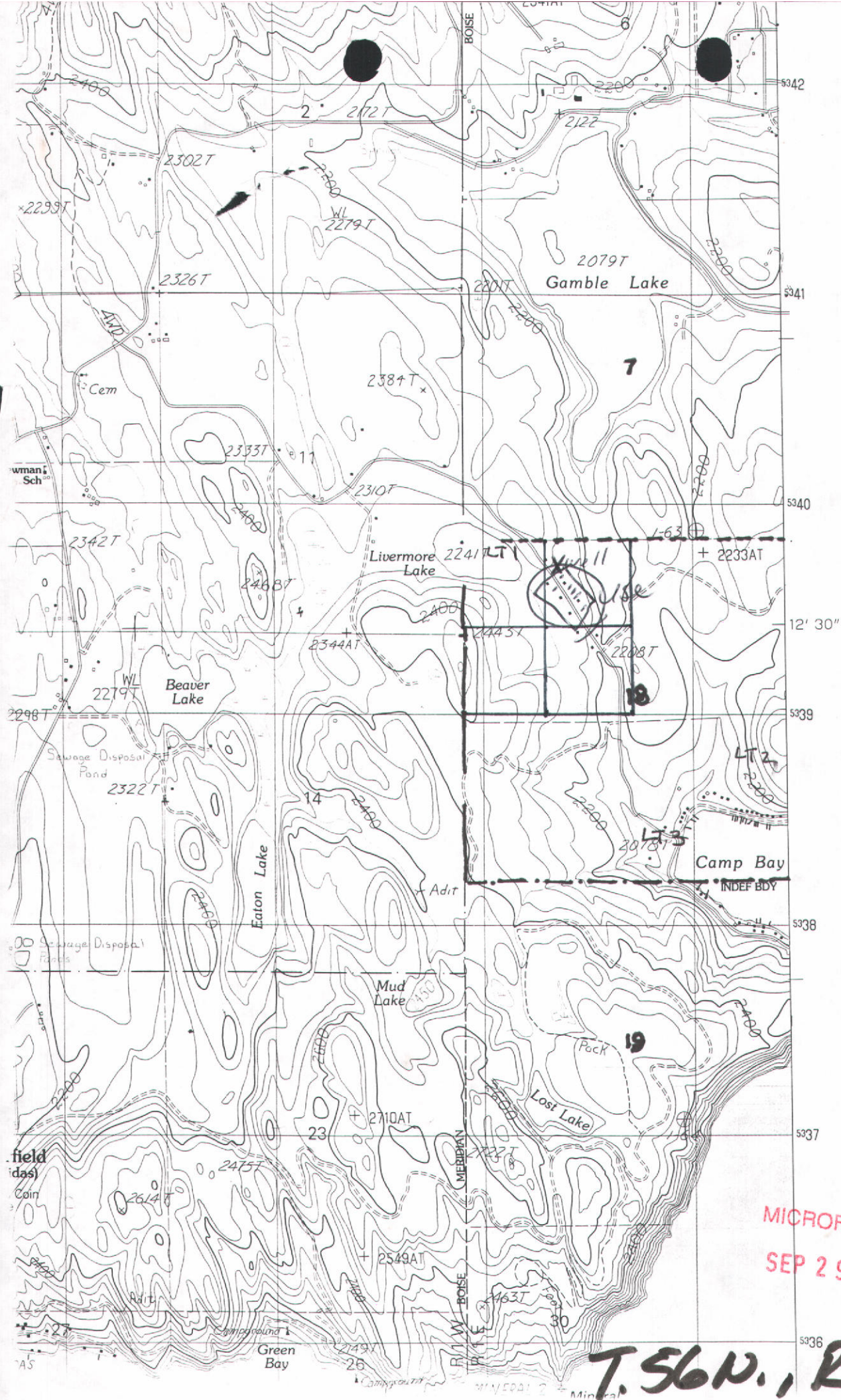
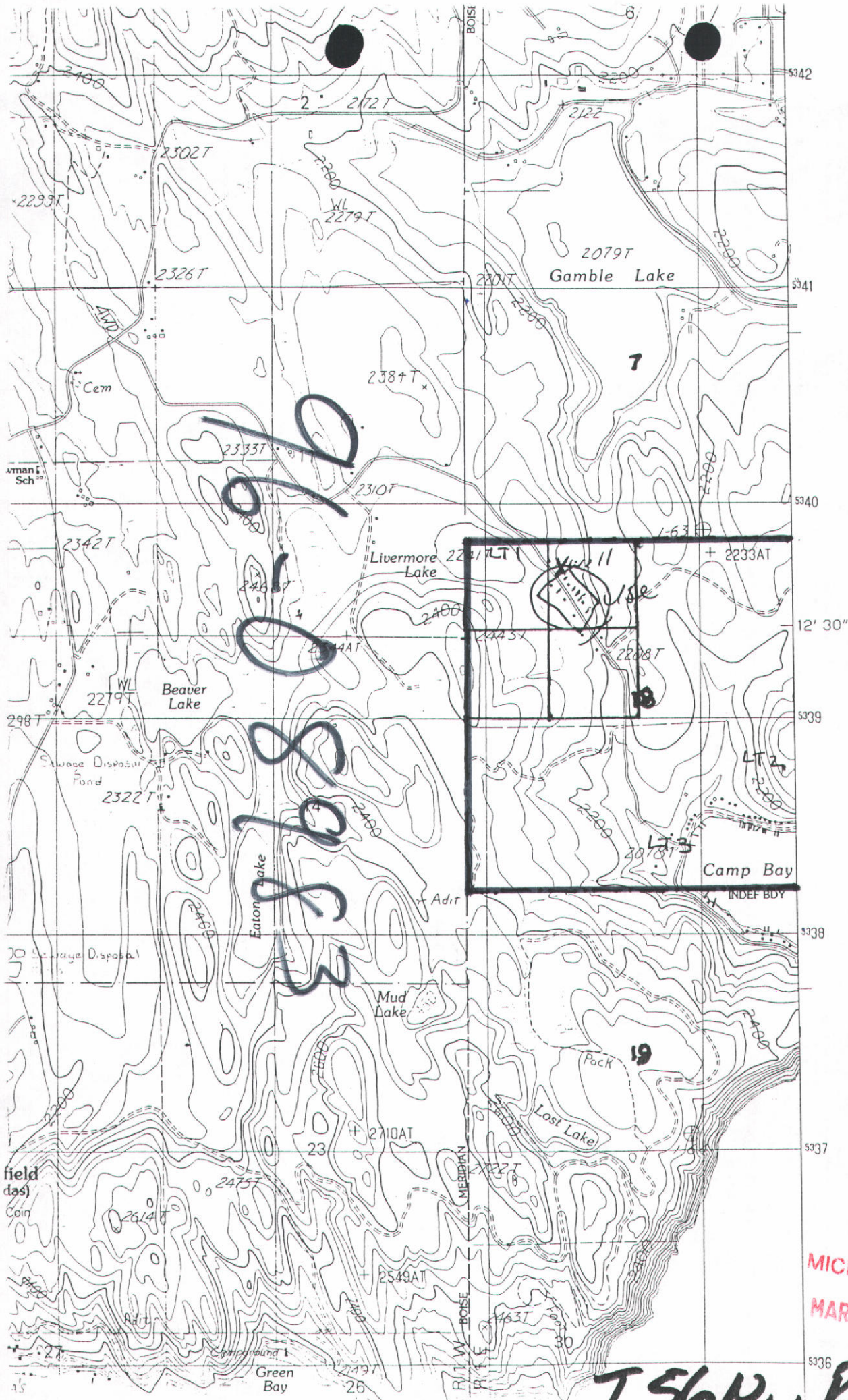






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MAR 24 2003

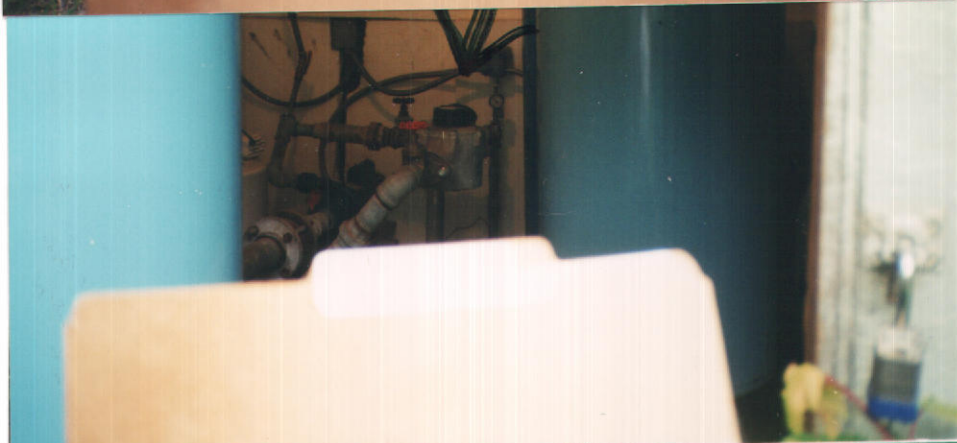
T.56N., R.1E.

96-08983



PQ

Pump
House
Flow
meter



STORAGE



IRR
SAMPLE



MICROFILMED
MAR 24 2003

96-08983



P2



Pump
House
Flow
meter



STORAGE



IRR
SAMPLE

MICROFILMED
MAR 24 2003

96-08983



PQ



Pump
House
Flow
meter



Storage



IRR
sample

MICROFILMED
MAR 24 2003

96-08983



PD



Pump
House
Flow
meter



Storage



IRR
sample

MICROFILMED
MAR 24 2003

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 96-08983

Priority: March 05, 1998

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 17.5 AF

It is hereby certified that LIVE MORE LAKE COMMUNITY ASSN
C/O PHYLLIS BROWN PRESIDENT
PO BOX 764
SAGLE ID 83860 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated March 05, 1998; and has
submitted Proof of Beneficial Use on October 02, 2000. An examination indicates that the works have a
diversion capacity of 0.02 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	04/01 to 10/31	0.02 CFS	8.5 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	9.0 AF

LOCATION OF POINT OF DIVERSION:

GROUND WATER NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 18, Twp 56N, Rge 01E, B.M., BONNER County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
56N 01E 18					5.0	.5											5.5
Total Acres: 5.5																	

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
56N 01E 18					X	X											
L 1																	

CONDITIONS OF APPROVAL

1. Domestic use is for 15 homes and does not include lawn, garden, landscape, or other types of irrigation.
2. Point of diversion is located within Lot 1, Blk. 1, Live-More Lake Subdivision.
3. Place of use is located within Lots 1-3, 6-10, Blk. 1; Lots 2-4, Blk. 2; Lots 5-8; Live-More Lake Subdivision.

MICROFILMED

MAY 2 1 2003

State of Idaho
Department of Water Resources
Water Right License

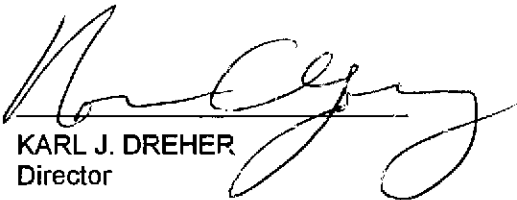
WATER RIGHT NO. 96-08983

4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
5. 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.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 18TH day of NOVEMBER, 2002.

Acting for


KARL J. DREHER
Director

MICROFILMED

MAR 24 2003

RECEIVED

OCT 2 - 2000

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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. 96-08983 Telephone No. 253-661-54912. Name of Permit Holder(s):
LIVE MORE COMMUNITY CLUB, INC.3. Mailing Address: P.O. Box 764City SAGLE State ID Zip 838604. Source of Water: WELL If **GROUNDWATER** (well), Date Drilled: mo. 10 / yr. 98

Well Driller: _____ Drilling Permit Number: _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 15 Stockwater (No. and type of stock): _____Irrigation (No. of acres): 7.5 Other: _____6. Total rate of diversion and/or volume for which proof is submitted: 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 ☒ or No _____

Has the measuring device been installed?

Yes ☒ or No _____8. Fee Enclosed: \$ 50.- (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: PAT PARSON Telephone Number: 208-265-2511Address: 1777 CAMP BELL RD, SAGLE ID 83860

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:

Phyllis Brown, President
(include your title, if on behalf of company or organization)

Date:

9/27/00LIVE MORE COMMUNITY CLUB, INC.

MICROFILMED

JAN 31 2001

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 96-08983

Proposed Priority: March 5, 1998 Maximum Diversion Rate: 0.20 CFS

This is to certify, that **LIVE MORE LAKE COMMUNITY ASSN**
C/O DAVID MARX
1621 CAMP BAY RD
SAGLE ID 83860

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	03/15 to 11/15	0.15 CFS
DOMESTIC	01/01 to 12/31	0.18 CFS
	Totals	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION: NENW , Sec. 18, Township 56N, Range 01E
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>	
56N	01E	18	NENW	6.5	Lot 1(NWNW)	1.0	7.5

Total number of acres irrigated: 7.5

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 **October 1, 2000**.
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. 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.
6. Point of diversion is located within Lot 1, Blk. 1, Live More Lake Subdivision.
7. Places of use are located within Lots 1-14, Blk. 1; and Lots 1-8, Blk. 2; Live More Lake Subdivision.
8. Domestic use is for 15 homes and does not include lawn, garden, landscape, or other types of irrigation.

MICROFILMED

SEP 29 1998

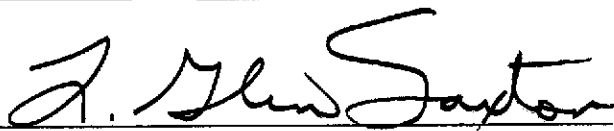
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-08983

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

23 day of September, 1998.


for Karl J. Dreher, Director



MICROFILMED

SEP 29 1998

.004 CFS

Ident. No. 96-8983

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 06 1998

APPLICATION FOR PERMIT

MAY 26 1998

To appropriate the public waters of the State of Idaho

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

1. Name of Applicant Live More Lake Comm. Assoc. (Dw. L. Mark) Phone (208) 265-8763
Mailing address ~~1621~~ 1621 Camp Bay RD Sagle ID 83860
2. Source of water supply Ground Water which is a tributary of N/A
3. Location of point of diversion is Township 56 N Range 1 E Sec. 18 in the NE 1/4, NW 1/4, Govt. Lot Bonner County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 2.0 for Domestic Use purposes from 4/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 20.15 for IRRIGATION purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .20 and/or (b) Domestic Use
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, 10,000 gal STORAGE TANK, Pump + DELIVERY SYSTEM.
 - b. Height of storage dam _____ feet; active reservoir capacity 10,000 Gal Storage Tank acre-feet; total reservoir capacity 10,000 Gal Storage Tank acre-feet
 - c. Proposed well diameter is 8" inches; proposed depth of well is 500 feet
 - d. Is ground water with a temperature of greater than 85°F being sought? NO
 - e. If well is already drilled, when? Yes; Drilling firm United Drilling
Well was drilled for (well owner) Live More Comm Assoc; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 2 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. 15 MICROFILMED
 - e. Other; describe fully. _____

SEP 29 1998

\$2000 from Driller

153857

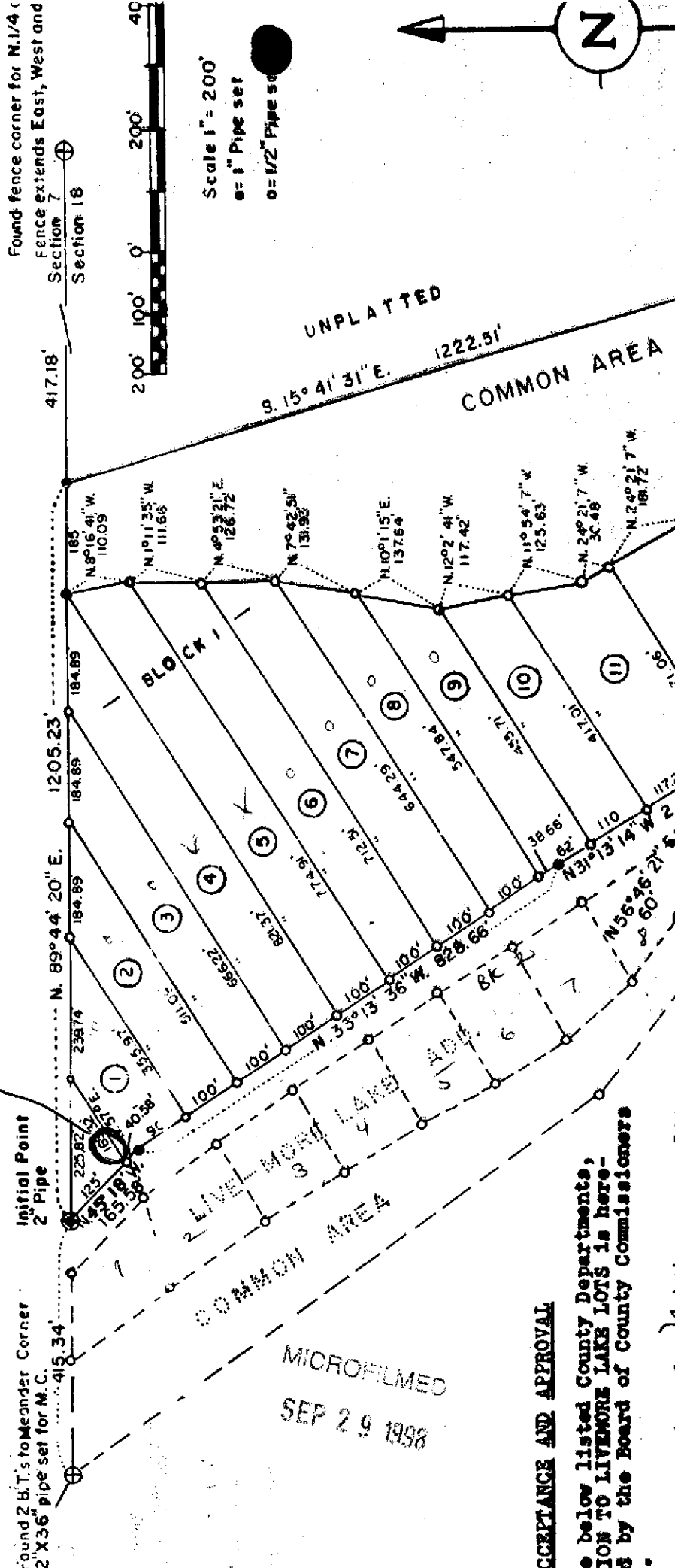
LIVE — MORE LAKE SUBDIVISION

VP. 56 N., R. 1 E. B.M. IN BONNER COUNTY, IDAHO

WAS FOR RECORD Nov. 19, 1973 AT 9:30 A.M. REQUEST BY *Alan Day*
JAMES L. BENNETT, CLERK COUNTY RECORDER BOOK NO. *340-126-100-4*
By *Betty O. Russell, Deputy* *for S.O.*

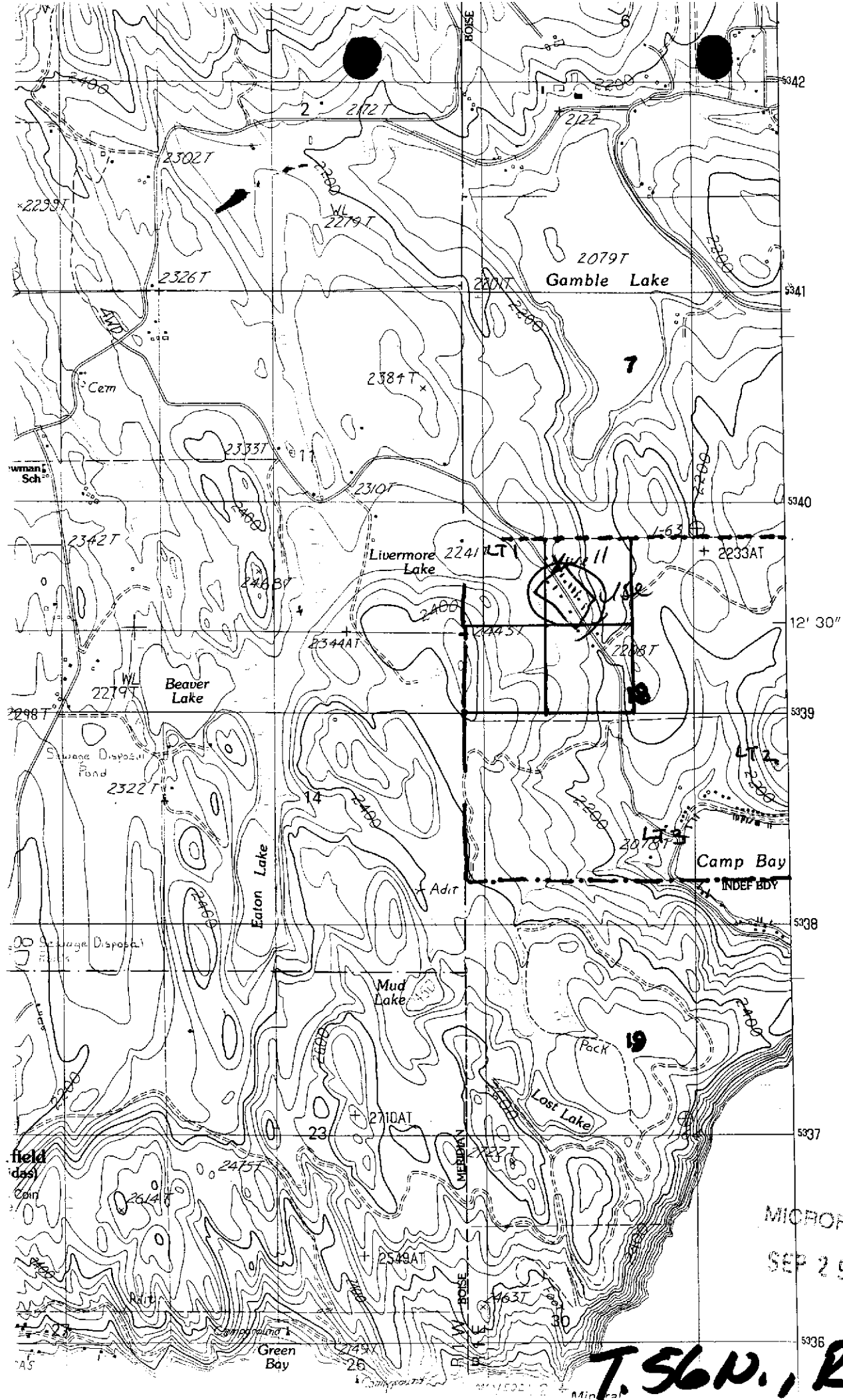
UNPLATTED

Well LOT 1



ACCEPTANCE AND APPROVAL

be below listed County Departments,
ION TO LIVE MORE LAKE LOTS is here-
d by the Board of County Commissioners



MICROFILMED
SEP 29 1998

T.56N., R.1E.



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 19, 2002

LIVE MORE LAKE COMMUNITY ASSN
C/O PHYLLIS BROWN PRESIDENT
PO BOX 764
SAGLE ID 83860

RE: License No. 96-8983 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license 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.

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 208-327-7946.

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

MAY 24 2003

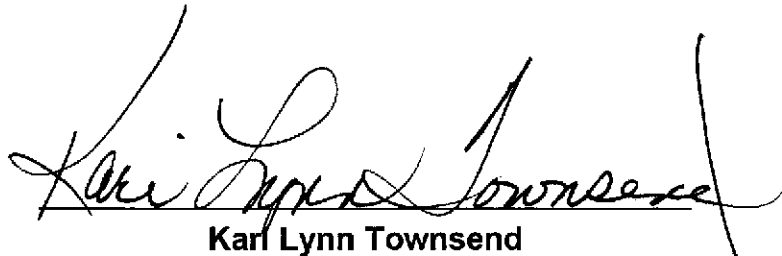
CERTIFICATE OF SERVICE

I hereby certify that on November 19, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO.

96-8983

LIVE MORE LAKE COMMUNITY ASSN
C/O PHYLLIS BROWN PRESIDENT
PO BOX 764
SAGLE ID 83860



Karl Lynn Townsend
Secretary

MICROFILMED

MAR 24 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).

MICROFILMED
MAR 24 2003

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.



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 15, 2002

LIVE MORE LAKE COMMUNITY ASSN
C/O PHYLLIS BROWN PRESIDENT
PO BOX 764
SAGLE ID 83860

RE: New Application for Additional Lots in Subdivision

Dear Ms. Brown:

I received the information requested to complete the licensing of Permit No. 96-08983. I discussed your situation with Allen Beardslee at our Northern Regional Office and we decided that I should draft your additional application for permit since we cannot increase the number of permitted lots under Permit 96-08983. Enclosed is a *draft* of a new application for permit to cover the additional lots in Live-More Lake Subdivision. I have also enclosed a blank application form, with instructions, for your convenience.

I have used your existing system to draft this application. If you intend to drill a second well, or put a bigger pump in the well (to increase the amount of water for the subdivision) you need to include this information on the application form before submitting it to our office in Coeur d'Alene. With the subdivision plat in our file, I could only locate 7 additional lots for this application. I believe you told me that there are currently 23 lots in the subdivision. You need to add the lot description for the 23rd lot under item 12 on the application form. I have included an irrigation use component under item 4 of the application. I have added 2 acres of irrigation since the examiner determined that each lot has approximately ¼ acre of lawn. Please complete item 7 on the form. You will also need to attach the enclosed subdivision plat map (with the 23rd lot drawn in), the enclosed topographical map, a current listing of the officers of Live More Lake Community Association, along with their titles, and a \$100.00 filing fee with submittal of the application.

If you have any questions in regard to this matter, please feel free to contact me at (208)327-7944 or Allen Beardslee at (208)769-1450. The application should be submitted to our Northern Regional Office in Coeur d'Alene for processing. Their address is listed on the last page of the instructions for filing an application for permit.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:k

Enclosures

Cc: Allen Beardslee, Northern

MICROFILMED

MAY 24 2003

Live More Community Club, Inc.
P.O. Box 764
Sagle, ID 83860

Permit No. 96-08983

RECEIVED

Lots currently being served by the water system, 15 in total.

NOV 7 2002

Department of Water Resources

Block 1

Lots: 1, 2, 3, 6, 7, 8, 9 and 10

Block 2

Lots: 2, 3 and 4

And, lots: 5, 6, 7 and 8 (these lots do not have a Block number)

We have requested the permit to be increased from 15 hook ups to a total of 23 hook ups.



Phyllis Brown, President
Live More Community Club, Inc.
Phone 253-315-0441

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MAY 2 6 2003



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

October 22, 2002

LIVE MORE LAKE COMMUNITY ASSN
C/O PHYLLIS BROWN PRESIDENT
PO BOX 764
SAGLE ID 83860

RE: Permit No. 96-08983

Dear Ms. Brown:

On September 12, 2002, I sent you a letter requesting information on the 15 lots that you wished to have included on your water right license. As of this date, I have not received the information that I requested. If we don't receive your input on which 15 lots to include under the license of this permit, I will assume that you are not interested in which lots should be included, and I will select 15 lots from your subdivision plat. Please submit your information within the next two weeks (14 days) so we can complete the licensing of this permit.

If you have any questions in regard to this matter, please feel free to contact me at (208)327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:k

MICROFILMED

MAR 24 2003



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

September 12, 2002

LIVE MORE LAKE COMMUNITY ASSN
C/O PHYLLIS BROWN PRESIDENT
PO BOX 764
SAGLE ID 83860

RE: Permit No. 96-08983

Dear Ms. Brown:

Pursuant to our telephone conversation on August 2, 2002, we still need to know which 15 lots you want to include under water right 96-08983. If you could supply this information to me, we can prepare the water right license for this permit. I have to describe which lots will be included under the license and since our examiner did not collect this information I must request it from you now. Please submit a copy of your subdivision plat with the 15 lots identified, or submit a note with the lots and blocks identified. The permit, copy enclosed for your convenience, listed Lots 1-14, Block 1 and Lots 1-8, Block 2 of Live More Lake Subdivision. However, the use of water is also limited to 15 homes under condition no. 8 of the permit.

I understand that you wanted the license of this permit to be finalized. Your help in describing which 15 lots are to be included would be of great help to us. If you have any questions in regard to this matter, please feel free to contact me at (208)327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:k
Enclosure

MICROFILMED

MAR 24 2003

LICENSE REVIEW CHECKLIST

Permit No. 96-8983 Date: 8-1-02 Reviewer: Kay Walker

Change/OK

Name/Address

OK

Source

OK

Point of Diversion:

OK

Does change clarify original intended source? If no, void permit.
Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use

OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s):

File reviewed Profile reports printed

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.20 cfs

Fee Limit 0.20 cfs

meter Measured 0.02 cfs

Theoretical 0.02 cfs

Recommended Total Diversion Rate 0.02

- well log = 9 gpm $\approx$ 0.02

Season of Use per new Standards

4-1 10-31

Water Uses

OK Change (P46)

Irrigation 0.02 cfs 8.5 af

Stockwater cfs af

Domestic 0.02 cfs 9.0 af

cfs af

cfs af

Total 0.02 cfs 17.5 af

Irrigation - overlap(R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (106/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

0.02 cfs x 1.9835 x 214 days = 8.5 af (vs) 5.5 acres x $\frac{3.0}{2.0(\text{con})}$ (FHR) = 16.5 af

Remarks:

Additional Conditions

☐ Watermaster Control

☐ GW Measurement/Measuring Device

☐ Other

☐ Trust R55 - remove 051)

☐ Non-trust (048)

GW Dist?

Water Msmt. Dist?

Crit. GWMA?

GWMA?

Government Lots?

Advance Priority?

☒ yes
☐ no

If yes, explain why below.

SRBA Claim?

N/A

Adjust memo

Amend Letters

P87, S06

Second Amendment Notice

S06

MEMORANDUM

TO: File 96-08983

FROM: KAY WALKER

RE: System under this right

Date: September 11, 2002

.....

I called Mike Nelson of Panhandle Health District (@265-6384) this afternoon to find out if he had any additional information regarding the system under this permit. Mr. Nelson stated that he had never been on-site but had a 1998 sanitary survey by DEQ in front of him when he returned my phone call. He said that the DEQ report noted there was one well under the system with a 10,000 gallon storage tank. He also had a capacity reading of 11.7 gpm, which is 0.03 cfs.

I completed a theoretical calculation on the system using 500' for lift (see well log attached) and 35 psi and came up with a capacity of 0.0159 cfs. This is equivalent to the 0.02 cfs found on the meter by our examiner.

MICROFILMED

MAR 24 2003

MEMORANDUM

TO: File 96-8983

FROM: KAY WALKER

RE: Permit review for licensing

Date: August 2, 2002

.....

I called Phyllis Brown, president of the water association, this afternoon in regard to which 15 lots they were using under this permit. She stated that the examiner told her it was no problem to cover all 23 lots they have developed. She was not happy that I intend to license this right for the 15 lots they were permitted. I tried to tell her how water rights worked and that they would need an additional water right to cover the additional lots and she disagreed. She wanted to talk to someone who knew what they were talking about. She requested the phone number for Northern Region and was going to call Al Beardsley regarding this exam. She also got my phone number so she could contact me after talking with Al.

MICROFILMED

MAY 24 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

AUG 23 2001

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-08983

1. Owner: Live More Lake Community Assn. Phone No. _____

Current Address: P.O. Box 764 Sage Id. 83860

2. Accompanied by: Pat Parson EXAM DATE: 07-10-01

Address: 1777 Camp Bay Rd. Sage Id 83860 Phone No. (208) 265-2511

Relationship to Permit Holder: _____

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	NW	18	56N	01E	Conner	USGS 7.5 min Quad

2. Place(s) of Use:

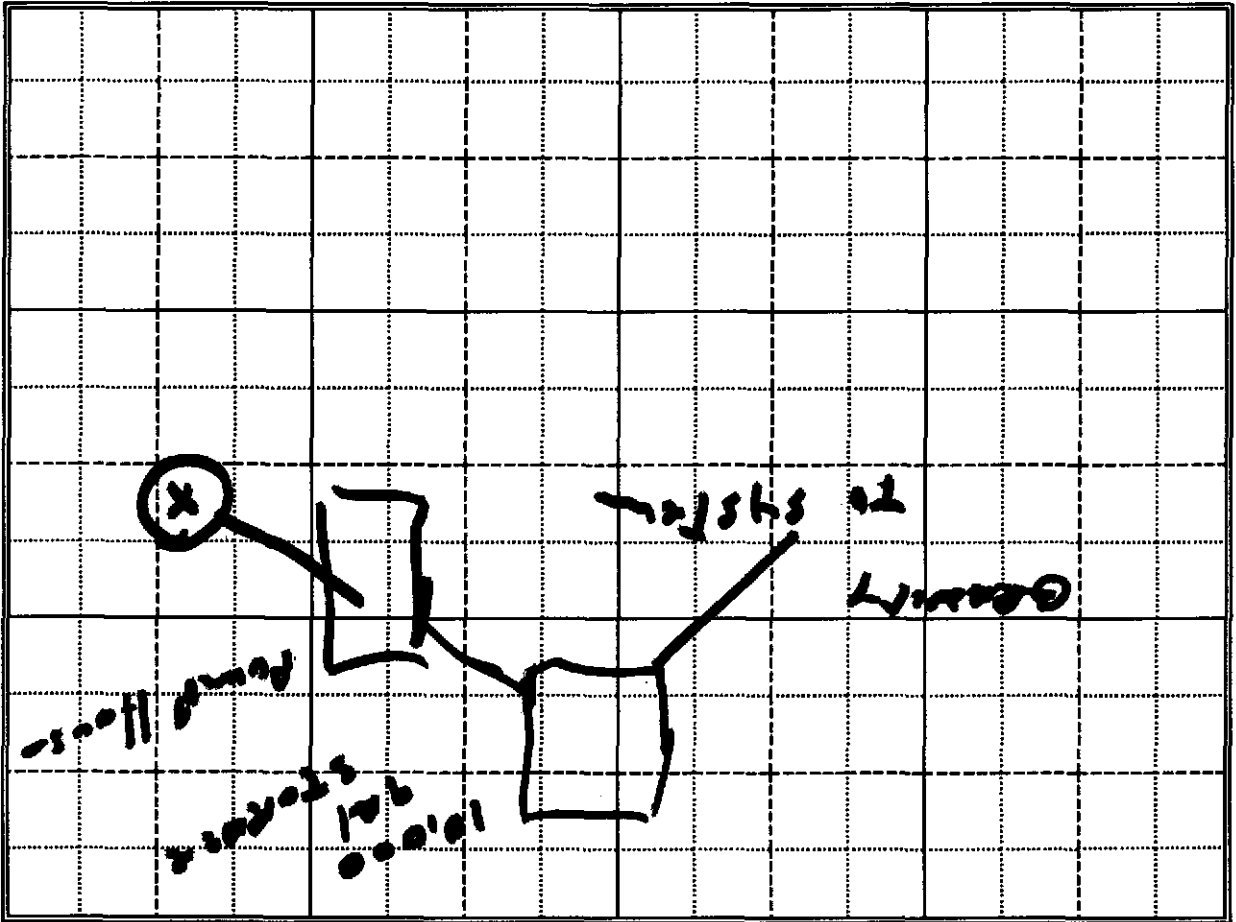
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
56N	01E	18					5	5											5.5

MICROFILMED

MAR 24 2003

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate weir 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 _____
 _____ (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
	Fluorin	1.5	2823008110	Sub	1.5

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

WATER
 MARCH 1971

E. NARRATIVE/REMARKS/COMMENTS

There are 22 lots. Of these 15 are occupied. There is little irrigation system can't handle it. (See sample photo) I just figured it at $\frac{1}{4}$ acre/lot.

Have conditions of permit approval been met? 1 yes ___ no

MICROFILMED
MAR 9 4 2003

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

Flow meter 10 gpm
5.00 cfs

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 5.5 \times 3 = 16.5$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 102 \times 245 \times 1.9835 = 9.7$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 9.7$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Domestic
Domestic

Period of Use
From To

03-15 11-15
01-01 12-01

Rate of Diversion
Q (cfs)

1.02
1.02

Annual Volume
V (ata)

9.7
13.2

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 Kalk
Date 08-17-01

Reviewer

Date

SEAL

MICROFILMED

MAY 2 2 2004

153857

LIVE — MORE LAKE SUBDIVISION

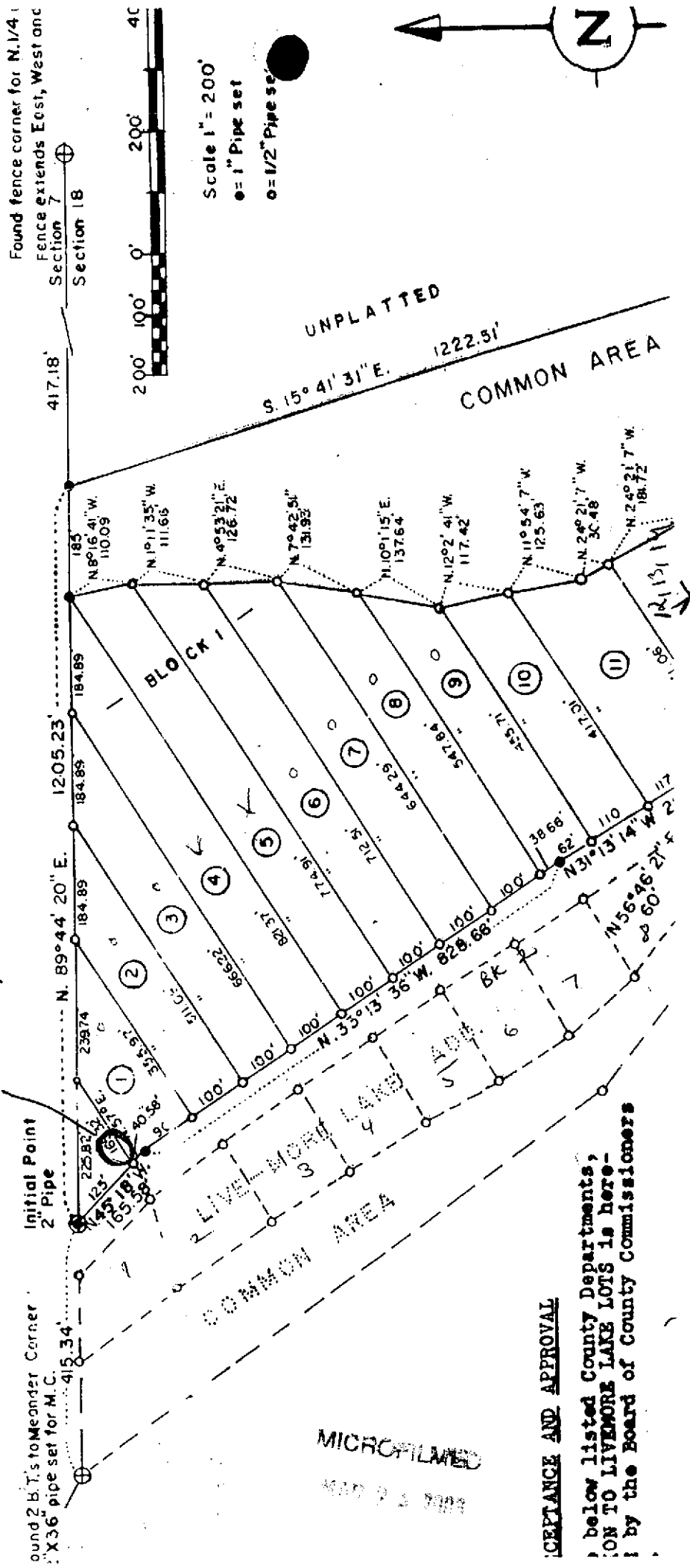
VP. 56 N., R. 1 E. B.M. IN BONNER COUNTY, IDAHO

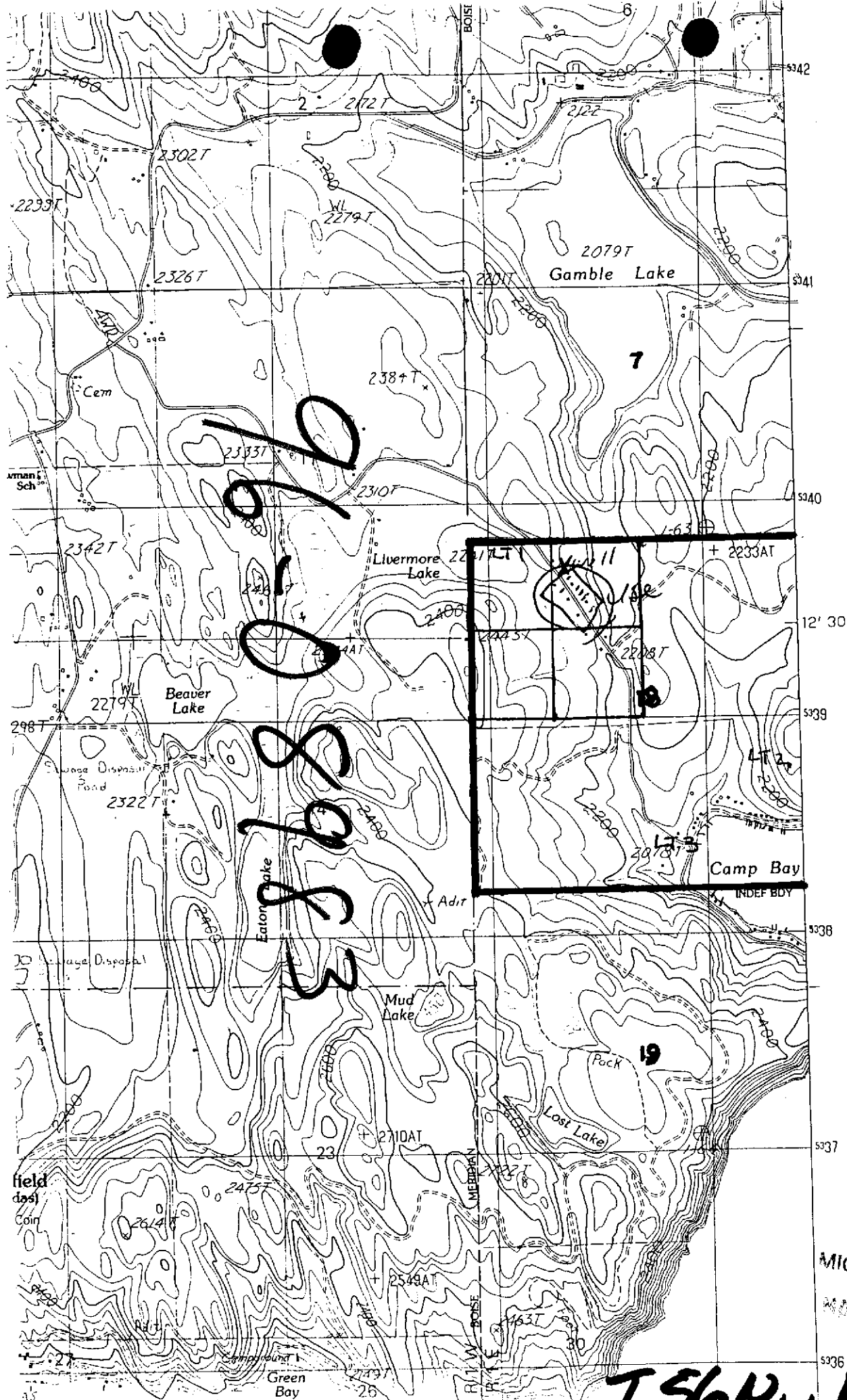
23 24 25
4 acre DCR

MADE FOR RECORD Nov. 19, 1973 at 9:30 a.m. REQUEST OF *Alan L. Kenney*
ALAN L. KENNEY, BONNER COUNTY RECORDER BOOK NO. *14*
By *Betty O. Small, Deputy*

UNPLATTED

Well Lot 1

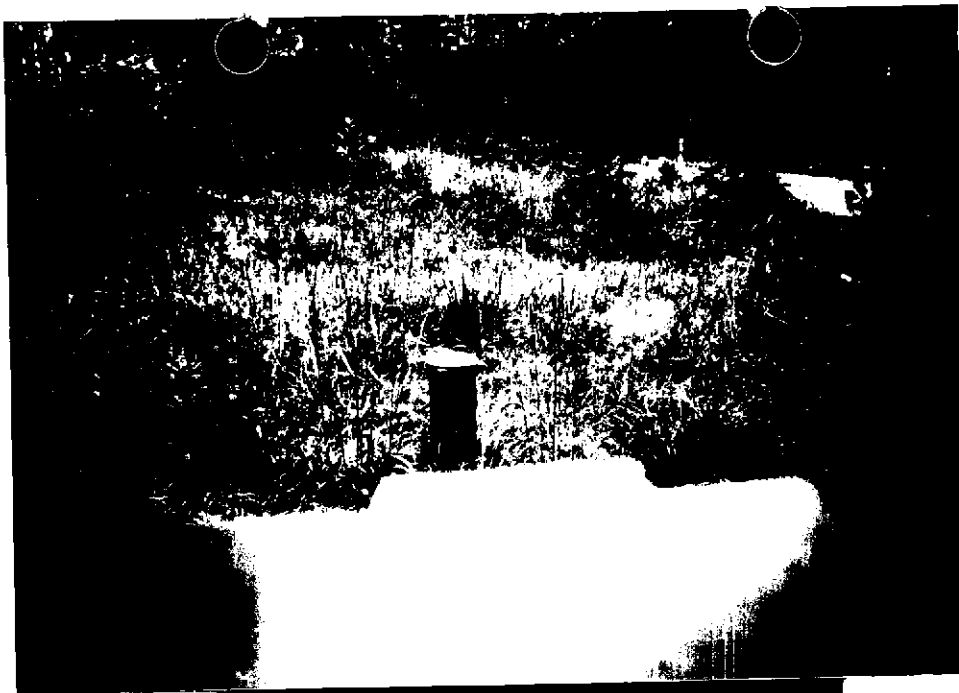




MICROFILMED
MAR 24 2003

T.56N., R.1E.

96-08983



PO

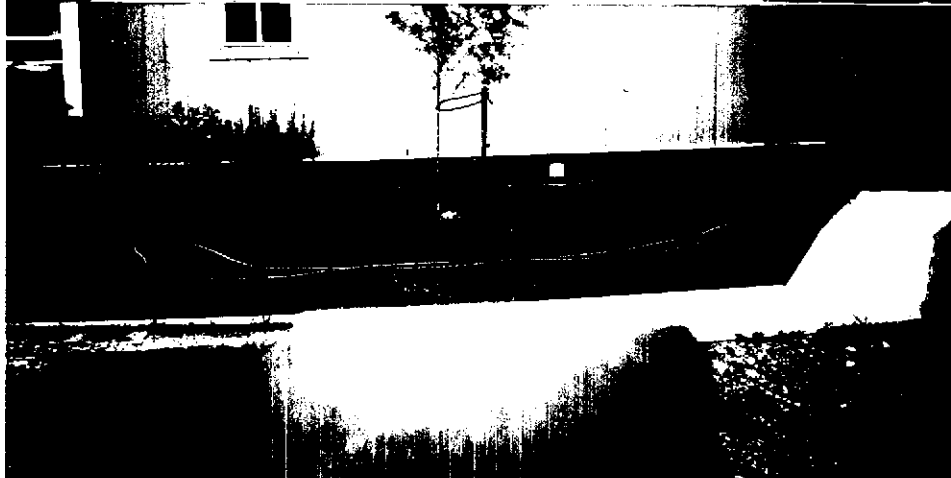
Pump
House
Flow
meter



STORAGE



IR
SAMPLE



ARCO
SUNOCO

96-08983



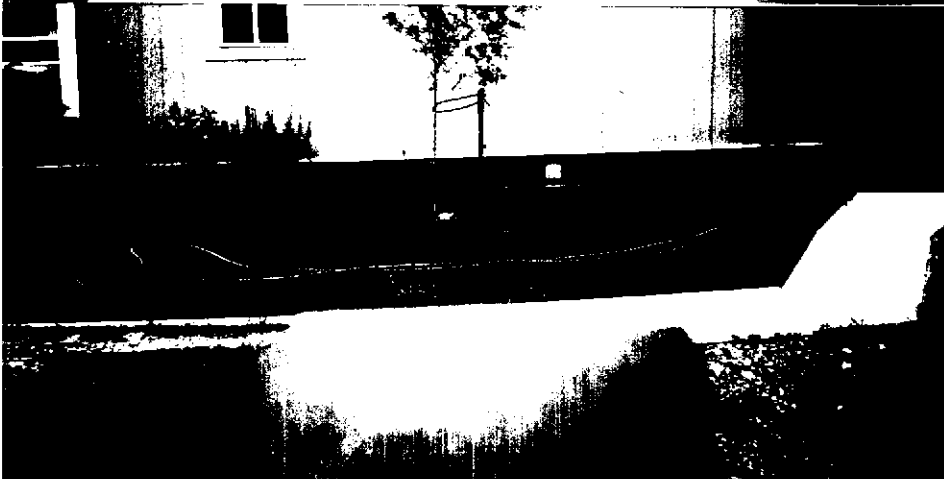
PD



Pump
House
Flow
meter



STORAGE



IR
SAMPLE

RECEIVED
10/1/83

96-08983

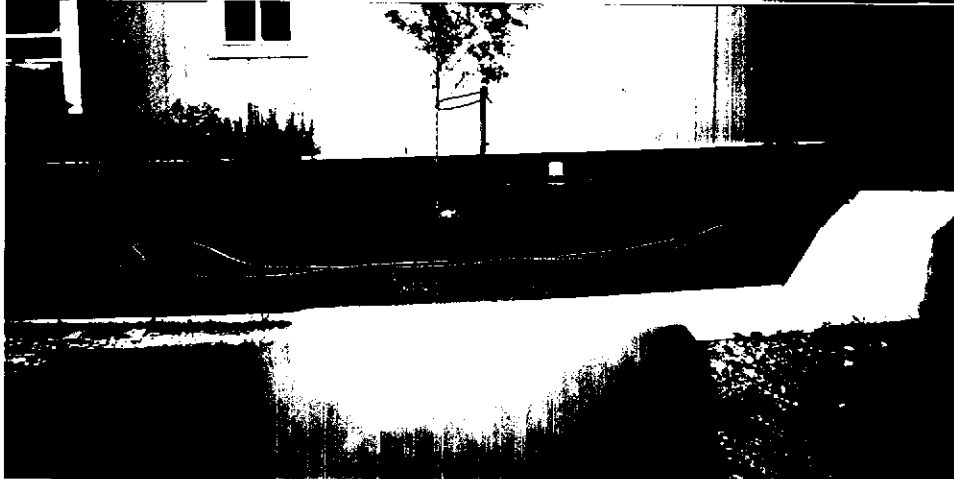


PQ

Pump
House
Flow
meter



STORAGE



IRR
SAMPLE

WATER
SAMPLE

1000 ft. x 1000 ft.
1000 ft. x 1000 ft.

I R
Sandy



STORAGE



Pump
1 hour
Flow
meter



CD



96-08983



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 2, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

PHYLLIS BROWN PRES
LIVE MORE COMMUNITY ASSN
PO BOX 764
SAGLE ID 83860

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08983

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. 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, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code requires you or the owner of this water right 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

Encl.

c: IDWR - Regional Office

MICROFILMED

JAN 3 1 2001

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 96-08983 Reviewed by D. Gibson Date 10/3/00

GENERAL CONSIDERATIONS

Yes Name same as permit?
No Address same as permit?
Yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

Domestic/Irrigation

Correct Uses? Yes

SOURCE OF WATER

No Surface water source

Yes Ground water source

No Drilling permit required?

No Copy in the file? Drilling Permit No. _____

No Amount paid for permit _____ Correct?

No Well log in the file?

LICENSE EXAMINATION FEE

Yes Required?
\$50 Amount Submitted
Yes Correct?

MEASURING DEVICE

No Required?
Yes Installed?
_____ Waiver requested?

PRIORITY CALCULATION

Date proof received	<u>10/2</u>	
Date proof due	<u>10/1</u>	-
No. of days late	<u>/</u>	=
Priority Date	<u>/</u>	+
New Priority Date	<u>/</u>	

Since 10/1 falls on a
Sunday, I told
customer that 10/2
would be timely.

DEFICIENCIES OR ACTION ITEMS

Acknowledge proof.

DATA ENTRY

New Address P.O. Box 764
Eagle Id. 83860

Proof Made 10/2/00

July 31, 2000

LIVE MORE LAKE COMMUNITY ASSN
C/O DAVID MARX
1621 CAMP BAY RD
SAGLE ID 83860

PROOF DUE NOTICE

RE: PERMIT NO. 96-08983

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 October 1, 2000.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete 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.

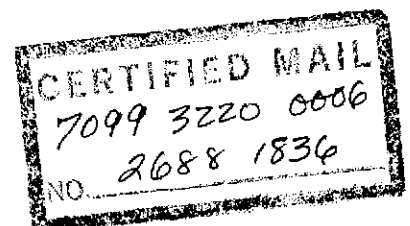
SINCERELY,

DEBORAH DREW-ELLIS
Administrative Assistant

Enclosures

MICROFILMED

JAN 31 2001





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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 23, 1998

LIVE MORE LAKE COMMUNITY ASSN
C/O DAVID MARX
1621 CAMP BAY RD
SAGLE ID 83860

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08983

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.

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

Enclosures

MICROFILMED

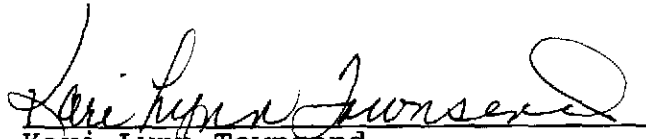
SEP 29 1998

CERTIFICATE OF MAILING

I hereby certify that on the 23rd day of September, 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. 96-08983

LIVE MORE LAKE COMMUNITY ASSN
C/O DAVID MARX
1621 CAMP BAY RD
SAGLE ID 83860


Kari Lynn Townsend
Secretary

MICROFILMED
SEP 29 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.

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
SEP 29 1998

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by *Cindy Lou*

No.: 96-8983 Name: Livemore Lake Date: 8/18/98 Ad OK? ☒ ☒ Gvmt Lts: LT1 (NWNW)

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) ☐ North / East / West
- > 0.24 cfs/5 acres ☐ 067 or No MD (in-stream stock or power)
- ≤ 0.24 cfs/5 acres ☐ No MD
- WMD Supplemental use ☐ 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)
- > 0.24 cfs/5 acres ☐ 01M (report when notified)
- ≤ 0.24 cfs/5 acres ☐ 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) ☐ 067 or No MD (in-stream stock or power)
- > 0.24 cfs/5 acres ☐ No MD
- ≤ 0.24 cfs/5 acres

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 ☐ ~~022-023~~
- Fire Protection ☐ 077
- Fish Propagation ☐ 029-007-042(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
- ☐ 004 (PD/PU)

OWNERSHIP:

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

① WBS9/well lat #1 ② W60/LTS 1-1881 ③ WBS5/IS
#1/ 2000 #1-8,82



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

September 10, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

David Marx
Live More Lake Community Assn.
1621 Camp Bay Rd
Sagle ID 83860

RE: Application for Permit No. 96-08983

Dear Mr. Marx,

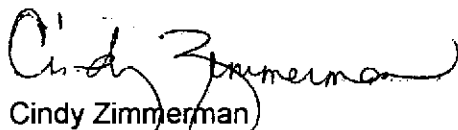
The above referenced application has been sent to the State Office for final review and processing; however, before the application process can continue, I will need some additional information.

As I explained to you during our telephone conversation on August 20, 1998, a subdivision plat identifying the location of all 15 homes listed on the application was not included with the application. I need that subdivision plat to clarify where water will be diverted. Please provide a subdivision plat identifying the location of the point of diversion, the location of any common or non-domestic areas, as well as the size of each lot. A preliminary plat would suffice.

I will hold processing on your application for 30 days pending your response. If I do not receive the requested additional information or a response from you within the 30-day period, I will start proceedings to void this application in accordance with Section 42-204, Idaho Code.

If you have any questions, you may contact me directly at (208) 327-7944 or by electronic mail at czimmerm@idwr.state.id.us.

Sincerely,


Cindy Zimmerman
Water Resource Agent

9/22/98; 2:40pm. David Marx called
to explain that the homes are located
within Lots 1-14, Bk. 1 & Lots 1-8, Bk. 2.
There is no other plat available.

MICROFILMED

SEP 29 1998

MEMORANDUM

DATE: August 20, 1998
TO: File No. 96-08983
FROM: Cindy Zimmerman *cz*.
SUBJECT: Subdivsion Plat

This application proposes domestic and irrigation use for 15 homes in Live-More Lake Subdivision. The subdivision map included with the application identifies the location of 11 out of 15 building lots. This morning I called David Marx, President of the association, to request a plat showing the location of all 15 building lots. Mr. Marx said he would be able to mail the plat to me this week, possibly as early as tomorrow.

MICROFILMED

SEP 29 1998

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

WRI
WRA
BC

APPLICATION # 96-8983

MAY 26 1998

INITIAL REVIEW

LIVE MORE
LIVE MORE
LIVE MORE

RECEIVED

BY: AB

DATE: 3/5/98

DEPARTMENT OF WATER RESOURCES

ITEM REQUIRED INFORMATION

AUG 06 1998

DEPARTMENT OF WATER RESOURCES

PROCESSING

(Yes) (No)

PRIORITY DATE: 3/5/98

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

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

X (Include Moratorium Remark)

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

ADVERTISE IN: BONNER County

LETTERS SENT REQUESTING:

() Dam Information () Fish Information

() Power Information () Other: N/A

ADDITIONAL INFORMATION

(Yes) (No)

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

INFORMATION RECEIVED:

() Dam Information () Fish Information

() Power Information () Other: N/A

GROUNDWATER SECTION

WD Permit No.	Type	Fees
<u>96 97 N 092</u>	Dom. <u>X</u> Non-Dom. _____	Paid \$ <u>75</u>
_____	Dom. _____ Non-Dom. _____	Paid \$ _____
_____	Dom. _____ Non-Dom. _____	Paid \$ _____

Receipt No. Upgrade Needed?

AD11611 Y (X) N ()

10x75=750 Y () N ()

U012065 \$125 Y () N ()

5/20/98

Remarks: _____

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

FINAL REGIONAL PROCESSING/REVIEW

(Yes) (No)

Notice of pending void order issued. Final order response date: 1/1/98

Further information required from applicant

Affidavit of publication received

Application published correctly. If not, record action taken: Read paper

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

Protests received, Final protest date: 4/120/98

Measuring device required

Measuring port required

Special conditions:

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

Approval Recommended by: AB

Date: 5/11/98

7 31 98

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Sherilyn Plunk being first duly sworn on oath

deposes and says that he/she is Bookkeeper

of the Bonner County Daily Bee, a newspaper printed and published at Sandpoint, 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:

Notice of Correction

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 July, 1998 and ending on the 9 day of July, 1998 and that said notice was published in said newspaper.

On this 9 day of July in the year of 1998, before me, a Notary Public, personally appeared Sherilyn Plunk, 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.

Carolyn L. Inge
Notary Public for Idaho

Residing at Sandpoint

My commission expires: 6/00

NOTICE OF CORRECTION
NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 96-08983 in the name of LIVE MORE LAKE COMMUNITY ASSOCIATION, C/O DAVID MARK, 1621 CAMP BAY ROAD, SAGLE, ID 83860, was incorrectly advertised on April 2 and 9, 1998.

The POINT OF DIVERSION was inadvertently omitted from original advertisement, whereas correctly it should have read as being in the NENW of Sec 18 T56N R01E in BONNER County. s(For additional information concerning the property location, call the Northern Regional Office at 769-1450.)

Any protests against the approval of the above-referenced correction must be filed with the applicant and with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before July 20, 1998.

KARL J. DREHER, Dir.
SNP#9293 Jul 2, 9, 1998

RECEIVED

JUL 29 1998

NORTHERN REGION
IDWR

MICROFILMED

SEP 29 1998

9293

June 24, 1998

Bonner County Daily Bee
PO Box 159
Sandpoint ID 83864

Re: Water Right Application No. 96-08983 - Live More Lake Community Association

Gentlemen:

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

Please send the Affidavit of Publication, to this office before July 20, 1998.

THERE SHOULD BE NO CHARGE FOR THIS BECAUSE IT WAS CORRECT AS IT WAS ORIGINALLY SUBMITTED FOR ADVERTISING.

Thank you.

Sincerely,

Dianne Ball
Senior Secretary

Enclosure

MICROFILMED

SEP 29 1998

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 96-08983 in the name of LIVE MORE LAKE COMMUNITY ASSOCIATION, C/O DAVID MARX, 1621 CAMP BAY ROAD, SAGLE, ID 83860, was incorrectly advertised on April 2 and 9, 1998.

The POINT OF DIVERSION was inadvertently omitted from original advertisement, whereas correctly it should have read as being in the NENW of Sec 18 T56N R01E in BONNER County.

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

Any protests against the approval of the above-referenced correction must be filed with the applicant and with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before July 20, 1998.

KARL J. DREHER, Dir.

Published in the Bonner County Daily Bee on July 2 and 9/1998.

MICROFILMED
SEP 29 1998

MEMORANDUM

DATE: June 8, 1998
TO: Bob Haynes, Northern Region
THRU: Shelley Keen *SK*
FROM: Cindy Zimmerman *CZ*
SUBJECT: Review of Application for Permit No. 96-08983

During the review of this application, I noted the point of diversion location description was not included in the advertisements of April 2 and 9, 1998.

I am returning this application to you for verification of my findings and any action you deem appropriate.

Thanks,

Cindy

*Read Mailed 6/23
to run 7/2 + 9/98
Paper left of Point of Diversion*

*7/28
Called Debbie at
Bonner Co Daily Bee
She to send affidavit
today 7/28*

*Final Protest Date
7/20/98*

MICROFILMED

SEP 29 1998



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

PHILIP E. BATT
Governor

KARL J. DREHER
Director

May 11, 1998

Mr. David Marx
Livemore Lake Community Association
1621 Camp Bay Rd
Sagle ID 83860

RE: Well Drilling Permit Upgrade

Dear Marx:

We are writing to notify you that your Application for Permit Number 96-08983 has been advertised and we did not receive a protest against it.

In order to issue approval for this permit, you will need to submit an additional \$125.00, to upgrade your Well Drilling Permit. A fee of \$75.00 was paid for Well Drilling Permit Number 96-97-N-0192-000 and since the use of water exceeds "single domestic" use, the upgrade fee is required at this time.

We can issue approval upon receiving the upgrade fee.

If you have any questions, please feel free to contact me at this office.

Sincerely,

Allen Beardslee
Sr. Water Resource Agent

*Enclosed is check for
\$125.00 for upgrade!*

MICROFILMED

SEP 29 1998

March 25, 1998

David Marx
Live More Lake Community Association
1621 Camp Bay Road
Sagle, ID 83860

Re: Water Appropriation Application No. 96-08983

Dear Mr. Marx:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application.

Your appropriation application is currently being prepared for advertising in the local county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the application is not protested.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. State office personnel will then conduct a complete review, and you will be notified by mail of the outcome. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State office in Boise.

If your source is groundwater, a Well Drilling Permit is required for all wells constructed after July 1, 1987.

A "Domestic" well drilling permit should be obtained for a rate of diversion of up to 18 gallons per minute (0.04 CFS) and a daily volume of up to 2,500 gallons per day. The cost for this permit is \$75.00. For any other use, including multiple homes, or municipal, etc., the Drilling Permit fee is \$200. These Permits can be obtained by your driller, also. It is sometimes possible to upgrade an existing Domestic Drilling Permit by submitting a fee for the difference. This, however, depends on the individual well.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

MICROFILMED

ALLEN BEARDSLEE
Senior Water Resources Agent

SEP 29 1998

AB:db

May 11, 1998

Mr. David Marx
Livemore Lake Community Association
1621 Camp Bay Rd
Sagle ID 83860

RE: Well Drilling Permit Upgrade

Dear Marx:

We are writing to notify you that your Application for Permit Number 96-08983 has been advertised and we did not receive a protest against it.

In order to issue approval for this permit, you will need to submit an additional \$125.00, to upgrade your Well Drilling Permit. A fee of \$75.00 was paid for Well Drilling Permit Number 96-97-N-0192-000 and since the use of water exceeds "single domestic" use, the upgrade fee is required at this time.

We can issue approval upon receiving the upgrade fee.

If you have any questions, please feel free to contact me at this office.

Sincerely,

Allen Beardslee
Sr. Water Resource Agent

MICROFILMED
SEP 29 1998

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Shirley Plunk being first duly sworn on oath
deposes and says that he/she is BOOKKEEPERS
of the Bonner County Daily Bee, a newspaper printed and
published at Sandpoint, 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:

App for Water
Rights

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 April, 1998
and ending on the 9 day of April, 1998
and that said notice was published in said newspaper.

On this 9 day of April in the year
of 1998, before me, a Notary Public, personally
appeared Shirley Plunk,
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.

Shirley K. Plunk
Notary Public for Idaho

Residing at Sandpoint

My commission expires: 6/00

NOTICE OF APPLICATION FOR WATER RIGHT

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

96-08982

KULLYSPELL ESTATES
HOMEOWNERS ASSN
PO BOX 404
HOPE, ID 83836
Source: PEND OREILLE LAKE
Tributary: PEND OREILLE RIVER
Diversion Pt: LOT 2 (SWSW) Sec
13 T 56N R 01E in BONNER County.
Use: IRRIGATION (0.100 CFS)
DOMESTIC (0.100 CFS)
Total Diversion: (0.200 CFS)
Date Filed: 3/4/1998
In: BONNER County
T56N R01E S13 Lot 1 (SWNW)
SENW NWSW Lot 2(SWSW)
20.0 ACRES TOTAL

96-08983

LIVE MORE LAKE COMMUNI-
TY ASSN

C/O DAVID MARX
1621 CAMP BAY ROAD
SAGLE, ID 83860
Source: GROUNDWATER
Use: IRRIGATION (0.150 CFS)
DOMESTIC (0.180 CFS)
Total Diversion: (0.200 CFS)
Date Filed: 3/5/1998
In: BONNER County
T56N R01E S18 NENW NWNW
7.5 ACRES TOTAL

For additional information con-
cerning 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 APRIL 20,
1998.

KARL J. DREHER, Director
SNP#9082 Apr 2, 9, 1998

NO P.D.

6/8/98

RECEIVED

MAY 4 1998

NORTHERN REGION
IDWR

MICROFILMED

SEP 29 1998

9076

96-08983

LIVE MORE LAKE COMMUNITY ASSN
C/O DAVID MARX
1621 CAMP BAY ROAD
SAGLE, ID 83860

Source: GROUNDWATER

Diversion Pt: NENW Sec 18 T 56N R 01E in BONNER County. *NOT IN AD.*
Use: IRRIGATION (0.150 CFS)
DOMESTIC (0.180 CFS)
Total Diversion: (0.200 CFS)

Date Filed: 3/ 5/1998

In: BONNER County
T56N R01E S18 NENW NWNW

7.5 ACRES TOTAL

MICROFILMED

SEP 29 1998

RECEIVED

MAR 05 1998

NORTHERN REGION
IDWR

Attn. Allen Beardslee,

Our well was drilled in November 1997 by United Drilling of Hayden Lake.

It is for domestic use including watering lawns and gardens. Most of the homes on the system are on lots of one acre or smaller. The well is currently serving twelve homes with potential for more to be built.

The system uses three inch pipe to connect the homes to the storage tank.

At this time the officers are: Cindy Bills Secretary/Treasurer and
David Marx President

If you need any other information please call me at (208) 265-8763 or (208) 265-3147.

Thank you

Cindy Bills



(62) Cindy Bills
260 Camp Bay Road
Sagle, Idaho 83860

MICROFILMED

SEP 29 1998

January 13, 1998

Mr. David Marx
Livemore Lake Comm. Assoc.
Sagle ID 83860

RE: Application for Permit

Dear Mr. Marx:

We are returning your Application for Permit, along with Receipt Number N011566, for the amount of \$50.00. Please accept my apology for not returning this filing prior to this date, it had gotten mis-placed in my office and I just recently found it.

Your filing is not acceptable at this time. Please see the following items:

Item 4. I have written in a period of use of (1/1 to 12/31). If the water will also be used for irrigation of lawns and gardens, that use should be listed with a diversion rate and period of use (3/15 to 11/15) is our standard irrigation season. The diversion rate should not exceed 0.02 CFS per acre.

Item 6. A basic description of the diversion system should be listed on this item.

Enclosed, you will find a copy of a topographical map. Please mark where the well will be located and outline where the place of use will be. The marks should correspond with the legal descriptions listed in Items 3. and 9. The irrigated acres should be listed per 40 acre tract on Item 9.

Please return your filing along with the map and a list of the Board Members of the Livemore Comm. Assoc. to this office and I promise that it will be promptly processed.

Do not hesitate to contact me if you have any questions.

Sincerely,

Allen Beardslee
Sr. Water Resource Agent

MICROFILMED

SEP 29 1998

SD-0603-2 Township: 56N Range: 01E				Section: 18		Tract:		Lot:			
S	Year:	Region:	Max #	Records	9	L			I		
E	A	Permit	Name	W	S	O	Approval	S			
L	Sec	Tract	Lt	c	Number	Last, First	U	T	G		
			04		96-93-N-0063-000	ISOM, E R	D	P	L	04/29/1993	I
						ISOM, LOIS					
	NENE		L		96-95-N-0135-000	LLOYD, KAREN	D	F	L	06/01/1995	
	SWNE				96-91-N-0007-000	FRAZIER, BARRY	D		L	02/14/1991	
						FRAZIER, SHARON					
	SWNE				96-91-N-0008-000	SPAARGAREN, WILLILA	D		L	02/14/1991	
						SPAARGAREN, BETTE					
	SENE				96-93-N-0241-000	SHEA, DANIEL E	D	P	L	11/03/1993	I
	NENW		I		96-93-N-0124-000	BANGLE, DAVE	D	P	L	07/26/1993	I
	NENW		P		96-95-N-0071-000	HAUCK, RONALD	D	F	L	05/09/1995	
	NWNW		L		96-95-N-0299-000	KELLY, TIM	D	F	L	09/18/1995	
	NWNW		L		96-97-N-0192-000	MARKS, DAVID	D	S	L	10/01/1997	*

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

SEP 29 1998

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NO. 96-08983

LIVE MORE LAKE COMMUNITY ASSN
C/O DAVID MARX
1621 CAMP BAY ROAD
SAGLE ID 83860

Priority Date: 03/05/1998
Stage: APPLICATION

Source: GROUNDWATER

Beneficial Use	From:	To:	Diversion Rate	Volume
IRRIGATION	03-15	11-15	0.15 CFS	
DOMESTIC	01-01	12-31	0.18 CFS	
	Total:		0.20 CFS	

Point(s) of Diversion: NENW, Sec. 18, Township 56N, Range 01E

Place(s) of Use: IRRIGATION

Twp:	Rng:	Sec:	Tract:	Acres:	Tract:	Acres:	Tract:	Acres:
56N	01E	18	NENW	6.5	NWNW	1.0		
				Total Acres:	7.5			

Place of Use: DOMESTIC, same as IRRIGATION

Conditions of Approval and Remarks:

- Domestic use is for 15 homes.

Dates: App. Received: 03/05/1998

MICROFILMED

SEP 29 1998