. 29

SE NE

ROD

NW SE

E10

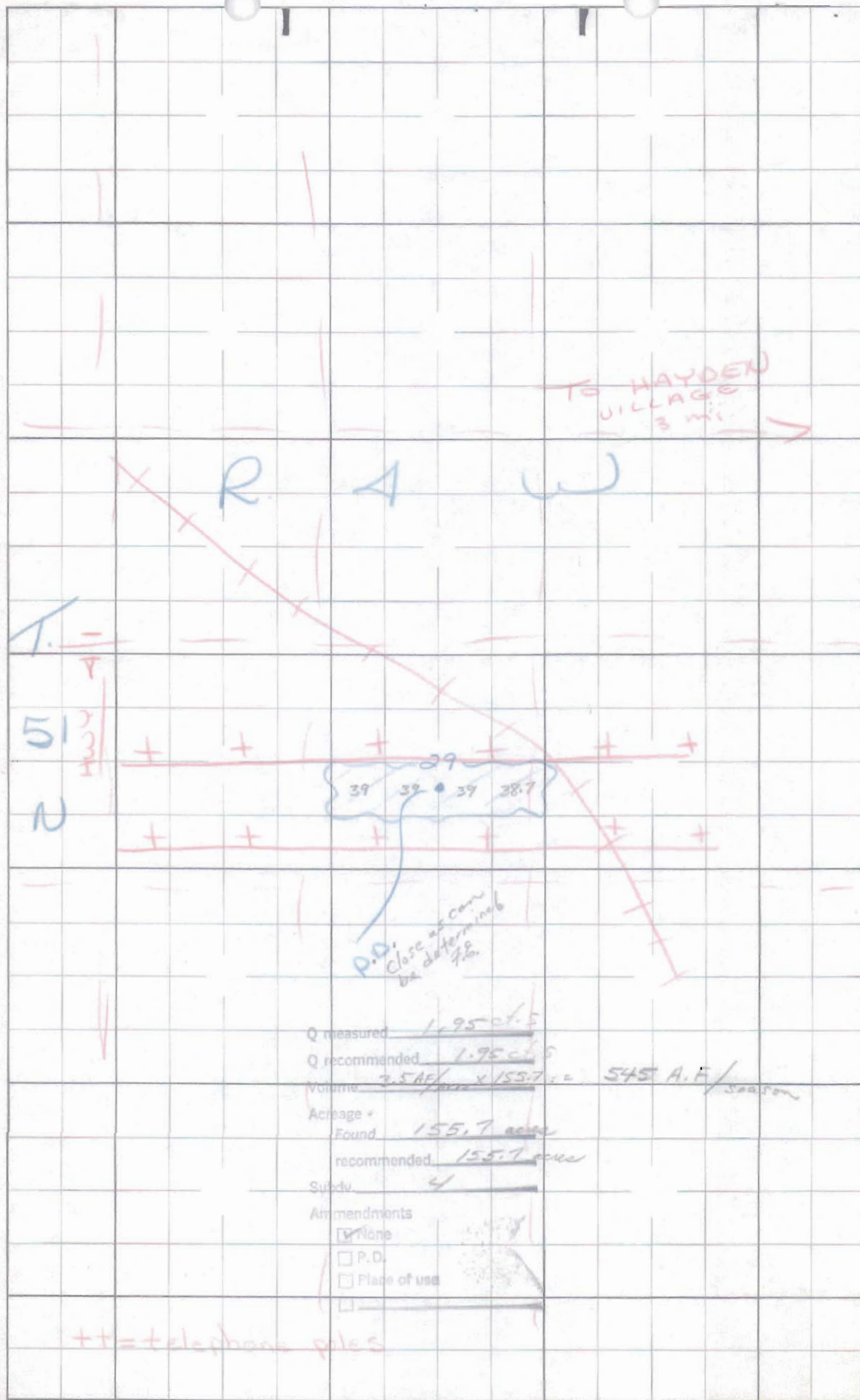
MEYER

1234567

Report # 95-2162

poline

95 2162



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

05 2102

**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

May 17, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

BIG SKY ESTATES OWNERS ASSN INC
PO BOX 2184
POST FALLS ID 83877-2184

RE: Permit No. 95-9371

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources 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 the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date 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.

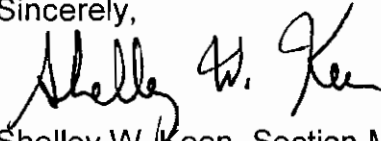
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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 water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-287-4947.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being more prominent.

Shelley W. Keen, Section Manager
Water Right Permits Section

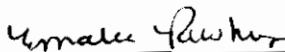
Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on May 17, 2007 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 95-9371

**BIG SKY ESTATES OWNERS ASSN INC
PO BOX 2184
POST FALLS ID 83877-2184**

A handwritten signature in cursive script, appearing to read "Emalee Rushing", is written over a horizontal line.

**Emalee Rushing
Technical Records Specialist**

Statement of Available Procedures and Applicable Time Limits

RESPONDING TO PRELIMINARY ORDERS ISSUED BY THE IDAHO DEPARTMENT OF WATER RESOURCES (To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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 this order. **Note: the petition must be received by the department within this fourteen (14) day period.** 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 fourteen (14) 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 this 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director 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 Director 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.

MEMORANDUM

Date: May 15, 2007
To: Water Right File 95-9371
From: eretelle
Re: permit review

No WD
RPGWMA - conditions added

No protests - agreement with KEA to restrict to 226 af/year to avoid formal protest
PoD overlap 95-2162
No PoU overlap
adjacent to 95-7244 for domestic, 3 homes

Recommend approval as suggested by IDWR Northern

MEMORANDUM

February 22, 2007

REC-100

R.

DEPARTMENT OF
WATER RESOURCES

To: The File
From: Keith Franklin

To stop a proposed protest of this application by Kootenai Environmental Alliance, the applicant agreed to limit the annual volume allotted to the irrigation of 83.3 acres to 226 acre-feet. Letter from the applicant to IDWR has been made part of the file.

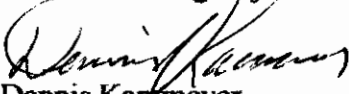
Keith E. Franklin
Senior water resource Agent
Idaho Department of Water Resources
Northern Regional Office
7600 Mineral Drive, Suite # 100
Coeur d'Alene, Idaho 83815

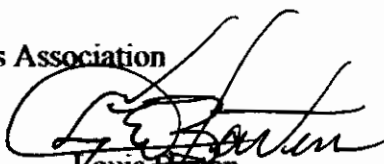
Memo: Change in Application for Water Permit for First Addition of Big Sky Estates Homeowners Association

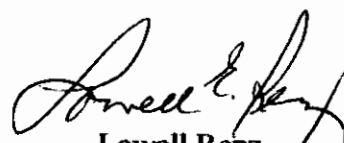
On February 6, 2007, agreement was reached between the three directors from Big Sky Estates acting on behalf of the the Association and the Kootenay County Environmental Alliance. Then Alliance was represented by Barry Rosenberg and three other of consultants. The agreement reached, as it pertains to the application is as follows: the total quantity of water to be appropriated was reduced from 250 acre feet per annum to 226 acre feet per annum as it applies to the First Addition of Big Sky Estates.

This statement is being given to the Department Water Resources to attach to the Permit Application previously submitted.

Directors of Big Sky Estates Homeowners Association


Dennis Kammeier


Louis E. Barten


Lowell Renz

AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO,
County of Kootenai, } ss.

FEB 09 2007

Feather Buys IDWR/North
being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The Legal Notice

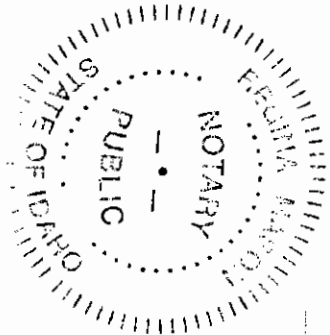
of which the annexed is a printed copy, was published in the regular Times issue of said newspaper for 2 consecutive weeks commencing on the 1 day of Feb 2007 and ending on the 5 day of Feb 2007, and such publication was made as often during said period as said daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice. Feather Buys

On this 8 day of Feb in the year of 2007, before me, a Notary Public, personally appeared Feather Buys known or identified to me to be the person whose name subscribed to the within-instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

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

MY COMMISSION EXPIRES 6/18/09



LEGAL NOTICE

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

95-9361

MIKE VINCENT

BARBARA VINCENT

15555 BLACKROCK RANCH RD

COEUR D'ALENE ID 83814

Point(s) of Diversion I7 (NWSESW) S3 T48N R04W KOOTENAI Co.

Source GROUND WATER

Use: IRRIGATION 01/01 To 12/31 0.12 CFS

Use: DOMESTIC 01/01 To 12/31 0.13 CFS

Total Diversion: 0.25 CFS

Date Filed: 10/03/2006

Place Of Use: DOMESTIC

T48N R04W S3 NESW Lot 6 NWSW SWSW

Place Of Use: IRRIGATION & DOMESTIC

Number of Acres 4

Remark: Domestic use is for 8 homes.

95-9371

BIG SKY ESTATES OWNERS ASSN INC

PO BOX 2184

Point(s) of Diversion NWSE S29 T51N R04W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 1.67 CFS

Total Diversion: 1.67 CFS

Date Filed: 10/20/2006

Place Of Use: IRRIGATION

T51N R04W S29 SWNE SENE NENW NWNW SWNW SENW

Number of Acres 83.3

95-9376

JASON PLUMMER

NO. 6 SUNRISE DR

Point(s) of Diversion L1 (NENW) S12 T49N R04W KOOTENAI Co.

Source COEUR D'ALENE LAKE - Tributary To SPOKANE RIVER

Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 12/11/2006

Place Of Use: DOMESTIC

T49N R04W S12 NENW Lot 1

Remark: Domestic use is for 1 home.

95-9377

JASON PLUMMER

NO. 6 SUNRISE DR

Point(s) of Diversion L1 (NENW) S12 T49N R04W KOOTENAI Co.

Source COEUR D'ALENE LAKE - Tributary To SPOKANE RIVER

Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 12/11/2006

Place Of Use: DOMESTIC

T49N R04W S12 NENW Lot 1

Remark: Domestic use is for 1 home.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 02/19/2007.

The protest must also send a copy of the protest to the applicant.

DAVID R TUTTILL, Interim Director

Legal 532

February 1, 8, 2007

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

95-9361

MIKE VINCENT

BARBARA VINCENT

15555 BLACKROCK RANCH RD

COEUR D'ALENE ID 83814

Point(s) of Diversion L7 (NWSESW) S3 T48N R04W KOOTENAI Co.

Source GROUND WATER

Use: IRRIGATION 01/01 To 12/31 0.12 CFS

Use: DOMESTIC 01/01 To 12/31 0.13 CFS

Total Diversion: 0.25 CFS

Date Filed: 10/03/2006

Place Of Use: DOMESTIC

T48N R04W S3 NESW Lot 6 NWSW SWSW

Place Of Use: IRRIGATION & DOMESTIC

Number of Acres 4

Remark: Domestic use is for 8 homes.

95-9371

BIG SKY ESTATES OWNERS ASSN INC

PO BOX 2184

POST FALLS ID 83877-2184

Point(s) of Diversion NWSE S29 T51N R04W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 1.67 CFS

Total Diversion: 1.67 CFS

Date Filed: 10/20/2006

Place Of Use: IRRIGATION

T51N R04W S29 SWNE SENE NENW NWNW SWNW SENW

Number of Acres 83.3

95-9376

JASON PLUMMER

NO. 6 SUNRISE DR

ENGLEWOOD CO 80113

Point(s) of Diversion L1 (NENW) S12 T49N R04W KOOTENAI County

Source COEUR D'ALENE LAKE - Tributary To SPOKANE RIVER

Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 12/11/2006

Place Of Use: DOMESTIC

T49N R04W S12 NENW Lot 1

Remark: Domestic use is for 1 home.

95-9377

JASON PLUMMER

NO. 6 SUNRISE DR

ENGLEWOOD CO 80113

Point(s) of Diversion L1 (NENW) S12 T49N R04W KOOTENAI County

Source COEUR D'ALENE LAKE - Tributary To SPOKANE RIVER

Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 12/11/2006

Place Of Use: DOMESTIC

T49N R04W S12 NENW Lot 1

Remark: Domestic use is for 1 home.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 7600 Mineral Drive, Suite 100, Coeur D'Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 02/19/2007. The protestant must also send a copy of the protest to the applicant.

DAVID R TUTHILL, Interim Director Published Feb.1 & 8, 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR
Interim Director

January 23, 2007

DEE DUQUETTE &/OR GLENDA JEFFERSON
LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814

E-MAILED & FAXED 1/23/07

RE: Application for Permit No. 95-9361, 95-9371, 95-9376 & 95-9377

Please FAX proof copy before this goes to press, to 762-2819
Thanks, Dianne

Dear Dee & Glenda:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, February 1 and 8, 2007, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 02/19/2007. Your cooperation is GREATLY appreciated, as always.

Thank you,
Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, January 23, 2007 11:09 AM
To: Legal Notices-CdA Press (E-mail); Legal Notices-CdA Press2 Glenda Jefferson (E-mail)
Subject: Legal notice to publish February 1 and 8, 2007 (One that didn't make it last time)

Importance: High

Good morning, ladies,

THIS IS THE FIRST OF TWO LEGAL NOTICES YOU WILL RECEIVE FOR PUBLICATION ON FEBRUARY 1 AND 8, 2007. THIS ONE REPLACES LEGAL NOTICE #433 THAT DID NOT GET INTO THE PAPER ON JANUARY 18 & 25, 2007 AS WAS SCHEDULED.

Attached is our cover letter requesting publication on February 1 and 8, 2007 of a legal notice, which is also attached. **If for some reason you cannot publish the notice on the dates requested, please call me immediately.** If you need to abbreviate County to CO., that's OK.

ALSO, PLEASE FAX A PROOF COPY TO ME - AT 762-2819 - BEFORE THE LEGAL NOTICE GOES TO PRESS.

Thanks for all your good help, and have a happy day.

Dianne

*Dianne Ball
Administrative Assistant
Idaho Dept of Water Resources
7600 Mineral Drive Suite 100
Coeur d'Alene, ID 83815
Phone (208)762-2800 FAX (208)762-2819*



CoverLetter
1-23-07 CdA e-mai.



LegalNotice
1-23-07 CdA e-mai.



State of Idaho

DEPARTMENT OF WATER RESOURCES

7600 Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

NORTHERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

January 23, 2007

BIG SKY ESTATES OWNERS ASSN INC
PO BOX 2184
POST FALLS ID 83877-2184

RE: Application for Permit No 95-9371

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number in all future correspondence regarding this application.

The legal notice of the application scheduled for publication on January 18 and 25, 2007, did not take place due to paper error. Therefore a new legal notice of the application has been prepared and is scheduled for publication in the Coeur d'Alene Press on February 1 and 8, 2007. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight to twelve weeks.

Please feel free to contact this office if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Keith E. Franklin'. The signature is fluid and cursive, with the first name 'Keith' being more prominent.

Keith E. Franklin
Senior Water Resource Agent

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

95-9361

MIKE VINCENT

BARBARA VINCENT

15555 BLACKROCK RANCH RD

COEUR D'ALENE ID 83814

Point(s) of Diversion L7 (NWSESW) S3 T48N R04W KOOTENAI Co.

Source GROUND WATER

Use: IRRIGATION 01/01 To 12/31 0.12 CFS

Use: DOMESTIC 01/01 To 12/31 0.13 CFS

Total Diversion: 0.25 CFS

Date Filed: 10/03/2006

Place Of Use: DOMESTIC

T48N R04W S3 NESW Lot 6 NWSW SWSW

Place Of Use: IRRIGATION & DOMESTIC

Number of Acres 4

Remark: Domestic use is for 8 homes.

95-9371

BIG SKY ESTATES OWNERS ASSN INC

PO BOX 2184

POST FALLS ID 83877-2184

Point(s) of Diversion NWSE S29 T51N R04W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 1.67 CFS

Total Diversion: 1.67 CFS

Date Filed: 10/20/2006

Place Of Use: IRRIGATION

T51N R04W S29 SWNE SENE NENW NWNW SWNW SENW

Number of Acres 83.3

95-9376

JASON PLUMMER

212 IRONWOOD DR STE D214

COEUR D'ALENE ID 83814

Point(s) of Diversion L1 (NENW) S12 T49N R04W KOOTENAI County

Source COEUR D'ALENE LAKE - Tributary To SPOKANE RIVER

Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 12/11/2006

Place Of Use: DOMESTIC

T49N R04W S12 NENW Lot 1

Remark: Domestic use is for 1 home.

95-9377

JASON PLUMMER

212 IRONWOOD DR STE D214

COEUR D'ALENE ID 83814

Point(s) of Diversion L1 (NENW) S12 T49N R04W KOOTENAI County

Source COEUR D'ALENE LAKE - Tributary To SPOKANE RIVER

Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 12/11/2006

Place Of Use: DOMESTIC

T49N R04W S12 NENW Lot 1

Remark: Domestic use is for 1 home.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 7600 Mineral Drive, Suite 100, Coeur D'Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 02/05/2007. The protestant must also send a copy of the protest to the applicant.

DAVID R TUTHILL, Interim Director Published Jan.18 & 25, 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR
Interim Director

January 09, 2007

**AMY McCREE, DEE DUQUETTE
&/OR GLENDA JEFFERSON
LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814**

E-MAILED & FAXED 1/9/07

RE: Application for Permit No. 95-9361, 95-9371, 95-9376 & 95-9377

*Please FAX proof copy before this goes to press, to 762-2819
Thanks, Dianne*

Dear Amy, Dee & Glenda:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, January 18 and 25, 2007, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 02/05/2007. Your cooperation is GREATLY appreciated, as always.

Thank you,
Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, January 09, 2007 2:05 PM
To: Legal Notices-CdA Press (E-mail); Legal Notices-CdA Press2 Glenda Jefferson (E-mail); Legal Notices-CdA Press3 Amy (E-mail); Legal Notices-CdA Press4 Dee Duquette (E-mail)
Subject: Legal notice for publication January 18 and 25, 2007

Good afternoon, ladies,

Attached is our cover letter requesting publication on January 18 and 25, 2007 of a legal notice, which is also attached. I'm trying to get the notices out early because of the holiday next week. If for some reason you cannot publish the notice on the dates requested, please call me immediately. If you need to abbreviate County to CO., that is OK.

ALSO, PLEASE FAX A PROOF COPY TO ME - AT 762-2819 - BEFORE THE LEGAL NOTICE GOES TO PRESS.

Thanks for all your good help, and have a happy day.

Dianne

*Dianne Ball
Administrative Assistant
Idaho Dept of Water Resources
7600 Mineral Drive Suite 100
Coeur d'Alene, ID 83815
Phone (208)762-2800 FAX (208)762-2819*



CoverLetter
1-09-07 CdA e-mai.



LegalNotice
1-09-07 CdA e-mai.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800

Fax: (208) 762-2819

Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

January 09, 2007

BIG SKY ESTATES OWNERS ASSN INC
PO BOX 2184
POST FALLS ID 83877-2184

RE: Application for Permit No 95-9371

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Coeur d'Alene Press on January 18 and 25, 2006. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight to twelve weeks.

Please feel free to contact this office if you have any questions.

Sincerely,

A handwritten signature in black ink that reads "Keith E. Franklin". The signature is written in a cursive, flowing style.

Keith E. Franklin
Senior Water Resource Agent

10-0-06

To

KEITH E. FRANKLIN
7600 Mineral Dr., Suite 100, Ed'A, ID 83815

RECEIVED
OCT 20 2006
IDWR/North

ATTACHED Are 2 Forms -

1. Notice of change in Water Right Ownership
Big Sky Estates HOA -

2. Application For PERMIT
Big Sky Estates HOA - First Edition

These are the forms that you ^{use to} fill out. Added are
maps that should clarify the area.

Lowell E. Renz
Pres. BSE HOA

Lowell ~~Franklin~~ Renz
President - Big Sky Estates
HOA

6353 W. Big Sky Dr.
Post Falls, ID 83854
208-769-9343



NAME:	PHONE:	ADDRESS:
-------	--------	----------

DIRECTORS:

Lou Barton (2007)	667-2667	6848 W. Big Sky Dr.	PF 83854
Dennis Kammeyer (2008)	765-2101 / 755-1002c	7396 Nighthawk Dr.	PF 83854
Lowell Renz (2008)	769-9343 / 661-7699c	6353 W. Big Sky Dr.	PF 83854

OFFICERS:

PRESIDENT Lowell Renz (2008)

VICE-PRES Nate Thoreson (2008) 765-8213 / 818-2638c 7322 W. Century Dr. PF 83854

SECRETARY Dee Nystrom (2007) 765-8384 7094 W. Big Sky Dr. PF 83854

TREASURER Jean Davis (2007) 661-9884c 6893 W. Century Dr. PF 83854

PAST PRES. Dave Johnson 661-5136c

ARCHITECTURE CONTROL:

Enoch VanOstrand 661-1441 / 660-9093c 6994 W. Century Dr. PF 83854

Dennis Kammeyer

Todd Koenig 667-7539 P. O. Box 3024 PF 83854

Eric Verhaeghe 777-7511 / 623-5495 7654 Nighthawk PF 83854

LANDSCAPE // IRRIGATION PUMP:

Mowing	Dave Herbic	687-3785 / 651-1825c
Landscape	Jim Foraker	699-8129c
Oil Drip	Brad Filkins	765-8282 / 691-3322c

Consultant	Mike McKeown	773-7720
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FILED/EFFECTIVE

ARTICLES OF INCORPORATION

RECEIVED FEB 2 15 OF

BIG SKY ESTATES OWNERS ASSOCIATION, INC.

KNOW ALL MEN BY THESE PRESENTS that JOHN A. BEUTLER, being of age of eighteen (18) years, and for the purposes of forming a corporation under the Idaho Nonprofit Corporation Act, hereby certifies and adopts the following Articles of Incorporation:

**ARTICLE I
NAME**

The name of the Corporation (hereinafter called the "Association") is BIG SKY ESTATES OWNERS ASSOCIATION, INC., and it is a non-profit corporation.

**ARTICLE II
DURATION**

The Association shall exist perpetually.

**ARTICLE III
PURPOSES AND POWERS OF THE ASSOCIATION**

This Association does not contemplate the distribution of gains, profits, or dividends to its Members. The specific primary purposes for which it is formed are to provide for the acquisition, construction, management, operation, administration, maintenance, repair, improvement, preservation, insurance, and architectural control of Association property within that certain residential subdivision located in Kootenai County, Idaho, commonly known as Big Sky Estates, and to promote the health, safety and welfare of all owners and tenants using the above-described property and any additions thereto as may hereafter be brought within the jurisdiction of this Association for such purpose, all according to that certain Declaration of Covenants, Conditions and Restrictions (the "Declaration") recorded or to be recorded with respect to said property in the Office of the Recorder of Kootenai County.

In furtherance of said purposes, and subject to the approval of Members as required by the Declaration and the remaining Project Documents, this Association shall have power to:

- (a) Perform all of the duties and obligations of the Association as set forth in the Declaration;
- (b) Fix, levy, collect and enforce Assessments as set forth in the Declaration;
- (c) Pay all expenses and obligations incurred by the Association in the conduct of its business, including, without limitation, all licenses, taxes or governmental charges levied or imposed against the Association property;
- (d) Acquire (by gift, purchase or otherwise), own, hold, improve, build upon, operate, maintain, convey, sell, lease, exchange, transfer, dedicate for public use or

IDAHO SECRETARY OF STATE
02/25/2002 05:00
FILED 10132 CT 428 PH 44349
10 30.00 30.00 INC NOV 1 2

C142704

otherwise dispose of real or personal property in connection with the affairs of the Association;

(e) Make contracts and incur liabilities, borrow money and mortgage, pledge, deed in trust, or hypothecate any or all of its real or personal property as security for money borrowed or debts incurred;

(f) Dedicate, sell, transfer, or grant easements over all or any part of the subject property to any public agency, authority or utility for such purposes and subject to such conditions as may be determined by the Board;

(g) Participate in mergers and consolidations with other nonprofit corporations organized for the same purposes, or annex additional property to the property managed by the Association;

(h) Have and exercise any and all powers, rights, and privileges which a corporation organized under the Nonprofit Corporation Act of the state Idaho by law may now or hereafter have or exercise.

ARTICLE IV MEMBERS AND MEMBERSHIP

1. Non-stock Corporation. Participation in management and ownership of the Association shall be by membership only. The Association shall issue no stock and shall have no shareholders.

2. Membership. The Owner of a Lot shall automatically, upon becoming an Owner, be a Member of the Association, and shall remain a Member thereof until such time as its ownership ceases for any reason, at which time its membership in the Association shall automatically cease. Membership shall be in accordance with these Articles of Incorporation and the Bylaws of the Association.

3. Transferred Membership. Membership in the Association shall not be transferred, pledged, or alienated in any way, except upon the transfer of ownership of the Lot to which it is appurtenant, and then only to the new Owner. Any attempt to make a prohibited transfer is void. In the event the Owner of any Lot should fail or refuse to transfer the membership registered in its name to the purchaser of its Lot, the Association shall have the right to record the transfer upon its books and thereupon the old membership outstanding in the name of the seller shall be null and void.

4. One Class of Membership. The Association shall have one class of voting membership, with each Lot, including Lots owned by the Declarant identified in the Declaration, having one (1) vote with respect to all matters upon which a vote is to be taken.

5. Voting Requirements. Except where otherwise expressly provided in the Declaration, these Articles of Incorporation, or the Bylaws, any action by the Association which must have the approval of the Association membership before being undertaken, shall require the

vote or written assent of the prescribed percentage of a quorum of the total voting power of the Association.

6. Limitation of Payment to Dissenting Member. Membership in the Association is appurtenant to and cannot be segregated from ownership of a Lot within the jurisdiction of the Association. Except upon dissolution of the Association, a dissenting Member shall not be entitled to any return of any contribution or other interest in the Association.

ARTICLE V INITIAL REGISTERED OFFICE AND AGENT

The initial registered office of the Association shall be at the offices of Century 21/John Beutler & Associates, at 1900 Northwest Blvd., Coeur d'Alene, Idaho 83814, and the registered agent at such address shall be John A. Beutler.

ARTICLE VI BOARD OF DIRECTORS; INCORPORATOR

The affairs of this Association shall initially be managed by a Board of three (3) Directors, who shall be Members of the Association, or agents of a corporate Member. The number of Directors may be changed by the amendment of the Bylaws of the Association. The names and addresses of the initial three (3) Directors of the Association until the selection of their successors, are:

<u>Name</u>	<u>Address</u>
JOHN A. BEUTLER	1836 Northwest Blvd. Coeur d'Alene, Idaho 83814
ANN J. BEUTLER	1836 Northwest Blvd. Coeur d'Alene, Idaho 83814
LEO NOTAR	1836 Northwest Blvd. Coeur d'Alene, Idaho 83814

The name and address of the incorporator of this Association is as follows:

<u>Name</u>	<u>Address</u>
JOHN A. BEUTLER	1836 Northwest Blvd. Coeur d'Alene, Idaho 83814

ARTICLE VII INDEMNIFICATION

A Director of the Association shall not be personally liable to the Association for monetary damages arising from any conduct as a Director, except this limitation on liability shall not apply to (i) acts or omissions involving intentional misconduct by the Director or a knowing

violation of law by the Director, or (ii) any transaction from which the Director will personally receive a benefit in money, property, or services to which the Director is not legally entitled. If the Idaho Business Corporation Act and/or the Idaho Nonprofit Corporation Act is amended to authorize corporate action further eliminating or limiting the *personal liability of corporate Directors*, then the liability of a Director of this Association shall be eliminated or limited to the fullest extent permitted by such law or laws, as so amended.

Any repeal or modification of the foregoing paragraph shall not adversely affect any right or protection of a Director of the Association existing at the time of such repeal or modification.

The Association has the power to indemnify, and to purchase and maintain insurance for, its Directors, officers, trustees, employees, and other persons and agents. Without limiting the generality of the foregoing, the Association shall indemnify its Directors against all liability, damages, and costs or expenses (including attorneys fees) arising from or in any way connected with service for, employment by, or other affiliation with this Association to the maximum extent and under all circumstances permitted by law.

ARTICLE VIII DISSOLUTION

In the event of the dissolution, liquidation, or winding up of the Association, after paying or adequately providing for the debts and obligations of the Association, the Directors or person *in charge of the liquidation* shall divide the remaining assets among the Members in accordance with their respective rights thereto as established in the Declaration.

ARTICLE IX AMENDMENT OF ARTICLES

These Articles may be amended at any time and in any manner by the vote of sixty-seven percent (67%) of the total voting power of the Association, or by the unanimous consent of the Members; provided, however, that the percentage of the voting power necessary to amend a specific clause or provision herein shall not be less than the percentage of affirmative votes prescribed for action to be taken under said clause or provision; and provided further, that any such amendment shall not be inconsistent with the law.

For the purpose of forming this Association under the laws of the state Idaho, the undersigned, being the incorporator of this Association, has executed these Articles of Incorporation on February 20th, 2002.


JOHN A. BEUTLER

CONSENT TO SERVE AS REGISTERED AGENT

I, JOHN A. BEUTLER, hereby consent to serve as registered agent in the state Idaho, for the corporation known as BIG SKY ESTATES OWNERS ASSOCIATION, INC. I understand that as agent for the Association, it will be my responsibility to receive service of process in the name of the Association; to forward all mail to the Association; and to immediately notify the office of the Secretary of State in the event of my resignation, or of any changes in the registered office address of the Association for which I am agent.

DATED: February 20, 2002.


JOHN A. BEUTLER

NO. C 142704

Return to

SECRETARY OF STATE
700 WEST JEFFERSON
PO BOX 83720
BOISE ID 83720-0080

Due no later than Feb 28, 2003
Annual Report Form

2 Registered Agent and Office NO PO BOX

JOHN A BEUTLER

~~4000 NORTHWEST BLVD~~
1836 Northwest Blvd
COEUR D'ALENE ID 83814

BIG SKY ESTATES OWNERS ASSOCIATION
JOHN BEUTLER & ASSOCIATES
~~1000 NORTHWEST BLVD~~
1836 Northwest Blvd
COEUR D'ALENE ID 83814

3 New Registered Agent Signature

NO FILING FEE IF
RECEIVED BY DUE DATE

4 Corporations Enter Names and Business Addresses of President, Secretary and Directors

Office held Name

Street or P.O. Address

City

State

Zip

President John Beutler 1836 Northwest Blvd Coeur d'Alene ID 83814
Vice President Ann Beutler 1836 Northwest Blvd Coeur d'Alene ID 83814
Secretary/ Treasurer Leo Notar 1876 Chalet Ct Hayden ID 83835

5 Organized Under the Laws of

IDAHO
C 142704

6 Signature

Name (Printed)

Ann Beutler
Ann Beutler

Date

Title

12-9-02
Vice President

Issued 12/02/2002

Do Not Tape or Staple

2611

No. C 142704

Due no later than February 29, 2004
Annual Report Form

2 Registered Agent and Office NO PO BOX

Return to

SECRETARY OF STATE
700 WEST JEFFERSON
PO BOX 83720
BOISE ID 83720-0080

3 Mailed Address, Corporation's Law, § 3-1-101
BIG SKY ESTATES OWNERS ASSOCIATION,
1836 NW BLVD
COEUR D'ALENE, ID 83814

1836 NW BLVD

COEUR D'ALENE ID 83814

NO FILING FEE IF

COEUR D'ALENE, ID 83814

13 New Registered Agent Signature

RECEIVED BY DUE DATE

4 Corporations Enter Names and Business Addresses of President, Secretary and Directors

Office held Name

Street or P.O. Address

City

State

Zip

President John Beutler 1836 Northwest Blvd Coeur d'Alene ID 83814
Vice President Ann Beutler 1836 Northwest Blvd Coeur d'Alene ID 83814
Secretary/Treasurer Dave Johnson PO Box 65 Post Falls ID 83877

5 Organized Under the Laws of

IDaho
C 142704

Signature

Name

Date

Title

Issued 12/01/2003

Do Not Tape or Staple

4577

UNANIMOUS CONSENT OF DIRECTORS
OF
BIG SKY ESTATES OWNERS ASSOCIATION, INC.

We, the undersigned Directors, being all of the Directors named in the Articles of Incorporation of BIG SKY ESTATES OWNERS ASSOCIATION, INC., in lieu of an organizational meeting and pursuant to Section 30-1-44 of the Idaho Business Corporation Act, do hereby consent to adopt, and we hereby adopt, the following resolutions:

1. WHEREAS, the Directors have reviewed proposed Bylaws relating to the business of the Association, the conduct of its affairs, its rights and powers and the rights and powers of its shareholders, Directors and officers;

NOW, THEREFORE, BE IT RESOLVED, that the Bylaws, as reviewed by the Directors, are hereby adopted as and for the Bylaws of the Association. The Secretary is directed to cause a certified copy to be inserted in the Minute Book immediately following the Articles of Incorporation.

2. RESOLVED, that the following persons were unanimously elected to serve as the officers of the Association, to hold office until the first annual meeting of Members and until their successors are duly elected and qualified:

President	John A. Beutler
Vice President	Ann J. Beutler
Secretary-Treasurer	Leo Notar

3. RESOLVED, that the President of this Association is hereby authorized to pay all charges and expenses incident to or arising out of the organization of this Association, and to reimburse the persons who have made any disbursements therefor.

4. RESOLVED, that Mountain West Savings Bank, Main Coeur d'Alene Branch, is hereby selected as the bank of and for the depository for the funds of this Association.

5. RESOLVED, that the Association shall conduct its affairs on the basis of a calendar year, and shall maintain its accounting records on a cash basis.

6. RESOLVED, that the President and Treasurer are hereby authorized and directed to execute, on behalf of the Association, all such elections as are available to reduce or eliminate the tax liability of the Association including, without limitation, an election under Section 528 of the Internal Revenue Code. In connection therewith, the Board shall take such steps as are necessary to assure that the Association qualifies for such election or elections.

We duly execute and sign this Consent in lieu of holding, conducting and attending a Directors' Meeting.

We further authorize and direct the officers of the Association to take all action necessary and proper to effect the proposed corporate action. We hereby state that this Consent shall have the same force and effect as the unanimous vote of said Directors at a Directors' Meeting.

This Consent may be executed in counterparts.

DATED this 28 day of February, 2002


JOHN A. BEUTLER


LEO NOTAR


ANN J. BEUTLER

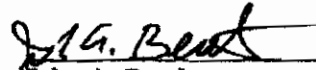
1767943

CERTIFICATE OF ADOPTION

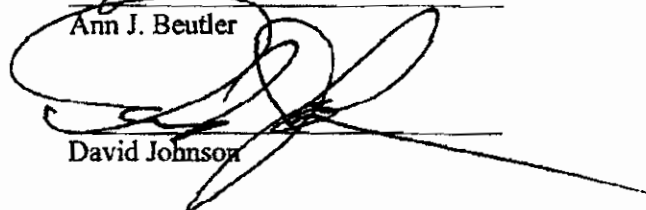
The undersigned, being all the Directors of the Big Sky Estates Owners Association, Inc. (the "Association"), do hereby certify as follows:

1. That they are all the current Directors and Officers of the Association.
2. That at a meeting of the membership of the Association, duly noticed and called in compliance with the Bylaws, and attended by a quorum of the membership, held on July 22, 2002, a vote was taken, by which the foregoing amendments to the Declaration were formally adopted by the consent of the Declarant and more than 67% of the voting power in the Association held by Owners other than the Declarant.

Dated: August 1, 2002.


John A. Beutler

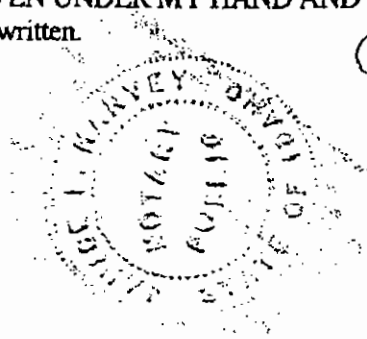

Ann J. Beutler

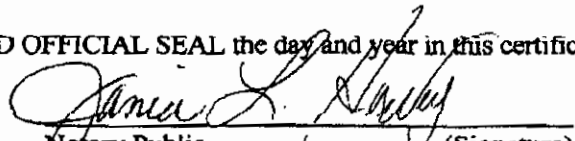

David Johnson

STATE OF IDAHO)
) ss
County of Kootenai)

On this 15th day of October, 2002, before me, JANICE L. HARVEY, a notary public for the State of Idaho, personally appeared JOHN A. BEUTLER, known to me to be the person who executed the foregoing instrument, and acknowledged that he executed the same.

GIVEN UNDER MY HAND AND OFFICIAL SEAL the day and year in this certificate first above written.




Notary Public (Signature)
JANICE L. HARVEY (Print Name)
Residing at: Spirit Lake
My commission expires: 12/03/2003