

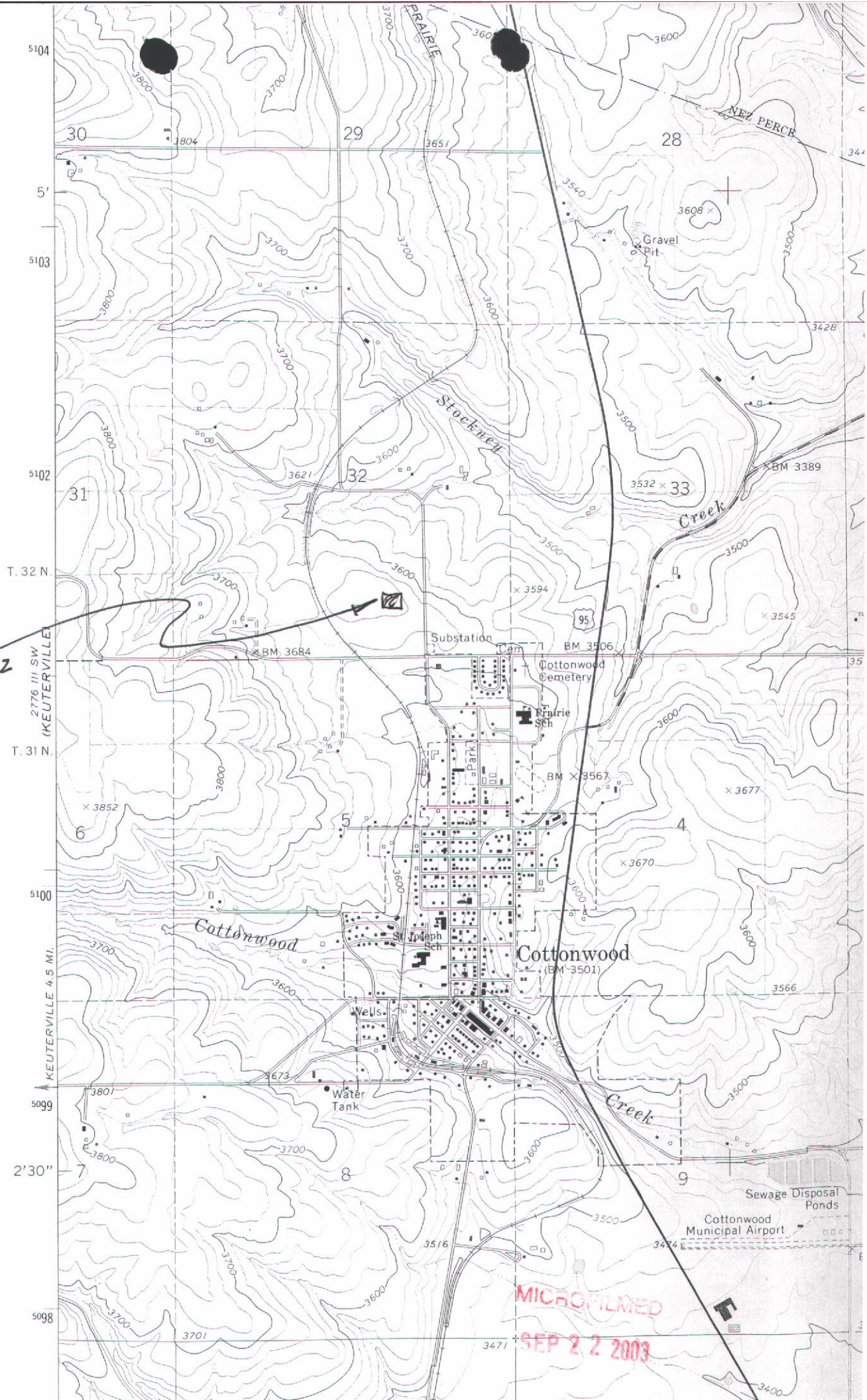
Shape file map for Application
85-15360 by RGH 7/29/2002

0.4 0 0.4 0.8 Miles

-  GCDB32N01E GCDB
-  GCDB31N01E GCDB
-  POD- Application Application POD
-  Application POU
-  Administrative Basins



Summit
Academy
Site
SW 1/4 SE 1/4 SEC 32
T 32 N, R 16 E



MICROFILMED
SEP 22 2003

WEST

Cornelia Seubert & Summit Academy
Township 32^N Range 1E Section 32
Idaho County, Idaho SW 1 SE 4

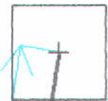
PROPOSED WELL SIGHT

670'

58'



300'



SEWAGE LAGOON

640'

COTTONWOOD BUTTE ROAD

POWER LINE ROAD

AVISTA
SUBSTATION

SUMMIT ACADEMY

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 85-15360

Priority: May 21, 2002

Maximum Diversion Rate: 0.20 CFS

This is to certify, that SUMMIT ACADEMY
PO BOX 427
COTTONWOOD ID 83522-0427

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>
DOMESTIC	01/01 to 12/31	0.20 CFS
IRRIGATION	03/15 to 11/15	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:GROUND WATER SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, Twp 32N, Rge 01E, B.M. IDAHO County**PLACE OF USE:** DOMESTIC, same as Irrigation**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	
32N 01E 32																	1.0
																	1.0

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **November 1, 2007**.
2. Subject to all prior water rights.
3. 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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. 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.
6. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
7. Domestic use is for 1 school.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 5th day of November, 2002


for KARL J DREHER, Director

MICROFILMED

2002 2 2 2002

70012

Ident. No. 85-15360

STATE OF IDAHO

RECEIVED

DEPARTMENT OF WATER RESOURCES

NOV - 4 2002

APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of Applicant Summit Academy Phone 962-5650
Mailing address Box 427 Cottonwood, Idaho 83522-0427
2. Source of water supply Groundwater which is a tributary of N/A
3. Location of point of diversion is Township 32 N Range 1 E Sec. 32 in the SE 1/4, SE 1/4, Govt. Lot IDAHO, B.M., IDAHO County;
additional points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount .20 for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 12.0 for IRRIGATION purposes from MAR 15 to NOV 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)

5. Total quantity to be appropriated is (a) .20 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 WELL & 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 300' feet
- d. Is ground water with a temperature of greater than 85°F being sought? _____
- e. If well is already drilled, when? 7; 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. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. SCHOOL FOR 80 TO 100 STUDENTS
- e. Other; describe fully. _____

MICHO, REED

SEP 22 2003

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	
32N	1E	32																D ₁	

Total number of acres to be irrigated _____

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? APPLICANT

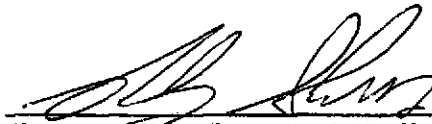
b. Who owns the land to be irrigated or place of use? if

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.

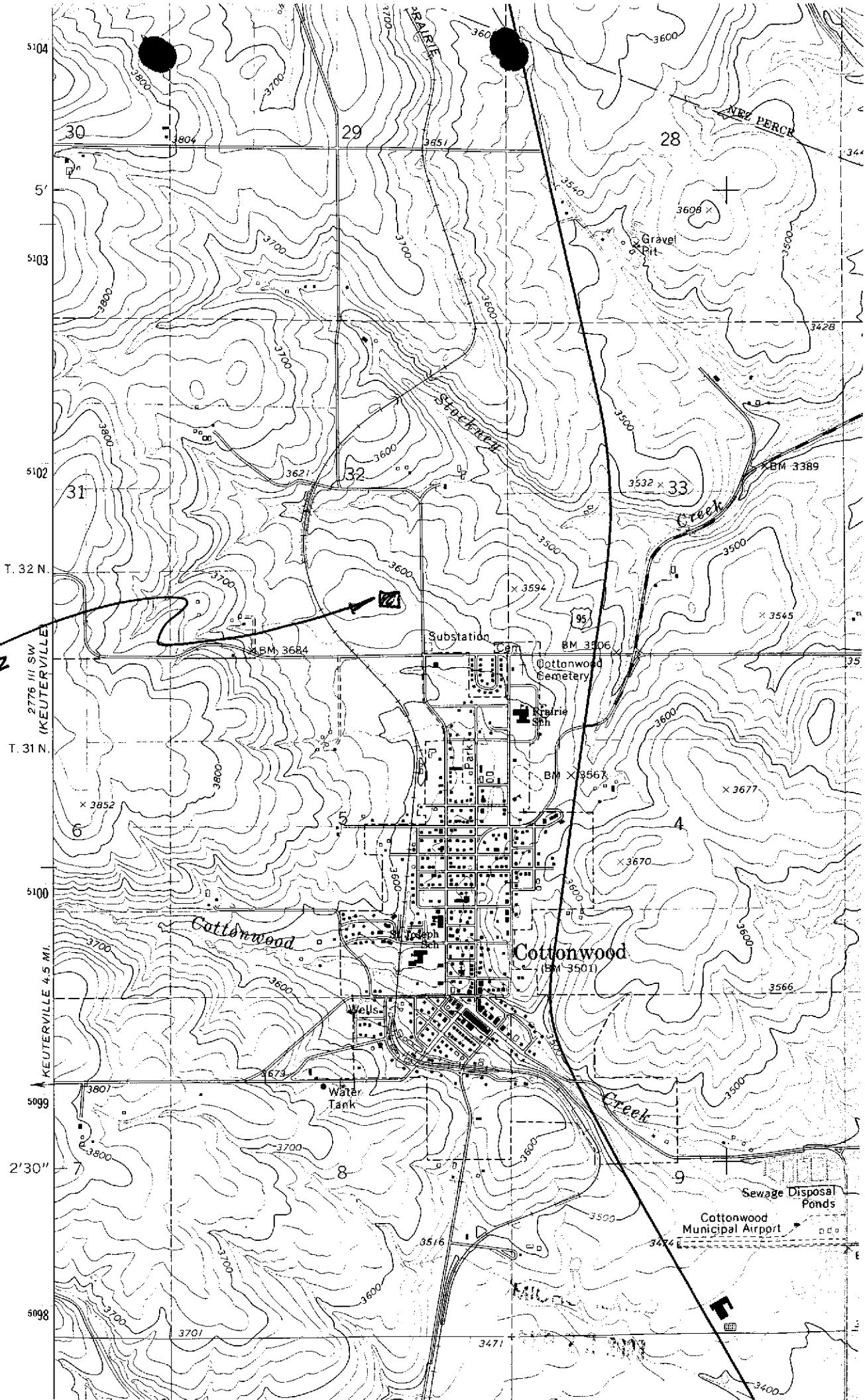

Signature of Applicant (and title, if applicable)

Received by db Date 5/21/02 Time 4:02 P Preliminary check by _____
 Fee \$ 100.00 Received by db # N015029 Date 5/21/02
 Publication prepared by db Date 7/10/02 Published in Cottonwood Channel 7/18/25/02
 Publication approved db Date 8/15/02

MICROFILMED

SEP 22 2003

Summit
Academy
Site
SW 1/4 SE 1/4 SEC 32
T 32 N, R 16



WEST

Cornelia Seibert & Summit Academy
Township 32^N Range 1E Section ~~32~~ ³⁴
Idaho County, Idaho SW 1/4 SE 4

PROPOSED WTLN SIGHT

COTTONWOOD BUTTE ROAD

670'

58'

640'

300'

SEWAGE LAGOON

POWER LINE ROAD

AVISTA
SUBSTATION

SUMMIT ACADEMY



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 6, 2002

SUMMIT ACADEMY
PO BOX 427
COTTONWOOD ID 83522-0427

RE: Permit No. 85-15360

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.

MICROFILMED
SEP 22 2003

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 208-327-5452.

Sincerely,



Sharla R. Curtis

Sr. Water Resource Agent

SRC:klt

Enclosure(s)

MICROFILMED

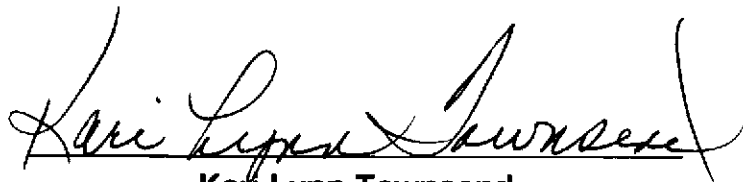
SEP 22 2003

CERTIFICATE OF SERVICE

I hereby certify that on November 6, 2002 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. 85-15360

**SUMMIT ACADEMY
PO BOX 427
COTTONWOOD ID 83522-0427**


**Karl Lynn Townsend
Secretary**

MICROFILMED

SEP 22 2003

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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. 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 Idaho Water Resource Board (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.

MICROFILMED
SEP 22 2003

**IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET**

W.R. # 85-15360

APPLICATION ID # 70012

ENT. 7/86 BCA 7/96 OK to Publish 7/86

INITIAL REVIEW

APPLICANT: Summit Academy BY: PWA DATE: 7/15/02

ITEM REQUIRED INFORMATION

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

RECEIVED

NOV - 4 2002

Department of Water Resources

PROCESSING

(Yes)(No)

PRIORITY DATE: 5/24/02

(Include Moratorium Remark)

Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

cc/ghurs

ADVERTISE IN: Idaho Count

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
() Power Information () Other: _____

INFORMATION RECEIVED:

- () Dam Information () Fish Information
() Power Information () Other: _____

ADDITIONAL INFORMATION

(Yes)(No)

- Shape File Created Date _____ By: _____
Field check: by _____
Field report attached _____
Analysis Supp. attached(>5cfs/500af) _____
Water delivered by water master? Water District # _____

GROUNDWATER SECTION

WD Permit No.'s:	Tag #	Type:	Fees	Receipt No.	Upgrade Needed?
_____	_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y () N ()
_____	_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y () N ()
_____	_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y () N ()

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

Remarks: _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

- Notice of pending void order issued. Final order response date: _____
Further information required from applicant _____
8/5 Affidavit of publication received _____
8/5 Application published correctly. If not, record action taken: _____
7/10 Publication dates and paper recorded on application _____
Protests received, Final protest date: 8/15/02 Sr. Agent initial [Signature]
Measuring device required _____
Measuring port required _____
Special conditions: _____
Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: [Signature]

Date: _____/_____/_____

Affidavit of Publication

RECEIVED
AUG 05 2002
COUNCIL/NORTH

STATE OF IDAHO, }
County of Idaho, } ss.

I, GREGORY A. WHERRY, being first duly sworn, depose and say that I am Editor of the COTTONWOOD CHRONICLE, a weekly newspaper, published and issued weekly at Cottonwood, Idaho County, State of Idaho, which is of general circulation in said county and state, that the said notice, of which the hereto attached is a true copy, was published in said newspaper for

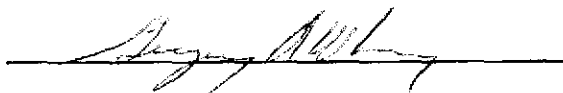
2 weeks, being published 2 times, the

first publication being on the 18th day of

July, 2002, and the last publication on the

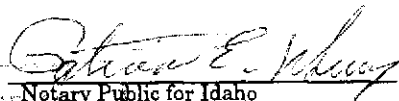
25th day of July, 2002 and that

the said notice was published in the newspaper proper and not in a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight (78) consecutive weeks prior to the first publication of said notice or advertisement.



STATE OF IDAHO, }
County of Idaho, }

On this 31st day of July in the year of 2002, before me, a Notary Public, personally appeared Gregory A Wherry, know or identified to me to be the person whose name is 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.



PATRICIA E. WHERRY
NOTARY PUBLIC
STATE OF IDAHO
Notary Public for Idaho
Residing at Cottonwood
My commission expires: 12-2006

Notice

NOTICE

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

85-15360

SUMMIT ACADEMY *ok*

PO BOX 427

COTTONWOOD, ID 83522-0427

Point(s) of Diversion SWSE S32

T32N R01E IDAHO County

Source GROUND WATER

Use: Irrigation 03/15 to 11/15

0.03CFS

Use: DOMESTIC 01/01 to 12/31

0.2CFS

Total Diversion: 0.2CFS

Date Filed: 05/21/2002

Place of Use: IRRIGATION

T32N R01E S32 SWSE

Number of Acres 1

Place of Use: DOMESTIC - same as IRRIGATION

Remark: Domestic use is for school for 80 to 100 students

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, 1910 Northwest Blvd, Suite 210, Coeur d'Alene, Idaho 83814 together with a protest fee of \$25.00 for each application on or before 08/05/2002. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published in the Cottonwood Chronicle July 18 & 25, 2002

MICHAEL LARSEN

AUG 22 2002

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

85-15360

SUMMIT ACADEMY

PO BOX 427

COTTONWOOD ID 83522-0427

Point(s) of Diversion SWSE S32 T32N R01E IDAHO County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.03 CFS

Use: DOMESTIC 01/01 To 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 05/21/2002

Place Of Use: IRRIGATION

T32N R01E S32 SWSE

Number of Acres 1

Place Of Use: DOMESTIC - same as IRRIGATION

Remark: Domestic use is for school for 80 to 100 students

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, 1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 08/05/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on 7/18 and 25/2002.

MILWAUKEE

SEP 2 4 2002



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 10, 2002

LEGAL NOTICE DEPARTMENT
COTTONWOOD CHRONICLE
PO BOX 157
COTTONWOOD ID 83522

FAXED TO 208-962-7131
Mid morning 7/10/02

de

RE: Application for Permit No. 85-15360

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (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 08/05/2002. Your cooperation is greatly appreciated.

Thanks & ☺

Sincerely,

Dianne

Dianne Ball
Administrative Assistant

MAIL ROOM

7/10/02



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 29, 2002

SUMMIT ACADEMY
PO BOX 427
COTTONWOOD ID 83522-0427

Re: Water Right Application No. 85-15360

This is a letter of inquiry regarding the organizational structure of the Academy.

Because are not sure what the structure is for the Academy, we are not sure whether you are operating under a board of directors, or officers of a corporation.

We will appreciate your sending us a list of names and titles for those individuals assigned the oversight of, or responsibility for the operation of the Academy. We are required to enter that into the computer in the processing of your application.

Thank you for your cooperation.

Sincerely,

Dianne Ball
Administrative Assistant

MAIL ROOM

AUG 1 2 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615

(208) 769-1450

Fax (208) 769-1454

July 10, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SUMMIT ACADEMY
PO BOX 427
COTTONWOOD ID 83522-0427

RE: Application for Permit No 85-15360

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 Cottonwood Chronicle on July 18 and 25, 2002. 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 cursive script that reads "Allen Beardslee".

Allen Beardslee
Senior Water Resource Agent

10/10/02
10/10/02