

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09368

Priority: November 20, 2006

Maximum Diversion Rate: 0.04 CFS

This is to certify, that CAV OK LLC
212 IRONWOOD DR STE D214
COEUR D ALENE ID 83814

has applied for a permit to appropriate water from:

Source: COEUR D ALENE LAKE **Tributary:** SPOKANE RIVER

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>
DOMESTIC	01/01 to 12/31	0.04 CFS

LOCATION OF POINT OF DIVERSION:

COEUR D ALENE LAKE L1 (NE¼ NW¼) Sec. 12, Twp 49N, Rge 04W, B.M. KOOTENAI County

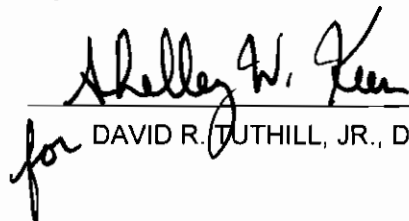
PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
49N 04W 12					X												
					L1												

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. Domestic use is for 1 home.
4. The domestic use authorized under this right shall not exceed 13,000 gallons per day.
5. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
6. This right does not grant any right-of-way or easement across the land of another.
7. Water shall not be diverted under this right when flows in the Spokane River are below established minimum flow amounts.
8. 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 8th day of May, 2007.


for DAVID R. TUTHILL, JR., Director

73249
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. 95-9368

RECEIVED
NOV 20 2006
IDWR/North

1. Name of Applicant CAV OK LLC Phone 208-667-5117
Mailing address 212 IRONWOOD DR. STE'D214', COEUR D'ALENE, ID. 83814
2. Source of water supply LAKE COEUR D'ALENE which is a tributary of SPokane RIVER
3. Location of point of diversion is Township 49N Range 04W Sec. 12, in the NE $\frac{1}{4}$,
NW $\frac{1}{4}$, Govt. Lot 1, B.M., KOOTENAI County;
~~additional~~ points of diversion if any: PARCEL 'R'

4. Water will be used for the following purposes:

Amount 0.04 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) _____ and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works: LAKE PUMP 30' DEEP W/PIPE TO HOUSE LOT

- a. Describe type and size of devices used to divert water from the source HP SUBMERSIBLE PUMP
IN LAKE, 2" LINE, PVC PIPE TO HOUSE WITH FILTRATION SYSTEM & DISINFECTION
b. Height of storage dam N/A feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
c. Proposed well diameter is N/A inches; proposed depth of well is _____ feet
d. Is ground water with a temperature of greater than 85°F being sought? N/A
e. If well is already drilled, when? N/A; 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 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. N/A
b. Stockwatering; list number and kind of livestock. N/A
c. Municipal; show name of municipality. N/A
d. Domestic; show number of households. ONE
e. Other; describe fully. _____

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	
49	04	12					D												
							PARCEL 'R'												

Total number of acres to be irrigated 1 1/2 ACRE

10. Describe any other water rights used for the same purposes as described above. NONE

11. a. Who owns the property at the point of diversion? CAV OK LLC

b. Who owns the land to be irrigated or place of use? CAV OK LLC

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: THIS DIVERSION IS FOR THE BENEFIT OF PARCEL 'R'
CONTAINING SINGLE FAMILY RESIDENCE

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.

Nancy L. Newton
Signature of Applicant (and title, if applicable)
NANCY L. NEWTON, MANAGING MGR.

Received by db/168 Date 11/20/06 Time 9:03a Preliminary check by
Fee \$ 100.00 Received by db # N018025 Date 11/20/06
Publication prepared by db Date 11/29/06 Published in CDA Press 12/7 & 14/06
Publication approved _____ Date _____

RECEIVED

DEC 15 2006

AFFIDAVIT OF PUBLICATION

IDWR/North

STATE OF IDAHO,
County of Kootenai, } ss.

Gary McCue 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 issue of said newspaper for 3 consecutive Wednesday weeks commencing on the 7 day of December 2006, and ending on the 14 day of December 2006, and such publication was made as often during said period as said 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 Gary McCue On this 14 day of December in the year 2006, before me, a Notary Public, personally appeared Gary McCue 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.

Regina Mason
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:

95-9366

KOOTENAI COUNTY WATER DIST NO 1

5866 E SUNNYSIDE RD

COEUR D'ALENE ID 83814

Point(s) of Diversion NWSW S28 T50N R03W KOOTENAI County

Source COEUR D'ALENE LAKE - Tributary To SPOKANE RIVER

Use: MUNICIPAL 01/01 To 12/31 0.66 CFS

Total Diversion: 0.66 CFS

Date Filed: 10/30/2006

Place Of Use: MUNICIPAL

Remark: Municipal use is within the service area of the applicant.

95-9367

CAV OK LLC

212 IRONWOOD DR STE D214

COEUR D'ALENE ID 83814

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: 11/20/2006

Place Of Use: DOMESTIC

T49N R04W S12 NENW Lot 1

Remark: Domestic use is for one home.

95-9368

CAV OK LLC

212 IRONWOOD DR STE D214

COEUR D'ALENE ID 83814

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: 11/20/2006

Place Of Use: DOMESTIC

T49N R04W S12 NENW Lot 1

Remark: Domestic use is for one 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 12/26/2006.

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

KARL J DREHER, Director

Legal 219

December 7, 14, 2006

95-9368



0.03 0 0.03 0.06 Miles



-  Kootenai taxlots
-  GCDB49N04W GCDB
-  Foster.shp
-  Pou.shp
-  Pod.shp
-  Administrative BasinsAdminbas.shp



N03°16'46"E 550.
(S03°15'32"W 550.64'

49N04W

W 1/16 COR.

(S15°36'54"E
118.83' R3)
S13°49'04"E
119.02'

(S04°04'18"W
147.00' R3)
S05°48'57"W
147.08'

GOV'T 1

P.O.B.
PARCEL A

ADJUSTED
BOUNDARY

PARCEL O

PARCEL R

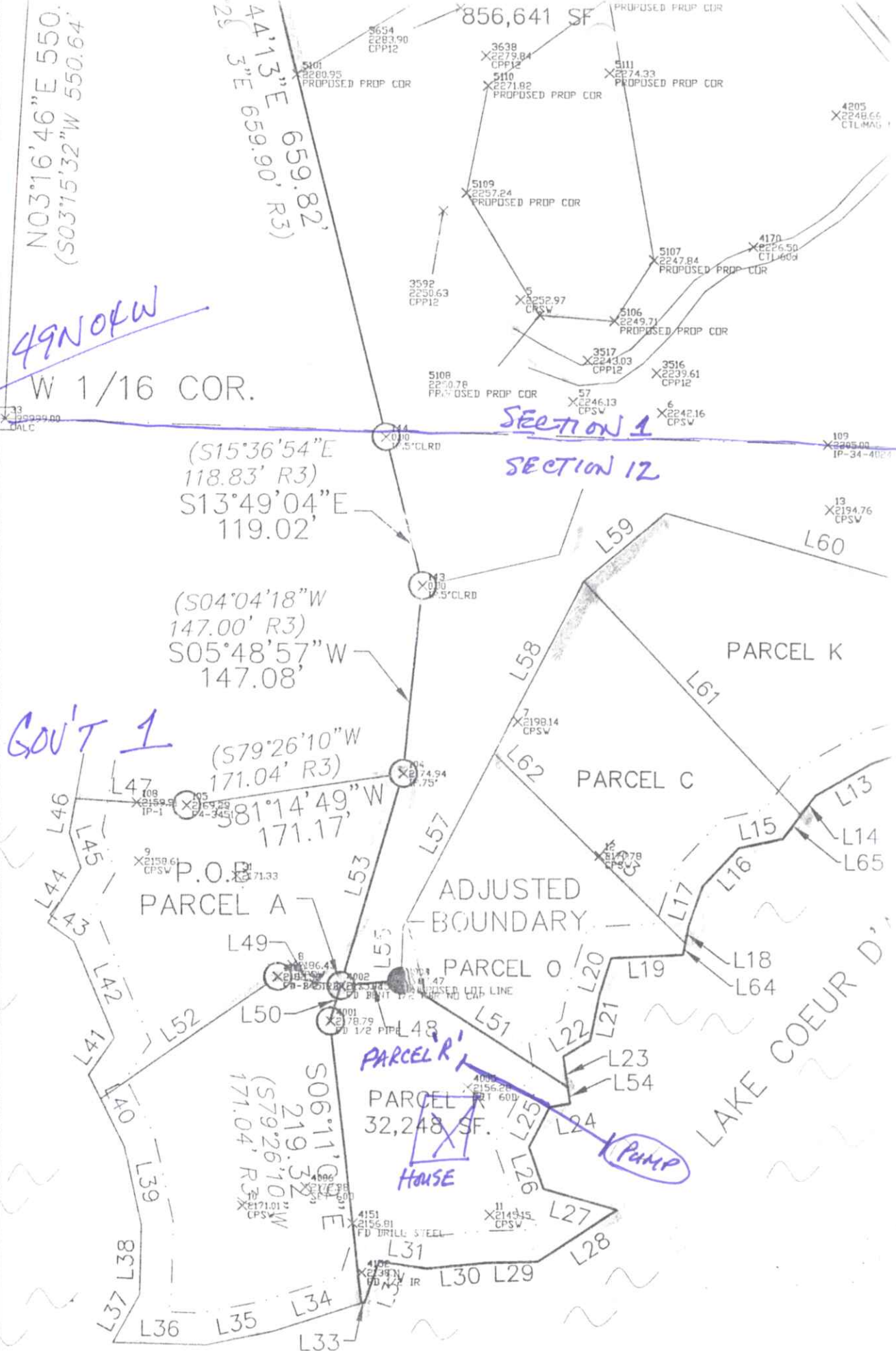
PARCEL K
32,248 SF.

HOUSE

PUMP

LAKE COEUR D'

SECTION 1
SECTION 12



CANOE Llc

TWIN
BEACHES

North

SEC 1

UKIA
CDA

PARCELS

SEC 12

SEC 12

11/12

SWEDE
BAY

SEC 11

SEC 2



ARTICLES OF AMENDMENT TO ARTICLES OF ORGANIZATION LIMITED LIABILITY COMPANY

FILED

2005 JUN 17 09:52

(Instructions on back of application)

1. The name of the limited liability company is: WILLIS - MILLER, L.L.C.
2. The date the articles of organization were filed was: May 31, 2005

COMPLETE ONLY THE APPLICABLE ITEMS

3. The name of the limited liability company is amended to read: CAV OK, L.L.C.
4. The latest date certain upon which the limited liability company will dissolve is amended to read: n/a
5. The management of the limited liability company shall henceforth be vested in
☒ Manager(s) ☐ Members.
6. The information on managers/members shall be amended as follows:

Name:	Address:	Add:	Delete:	Other:
<u>Nancy Newton</u>	<u>1424 Sherman Avenue, Suite 300</u> <u>Coeur d'Alene ID 83814</u>	☒	☐	
		☐	☐	
<u>Jason Plummer</u>	<u>9116 E. Sprague Avenue</u> <u>Spokane WA 99206</u>	☐	☒	
		☐	☐	
		☐	☐	

7. Signature of at least one manager, if any, or at least one member.

Signature Nancy Newton Managing MemberTyped Name Nancy Newton

Signature _____

Typed Name _____

Capacity

Capacity

Secretary of State use only

IDAHO SECRETARY OF STATE
 06/17/2005 05:00
 CK: 2834 CT: 104274 BH: 816526
 1 @ 30.00 = 30.00 ORGAN AMEN W 2

Electronic filing of amendments to domestic LLCs
 Revised 1/2001

10 39848

File Number: _____

STATEMENT OF CHANGE OF BUSINESS MAILING ADDRESS

(see reverse for instructions)

The entity identified below submits to the Secretary of State the following statement for the purpose of changing its business mailing address.

1. The name of the business entity is: CAV OK, L.L.C. (formerly Willis-Miller)

2. The business mailing address is currently on file as:
1424 Sherman Avenue, Suite 300, Coeur d'Alene, Idaho 83814

3. The business mailing address is to be changed to:
212 Ironwood Drive Suite D, No. 214, Coeur d'Alene, Idaho 83814

4. Change of address is effective: ☒ Upon Receipt **OR** ☐ _____
(Date)

Signed: Nancy Newton

Printed Name: Nancy Newton

Capacity: Managing Member

Dated: 9/9/05

9/10/05 misccrmchange_address.doc

FILE ONE COPY

NO FEE REQUIRED

**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 9, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

CAV OK LLC
212 IRONWOOD DR STE D214
COEUR D ALENE ID 83814

RE: Permit No. 95-9368

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.

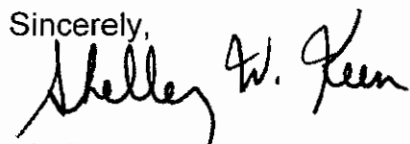
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

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 that reads "Shelley W. Keen". The signature is written in a cursive style with a large, stylized "S" and "K".

Shelley W. Keen, Acting Section Manager
Water Right Permits Section

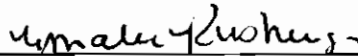
Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on May 9, 2007 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person listed below:

RE: WATER RIGHT NO. 95-9368

**CAV OK LLC
212 IRONWOOD DR STE D214
COEUR D ALENE ID 83814**

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 08, 2007
To: Water Right File 95-9368
From: eretelle
Re: permit review

No WD or moratorium
Min Stream Flow Spokane River

No protests or overlaps

Recommend approval as suggested by IDWR Northern

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

95-9366

KOOTENAI COUNTY WATER DIST NO 1

5866 E SUNNYSIDE RD

COEUR D'ALENE ID 83814

Point(s) of Diversion NWSW S28 T50N R03W KOOTENAI County

Source COEUR D'ALENE LAKE - Tributary To SPOKANE RIVER

Use: MUNICIPAL 01/01 To 12/31 0.66 CFS

Total Diversion: 0.66 CFS

Date Filed: 10/30/2006

Place Of Use: MUNICIPAL

Remark: Municipal use is within the service area of the applicant.

95-9367

CAV OK LLC

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: 11/20/2006

Place Of Use: DOMESTIC

T49N R04W S12 NENW Lot 1

Remark: Domestic use is for one home.

95-9368

CAV OK LLC

212 IRONWOOD DR STE D214

COEUR D'ALENE ID 83814

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

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Total Diversion: 0.04 CFS

Date Filed: 11/20/2006

Place Of Use: DOMESTIC

T49N R04W S12 NENW Lot 1

Remark: Domestic use is for one 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 12/26/2006. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published Dec.7 & 14,2006



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

JAMES E. RISCH
Governor

KARL J. DREIER
Director

November 29, 2006

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

e-mailed and FAXED for clarification

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

RE: Application for Permit No. 95-9366, 95-9367 and 95-9368

Dear Amy, Dee and/or Glenda:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, December 7 and 14, 2006, (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 12/26/2006. Your cooperation is GREATLY appreciated.

Thank you,

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, November 29, 2006 3:22 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 12/7 and 12/14/2006

Attached is our cover letter requesting publication of a Legal notice on December 7 and 14, 2006. Also attached is the legal notice.

I have also faxed it for your reference.

If you have ANY questions, please call me at 762-2800 - and also, please FAX a proof prior to publication for layout clarification.

Thanks for all your good help.

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
1-29-06 CdA e-mai.



LegalNotice
1-29-06 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

November 29, 2006

CAV OK LLC
212 IRONWOOD DR STE D214
COEUR D ALENE ID 83814

RE: Application for Permit No 95-9368

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 December 7 & 14, 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, appearing to read 'Keith E. Franklin', is written over a horizontal line.

Keith E. Franklin
Senior Water Resource Agent



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

November 21, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

MARY TERRA-BERNS
IDAHO DEPARTMENT OF FISH & GAME
2750 KATHLEEN AVE
COEUR D ALENE ID 83815

FAXED TO MARY 11/21/2006
11 pages total

Re: Water Permit Application No. 95-9367 AND 95-9368 – CAV OK LLC

Dear Mary:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application follows for your reference.

We are sending this to you for your comments, and would appreciate receiving your comments by no later than **December 22, 2006**. If we do not hear from you by that date, we will assume that no comment from you means you have no objection to, concerns about, or conditions pertaining to the issuance of this permit.

You may send comments by regular mail to the address above, by **FAX to 762-2819**, or by e-mail to Keith.Franklin@idwr.idaho.gov, or to me, Dianne.Ball@idwr.idaho.gov.

Please contact this office if you have any questions regarding the application.

Sincerely,

Dianne Ball
Administrative Assistant



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

November 21, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

CARL WASHBURN
IDAHO DEPARTMENT OF LANDS
3706 INDUSTRIAL AVE S
COEUR D ALENE ID 83815

FAXED TO CARL 11/21/06

11 pages total

Re: Water Permit Application No. 95-9367 AND 95-9368 – both for CAV OK LLC

Dear Carl:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right applications. A copy of each application follows for your reference. We would appreciate receiving your comments by no later than **December 22, 2006**. If we do not hear from you by that date, we will assume that no comment from you means you have no objection to, concerns about, or conditions pertaining to the issuance of this permit.

This also serves to notify you in case IDL might require encroachment permits.

You may send comments by regular mail to the address above, by **FAX to 762-2819**, or by e-mail to Keith.Franklin@idwr.idaho.gov, or to me, Dianne.Ball@idwr.idaho.gov.

Please contact this office if you have any questions regarding the application.

Sincerely,

Dianne Ball
Administrative Assistant