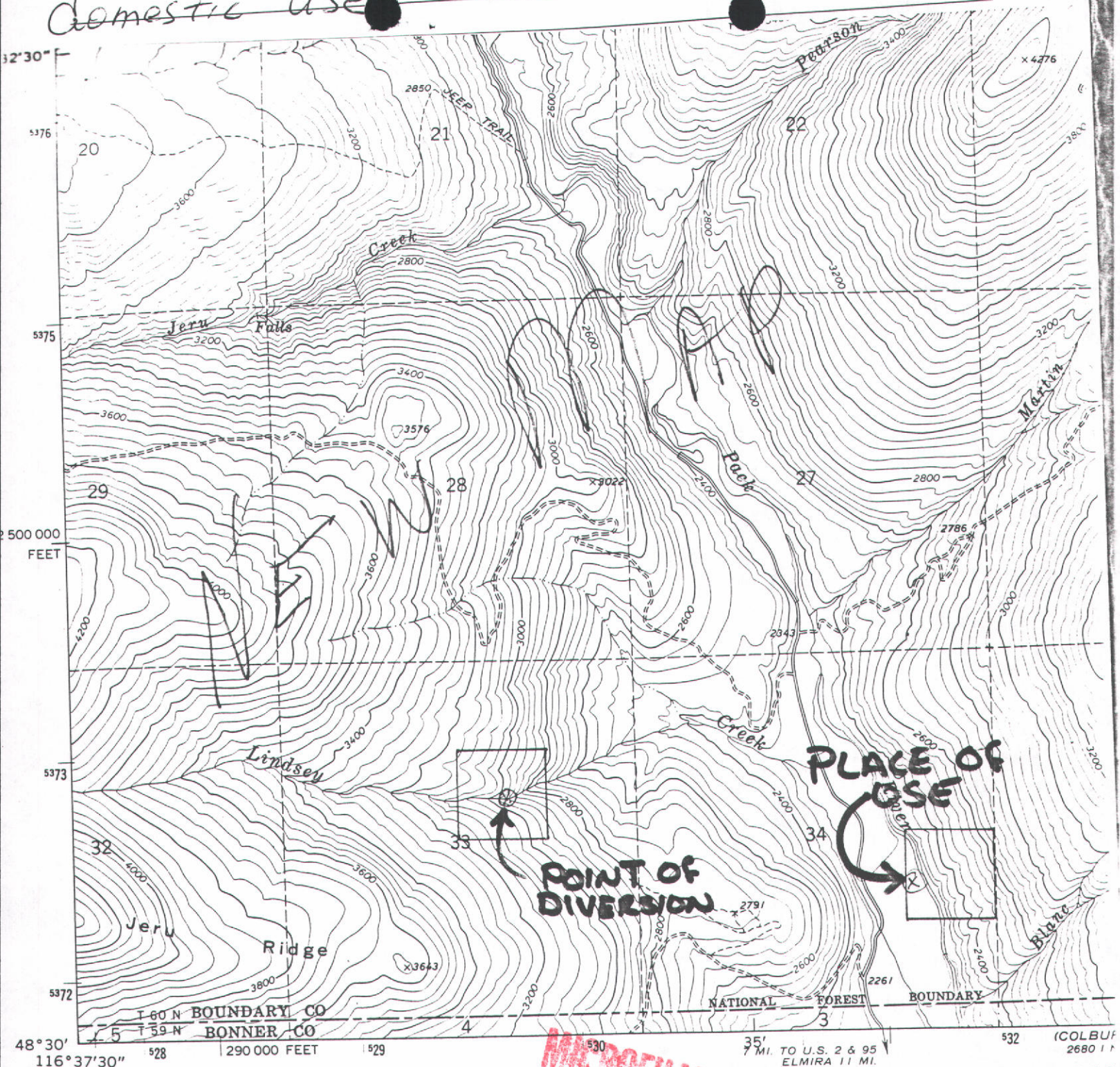


12. Remarks:

*Small storage
domestic use*



Mapped, edited, and published by the Geological Survey

Control by USGS and USC&GS

Topography by photogrammetric methods from aerial photographs taken 1967. Field checked 1967

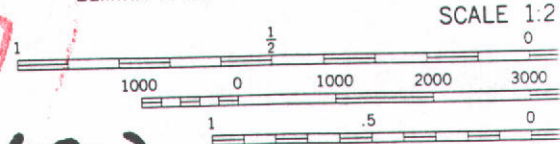
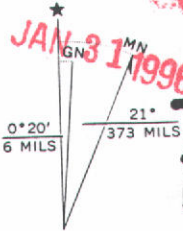
Polyconic projection. 1927 North American datum 10,000-foot grid based on Idaho coordinate system, west zone

1000-meter Universal Transverse Mercator grid ticks, zone 11, shown in blue

To place on the predicted North American Datum 1983 move the projection lines 13 meters north and 77 meters east as shown by dashed corner ticks

There may be private inholdings within the boundaries of the National or State reservations shown on this map

UTM GRID AND 1967 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET



CONTOUR INTERVAL
NATIONAL GEODETIC VERT

**T. 60N.
R. 2 W.
HOMESTEAD RANCH**

THIS MAP COMPLIES WITH NATIONAL
FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, CO
A FOLDER DESCRIBING TOPOGRAPHIC MAPS A'

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Boundary,

David Keyes being first duly sworn on oath

deposes and says that he/she is Publisher

of the Bonners Ferry Herald, a newspaper printed and published at Bonners Ferry, Boundary County, Idaho; that

the said newspaper has been continuously and uninterruptedly published in said Boundary County during

a period of 12 months prior to the first publication of the

hereto attached notice of publication in the case of:

Legal # 3229

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

said paper for a period of 2 consecutive weeks,

commencing on 20 day of December, 1995

and ending on the 27 day of December, 1995

and that said notice was published in said newspaper.

Dated: 12/29/95

David Keyes

Subscribed and sworn to before me this 29 day of December, 1995.

Kristy Johnson
Notary Public for Idaho

Residing at Bonners Ferry

My Commission expires: 7-22-2000

NOTICE OF CORRECTION
NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 96-08906 in the name of HOMESTEAD RANCH, 4000 PACK RIVER ROAD, SANDPOINT, ID. 83864, was incorrectly advertised on NOVEMBER 15 AND 22, 1995..

The USE was incorrectly advertised as follows:

IRRIGATION 0.090 CFS, IRRIGATION STORAGE 1.00 AF, IRRIGATION FROM STORAGE 1.00 AF, and DIVERSION TO STORAGE 1.00, FOR A TOTAL DIVERSION OF 0.090 CFS AND 1.00 AF, where as correctly it should read:

IRRIGATION 0.090 CFS, IRRIGATION STORAGE 1.00 AF, IRRIGATION FROM STORAGE 1.00 AF, and DIVERSION TO STORAGE 0.090 CFS, FOR A TOTAL DIVERSION OF 0.090 CFS, and a TOTAL OF 3 ACRES.

(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 January 8, 1996.

KARL J. DREHER, Dir.
BFH#3229 December 20, 27, 1995

RECEIVED

JAN 03 1996

NORTHERN REGION
IDWR

RECORDED

JAN 31 1996

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Boundary,

David Keyes being first duly sworn on oath

deposes and says that he/she is Publisher

of the Bonners Ferry Herald, a newspaper printed and

published at Bonners Ferry, Boundary County, Idaho; that

the said newspaper has been continuously and

uninterruptedly published in said Boundary County during

a period of 12 months prior to the first publication of the

hereto attached notice of publication in the case of:

Legal # 3208

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

said paper for a period of 2 consecutive weeks,

commencing on 15 day of November, 19 95

and ending on the 22 day of November, 19 95

and that said notice was published in said newspaper.

Dated: 11/30/95
DK

Subscribed and sworn to before me this 29 day
of November, 19 95.

Kristy Johnson
Notary Public for Idaho

Residing at Bonners Ferry

My Commission expires: 7-22-2000

RECORDED

JAN 31 1996

NOTICE OF APPLICATION FOR WATER RIGHT

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

96-08906 *sk*

HOMESTEAD RANCH
4000 PACK RIVER ROAD
SANDPOINT, ID 83864

Source: **LINDSEY CREEK**

Tributary: **PACK RIVER**

Diversion Pt: **SWNE Sec 33 T**
60N R 02W in BOUNDARY County.

Use: **IRRIGATION (0.090 CFS)**

IRRIGATION

STORAGE (1.00 AF)

IRRIGATION FROM

STORAGE (1.00 AF)

DIVERSION TO

STORAGE (1.00 AF)

Total Diversion:

(0.090 CFS) (1.00 AF)

Date Filed: **11-6-1995**

In: **BOUNDARY County**

T60N R02W S34 NESE

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 DECEMBER 4, 1995.

KARL J. DREHER, Director
BFH#3208 November 15, 22, 1995

RECEIVED

DEC 07 1995

NOTARY REGION
IDWR

#3208

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 96-08906)
)
IN THE NAME OF HOMESTEAD RANCH) **ORDER OF**
) **REINSTATEMENT**

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 on or before February 1, 1997; and,

WHEREAS, the Department notified the permit holder on November 30, 1996, by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

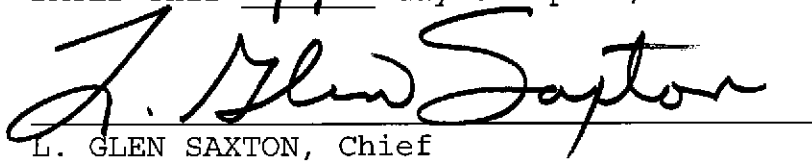
WHEREAS, the Department mailed the permit holder a lapse notice on February 6, 1997, since an acceptable proof of beneficial use or extension of time had not been received; and,

WHEREAS, Section 42-218a, Idaho Code, provides that a permit may be reinstated upon a showing of reasonable cause 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 an acceptable proof of beneficial use on February 12, 1997;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 96-08906 is **REINSTATED** with an advance in priority to November 17, 1995.

DATED this 14th day of April, 1997.


L. GLEN SAXTON, Chief
Water Allocation Bureau

RECORDED

MAY 28 1997

RECEIVED

FEB 18 1997

Form No. 217
7/94

Department of Water Resources

FOR OFFICE USE ONLY
 Amt. of Fee \$: 50.00
 Receipt No. N010950
 Receipt By: db
 Date Received: 2/12/97

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 who has been appointed by the department.

208-664-6428

1. Permit No. 96-08906 Telephone No. 208-263-9302

2. Name(s) of Permit Holder(s): Homestead Ranch (James F. Brown) to Lindsey Creek Water Association.

3. Mailing Address: 2317 Monte Vista Drive Coeur d'Alene, ID. 83814

4. Source of Water: Lindsey Creek If **GROUNDWATER** (well), Date Drilled: mo. ____ / yr. ____

a. Well Driller: _____ Drilling Permit Number: ____ - ____ - ____ - ____

b. **OPTIONAL:**
 Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

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

Domestic (No. of households): _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 3.0 Other: Irrigation Storage
Diversion to Storage

6. Total rate of diversion and/or volume for which proof is submitted: 0.090 cfs OR 1.00 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 ____

Flow Measurement Port: Is a flow measurement port required? Yes ____ or No ✓

Has the measurement port been installed? Yes ____ 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: Kenneth J. Wright Telephone Number: 208-664-6428

Address: 2317 Monte Vista Drive Coeur d'Alene, ID 83814

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Kenneth J. Wright, President and MAY 28 1997

Signature of permit holder: resident agent, Lindsey Creek Water Assoc. Date: 12 Feb, 1997
 (include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 96-08906

Proposed Priority: November 6, 1995 Maximum Diversion Rate: 0.09 CFS

This is to certify, that **HOMESTEAD RANCH**
4000 PACK RIVER RD
SANDPOINT ID 83864
has applied for a permit to appropriate water from:
LINDSEY CREEK tributary of **PACK RIVER**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.09 CFS	
IRRIGATION STORAGE	03/15 to 11/15		1.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		1.0 AF
DIVERSION TO STORAGE	03/15 to 11/15	0.09 CFS	
	Totals	0.09 CFS	

LOCATION OF POINT(S) OF DIVERSION: SWNE , Sec. 33, Township 60N, Range 02W
BOUNDARY 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>
60N	02W	34	NESE	3.0		3.0

Total number of acres irrigated: 3.0

PLACE OF USE: IRRIGATION FROM STORAGE, 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 **February 1, 1997**.
2. Subject to all prior water rights.
3. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
4. The issuance of this right does not grant any right-of-way or easement across the land of another.

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

26th day of January, 1996.

[Signature]
for Karl J. Dreher, Director

JAN 31 1996

RECEIVED
JAN 18 1996
Department of Water Resources

Ident. No. 96-08906

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: HOMESTEAD RANCH
Address: 4000 PACK RIVER ROAD
SANDPOINT ID 83864

208-263-9302

2. Source: LINDSEY CREEK

Trib. to: PACK RIVER

3. Location of Point of Diversion:

SWNE Sec. 33, Township 60N, Range 02W
BOUNDARY County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	0.090		
IRRIGATION STORAGE	03/15	11/15			1.00
IRRIGATION FROM STORAGE	03/15	11/15			1.00
DIVERSION TO STORAGE	03/15	11/15	0.09		~~1.00~~

5. Total quantity to be appropriated is:

0.090 CFS (and/or) 1.00 AF

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc.

1.5" PVC PIPE TO POND. NO DAM.

b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.

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

d. Is groundwater with a temperature greater than 85F being sought? NO

e. If well is already drilled, when?

Drilling Firm

Well was drilled for

7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 year(s).

8. Place of Use: IRRIGATION

TWN RGE SEC
60N 02W 34

ACRES
NESE 3

ACRES

ACRES

TOTAL

Total number of acres irrigated:

3
0

JAN 31 1996

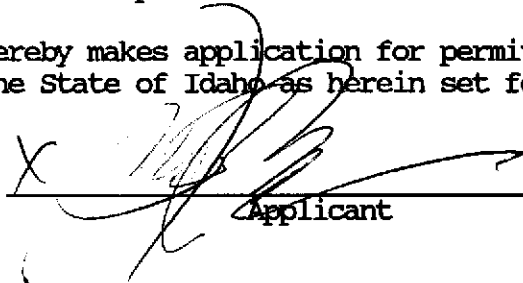
Place of Use: IRRIGATION FROM STORAGE, same as IRRIGATION use

9. a. Who owns the property at the point of diversion?
USFS
b. Who owns the land to be irrigated or place of use?
APPLICANT
c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.
SPECIAL USE PERMIT HAS BEEN APPLIED FOR.

10. Remarks:

11. Map of proposed point of diversion and place of use attached? [y]

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



Applicant

Received by AS Date 11/6/95 Time 12:00 Preliminary check by AS

Fee \$ 50.00 Receipted by AS # N-9665 Date 11/6/95

Publication prepared by AS Date 11/8 Published in Bonner Ferry Herald

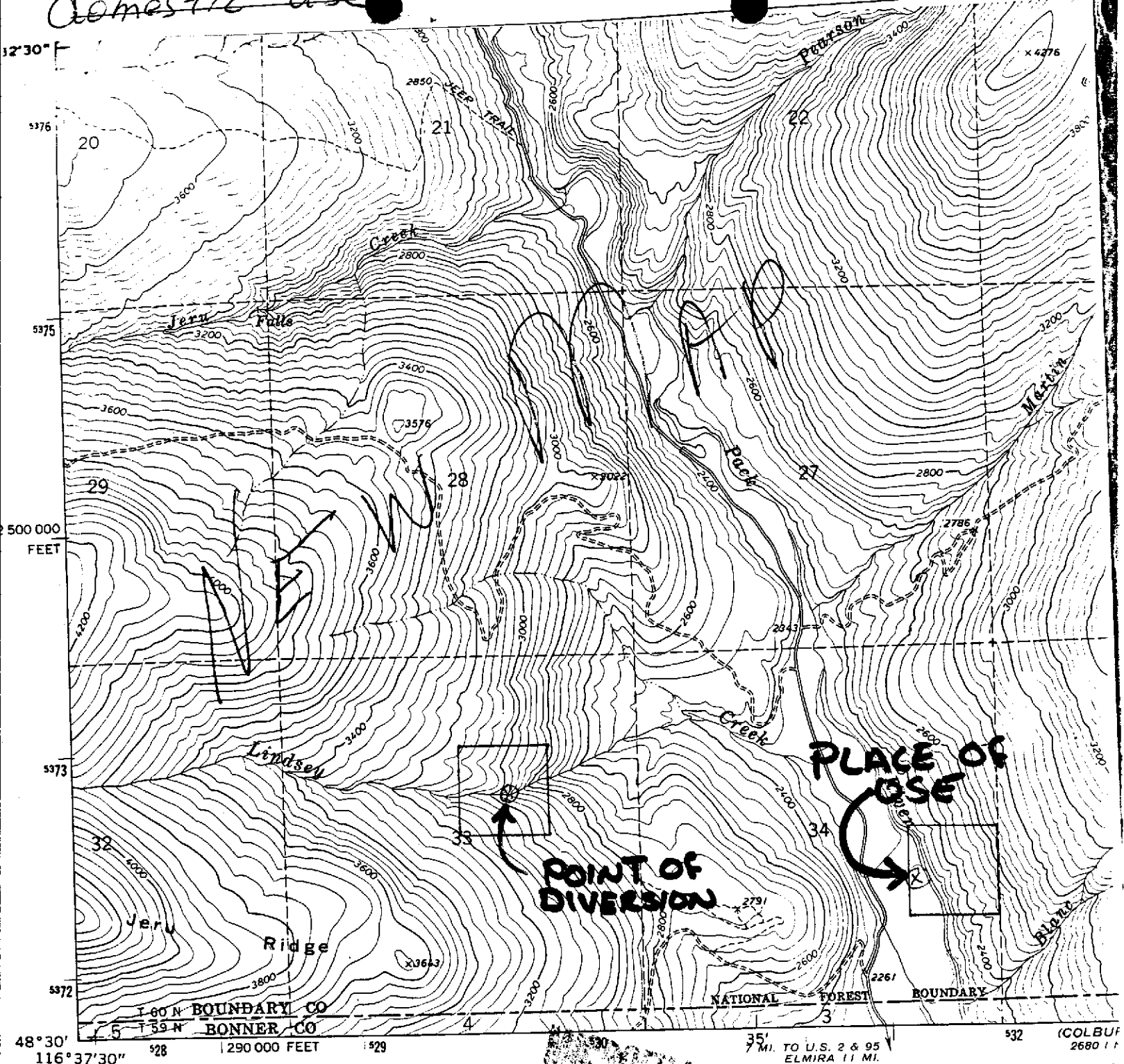
Publication approved AS Date 1/3/96 11/15 + 22/95
12/20 + 27/95

RECEIVED

JAN 31 1996

12. Remarks:

Small Storage
Domestic Use



Mapped, edited, and published by the Geological Survey

Control by USGS and USC&GS

Topography by photogrammetric methods from aerial photographs taken 1967. Field checked 1967

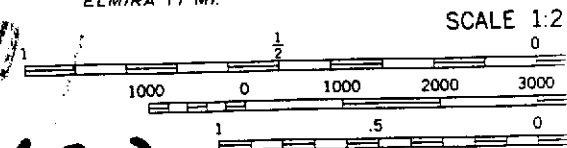
Polyconic projection. 1927 North American datum 10,000-foot grid based on Idaho coordinate system, west zone

1000-meter Universal Transverse Mercator grid ticks, zone 11, shown in blue

To place on the predicted North American Datum 1983 move the projection lines 13 meters north and 77 meters east as shown by dashed corner ticks

There may be private inholdings within the boundaries of the National or State reservations shown on this map

UTM GRID AND 1967 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET



**T. 60N.
R. 2 W.
HOMESTEAD RANCH**

THIS MAP COMPLIES WITH NATIONAL
FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, CO
A FOLDER DESCRIBING TOPOGRAPHIC MAPS A

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 96-08906 Reviewed by [Signature] Date 4-8-97

GENERAL CONSIDERATIONS

TYPES OF USE

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

Irr. storage
yes Correct Uses?

SOURCE OF WATER

☒ Surface water source
☐ Ground water source
☐ Drilling permit required?
☐ Copy in the file? Drilling Permit No. _____
☐ Amount paid for permit _____ Correct?
☐ Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
50- Amount Submitted
yes Correct?

no Required?
☐ Installed?
☐ Waiver requested?

PRIORITY CALCULATION

Date proof received 2-12-97
Date proof due 2-1-97 -
No. of days late 11 = 11
Priority Date 11-4-95 + 310
New Priority Date 11-17-95 321

- 11/17/95

DEFICIENCIES OR ACTION ITEMS

*Reinstate & advance priority to Nov. 17, 1995.
Proof acceptable*

DATA ENTRY

New Address 2317 Monte Vista Dr. Proof Made 2-12-97
Coeur d'Alene, 83814



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR
April 14, 1997

HOMESTEAD RANCH
2317 MONTE VISTA DR
COEUR D ALENE ID 83814

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08906

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

Enclosed is an order reinstating your permit since proof was submitted after the proof due date of February 1, 1997. Please note that the priority date has been advanced to November 17, 1995.

Section 42-248, Idaho Code, which became affective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner. Failure to maintain current records with the department could result in the assessment of a monetary penalty.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Region

RECEIVED
APR 14 1997

14 APR



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 20, 1997

Homestead Ranch
Attn: James F. Brown
4000 Pack River Rd.
Sandpoint, ID 83864

RE: Water Right Permit No. 96-08906 (Homestead Ranch)

Dear Permit Holder:

At your request, I am returning the Extension of Time Request filed in connection with the above referenced water right. Apparently the extension was filed by mistake and a proof of beneficial use statement was filed in connection with this permit as well. The department will accept the proof statement as filed, return the extension request and refund the \$50.00 filing fee submitted with the extension.

I have initiated the process to refund the \$50.00 fee and you should receive the refund within seven (7) and ten (10) days under separate cover.

If you have any questions regarding this matter, please contact me at (208)327-7953.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

C: Fiscal, IDWR - Region

RECORDED
MAY 21 1997

WATER AGREEMENT

Kenneth J. Wright and Virginia Wright, husband and wife, and James F. Brown, a single man, agree upon the following plan for developing a water system.

1. The Wrights are contract purchasers of real property from Canyon Mineral, Inc. The real property is described as follows:

Parcel No. 1:

The South Half of the Southwest Quarter of the Northwest Quarter of the Southwest Quarter of Section 34, Township 60 North, Range 2 West, Boise Meridian, Boundary County, Idaho.

Parcel No. 2:

The North Half of the Southwest Quarter of the Northwest Quarter of the Southwest Quarter of Section 34, Township 60 North, Range 2 West, Boise Meridian, Boundary County, Idaho.

and

The Southeast Quarter of the Northwest Quarter of the Southwest Quarter of Section 34, Township 60 North, Range 2 West, Boise Meridian, Boundary County, Idaho.

2. James F. Brown owns contiguous real property described as follows:

Southeast Quarter of the Southwest Quarter of the Northeast Quarter of the Southwest Quarter of Section 34, Township 60 North, Range 2 West, Boise Meridian, Boundary County, Idaho.

and

Southwest Quarter of the Southeast Quarter of the Northeast Quarter of the Southwest Quarter of Section 34, Township 60 North, Range 2 West, Boise Meridian, Boundary County, Idaho.

and

Northwest Quarter of the Northeast Quarter of the Southeast Quarter of the Southwest Quarter of Section 34, Township 60 North, Range 2 West, Boise Meridian, Boundary County, Idaho.

and

Northeast Quarter of the Northwest Quarter of the Southeast Quarter of the Southwest Quarter of Section 34, Township 60 North, Range 2 West, Boise Meridian, Boundary County, Idaho.

3. James F. Brown has filed a claim to a water right (as Homestead Ranch) with the Idaho Department of Water Resources and has made an application for a special use permit from the United States Forest Service for said water to be diverted from Lindsey Creek.

4. Under previous agreements, the Wrights are entitled to water rights as part of their purchase of property from Canyon Mineral, Inc.

5. The parties agree to form a non-profit cooperative water association under the name of Lindsey Creek Water Association, Inc. to be incorporated in Idaho.

6. The Association shall be assigned Brown's claim of water right when perfected with the Idaho Department of Water Resources and the special permit from the United States Forest Service.

7. The Wrights and Brown shall share equally in the development of the diversion and water system.

8. The Association shall create by-laws and provisions for future use of the water on the respective properties.

9. The Association shall not have the power to divert any of the water obtained under the water right to any property not described herein.

10. The Wrights agree to grant an easement across their property for the extension of the water line to Brown's property.

Dated this 2nd day of August, 1996.

Kenneth J. Wright
Kenneth J. Wright

Virginia Wright
Virginia Wright

James E. Brown
James E. Brown

State of Idaho

Department of State

CERTIFICATE OF INCORPORATION OF

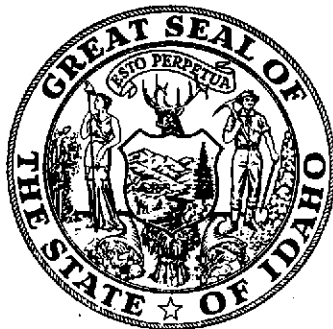
LINDSEY CREEK WATER ASSOCIATION, INC.

File number C 116494

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that duplicate originals of Articles of Incorporation for the incorporation of LINDSEY CREEK WATER ASSOCIATION, INC. duly signed pursuant to the provisions of the Idaho Nonprofit Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY and by virtue of the authority vested in me by law, I issue this Certificate of Incorporation and attach hereto a duplicate original of the Articles of Incorporation.

Dated: September 20, 1996



Pete T. Cenarrusa
SECRETARY OF STATE

By *Sari Smock*

MICROFILMED

MAY 28 1997

SEP 18 10 38 AM '96
SECRETARY OF STATE
STATE OF IDAHO

SEP 20 11 19 AM '96
SECRETARY OF STATE
STATE OF IDAHO

ARTICLES OF INCORPORATION
OF
LINDSEY CREEK WATER ASSOCIATION, INC.

The undersigned acting as incorporator of a corporation under the Idaho Business Corporation Act adopts the following Articles of Incorporation for such corporation under the provisions of Chapter 10, Title 30, Idaho Code.

ARTICLE I.

The name of the corporation is LINDSEY CREEK WATER ASSOCIATION, INC.

ARTICLE II.

This is a non-profit membership corporation.

ARTICLE III.

This corporation shall have perpetual duration.

ARTICLE IV.

The purposes and objects for which this corporation is formed are the following:

1. To associate its members together for their mutual benefit, and to that end to construct, maintain, and operate a private water system for the supplying of water for domestic, livestock, and garden purposes and to engage in any activity related thereto, including, but not limited to, the acquisition of water by appropriation, drilling, pumping and/or purchase and the purchase, laying, installation, operation, maintenance, and repairs of wells, pumping equipment, mains, pipelines, valves, meters, and all other equipment necessary to the construction, maintenance and operation of the systems.

IDAHO SECRETARY OF STATE
DATE 09/18/1996 0900 25952
CK #: 21954 CUST# 38528
INC NONP
30.00= 30.00

1
MAY 28 1997

#: C

2. To do any other lawful activity necessary to carry out the purposes of the corporation.

ARTICLE V.

The corporation shall have the following powers:

1. To sue and be sued before competent tribunals at the will of the directors or membership.

2. To own, buy, sell, lease, assign, mortgage, hypothecate and by all lawful acts, deal in real and personal property, including the erection and maintenance of buildings and the obtaining of personal property which would further the interests of the corporation.

3. To establish bank accounts, charge dues and fees, solicit money, engage in non-profit enterprises, raise money, hire and fire employees, make loans, acquire loans, deal in choices of action, and engage in any enterprises connected to the purposes herein established in any lawful way, so long as the same are of a non-profit nature.

4. To issue bonds, notes and other instruments of debt and to deal in the stocks, bonds, notes, mortgages and debt instruments of any other person, firm or corporation.

5. To join or merge with any other group, firm association or corporation, non-profit in nature, whose purposes are not in conflict with those herein stated.

ARTICLE VI.

This shall be a membership corporation. The membership fees and conditions shall be established by the By-Laws.

ARTICLE VII.

No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to, its members, officers or other private persons, except that the corporation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article IV hereof.

ARTICLE VIII.

Upon the dissolution of the corporation, the Board of Directors shall, after paying or making provision for the payment of all of the liabilities of the corporation, dispose of all of the assets of the corporation exclusively for the purposes of the corporation in such manner, or to such organization or organizations organized and operated exclusively for charitable, educational, religious or scientific purposes as shall at the time qualify as an exempt organization or organizations under Section 501 (c) (3) of the Internal Revenue Code of 1954, as the Board of Directors shall determine. Any such assets not so disposed of shall be disposed of by the District Court of the county in which the principal office of the corporation is then located, exclusively for such purposes or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

SEP 20 9 11 AM '96
SECRETARY OF STATE
IDAHO

ARTICLE IX.

The location and post office of the registered office of the corporation is c/o Kenneth J. Wright, 2317 Monte Vista Drive, Coeur d'Alene, Idaho 83814. Kenneth J. Wright is resident agent and incorporator.

ARTICLE X.

The number of directors of this corporation shall not be less than three nor more than five.

The names and addresses of the persons who are to serve as directors until their successors are elected and shall qualify are as follows:

<u>NAME</u>	<u>ADDRESS</u>
James F. Brown	4000 Pack River Road Sandpoint, Idaho 83864
Kenneth J. Wright	2317 Monte Vista Drive Coeur d'Alene, Idaho 83814
Virginia Wright	2317 Monte Vista Drive Coeur d'Alene, Idaho 83814

RECEIVED
MAY 28 1997

Dated this 12th day of September, 1996.

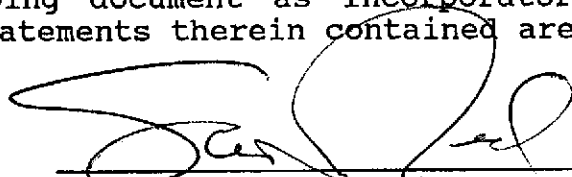
Kenneth J. Wright
Kenneth J. Wright

STATE OF IDAHO)

ss:

County of Kootenai)

I, Scott W. Reed, a Notary Public, do hereby certify that on this 12th day of September, 1996, personally appeared before me Kenneth J. Wright, who, being by me first duly sworn, declared that he is the Incorporator of LINDSEY CREEK WATER ASSOCIATION, INC., that he signed the foregoing document as Incorporator of the corporation and that the statements therein contained are true.



Notary Public for Idaho
Residing at Coeur d'Alene
My Commission Expires: 7/20/98

RECORDED
4
MAY 28 1997

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

February 6, 1997

HOMESTEAD RANCH
4000 PACK RIVER RD
SANDPOINT ID 83864

LAPSE NOTICE

RE: PERMIT NO. 96-08906

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 our proof due notice dated November 30, 1996. 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.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

MICROFILMED
MAY 28 1997

CERTIFICATION OF MAILING
I hereby certify that on 2/7/97
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

November 30, 1996

HOMESTEAD RANCH
4000 PACK RIVER RD
SANDPOINT ID 83864

PROOF DUE NOTICE

RE: PERMIT NO. 96-08906

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 February 1, 1997.

(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.

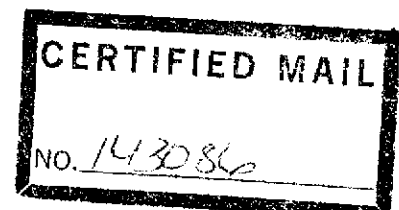
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

RECORDED
MAY 23 1997





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 29, 1996

HOMESTEAD RANCH
4000 PACK RIVER RD
SANDPOINT ID 83864

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08906

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED

JAN 31 1996

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 96-8906 Name: Homestead Ranch Date: 1/24/96 Ad OK? ☒
Correct Fee? ☒ Receipt #: N9665 Priority: 11/6/95 ☒ Gvmt Lts: ☒

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)
SYSTEM COMPLETED:
Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17
GROUNDWATER: <✓ FLO-CH>
+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, 065(if GW use SW 1st)
Drilling Permit:
Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. _____, P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)
SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink is regulated):
Water District(~~dem~~) - 005 (req) WD # _____ <SEE MAP & LISTING>
+ 0.2 cfs - ~~028(may report)~~-01J(meas dev)-P08
=/- 0.2 cfs - ~~028(may report)~~-01H(lock dev)-P01 or No MD
=/+ 5 a. irr. - ~~028(may report)~~
~~In~~WD + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M
RIVER BASINS (*Surface water):
Snake R (01) - 11A-P04, NA
(02/03-irr) - 007-P07 (w/remark WB9-† Weiser), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064(regulated uses), 047-P04(Payette Lake), NA
USE:
Domestic (surface) - 021(Boise R † L Peak); 27A(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10;044(N 1000 Spr)
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERE); 18B-P09
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA
LOCATION:
Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - B <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA
OWNERSHIP:Non-land owner - 004 (PD/PU) USFS/permit
OTHER CONDITIONS: _____
~~STANDARD REMARKS:~~ _____
BENEFICIAL USE DUE: - 2-1-1997
COMMENTS: - MD Cap off.

MEMORANDUM

DATE: January 25, 1996
TO: File No. 96-08906
FROM: Cindy Zimmerman
SUBJECT: Telephone Conversation

=====

Per telecon today with James Brown, he is the sole proprietor of Homestead Ranch.

RECEIVED

JAN 21 1996

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED
JAN 18 1996

APPLICATION # 76-08906

Department of Water Resources

***** INITIAL REVIEW *****

APPLICANT: HOMESTEAD RANCHA

BY: B

DATE: 11/6/95

ITEM REQUIRED INFORMATION

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
13. (X) Map
(X) Signature
(X) Fee (Amt, recpt, acknowledgment)

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

PROCESSING

Yes No

PRIORITY DATE: 11/6/95

X (Include Moratorium Remark)

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

ADVERTISE IN: BOUNDARY County.

LETTERS SENT REQUESTING:

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

INFORMATION RECEIVED:

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

ADDITIONAL INFORMATION

Yes No

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

***** GROUNDWATER SECTION *****

(Yes)(No)

Checked by: ___ Date: ___/___/___

Remarks: _____

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

***** 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: read to

correct use purpose

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

Protests received. Final protest date: 12/14/95 1/8/96

Measuring device required

Measuring port required

Special conditions: _____

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

Approval Recommended by: B

Date: 12/7/95
1/10/96

December 13, 1995

Bonnors Ferry Herald
P O Box 539
Bonnors Ferry, ID 83805

Re: 96-08906 - HOMESTEAD RANCH

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, and the bill, to this office before January 8, 1996.

Thank you.

Sincerely,

Dianne Ball
Senior Secretary

Enclosure

RECEIVED

JAN 31 1996

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Boundary,

David Keyes being first duly sworn on oath

deposes and says that he/she is Publisher

of the Bonners Ferry Herald, a newspaper printed and

published at Bonners Ferry, Boundary County, Idaho; that

the said newspaper has been continuously and

uninterruptedly published in said Boundary County during

a period of 12 months prior to the first publication of the

hereto attached notice of publication in the case of:

Legal # 3229

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

said paper for a period of 2 consecutive weeks,

commencing on 20 day of December, 19 95

and ending on the 27 day of December, 19 95

and that said notice was published in said newspaper.

Dated: 12/29/95

Don Keyes

Subscribed and sworn to before me this 29 day

of December, 19 95.

Kristy Johnson
Notary Public for Idaho

Residing at Bonners Ferry

My Commission expires: 7-22-2000

NOTICE OF CORRECTION
NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 96-08906 in the name of HOME-STEAD RANCH, 4000 PACK RIVER ROAD, SANDPOINT, ID. 83864, was incorrectly advertised on NOVEMBER 15 AND 22, 1995.

The USE was incorrectly advertised as follows:
IRRIGATION 0.090 CFS, IRRIGATION STORAGE 1.00 AF, IRRIGATION FROM STORAGE 1.00 AF, and DIVERSION TO STORAGE 1.00, FOR A TOTAL DIVERSION OF 0.090 CFS AND 1.00 AF, where as correctly it should read:
IRRIGATION 0.090 CFS, IRRIGATION STORAGE 1.00 AF, IRRIGATION FROM STORAGE 1.00 AF, and DIVERSION TO STORAGE 0.090 CFS, FOR A TOTAL DIVERSION OF 0.090 CFS, and a TOTAL OF 3 ACRES.

(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 January 8, 1996.

KARL J. DREHER, Dir.
BFH#3229 December 20, 27, 1995

RECEIVED

JAN 03 1996

NORTHERN REGION
IDWR

JAN 31 1996

3229

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 96-08906 in the name of HOMESTEAD RANCH, 4000 PACK RIVER ROAD, SANDPOINT, ID 83864, was incorrectly advertised on NOVEMBER 15 AND 22, 1995..

The USE was incorrectly advertised as follows:

IRRIGATION 0.090 CFS, IRRIGATION STORAGE 1.00 AF, IRRIGATION FROM STORAGE 1.00 AF, and DIVERSION TO STORAGE 1.00 AF, FOR A TOTAL DIVERSION OF 0.090 CFS AND 1.00 AF, whereas correctly it should read:

IRRIGATION 0.090 CFS, IRRIGATION STORAGE 1.00 AF, IRRIGATION FROM STORAGE 1.00 AF, and DIVERSION TO STORAGE 0.090 CFS, FOR A TOTAL DIVERSION OF 0.090 CFS, and a TOTAL OF 3 ACRES.

(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 January 8, 1996.

KARL J. DREHER, Dir.

Published in the Bonners Ferry Herald on 12/20 and 27/1995.

1995-12-20
1995-12-27

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Boundary,

David Keyes being first duly sworn on oath
deposes and says that he/she is Publisher

of the Bonners Ferry Herald, a newspaper printed and
published at Bonners Ferry, Boundary County, Idaho; that
the said newspaper has been continuously and
uninterruptedly published in said Boundary County during
a period of 12 months prior to the first publication of the
hereto attached notice of publication in the case of:

Legal # 3208

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 15 day of November, 19 95
and ending on the 22 day of November, 19 95
and that said notice was published in said newspaper.

Dated: 11/30/95
DK

Subscribed and sworn to before me this 29 day
of November, 19 95.

Kristy Johnson
Notary Public for Idaho

Residing at Bonners Ferry

My Commission expires: 7-22-2000

JAN 31 1996

NOTICE OF APPLICATION FOR
WATER RIGHT

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

96-08906 sk
HOMESTEAD RANCH
4000 PACK RIVER ROAD
SANDPOINT, ID 83864
Source: LINDSEY CREEK
Tributary: PACK RIVER
Diversion Pt: SWNE Sec 33 T
60N R 02W in BOUNDARY County.
Use: IRRIGATION (0.090 CFS)
IRRIGATION
STORAGE (1.00 AF)
IRRIGATION FROM
STORAGE (1.00 AF)
DIVERSION TO
STORAGE (1.00 AF)
Total Diversion:
(0.090 CFS) (1.00 AF)

Date Filed: 11-6-1995

In: BOUNDARY County

T60N R02W S34 NESE

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, Ida-
ho 83814, together with a protest fee
of \$25.00 on or before DECEMBER
4, 1995.

KARL J. DREHER, Director
BFH#3208 November 15, 22, 1995

RECEIVED

DEC 07 1995

IDWR

#3208

96-08906

HOMESTEAD RANCH
4000 PACK RIVER ROAD
SANDPOINT, ID 83864

Source: LINDSEY CREEK

Tributary: PACK RIVER

Diversion Pt: SWNE Sec 33 T 60N R 02W in BOUNDARY County.

Use: IRRIGATION	(	0.090 CFS)	
IRRIGATION STORAGE	(		1.00 AF)
IRRIGATION FROM STORAGE	(		1.00 AF)
DIVERSION TO STORAGE	(	~~0.090 CFS~~	~~1.00 AF~~
Total Diversion:	(	0.090 CFS)	1.00 AF)

Date Filed: 11/ 6/1995

In: BOUNDARY County
T60N R02W S34 NESE

November 8, 1995

Homestead Ranch
4000 Pack River Road
Sandpoint, ID 83864

Re: Water Appropriation Application No. 96-08906

Dear Homestead Ranch:

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 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.

If your source is groundwater, a separate well drilling permit is required for all wells constructed after July 1, 1987.

IF, FROM THAT WELL, YOU WILL BE DIVERTING WATER FOR MORE THAN ONE HOME AND AT A RATE OF MORE THAN 0.04 CFS AND MORE THAN 2500 GALLONS PER DAY, YOU WILL NEED TO OBTAIN A PERMIT FOR OTHER THAN DOMESTIC USAGE. THE TOTAL FEE FOR SUCH A PERMIT IS \$200.00. IF YOU HAVE ALREADY OBTAINED A DOMESTIC PERMIT, YOU WILL NEED TO UPGRADE YOUR PERMIT AND THE FEE FOR UPGRADING IS \$165.00.

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db