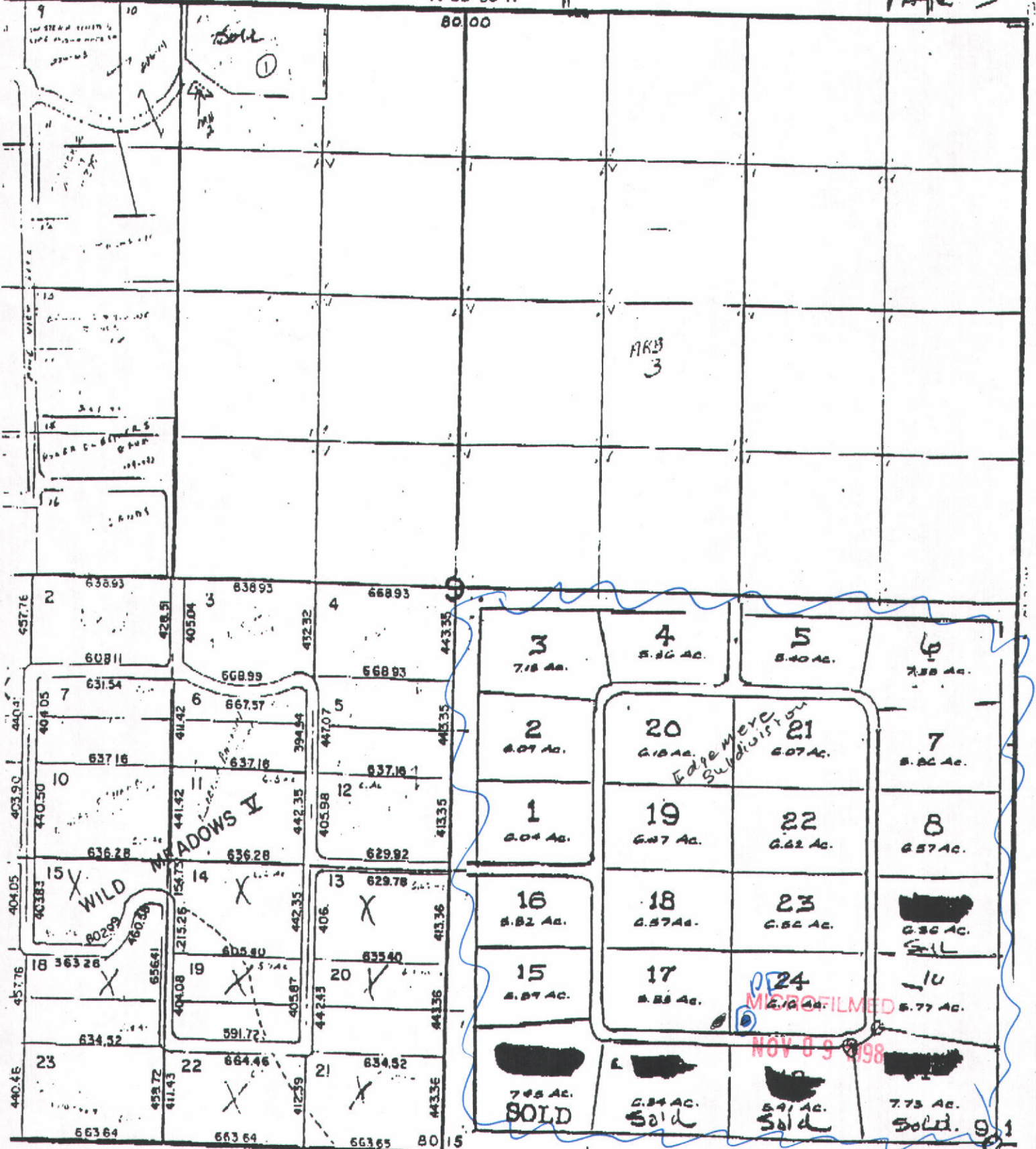


TRIP No. 54, NORTH, RANGE No. 4, WEST BOISE MERIDIAN, IDAHO
PRE
ES SECTION No. 9, SUBDIVISION N 89° 58' W

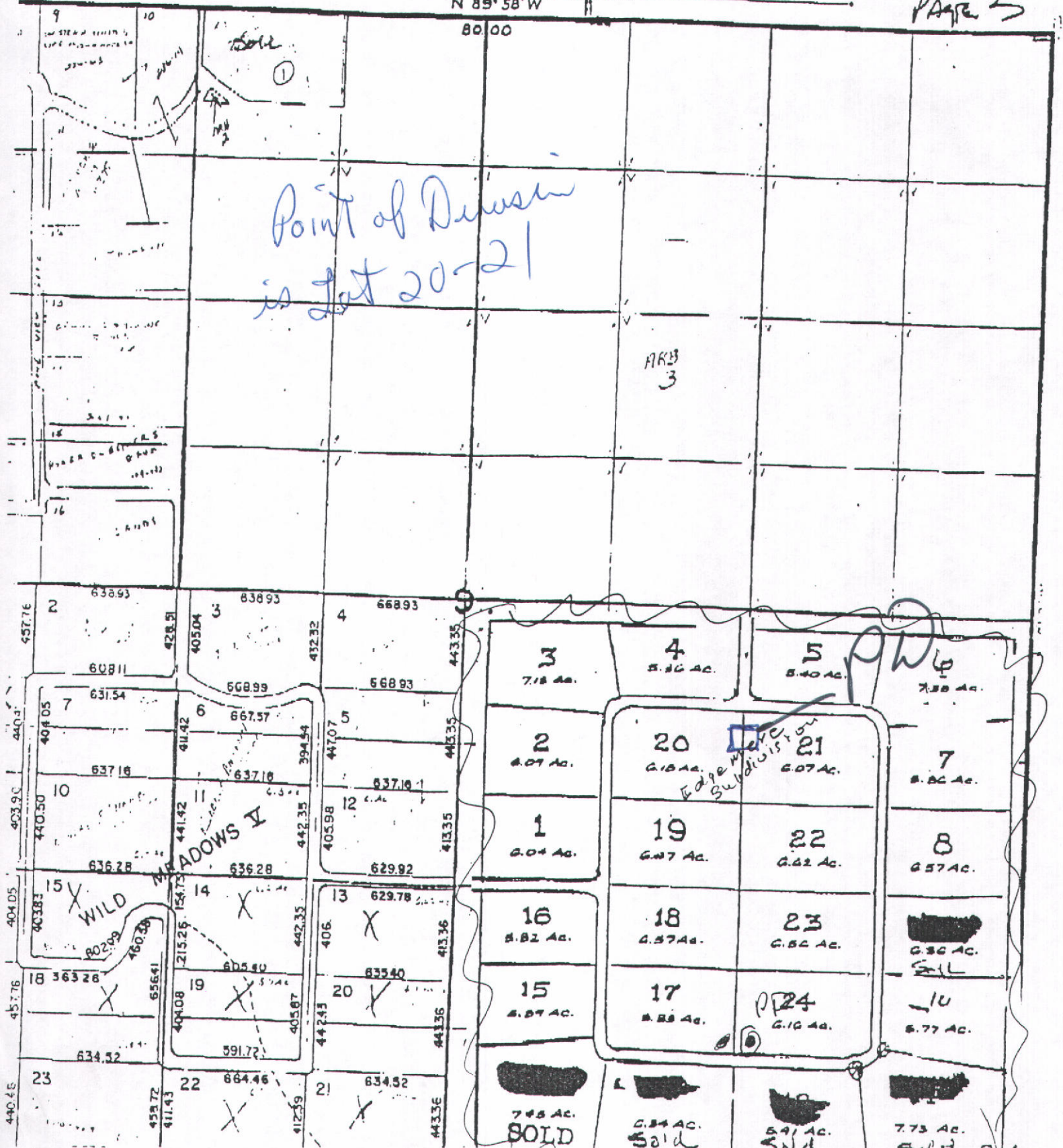
This sketch is furnished without charge solely for the purpose of showing the location of the premises and the Company assumes no liability for inaccuracies therein.

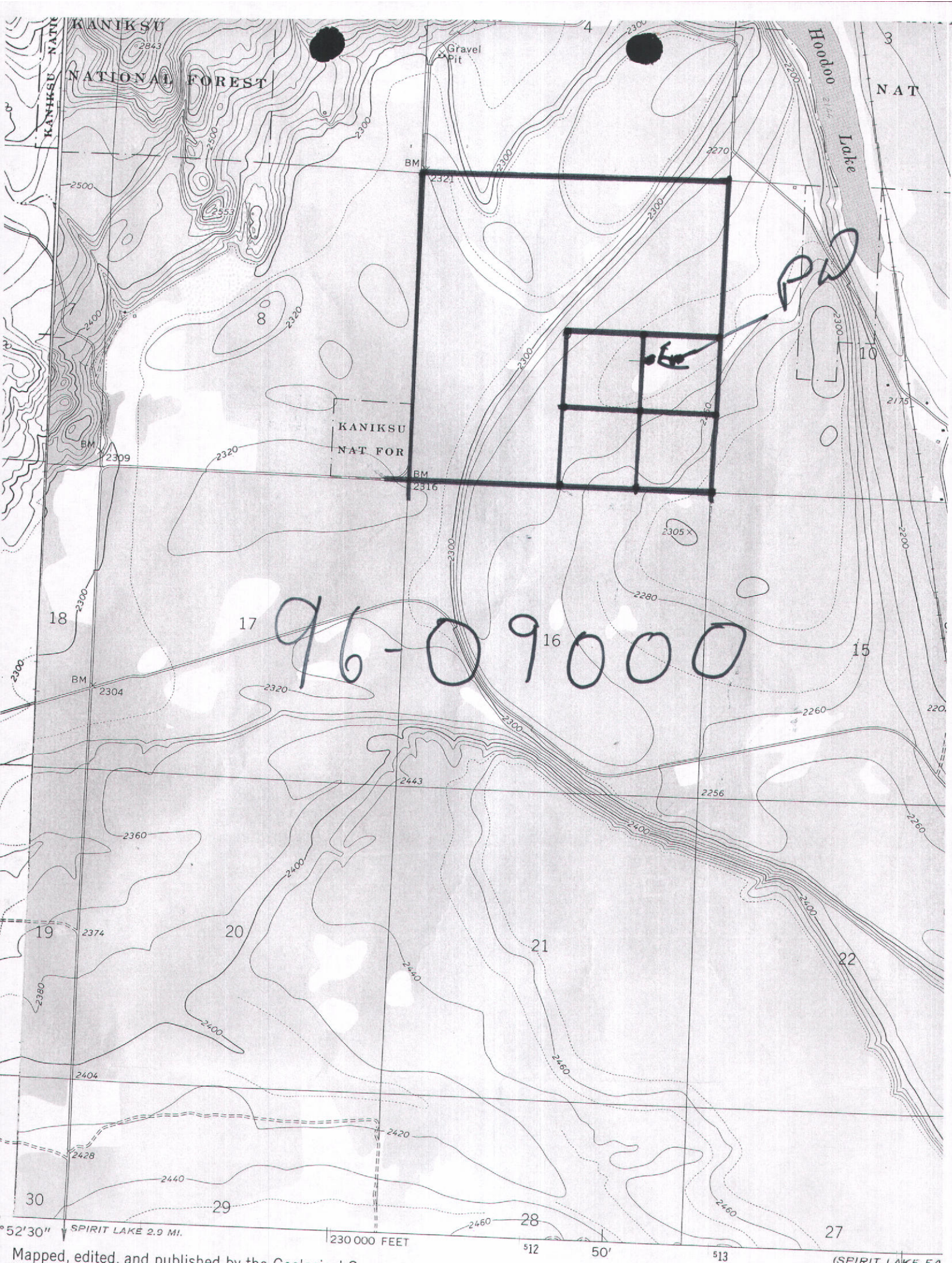
Page 2



This sketch is furnished without charge solely for the purpose of showing the location of the premises and the Company assumes no liability for inaccuracies therein.

Page 2







PD



Pump House

96-09000



PD



Pump
House

96-09000

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by CindyNo.: 96-9000 Name: Twine Lakes Inv. Date: 10/27/98 Ad OK? ☒ Gvmt Lts: ☒**AREA OF CONCERN:**

- No/Yes: _____ Mor / _____ GWMA / Trust / Non-trust

PROTESTED:

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

SYSTEM COMPLETED:

> 1 year

- 26A-P17

≤ 1 year/no proof

- P16

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

> 0.24 cfs/5 acres

- North / East / West

≤ 0.24 cfs/5 acres

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

WMD Supplemental use

> 0.24 cfs/5 acres

- No MD

≤ 0.24 cfs/5 acres

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

- 01M (report when notified)

- No MD

DRILLING PERMIT:

All wells (✓ WDQ3)

- 046-P23

In Basin 34?

- 085

Irr. within WD

- P05 (new well location)

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

FISH & GAME CONTACTED:

- Yes / No; RESPONSE: _____

IN/ABOVE MIN. STR. FLOW (✓ MAP)

- *WB9

WD (✓ MAP & LISTING)

- R04 (WD # _____)

> 0.10 cfs

- 01J-P08 (MD & LD)

≤ 0.10 cfs

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

WMD (✓ MAP)

> 0.24 cfs/5 acres

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

≤ 0.24 cfs/5 acres

- No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

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

≤ 0.24 cfs/5 acres

- No MD

RIVER BASINS: (*Surface water):

Snake R (01)

- *W22 -P04, NA

(02/03-irr)

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

Payette R(65)

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

Salmon R (70's)

- 029 (fish screens), NA

Weiser R (67)

- 086, 087

USE:

Domestic surface

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

>1 in rest. area

- 071-070

Fire Protection

- 077

Fish Propagation

- 029(70's only)-007-042(req)-081 (WQ)-P10

Heating/Cooling

- R07 (injection well)

Irr ≤ 5 acres

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

> 5 acres

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

Mining

- 054(req) -081-P10

Municipal

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

Power

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

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

Stockwater

- R37 (BLM/USFS); NA

Storage (✓3 compo.)

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

LOCATION:

42-248 area

- P84 (in 20/30/40/50/60/70/80 (87) basin)

Boise Front LoGeo

- 058 (<85° GW temp only)

In-stream dev.

- P52 (stream channel alteration)

Mitigation

- 120

SWAN FALLS FLAG (See Code Chart)

Trust

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

Non-Trust (1)

- 048-049 (Consumptive Uses), NA

OWNERSHIP:- 004 (PD/PU)**OTHER CONDITIONS:****STANDARD REMARKS:**- ① W59 ② W60 ③ W85**BENEFICIAL USE DUE:**- 11/1/ 2003**COMMENTS:**

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Jeannie Sheridan

_____ being first duly sworn on oath

deposes and says that he/she is Bookkeeper

of the Priest River Times, a newspaper printed and

published at Priest River, Bonner County, Idaho; that the

said newspaper has been continuously and uninterruptedly

published in said Bonner County during a period of 12

months prior to the first publication of the hereto attached

notice of publication in the case of:

Application for
Water Right

as it was published in the regular and entire issue of the

said paper for a period of 2 consecutive weeks,

commencing on 2 day of Sept, 1998

and ending on the 9 day of Sept, 1998

and that said notice was published in said newspaper.

On this 9 day of Sept in the year
of 1998, before me, a Notary Public, personally

appeared Jeannie Sheridan,

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.

Pamela S. Kimmie
Notary Public for Idaho
Residing at Priest River
My Commission expires: 5.24.04

RECEIVED

OCT 21 1998

NORTHERN REGION
IDWR

NOTICE OF APPLICATION
FOR WATER RIGHT

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

96-09000

TWIN LAKES INVESTMENTS

4815 W VILLAGE BLVD

RATHDRUM, ID 83858

Source: GROUNDWATER

Diversion Pt: SESE

Sec 9 T 54N R 04W in BONNER County.

Use: IRRIGATION

(0.200 CFS)

DOMESTIC

(0.200 CFS)

Total Diversion:

(0.200 CFS)

Date Filed: 8/18/1998

In: BONNER County

T54N R04W S09 NESE NWSE SWSE SESE

12.0 ACRES TOTAL

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

The permit(s) will be subject to all prior water rights. Protests must be filed with
the applicant and with the Director, Dept. of Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a
protest fee of \$25.00 on or before SEPTEMBER 21, 1998.

KARL J. DREHER, Director

PRT Legal 2457

September 2, 9, 1998

MICROFILMED

NOV 09 1998

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
96-9000 IN THE NAME OF)
TWIN LAKES INVESTMENTS)
_____)

REINSTATEMENT ORDER

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted to the Department on or before November 1, 2003; and

WHEREAS, the Department notified the permit holder on August 31, 2003, by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use or an extension of time request; and

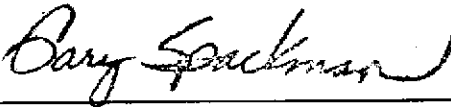
WHEREAS, the Department sent the permit holder a lapse notice on November 6, 2003, since the department had not received an acceptable proof of beneficial use statement or extension of time request; and

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the notice of lapsing; and

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting acceptable proof of beneficial use on December 15, 2003.

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 96-9000 is **REINSTATED** with an advance in priority to **October 1, 1998**.

DATED this 29th day of January, 2004.



GARY SPACKMAN

MICROFILMED
APR 08 2004

Receipt No. C071979.
Receipt By: [Signature]
Date Received: 12-15-03
RECEIVED

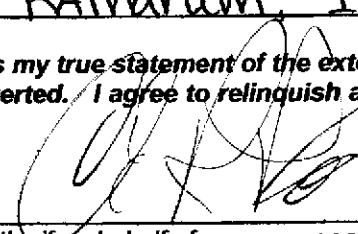
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DEC 15 2003

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 96-09000 Telephone No. 208 687 0802
2. Name of Permit Holder(s): Twin Lakes Investments
3. Mailing Address: PO Box 920
City Rathdrum State Id Zip 83858
4. Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: mo. 10 / yr. 98
Well Driller: H2O Well Service Inc. Drilling Permit Number: 96-98-N-166
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 24 Stockwater (No. and type of stock): N/A
Irrigation (No. of acres): 12 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.20 cfs OR _____ acre-feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
Measuring Device: Is a measuring device required? Yes X or No _____
Has the measuring device been installed? Yes X or No _____
8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: Dean Renninger Telephone Number: 208 687 0802
Address: PO Box 920, Rathdrum, Id 83858
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: _____ Date: 12-9-03
(include your title, if on behalf of company or organization)

MICROFILMED

APR 6 2004

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-09000

Proposed Priority: August 18, 1998

Maximum Diversion Rate:

0.20 CFS

This is to certify, that **TWIN LAKES INVESTMENTS**
4815 W VILLAGE BLVD
RATHDRUM ID 83858

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

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>
IRRIGATION	04/01 to 11/01	0.20 CFS
DOMESTIC	01/01 to 12/31	0.20 CFS
	Totals	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 9, Township 54N, Range 04W
BONNER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
54N	04W	9	NESE 3.0	NWSE 3.0	SWSE 3.0	
			SESE 3.0			12.0

Total number of acres irrigated: 12.0

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **November 1, 2003**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. 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.

MICROFILMED

NOV 28 1998

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-09000

CONDITIONS OF APPROVAL AND REMARKS

7. The issuance of this right does not grant any right-of-way or easement across the land of another.
8. Point of diversion is located within Lot 24, Edgemere Subdivision.
9. Places of use are located within Lots 1-24, Edgemere Subdivision.
10. Domestic use is for 24 homes and does not include lawn, garden, landscape, or other types of irrigation.

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

28th day of October, 1998.

K. J. Dreher
for
Karl J. Dreher, Director

MICROFILMED

NOV 6 1998

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

Ident. No. 96-09000

RECEIVED
OCT 26 1998

Department of Water Resources

1. Name of Applicant Twin Lakes Investments (A partnership) Phone 687-2525
Mailing address ~~Box~~ 4815 W Village Blvd Rathdrum ID 83858
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is Township 54N Range 4W Sec. 9, in the _____ 1/4.
SE 1/4, SE 1/4, Govt. Lot _____, B.M., Bonner County;
additional points of diversion if any: AKA Lot 24 Edgemere Subdivision
4. Water will be used for the following purposes:
Amount .20 cfs for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .20 for Irrigation purposes from 4-1 to 11-1 (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 and pump
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
- c. Proposed well diameter is 6 inches; proposed depth of well is 200 feet
- d. Is ground water with a temperature of greater than 85°F being sought? _____
- e. If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) _____; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 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. 24
e. Other; describe fully. _____

RECEIVED
NOV 6 9 1998

a. If water is for irrigation, indicate acreage in each subarea.

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
Sauquoit	9	
N E	NE NW SW SE	
N W	NE NW SW SE	
S W	NE NW SW SE	
S E	NE NW SW SE	
TOTALS	12	

21

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? Appl 1
 b. Who owns the land to be irrigated or place of use? Appl 1 & Subscribers to system
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make

:ឈ្មោះ ស៊ុប

12. Remarks: Partners are Robert A Bonuccelli and Charles R. Potts

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

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

Signature of Applicant (and title, if applicable)

partner

Time 10:00 AM Preliminary check by

04421

Date

Date _____

Publication prepared by

Fee \$ 50

Received by

Date 8/18/20

Time

5100-0

04421

Date _____

Date _____

10/22/98

Date _____

Publication prepared by

Fee \$ 50

Received by

Date 8/18/20

Time

5100-0

04421

Date _____

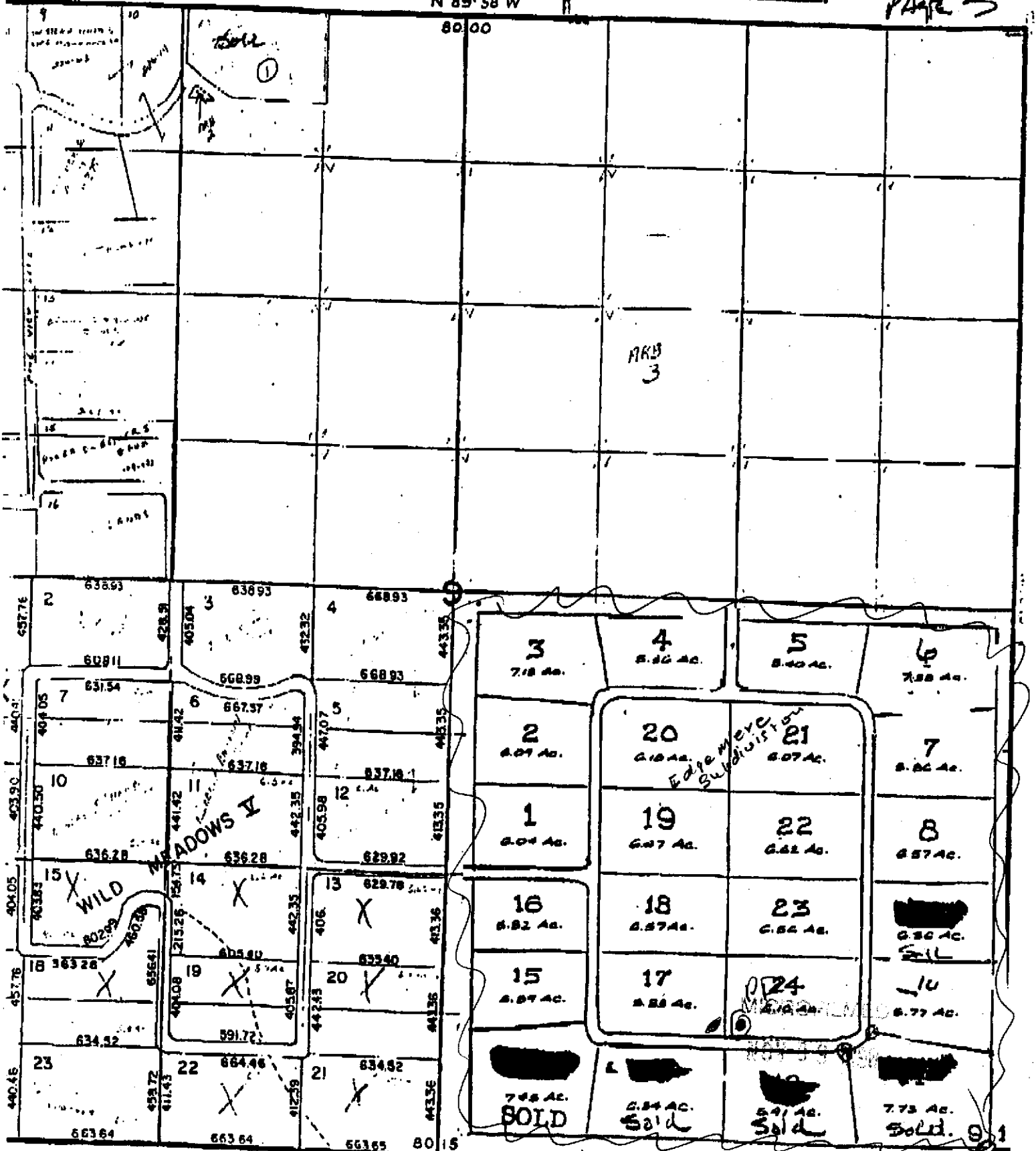
Date _____

10/22/98

Map No. 54, NORTH, RANGE No. 4, WEST BOISE MERIDIAN, IDAHO
F R E SECTION No. 9, SUBDIVISION 3
ES

This sketch is furnished without charge solely for the purpose of showing the location of the premises and the Company assumes no liability for inaccuracies therein.

Page 3



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 13 2004

DEPARTMENT OF
WATER RESOURCES

A. GENERAL INFORMATION

Permit No. 96-09000

1. Owner: Twin Lakes Investments Phone No. (208) 687-0802

Current Address: P.O. Box 920 Rathdrum Id. 83858

2. Accompanied by: Dean Penninger EXAM DATE: 6-9-04

Address: P.O. Box 920 Rathdrum Id. 83858 Phone No. _____

Relationship to Permit Holder: System Manager

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	SE	09	54N	04W	Booner	USGS 7.5min Quad

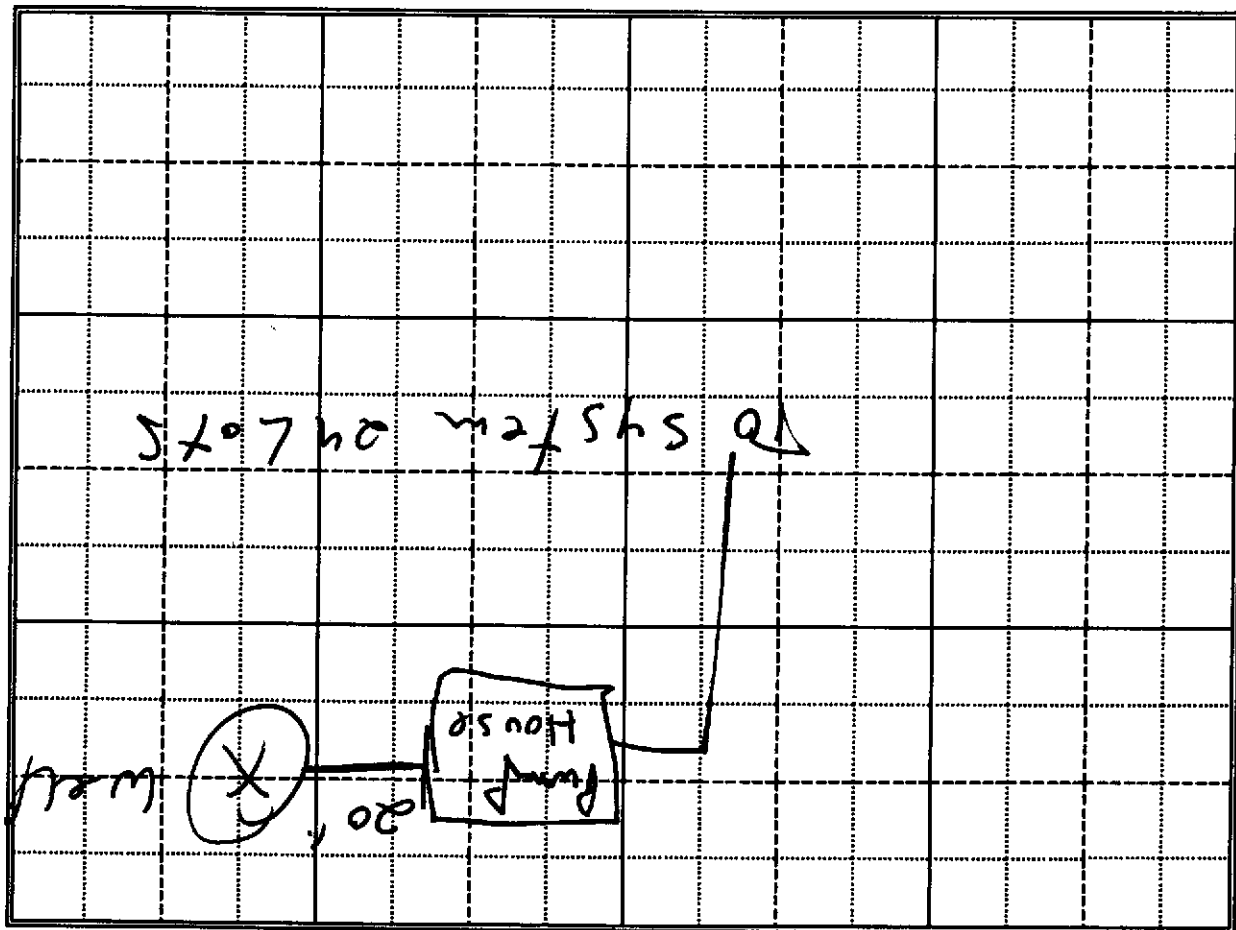
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
54N	04W	09	Within SERVICE AREA Twin Lakes Investments Public WATER SUPPLY SYS.																
			Generally 54N-04W-09																

PWS# 1090253

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



Scale: 1" =

Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

Aerial Photo Attached of (required for irrigation of 10+ acres)

Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Franklin	25	882019310	Sub	2"

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

D. FLOW MEASUREMENTS

1.

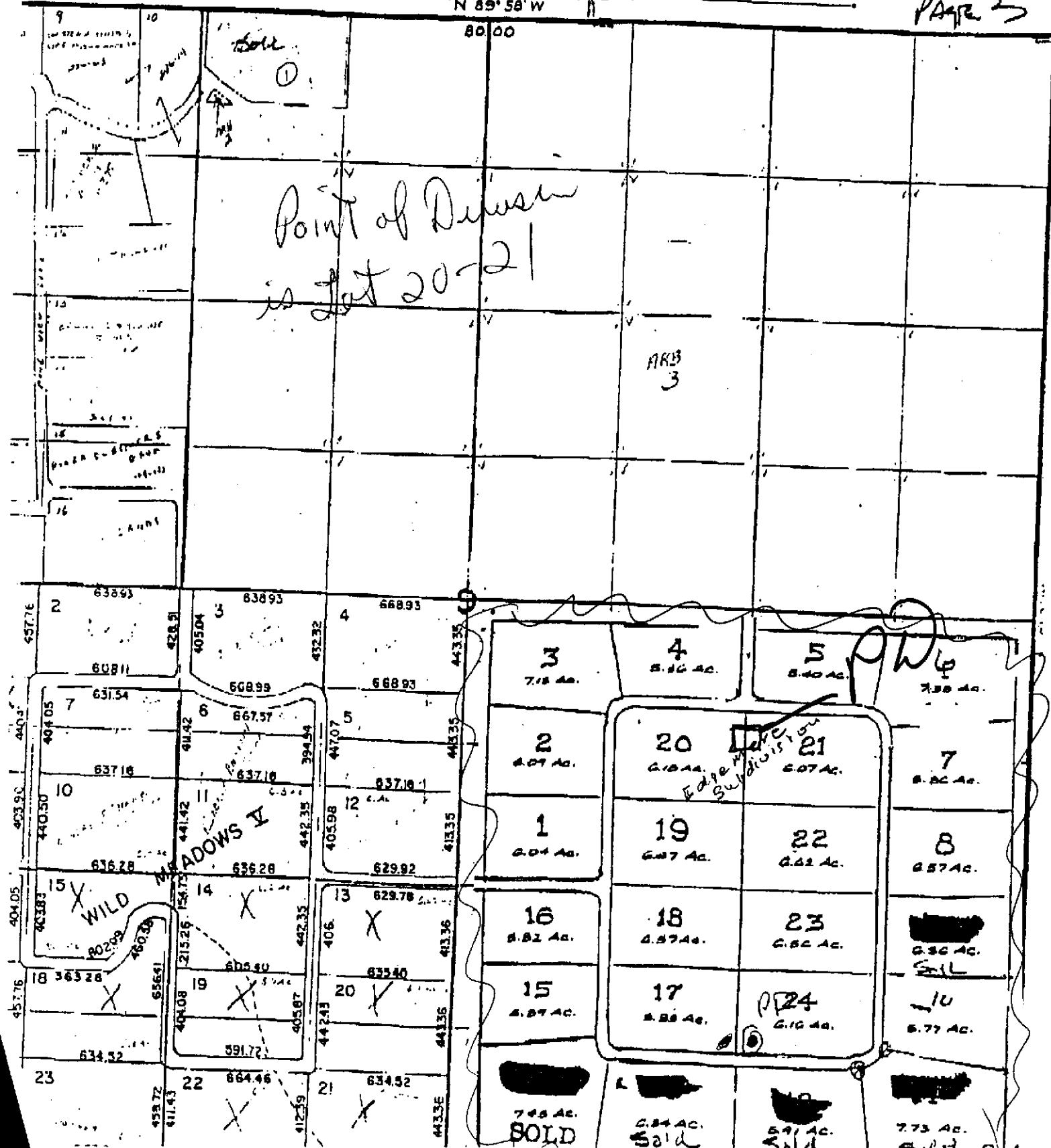
2. Measurements:

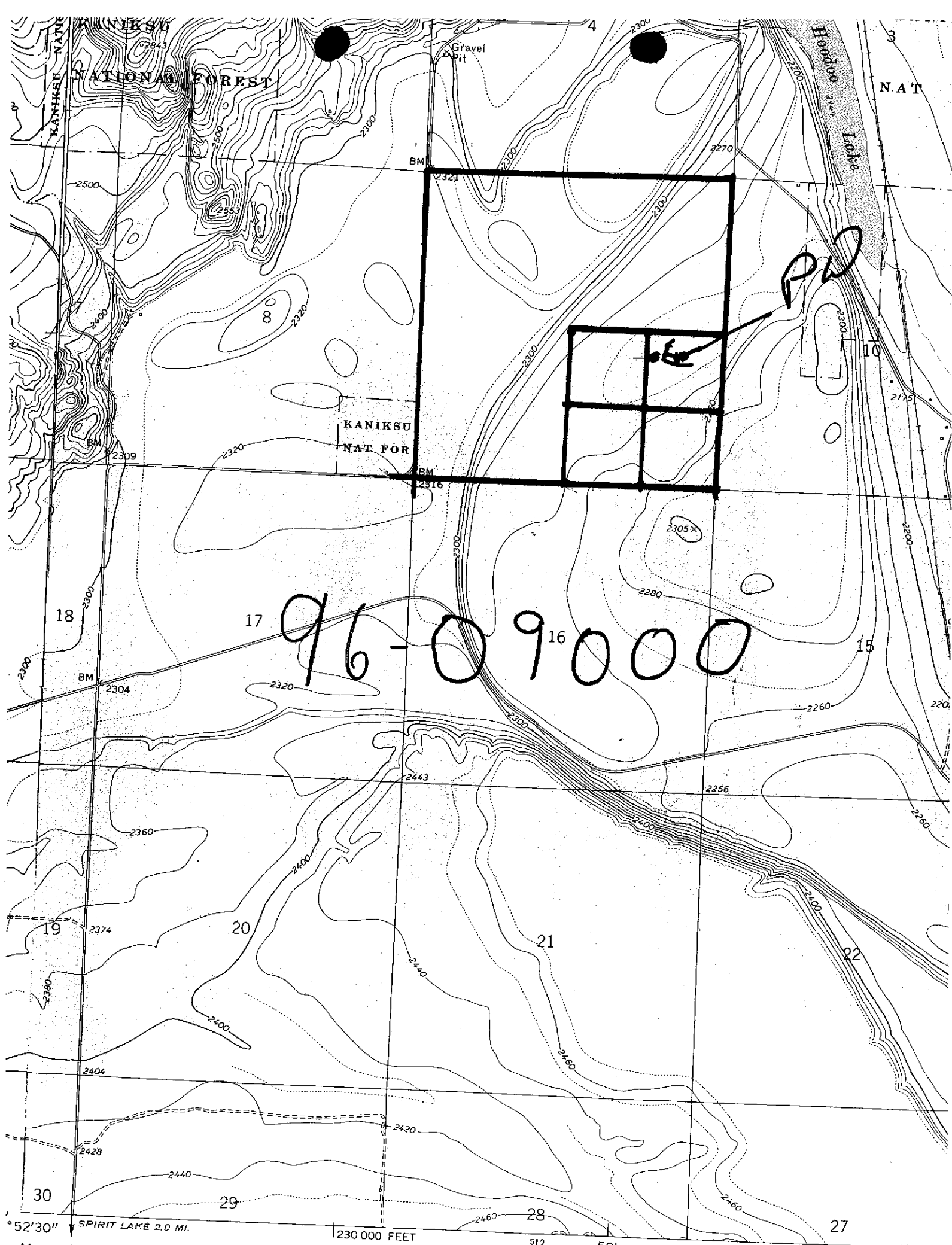
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

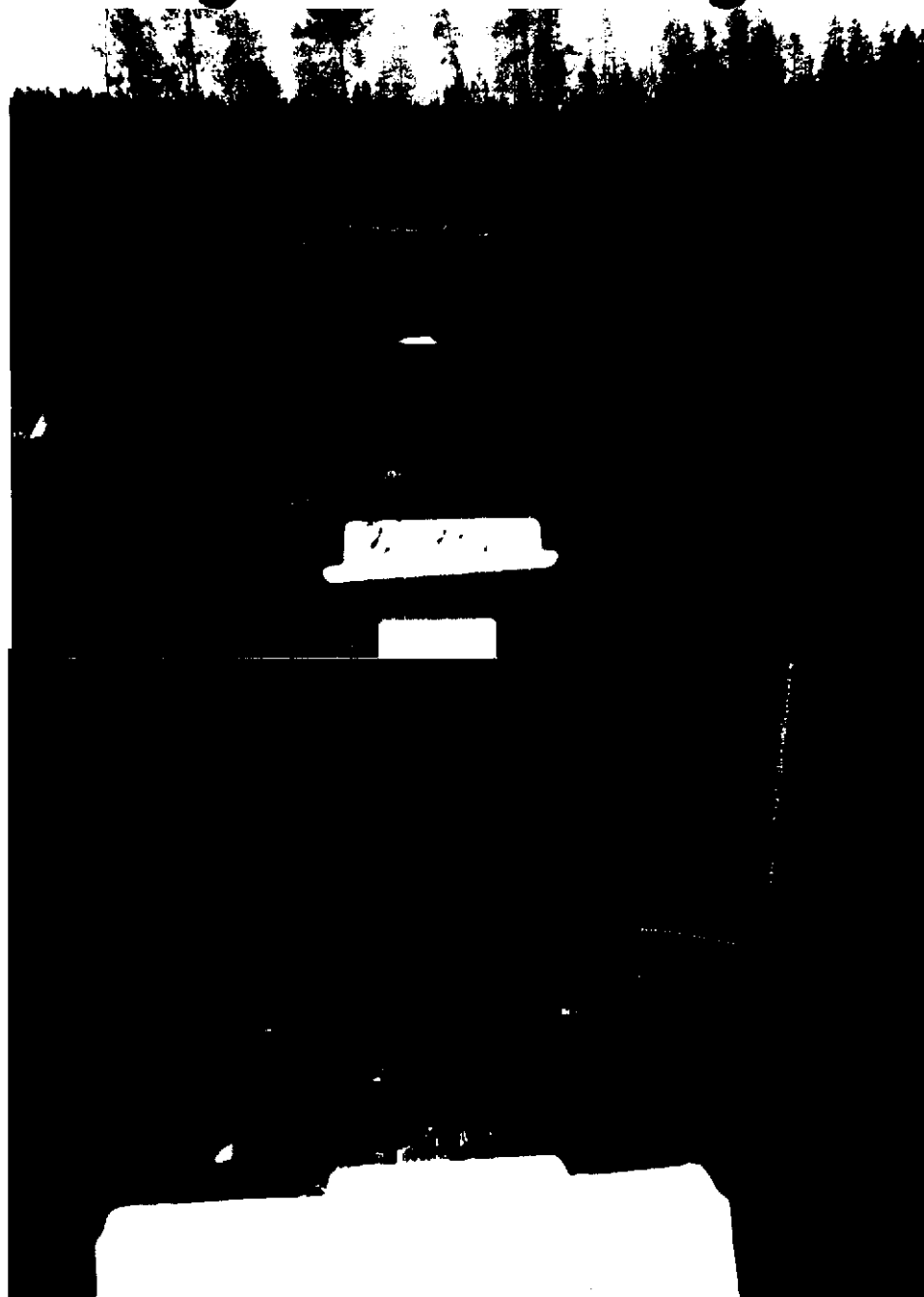
WEST BOISE MERIDIAN, IDAHO

N 89° 58' W

Page 3



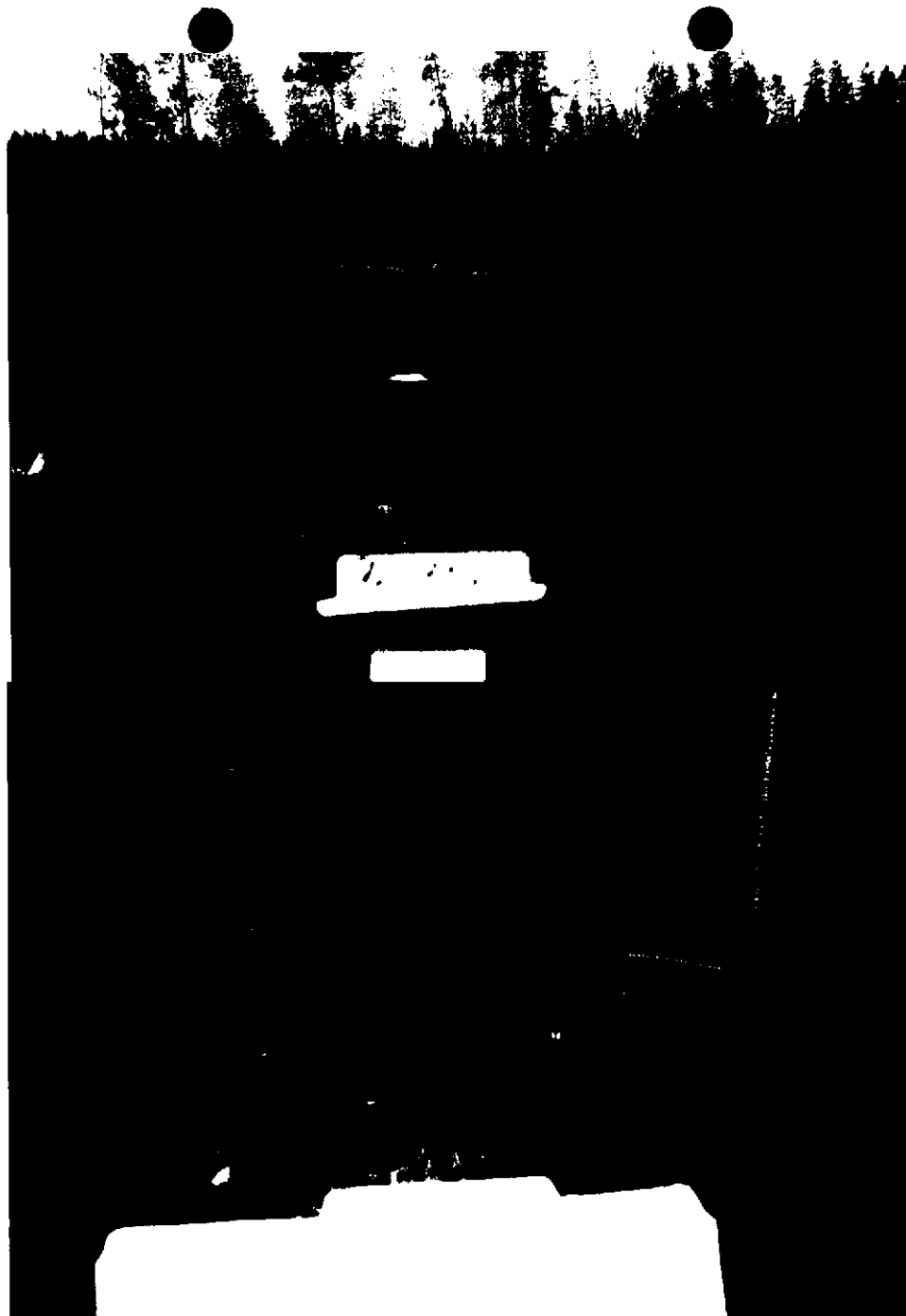




PD

Pump
House

96-09000



PD

Pump
House

96-09000

E. NARRATIVE/REMARKS/COMMENTS

Permit says P.D. is in lot 24 / or close to
It actually is in a common area on the
line between lots 20-21 Edgemere Subdivision
Spoke with Mr. Penninger about amending
this permit to municipal let him know
there would be fees involved he ok'd.

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

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

Flowmeter 60 gpm x 133651

60
13

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{OR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{OR} =$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Municipal

Period of Use
From *01-01*
To *12-31*

Rate of Diversion
Q (cfs) *13*

Annual Volume
V (afa) *13*

2. Recommended Amendments

Change P.D. as reflected above
Change P.U. as reflected above

Add P.D. as reflected above
Add P.U. as reflected above
None
Other

I. AUTHENTICATION

Field Examiner's Name

Wayne Boldin
Date *7-19-04*

Reviewer

Date

SEAL



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 30, 2004

TWIN LAKES INVESTMENTS
PO BOX 920
RATHDRUM ID 83858

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 96-9000

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form and examination fee submitted for the above referenced permit. Enclosed is an order reinstating the permit advancing the priority since proof was submitted after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water. The regional office staff will contact you when that examination is to be conducted. At the time the examination is conducted the system must be in operation, otherwise this permit will be of no force nor effect.

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

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

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Region (w/encl.)

MICROFILMED

APR 26 2004

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 96-9000

Reviewed By: dgibson

Date: January 29, 2004

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?		X	Drilling permit required?	X	
License examination fee required?	X		Drilling permit No.:	96-98-N-166	
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:	C071979		Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?		X	Measuring device installed?	X	
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received	12/15/2003
Date proof due	- 11/01/2003
Lapse notice sent	- 11/06/2003
No. of days late	= 44
Holiday allowance	+
Priority date	+ 08/18/1998
New priority date	= 10/01/1998

Deficiencies of Actions Items

Acknowledge proof. Reinstate with advance in priority to 10/1/98.

November 6, 2003

TWIN LAKES INVESTMENTS
P.O BOX 920
RATHDRUM, ID 83858-0920

LAPSE NOTICE

RE: PERMIT NO. 96-9000

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in the proof due notice dated August 31, 2003. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

Sincerely,

Gary Spackman, Chief
Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING
I hereby certify that on 11/7/03
a ~~copy~~ original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above

MICROFILMED

APR 05 2004

dy

APR 6 1964

PLACE STICKER AT TOP OF ENVELOPE
TO THE RIGHT OF RETURN ADDRESS
FOLD AT DOTTED LINE

9/30

Sec. of State
Researcher for
Corp. Status,
no info. avail.
or found.

dp



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

August 31, 2003

TWIN LAKES INVESTMENTS
4815 W VILLAGE BLVD
RATHDRUM, ID 83858

PROOF DUE NOTICE

RE: PERMIT NO. 96-9000

Dear Permit Holder:

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

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

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

Sincerely,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures

August 31, 2003

TWIN LAKES INVESTMENTS
4815 W VILLAGE BLVD
RATHDRUM, ID 83858

PROOF DUE NOTICE

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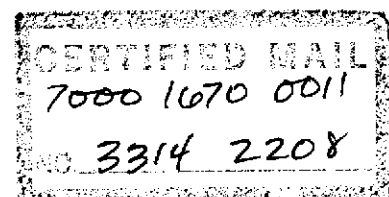
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Sincerely,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures

MICROFILMED
APR 6 6 2004





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

October 28, 1998

PHILIP E. BATT
GOVERNOR

TWIN LAKES INVESTMENTS
4815 W VILLAGE BLVD
RATHDRUM ID 83858

KARL J. DREHER
DIRECTOR

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-09000

Dear Permit Holder:

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

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

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

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

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

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

MICROFILMED

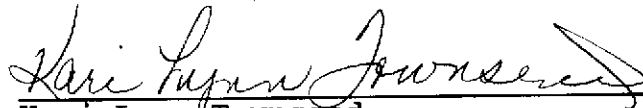
NOV 03 1998

CERTIFICATE OF MAILING

I hereby certify that on the 28th day of October, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 96-09000

TWIN LAKES INVESTMENTS
4815 W VILLAGE BLVD
RATHDRUM ID 83858


Kari Lynn Townsend
Secretary

MICROFILMED

NOV 09 1998

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

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

ORAL ARGUMENT

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

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NOV 3 5 1998

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

MICROFILMED
NOV 09 1998

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by CindyNo.: 96-9000 Name: Twine Lakes Inv. Date: 10/27/98 Ad OK? ☒ Gvmt Lts: ☒

AREA OF CONCERN:

- No/Yes: _____ Mor / _____ GWMA / Trust / Non-trust

PROTESTED:

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

SYSTEM COMPLETED:

> 1 year

- 26A P17

≤ 1 year/no proof

- P16

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

> 0.24 cfs/5 acres

- North / East / West

≤ 0.24 cfs/5 acres

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

WMD Supplemental use

- No MD

> 0.24 cfs/5 acres

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

≤ 0.24 cfs/5 acres

- 01M (report when notified)

- No MD

DRILLING PERMIT:

All wells (✓ WDQ3)

- 046 P23

In Basin 34?

- 085

Irr. within WD

- P05 (new well location)

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

FISH & GAME CONTACTED:

- Yes / No; RESPONSE: _____

IN/ABOVE MIN. STR. FLOW (✓ MAP)

- *WB9

WD (✓ MAP & LISTING)

- R04 (WD # _____)

> 0.10 cfs

- 01J-P08 (MD & LD)

≤ 0.10 cfs

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

WMD (✓ MAP)

> 0.24 cfs/5 acres

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

≤ 0.24 cfs/5 acres

- No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

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

≤ 0.24 cfs/5 acres

- No MD

RIVER BASINS: (*Surface water):

Snake R (01)

- *W22 -P04, NA

(02/03-irr)

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

Payette R(65)

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

Salmon R (70's)

- 029 (fish screens), NA

Weiser R (67)

- 086, 087

USE:

Domestic surface

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

>1 in rest. area

- 071-070

Fire Protection

- 077

Fish Propagation

- 029(70's only)-007-042(req)-081 (WQ)-P10

Heating/Cooling

- R07 (injection well)

Irr ≤ 5 acres

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

> 5 acres

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

Mining

- 054(req)-081-P10

Municipal

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

Power

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

17G (FERC) or 17M (FERG); 18B-P09; >25 cfs-P18

Stockwater

- R37 (BLM/USFS); NA

Storage (✓ 3 compo.)

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

LOCATION:

42-248 area

- P84 (in 20/30/40/50/60/70/80 (87) basin)

Boise Front LoGeo

- 058 (<85° GW temp only)

In-stream dev.

- P52 (stream channel alteration)

Mitigation

- 120

SWAN FALLS FLAG (See Code Chart)

Trust

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

Non-Trust (1)

- 048-049 (Consumptive Uses), NA

OWNERSHIP:

- 004 (PD/PU)

OTHER CONDITIONS:

STANDARD REMARKS:

- ① W59 ② W60 ③ WBS

BENEFICIAL USE DUE:

- 11/1/ 2003

COMMENTS:

IDAHO DEPARTMENT OF WATER RESOURCES
APPROXIMATION APPLICATION ANALYSIS SHEET

RECEIVED

OCT 26 1998

WR1
WRA
BC

APPLICATION # 96-09000

INITIAL REVIEW

DEPARTMENT OF WATER RESOURCES

APPLICANT: Twin Lakes Investment

BY:

DATE:

8/18/98

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

(Yes)(No)

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

PROCESSING

(Yes)(No)

PRIORITY DATE: 8/18/98

X (Include Moratorium Remark)

X Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).
PT/wed/ok

ADVERTISE IN:

Bonner

County

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
- () Power Information () Other: N/A

INFORMATION RECEIVED:

- () Dam Information () Fish Information
- () Power Information () Other: N/A

GROUNDWATER SECTION

WD Permit No.'s:

Type:

Fees

Receipt No.

Upgrade Needed?

96 98 N 166 Dom. ☒ Non-Dom. _____ Paid \$ 200.00
CD 5295 Dom. _____ Non-Dom. _____ Paid \$ _____
 Dom. _____ Non-Dom. _____ Paid \$ _____

Remarks:

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

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

- Notice of pending void order issued. Final order response date: _____/_____/_____
- Further information required from applicant _____
- Affidavit of publication received _____
- Application published correctly. If not, record action taken: _____

Publication dates and paper recorded on application | Sr. Agent initial AB

Protests received, Final protest date: 9/21/98

Measuring device required ☒

Measuring port required ☒

Special conditions: ☒

Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: B. J. Smith

Date: 10/22/98

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Jeannie Sheridan

_____ being first duly sworn on oath

deposes and says that he/she is Bookkeeper

of the Priest River Times, a newspaper printed and published at Priest River, Bonner County, Idaho; that the said newspaper has been continuously and uninterruptedly published in said Bonner County during a period of 12 months prior to the first publication of the hereto attached

notice of publication in the case of:

Application for
Water Right

as it was published in the regular and entire issue of the said paper for a period of 2 consecutive weeks,

commencing on 2 day of Sept, 1998

and ending on the 9 day of Sept, 1998

and that said notice was published in said newspaper.

On this 9 day of Sept in the year of 1998, before me, a Notary Public, personally

appeared Jeannie Sheridan,

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.

Pamela S. Kimmie
Notary Public for Idaho
Residing at Priest River
My Commission expires: 5.24.04

RECEIVED

OCT 21 1998

NORTHERN REGION
IDWR

NOTICE OF APPLICATION
FOR WATER RIGHT

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

96-09000

TWIN LAKES INVESTMENTS

4815 W VILLAGE BLVD

RATHDRUM, ID 83858

Source: GROUNDWATER

Diversion Pt SESE Sec 9 T54N R 04W in BONNER County.

Use: IRRIGATION

(0.200 CFS)

DOMESTIC

(0.200 CFS)

Total Diversion:

(0.200 CFS)

Date Filed: 8/18/1998

In: BONNER County

T54N R04W S09 NESE NWSE SWSE SESE

12.0 ACRES TOTAL

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before SEPTEMBER 21, 1998.

KARL J. DREHER, Director

PRT Legal 2457
September 2, 9, 1998

MICROFILMED

NOV 6 9 1998

96-09000

TWIN LAKES INVESTMENTS
4815 W VILLAGE BLVD
RATHDRUM, ID 83858

Source: GROUNDWATER

Diversion Pt: SESE Sec 9 T 54N R 04W in BONNER County.

Use: IRRIGATION	(	0.200 CFS)
DOMESTIC	(	0.200 CFS)
Total Diversion:	(	0.200 CFS)

Date Filed: 8/18/1998

In: BONNER County				
T54N R04W S09	NESE	NWSE	SWSE	SESE
12.0 ACRES TOTAL				

MICROFILM
NOV 9 1998

Ident. No. 96-98-N-0166-000
Well Tag No. D0005295

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR DRILLING PERMIT

1. Name: TWIN LAKES INVESTMENTS O 208-687-2525
Address: 4815 W VILLAGE BLVD
RATHDRUM ID 83858

2. Proposed Well Location: Township 54N, Range 04W, Sec. 9, SESE
BONNER County

Lot, Block, and Subdivision: Lt 24
Blk
EDGEMERE

3. Proposed Use of Well: Domestic

The use of water for homes, organization camps, livestock and for any other purpose in connection therewith, including irrigation for up to .5 acres of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

4. Well Construction Information:

- A. NEW WELL
B. Proposed Surface Diameter 6 In. Proposed Maximum Depth 200 Ft.
C. Anticipated Bottom Hole Temperature: 85 F or less (Cold water well)
(NOTE: Construction diagrams and/or other information may be requested for monitor, low temperature geothermal, municipal and artesian wells.)

5. Construction Start Date: 8/20/1998

6. Anticipated Well Driller: H2O WELL SERVICE (No. 0448)

NOTE: The actual well driller must be identified to IDWR prior to drilling commencement.

7. Applicant's Signature _____ Date _____

Title _____
(Owner, Firm Representative, Other)

Fee \$ 200.00 Received by BH No. N012330 Date 8-18-98

MICROFILMED

NOV 9 9 1998

(Continued)

Ident. No.
Well Tag No.

96-98-N-0166-000
D0005295

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This permit is **APPROVED**

Date: **8/18/1998**

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. **READ CAREFULLY!**

CONDITIONS OF APPROVAL:

1. This drilling permit is valid for two (2) months from the approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required prior to construction of this well. The local Health Department should be contacted for septic tank/drainfield locations. Domestic wells must not be drilled closer than 100' from any drainfield and 50' from any septic tank. Public Water Supply wells must not be drilled closer than 100' from any drainfield or septic tank.
3. The well shall be constructed by a driller currently licensed in the state of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85 Degrees F (29.44 oC) or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. Idaho Code, S 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "Digline" (DigLine is a one-call center for utility notification) not less than 2 working days prior to the start of any excavation for this project. The "Dig Line " Number for your area is 1-800-428-4950.
9. Applicant requests issuance of this Drilling Permit prior to approval of a Water Right or Transfer of a Water Right. Applicant acknowledges that by accepting a drilling permit and commencing construction he accepts all risk that the diversion of water from this well may not ultimately be approved for use.

Robert Haynes
Signature of Authorized Dept. Representative

Reg Manager
Title

EXTENSION OF DRILLING PERMIT

Extension Approved by: _____

Approval Date: _____
Expires On: _____

MICROFILMED

NOV 09 1998