

EXHIBIT "A"

LAKE COEUR D'ALENE

148.17

NOT ON WELL

POTTER 114.47

ROAD (PRIVATE)

HSE

SILVER

140.41

147.61

HSE

VERMILLION

159.8

HSE

ECHELBERGER

161.81

HSE

THORPE

76.0 12-3

64.83-2

45.64 12-5 54.99

104.55

100.0

RETRACTED

JAN 31 1996

12-N

60.0

151.97

MOORE - BYPASSED THE PUMP HOUSE AND PUT IN HIS OWN PUMP TANK AT HIS HOME

93.8

563

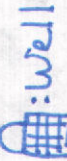


75 BLOCK

ROAD (PRIVATE)

1st addition to Newton's Subdivision

*: Pump House

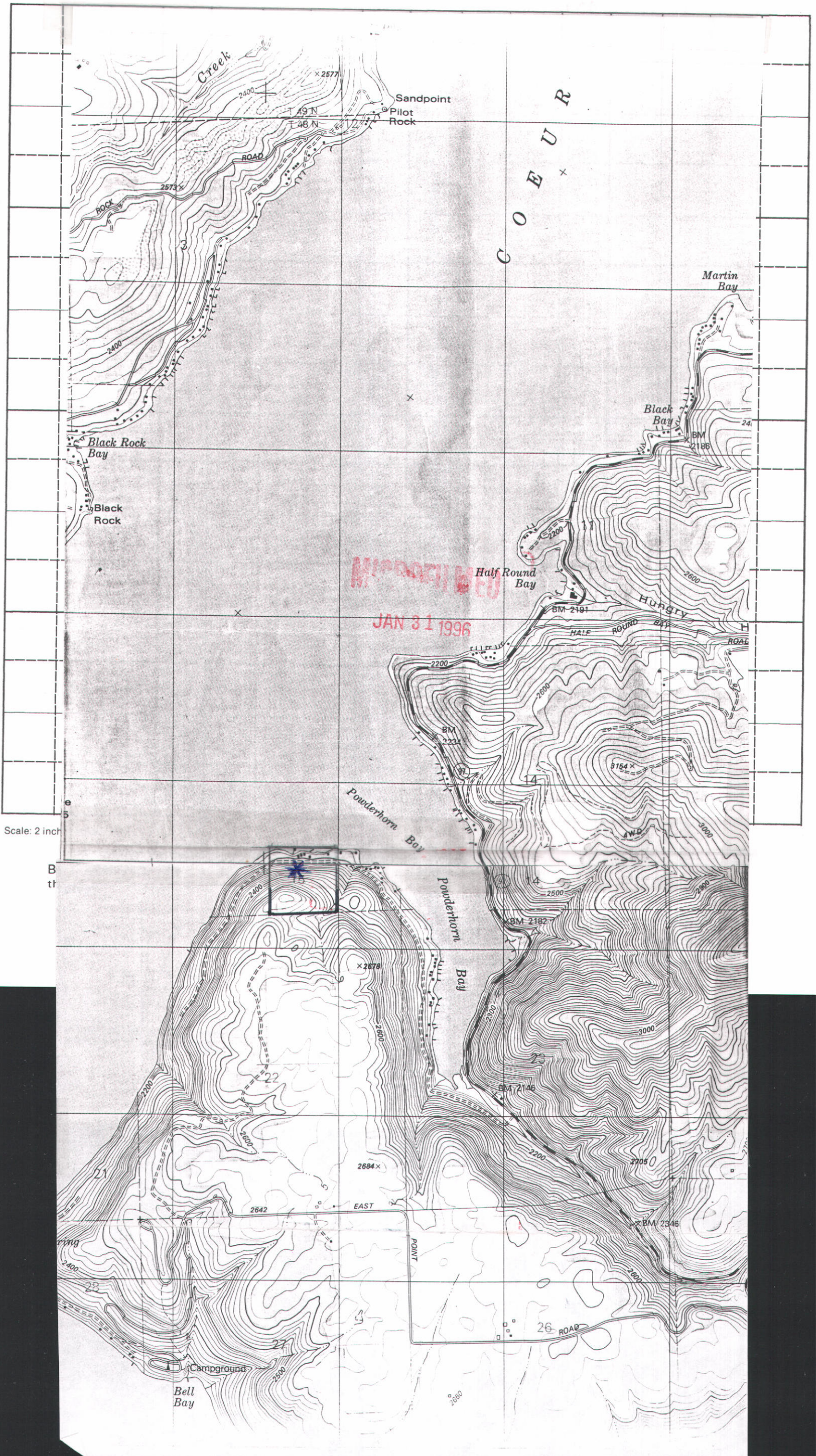


++++: Sub surface pipe

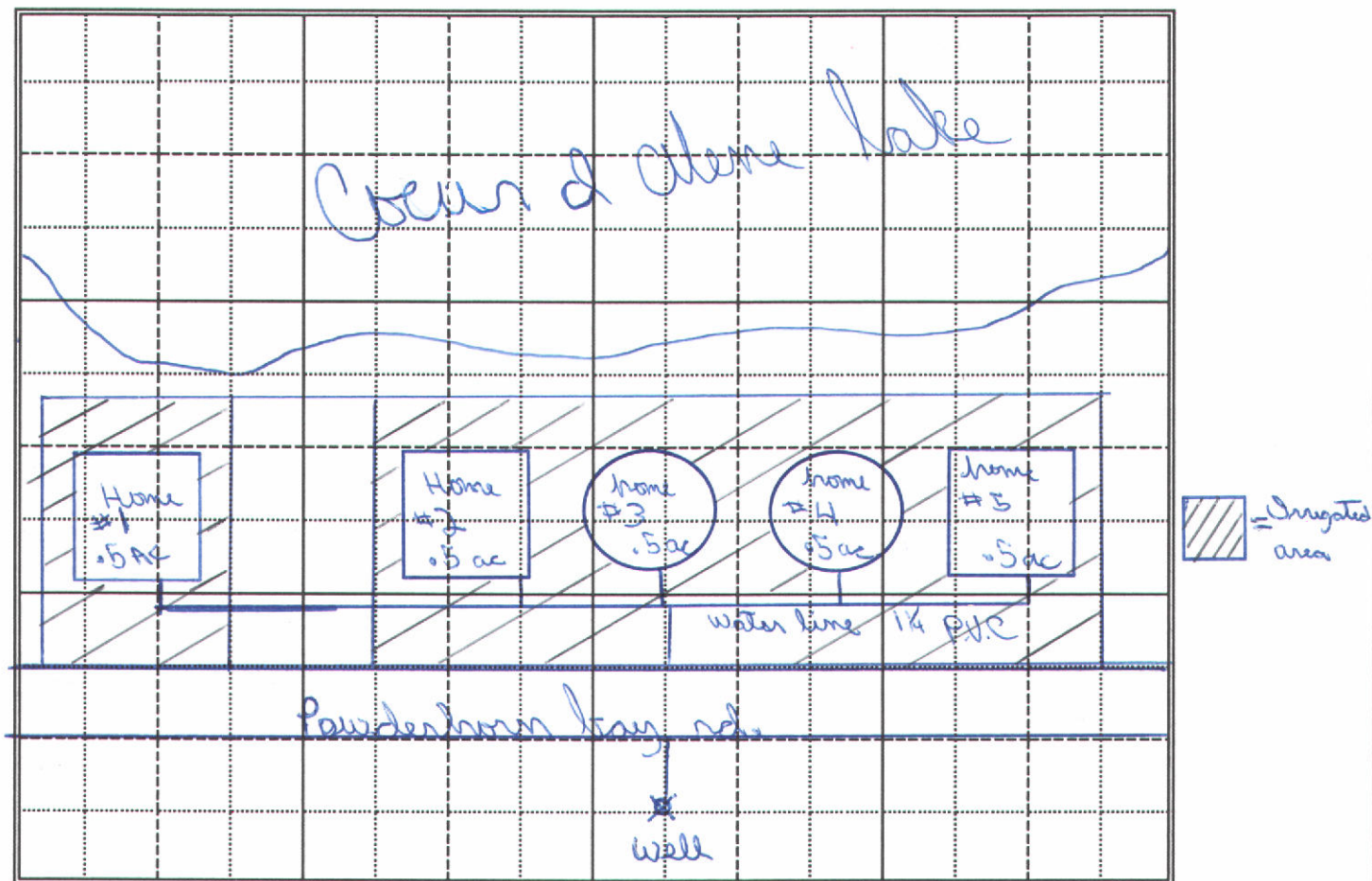
* NOT TO SCALE JSS

Gov't lot #2 First Addition to Newton's Subdivision

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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



Scale: 1" = NTS

____ 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

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

D. FLOW MEASUREMENTS

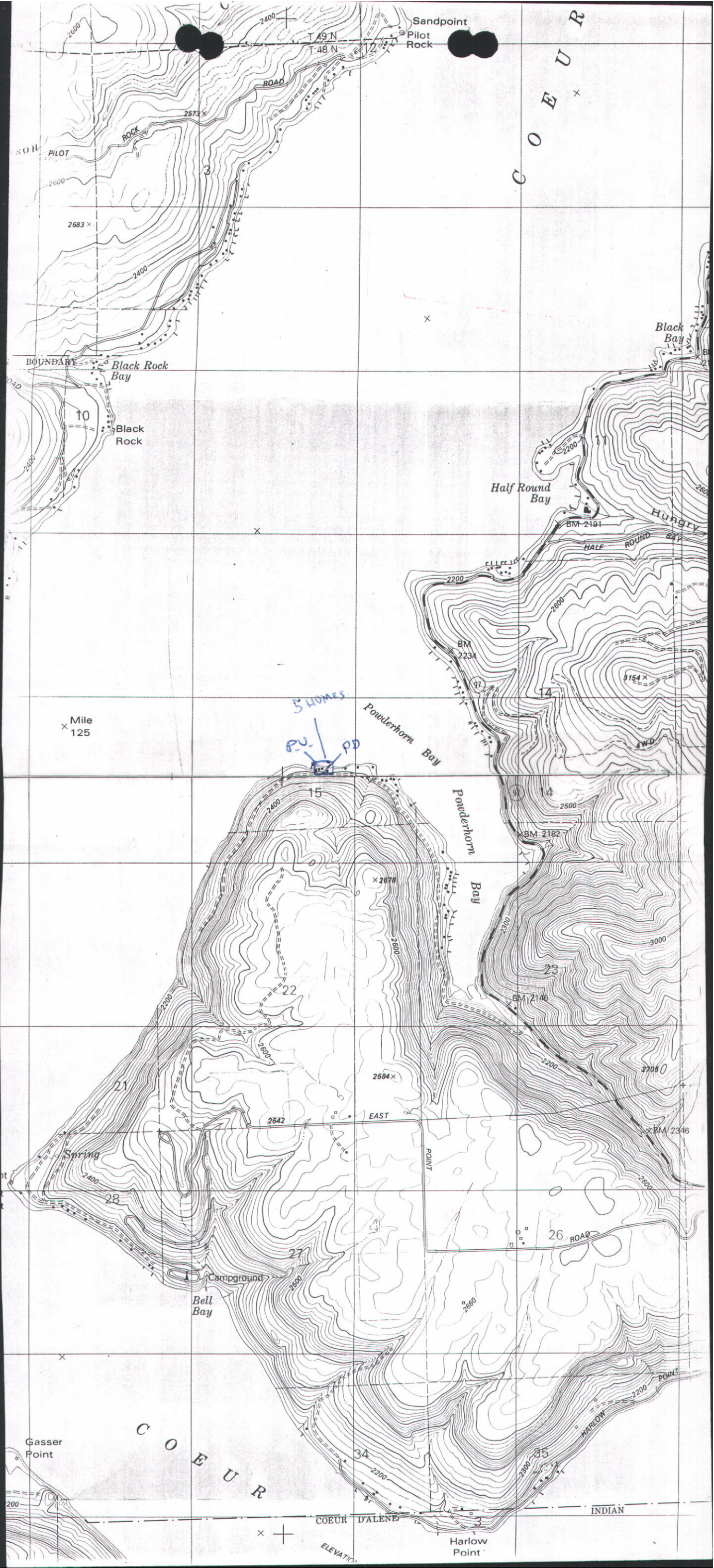
1.

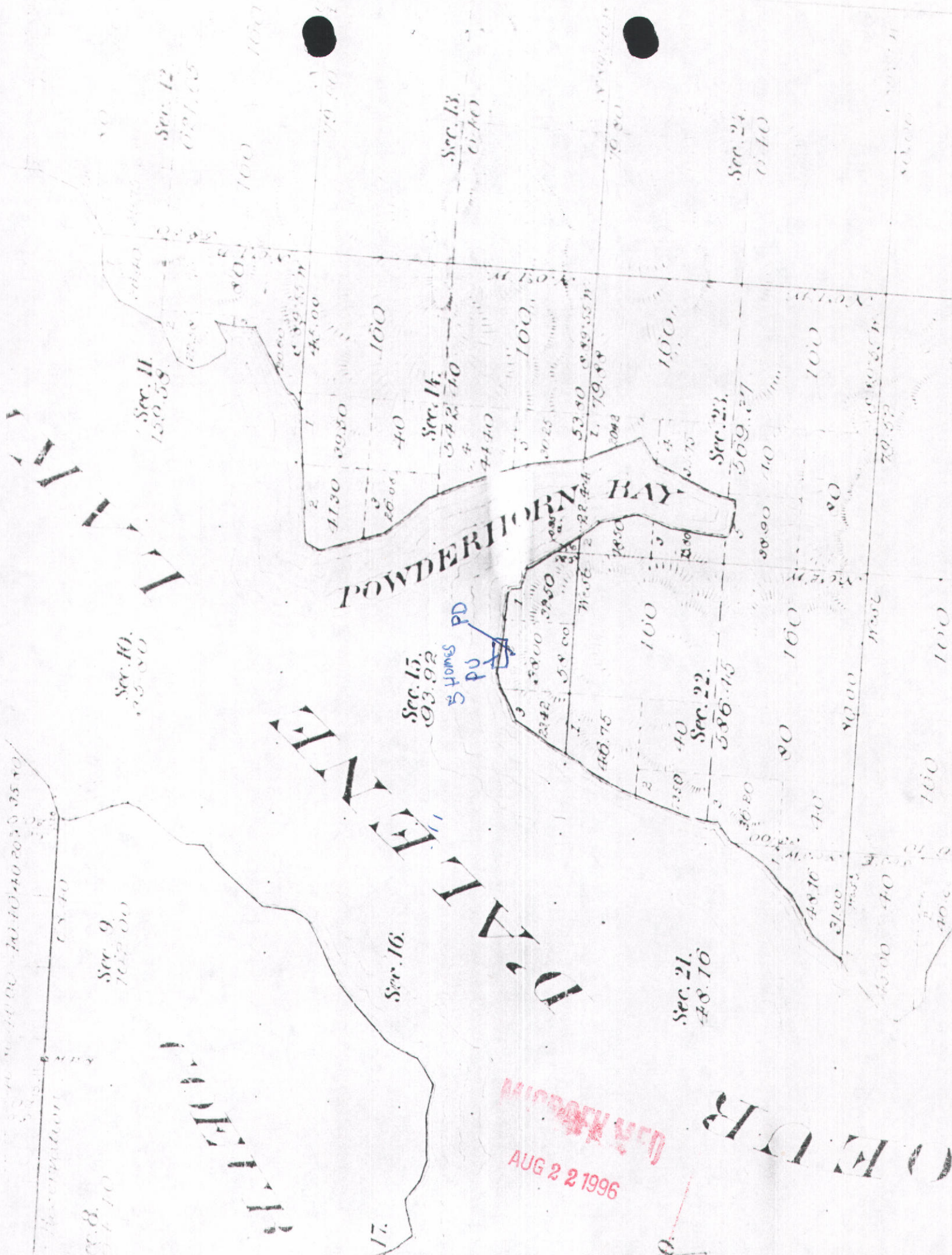
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: _____

RECORDED

AUG 2 2 1998





PERMIT # 95-08929

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS



Homes 3-4



Home 2



Irrigated area



Home 5

APPROVED

AUG 22 1996



Home 2



Irrigated area



Home 5

APPROVED

AUG 22 1996



Home 2

Irrigated area



Home 5

RECEIVED

AUG 22 1996



Irrigated area

home 5

PROPERTY

AUG 22 1996

PERMIT # 95-08929

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S



P.D.



Home 1



IRRIGATED AREA

RECEIVED

AUG 22 1996



Home 1



IRRIGATED AREA

RECEIVED

AUG 22 1996



IRRIGATED AREA

RECEIVED

AUG 22 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
OCT 20 2000
IDWR/North

OCT 23 2000 Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
95-08929					

RECEIVED

OCT 23 2000

Department of Water Resources

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Larry Echelberger and Linda Echelberger
2328 Country Club Drive LaPlace, LA 70068

4. New Owner/Claimant(s)

Thomas C. Faukner and Rhonda L. Blair
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

440 NW Maryland

City, State and ZIP Code

Pullman, WA 99143

New Telephone Number

(509) 332-0154

5. Date you acquired the property

May 1, 1997

MICROFILMED

JAN 18 2001

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

Theresa H. Blair

Rhonda L. Blair

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by db
Received by db
Processed by _____

Date 10/20/00
Date 10/20/00
Date _____

Fee 925.00
Receipt No. N014003
WR _____ Date _____

MICROFILMED

JAN 18 2001

1488636



A Pioneer Company
PIONEER TITLE COMPANY
OF KOOTENAI COUNTY

100 Wallace Ave. / Coeur d'Alene, Idaho 83814 / Telephone (208) 664-8254

STATE OF IDAHO
COUNTY OF KOOTENAI } ss
AT THE OFFICE OF
PIONEER TITLE CO
May 1 3 55 PM '97
DATE
FEE \$ 9.00

WARRANTY DEED

FOR VALUE RECEIVED LARRY M. ECHELBERGER and LINDA L. ECHELBERGER, husband and wife

the Grantor s , do hereby grant, bargain, sell and convey unto THOMAS C. FAULKNER and RHONDA L. BLAIR, husband and wife

the Grantee s , whose address is 440 N.W. Maryland Pullman, WA 99163
the following described premises, to-wit:
SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF FOR LEGAL DESCRIPTION.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee s, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances EXCEPT (1) Current and Future taxes and irrigation assessments if applicable (2) Covenants, Conditions, restrictions and reservations of record (3) Easements and Right of ways of record and in view

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: May 01, 1997

Larry M. Echelberger
LARRY M. ECHELBERGER

Linda L. Echelberger
LINDA L. ECHELBERGER

ACKNOWLEDGMENT - Individual

STATE OF IDAHO, County of KOOTENAI, ss.

On this 1st day of MAY, in the year of 1997,
before me TWILA G. WILLIOT

, a notary public,
personally appeared LARRY M. ECHELBERGER and LINDA L. ECHELBERGER, known or identified to me to be the person s whose name s ARE subscribed to the within instrument, and acknowledged to me that THEY executed the same.

Notary Public: [Signature]
Residing at: _____
My Commission expires: 10-29-2000

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for a record at the request of _____ at _____ minutes past _____ o'clock m., this _____ day of _____ 19 _____, in my office, and duly recorded in Book _____ of Deeds at page _____

Ex-Officio Recorder

By _____ Deputy.

Fees \$ _____
Mail to: _____

MICROFILMED

JAN 18 2001

PAGE 2
File Number: 63627

PARCEL I:

A portion of Lot 12, Block 2, FIRST ADDITION TO NEWTON'S SUBDIVISION, Kootenai County, Idaho, described as follows:

Beginning at the Southeast corner of Lot 12; thence

Along the Southerly line South 82°02' West, 68.0 feet to the TRUE POINT OF BEGINNING; thence

North 02°50' West, 159.8 feet to a point on a bluff above Lake Coeur d'Alene; thence

Along said bluff as follows:

South 75°45' West, 9.38 feet; thence

South 87°15' West, 64.83 feet to a point on the shore of Lake Coeur d'Alene; thence

Leaving the shore South 02°35' East, 164.86 feet to a point on the Southerly line of Lot 12; thence

Along the Southerly line North 82°02' East, 75.0 feet to the POINT OF BEGINNING.

PARCEL II:

An undivided 1/6 interest in and to that portion of Government Lot 2, Section 15, Township 48 North, Range 4 West, Boise Meridian, Kootenai County, State of Idaho, described as follows:

Beginning at the Southwest corner of Lot 13, FIRST ADDITION TO NEWTON'S SUBDIVISION BLOCK 2, marked by a 1/2 inch pipe on fence line as per boundary and disclaimer, Book 187 of Deeds, page 530, records of Kootenai County, Idaho, said point being on the West line of said Government Lot 2; thence

Along the Southerly line of said subdivision as follows:

North 82°00' East, 290.39 feet; thence

South 76°00' East, 161.33 feet; thence

South 81°13' East, 93.8 feet to the TRUE POINT OF BEGINNING.

Said TRUE POINT OF BEGINNING is also located as follows:

Commencing at the Southeast corner of Lot 12 of FIRST ADDITION TO NEWTON'S SUBDIVISION BLOCK 2, according to the plat thereof recorded in Book "D" of Plats at Page 191; thence

South 82°02' West, along the Southerly line of said Lot 12, 143.00 feet; thence

North 02°35' West, 164.84 feet to a point on the shore of Lake Coeur d'Alene; thence

CONTINUED

Larry & Linda Echelberger

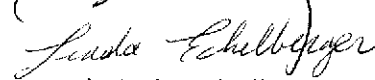
3737 Skyharbor Drive
Coeur d' Alene, Idaho 83814

November 24, 1998

To Whom It May Concern:

Linda and Larry Echelberger sold their lake front cabin in Powerhorn Bay on Lake Coeur d' Alene to Rhonda L. Blair and Tom Faulkner. Please use this letter as our agreement to transfer any of our rights in the State of Idaho Water Right License No. 95-08929 to Rhonda L. Blair and Thomas C. Faulkner.

Thank you,

Larry and Linda Echelberger

MICROFILMED

SEP 18 2000

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08929

Priority: September 21, 1995

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

10.5 AF

This is to certify, that JOAN MC CARTY SILVER
BARBARA VERMILLION
LINDA ECHELBERGER
EILEEN THORPE
LARRY ECHELBERGER
ERVIN MOORE
CHARMAINE MOORE
LOU MC CARTY
DENNIS VERMILLION

PO BOX 26

HARRISON ID 83833-0026

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 21, 1995; and has submitted Proof of Beneficial Use on December 12, 1995. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from a GROUNDWATER source, and a water right has been established 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	0.04 CFS	7.5 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	3.0 AF
	Totals	0.04 CFS	10.5 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 2 (SWSE), Sec. 15, Township 48N, Range 04W
KOOTENAI 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>
48N	04W	15	Lot 2(SWSE)	2.5		2.5

Total number of acres irrigated: 2.5

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 95-08929

CONDITIONS OF APPROVAL AND REMARKS

2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. Place of use is located within Lots 11, 12-S, 12-2, 12-3, & 12-N, 1st Addition to Newton's Subdivision.
7. Domestic use is for 5 homes.
8. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 3RD
day of AUGUST, 1976.



KARL J. DREHER, Director

WR

RECEIVED

NOV 16 1995

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 who has been appointed by the department.

- Permit No. 95-08929 Telephone No. (208) 689-3642
- Name(s) of Permit Holder(s): JOAN SILVER-MCCARTY LOU MCCARTY ET AL (VERMILION),
REHLBERGER(2), MADORE(2), THORPE(4)
- Mailing Address: PO BOX 26 HARRISON IDAHO 83833
- Source of Water: WELL If GROUNDWATER (well), Date Drilled: mo. July / yr. 92
 - Well Driller: VERMILION WELL DRILLING Drilling Permit Number: 95-92-N-77
 - OPTIONAL:**
 Pump Horsepower: 2.0 Pressure (psi): 20 gpm Dynamic pumping level (ft): 320'
- Use(s) (as authorized by the water right permit):
 Domestic (No. of households): 5 Stockwater (No. and type of stock): _____
 Irrigation (No. of acres): 2.5 Other: _____
- Total rate of diversion and/or volume for which proof is submitted: .19 cfs OR _____ acre feet
- 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 <u>X</u>
	Has the measuring device been installed?	Yes _____ or No <u>X</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes _____ or No <u>X</u>
	Has the measurement port been installed?	Yes _____ or No <u>X</u>
- Fee Enclosed: \$ INITIAL (See Fee Schedule on back of the instructions for filing proof of beneficial use)
INCLUDED \$50.00 IN APPLICATION
- Person to contact to accompany the Department representative during field examination of the water system.
 Name: JOAN SILVER Telephone Number: (208) 689-3642
 Address: PO BOX 26 HARRISON IDAHO 83833
- 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.

Signature of permit holder:

[Signature]
 (include your title, if on behalf of company or organization)

Date: 11-13-95

JAN 31 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-08929

Proposed Priority: September 21, 1995 Maximum Diversion Rate: 0.19 CFS

This is to certify, that JOAN MCCARTY SILVER
LOU MCCARTY
DENNIS VERMILLION
BARBARA VERMILLION
LINDA ECHELBERGER
EILEEN THORPE
ERVIN MOORE
CHARMAINE MOORE
LARRY ECHELBERGER
PO BOX 26
HARRISON ID 83833-0026

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	0.08 CFS
DOMESTIC	01/01 to 12/31	0.11 CFS
	Totals	0.19 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 2(SWSE), Sec. 15, Township 48N, Range 04W
KOOTENAI 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>
48N	04W	15	Lot 2(SWSE)	2.5		2.5

Total number of acres irrigated: 2.5

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 **November 1, 1996.**
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.
5. Place of use is located within Lots 11, 12-S, 12-2, 12-3, & 12-N, 1st Addition to Newton's Subdivision.
6. Domestic use is for 5 homes.
7. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

JAN 31 1996

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 95-08929

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

7th day of November, 1995.

Karl J. Dreher
for Karl J. Dreher, Director

10/16/95

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NOV 1 1995

Ident. No. 95-08929

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name:	JOAN MCCARTY SILVER	208-689-3642
Address:	P O BOX 26 HARRISON ID 83833	
Name:	LOU MCCARTY	208-689-3642
Address:	P O BOX 26 HARRISON ID 83833	
Name:	DENNIS VERMILLION	208-689-3642
Address:	P O BOX 26 HARRISON ID 83833	
Name:	BARBARA VERMILLION	208-689-3642
Address:	P O BOX 26 HARRISON ID 83833	
Name:	LARRY ECHELBERGER	208-689-3642
Address:	P O BOX 26 HARRISON ID 83833	
Name:	LINDA ECHELBERGER	208-689-3642
Address:	P O BOX 26 HARRISON ID 83833	
Name:	EILEEN THORPE	208-689-3642
Address:	P O BOX 26 HARRISON ID 83833	
Name:	ERVIN MOORE	208-689-3642
Address:	P O BOX 26 HARRISON ID 83833	
Name:	CHARMAINE MOORE	208-689-3642
Address:	P O BOX 26 HARRISON ID 83833	

2. Source: GROUNDWATER

Trib. to:

3. Location of Point of Diversion: Lot 2 (SWSE), Sec. 15, Township 48N, Range 04W
KOOTENAI County

JAN 21 1996

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	0.080		
DOMESTIC	01/01	12/31	0.110		

5. Total quantity to be appropriated is:
0.190 CFS (and/or) AF

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.
WELL WITH PUMP TO HOMES.
- 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.
- Proposed well diameter is inches; proposed depth of well is feet.
- Is groundwater with a temperature greater than 85F being sought? NO
- 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	ACRES	ACRES	ACRES	TOTAL
48N 04W 15 Lot 2(SWSE)	02.5			2.5

Total number of acres irrigated: 2.5

Place of Use: DOMESTIC, same as IRRIGATION use

- Who owns the property at the point of diversion?
APPLICANTS
- Who owns the land to be irrigated or place of use?
APPLICANT
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing.
AGREEMENTS

10. Remarks:
Domestic use is for 5 homes.

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

Ident. No. 95-08929
Page 3

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 _____ Date _____ Time _____ Preliminary check by _____

Fee \$ 50.00 Receipted by _____ #N009524 Date 9/21/1995

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

WR1
WRA
BC

RECEIVED
NOV 1 1995

Ident. No. 95-08929

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of applicant JOAN SILVER et AL Phone 208-689-3642

Post office address P.O. BOX 26, HARRISON, ID 83833

2. Source of water supply GROUNDWATER which is a tributary of _____

3. Location of point of diversion is _____ 1/4 of SW 1/4 of SE 1/4, Govt. Lot 2

Sec. 15 Township 48N. Range 4W. B.M. KOOTENAI County; additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.11 for DOMESTIC purposes from 6/1/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.08 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)

5. Total quantity to be appropriated is (a) 0.19 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

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

b. Height of storage dam _____ feet; active reser

reservoir capacity _____ acre-feet; period of year

_____ to _____ inclusive.

c. ^{existing} Proposed well diameter is _____ inches; propo

d. Is ground water with a temperature of greater than 90°F bei

7. Time required for the completion of the works and application

1 years (minimum 1 year).

ERVIN + CHARMAINE MOORE *

EILEEN THORPE

LARRY + LINDA ECHELBERGER

DENNIS + BARBARA VERMILION

JOAN SILVER + LOU MCCARTY
(HUSBAND + WIFE)

HOMG
OWNERS

* Moore's are
not property
owners
w/ others

JAN 14 1996

WR1
WRA
BC

RECEIVED
NOV 1 1995

Ident. No. 95-08929

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of applicant JOAN SILVER et AL Phone 208-689-3642

Post office address P.O. BOX 26, HARRISON, ID 83833

2. Source of water supply GROUNDWATER which is a tributary of _____

3. Location of point of diversion is _____ 1/4 of SW 1/4 of SE 1/4, Govt. Lot 2

Sec. 15 Township 48N. Range 4W. B.M. KOOTENAI County; additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.11 for DOMESTIC purposes from 6/1/61 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.08 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)

5. Total quantity to be appropriated is (a) 0.19 and/or
cubic feet per second

6. Proposed diverting works:

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

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

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

2/1992
d. Is ground water with a temperature of greater than 90°F being sought? _____

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

JAN 31 1996

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in KW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; show name of municipality. _____
 - Domestic; show number of households. 5 HOMES (only 4 are built as of 7/9/92)
 - Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols. - Domestic use (5 homesites) #2

TWP	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
48N	4W	15	<u>D</u>	<u>D</u>	<u>D</u>	<u>D</u>	<u>D</u>	<u>D</u>	<u>D</u>	<u>D</u>	<u>D</u>	<u>D</u>	<u>D</u>	<u>D</u>	<u>D</u>	<u>D</u>	<u>D</u>	<u>D</u>	
																	<u>D</u>		
																	<u>2.5</u>		<u>2.5</u>

Total number of acres to be irrigated 2.5 NONE

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

11. a. Who owns the property at the point of diversion? APPLICANT

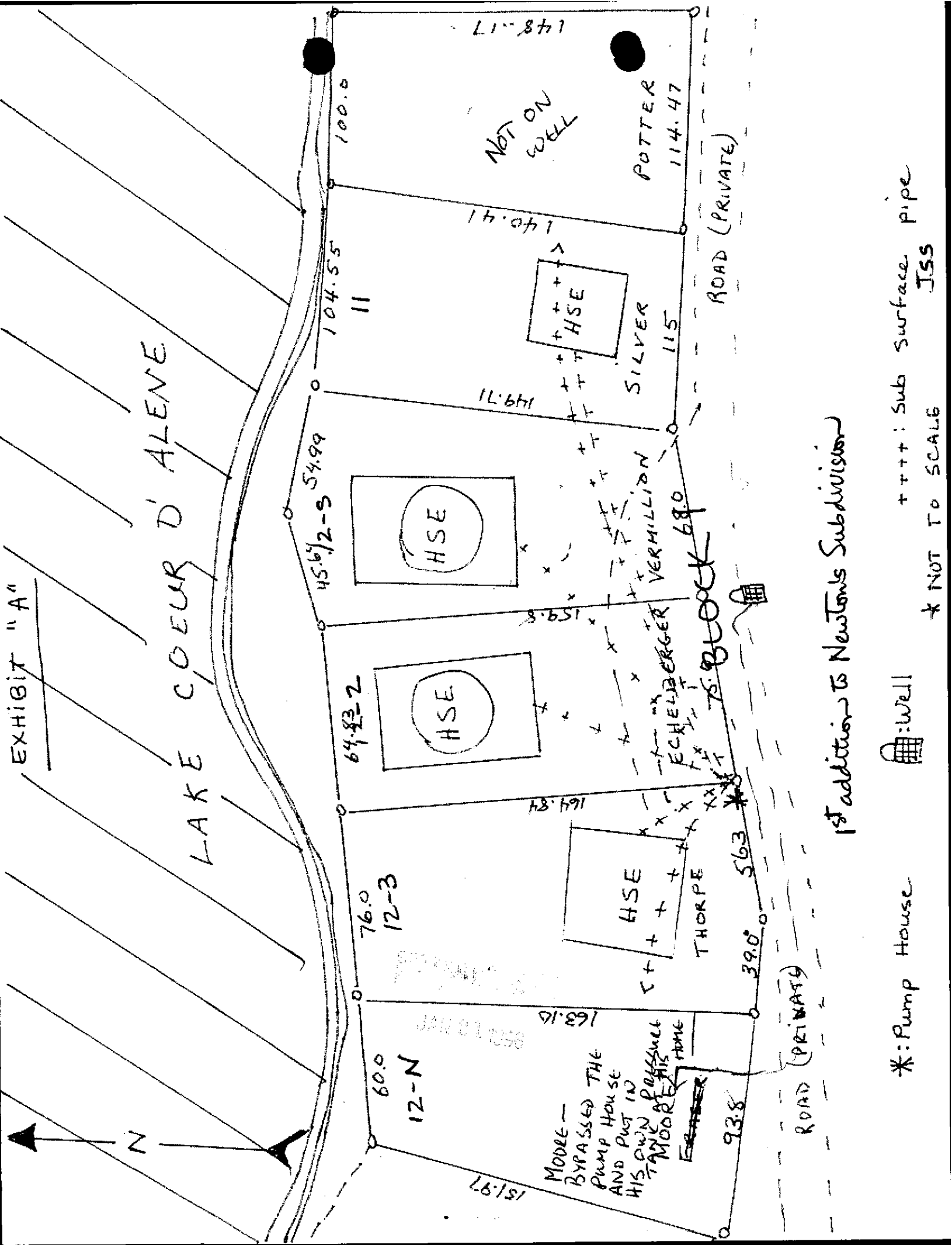
b. Who owns the land to be irrigated or place of use? APPLICANT

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. THE PROPERTY IS OWNED AS AN UNDIVIDED PIECE BY 4 OF THE 5 HOMEOWNERS.

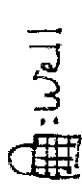
12. Remarks: MOORES OWN A SHARE OF THE WELL BUT NOT THE PROPERTY IT IS ON. THE OTHER OWNERS ARE LISTED ON ATTACHED NOTE BELOW. JOAN SILVER IS THE PERSON IN CHARGE OF FINANCES CONCERNING THE WELL.

EXHIBIT "A"

LAKE COEUR D'ALENE



*: Pump House



: Well

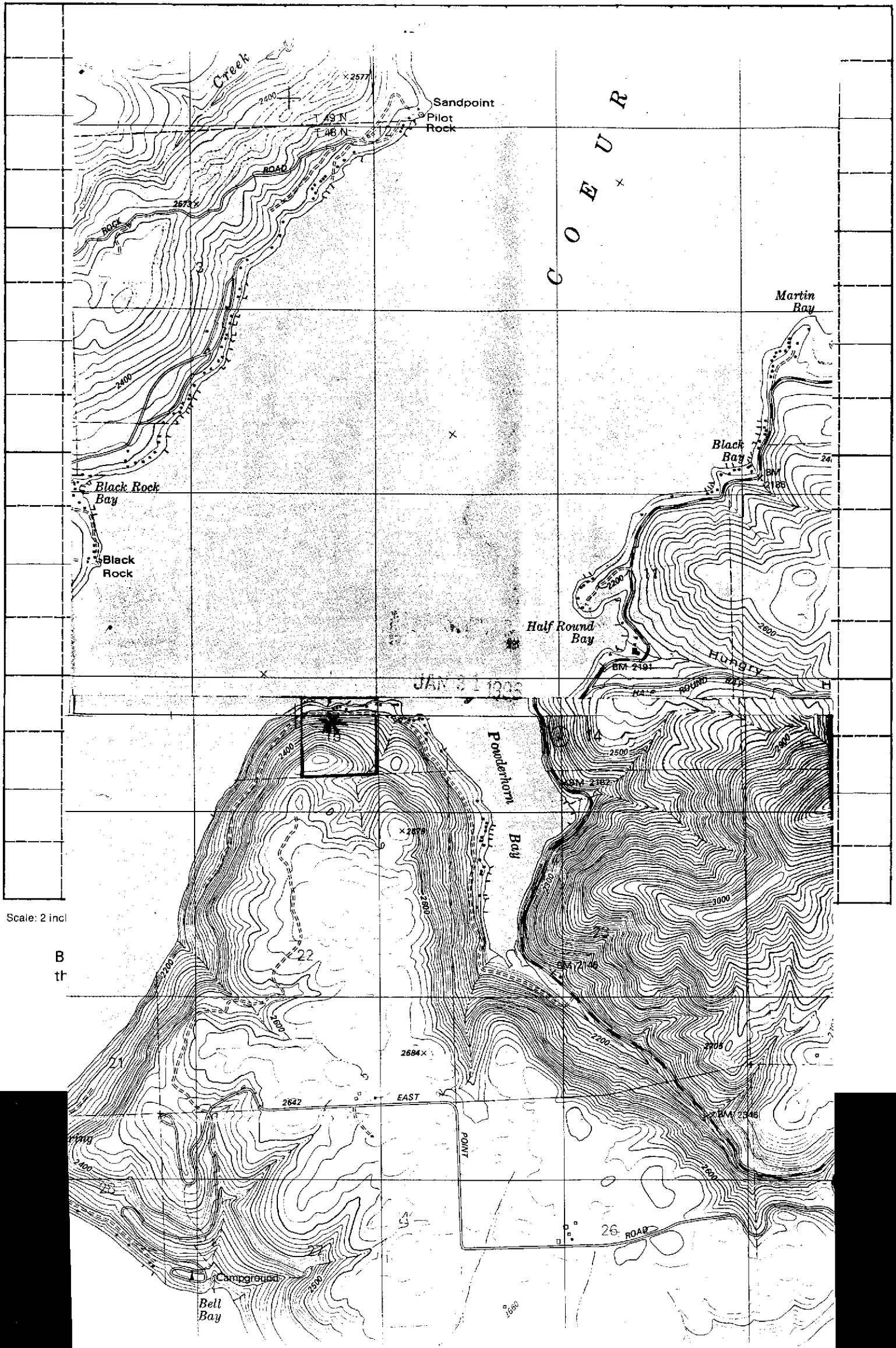
+++: Sub surface pipe

ISS

* NOT TO SCALE

Gov't lot #2 First Addition to Newton's Subdivision

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Gov + lot #2 First Addition to Newton's Subdivision

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

Scale: 2 inches equal 1 mile.

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.

X John Silver et al
(Applicant)

Received by db Date 9/21/95 Time 3:00 Preliminary check by AS
Fee \$ 50⁰⁰ Receipted by db # N9524 Date 9/20/95
Publication prepared by db Date 9/27/95 Published in Cda News 10/5+12/95
Publication approved db Date 10/13/95

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before

_____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

APPROVED
JAN 21 1996



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 24, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

THOMAS C FAULKNER
RHONDA L BLAIR
440 NW MARYLAND
PULLMAN WA 99163

RE: Change of Ownership for Water Right 95-08929

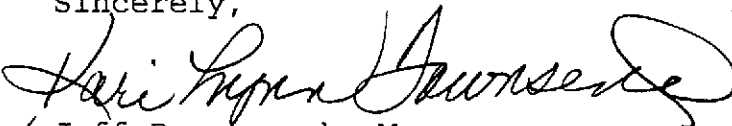
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records. Also enclosed is your receipt for the \$25.00 filing fee.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED

JAN 12 2001



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

August 5, 1996

JOAN MCCARTY SILVER
BARBARA VERMILLION
LINDA ECHELBERGER
EILEEN THORPE
LARRY ECHELBERGER
ERVIN MOORE
CHARMAINE MOORE
LOU MCCARTY
DENNIS VERMILLION
PO BOX 26
HARRISON ID 83833

RE: WATER RIGHT NO. 95-08929

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within ten (10) days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SWK:ph

Enclosure

RECEIVED
AUG 22 1996

MEMORANDUM

TO: File 95-08929

FROM: Sharla

DATE: July 30, 1996

RE: Recommendation Adjustment(s)

The final license recommendations for Right 95-08929 are based on the following.

H. RECOMMENDATIONS

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	3/15 - 11/15	0.04 cfs	7.5 afa
Domestic	1/1 - 12/31	0.04 cfs	3.0 afa

No measurement was made from the well. The examiner indicates on the diagram of the system that a 1¼" pipe is used. Typical flow with a velocity of 5 fps through a 1¼" pipe is 0.04 cfs. A theoretical based on the information supplied on the proof of beneficial use form calculates out to 0.03 cfs. The proof of beneficial use statement indicated a flow of 20 gpm (0.04 cfs). The license will be issued for a total of 0.04 cfs.

Examiner: Ted McCracken
Exam date: June 18, 1996

AUG 2 2 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 95-08929

DATE 7/30/96

REVIEWER: S H A R L A

NAME Change OK

Address Change No

SOURCE ✓

Is change/clarification of originally intended source?
If not, prepare Notice of Intent to Void

POINT OF DIV ✓

Amendment required No

PLACE OF USE ✓

Amendment required No

Does map agree with written description? ✓ yes no

OVERLAPS P/D P/U

RATE OF DIV

Permitted Rate .19 cfs

Fee limit .20 cfs \$50⁰⁰

Measured ✓ cfs

Theoretical cfs

Recommended Total Div Rate .04 cfs

NO WELL LOG FOUND!

$$2 \times 8.8 \times .7 / 320 + (2.31 \times 40) = .04$$

$1\frac{1}{4}$ " pipe = .04 cfs @ 5 fps

ANNUAL VOLUME/ NATURE OF USES

Use Dom

Volume Calculation

2.5 x 3.0 = 7.5 af

5 x .6 = 3.0 af

 af

 af

SUBTOTAL 10.5 af

Flow rate .04 cfs X 365 days X 1.983 = 29.0 af

Total volume recommended 10.5 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

15 homes - irrig not incl.
P/U - lots as filed.

CONDITIONS Watermaster Control WD#

R29 GW Measurement/Measuring Device

 Overlap

 Use-specific conditions

Advancement of Priority Date Required yes no

SRBA Claim Filed N/A

Adjustment Memo rate/cap.

1st Amend Letter N/A

2nd Amend Letter N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUL 22 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 95-08929

1. Owner: Joan Silver Phone No. (208) 689-3642

Current Address: P.O. Box 26 Harrison Id. 83833

2. Accompanied by: owner EXAM DATE: 6-18-96

Address: same as above Phone No. same

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
	<u>2</u>		<u>SW</u>	<u>SE</u>	<u>15</u>	<u>48N</u>	<u>04W</u>	<u>Kootenai</u>	<u>USGS 7.5</u>

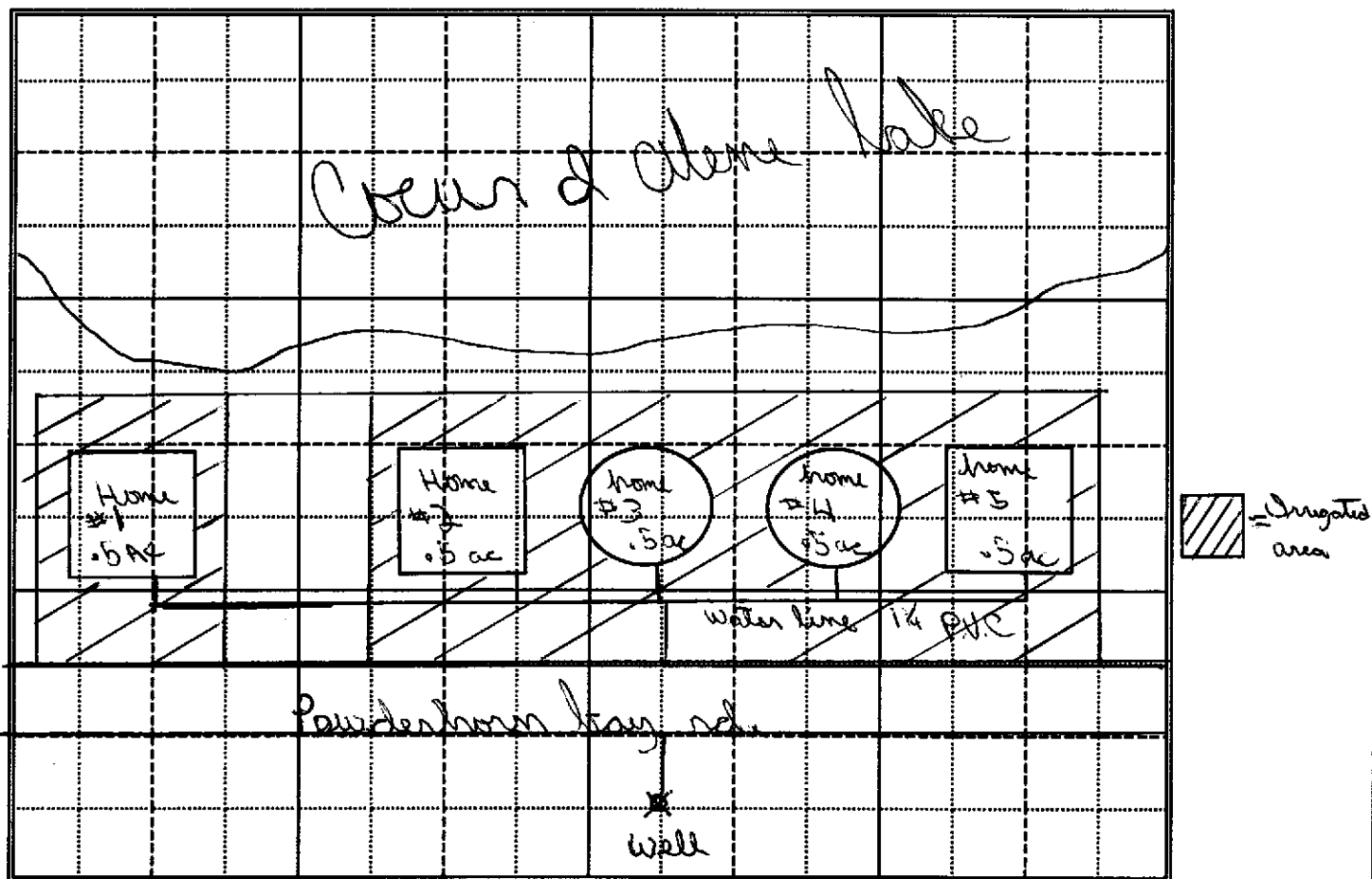
2. Place(s) of Use:

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	
<u>48N</u>	<u>04W</u>	<u>15</u>															<u>2.5</u>		<u>2.5</u>

AUG 22 1996

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



Scale: 1" = NTS

____ 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

*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:

AUG 2 2 1998

E. NARRATIVE/REMARKS/COMMENTS

Well supplies 5 homes with water
for there homes and the watering of
.5 acres per lot of lawn and garden

Have conditions of permit approval been met? ☒ yes

☐ no

APPROVED
AUG 2 1996

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{ir} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 2.5 \times 3 = 7.5$$

$$V_{dr} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .08 \times 245 \times 1.9835 = 38.87$$

$$V = \text{Smaller of } V_{ir} \text{ and } V_{dr} = 7.5$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Domestic
Irrigation

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

John McCall

Date

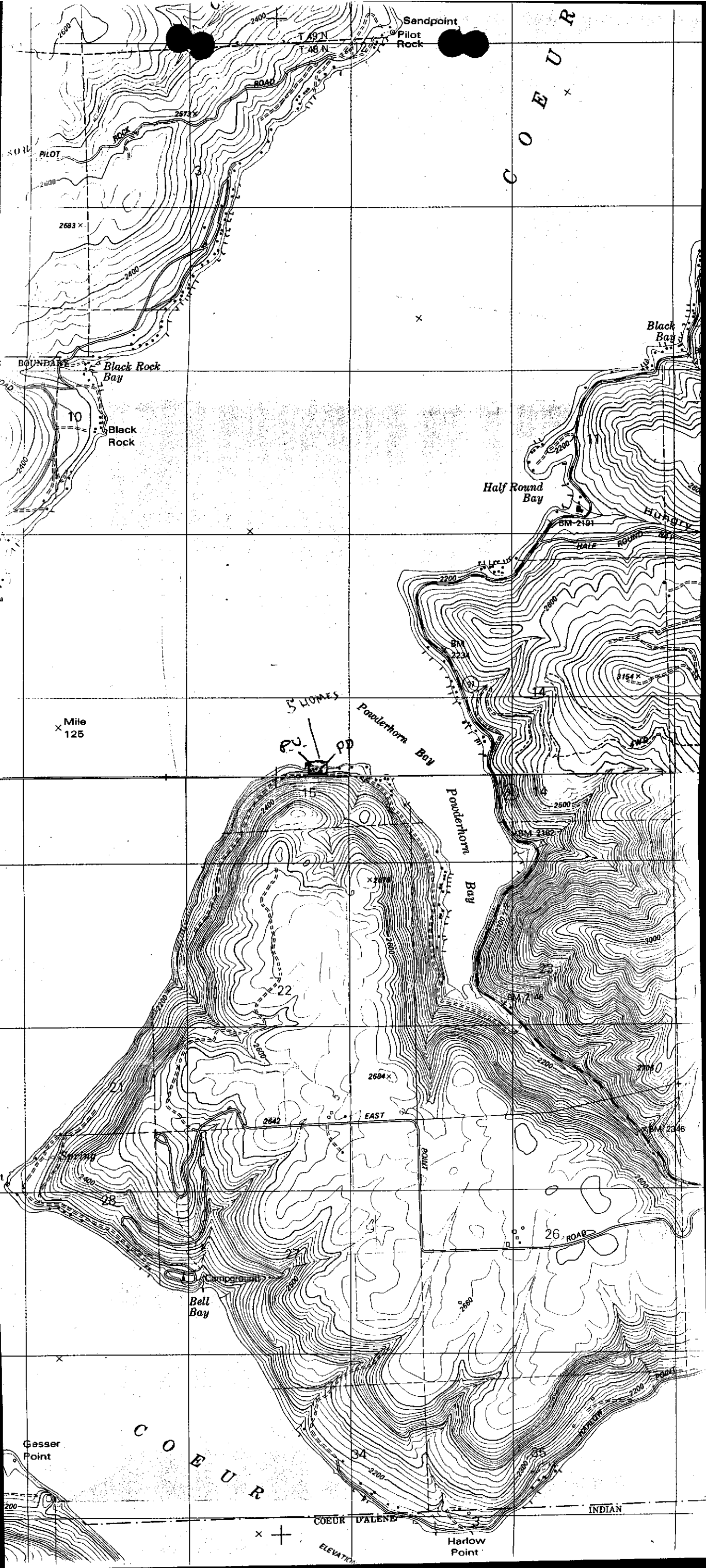
6-25-96

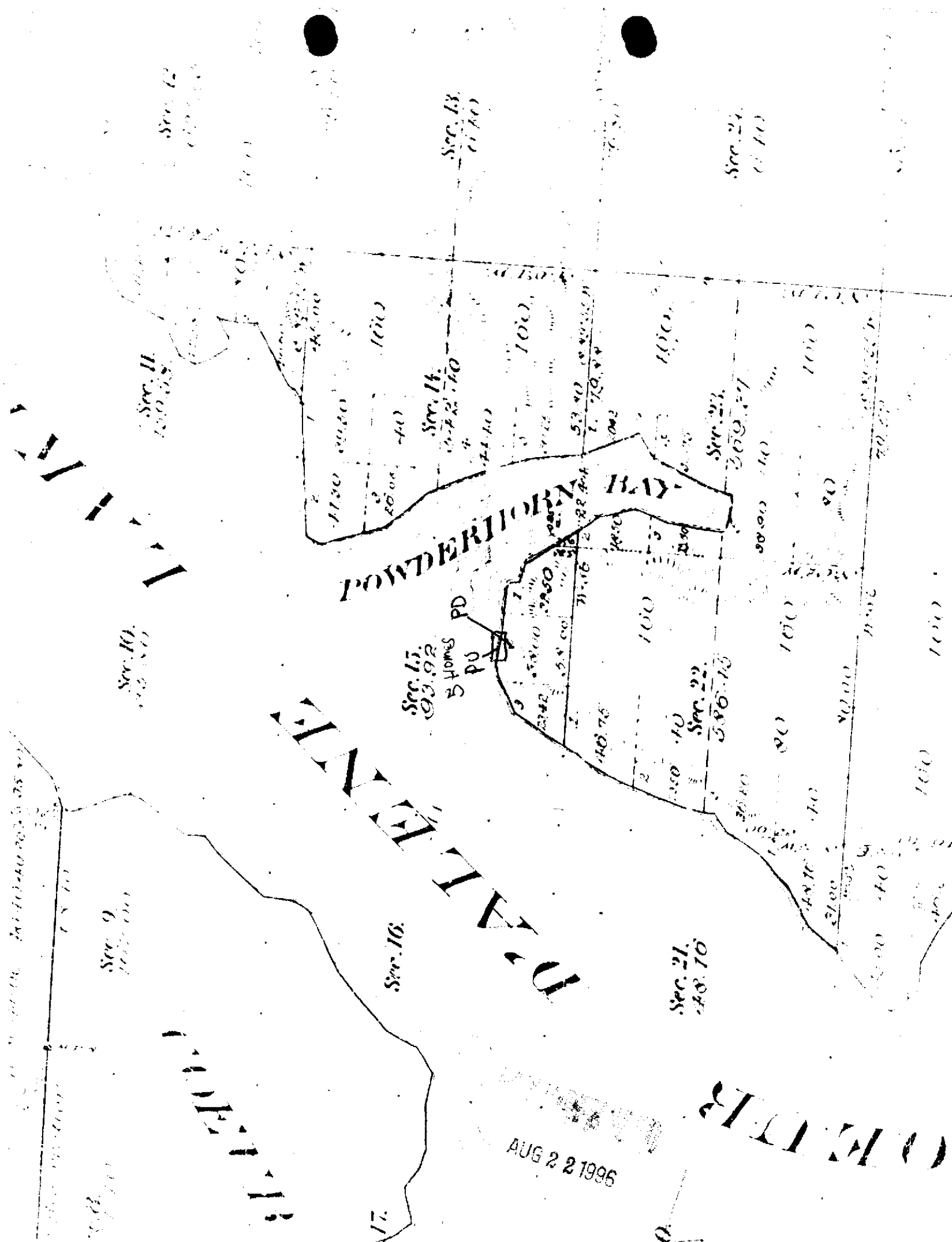
Reviewer

Date

SEAL

AUG 22 1996





PERMIT # 95-08929

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS



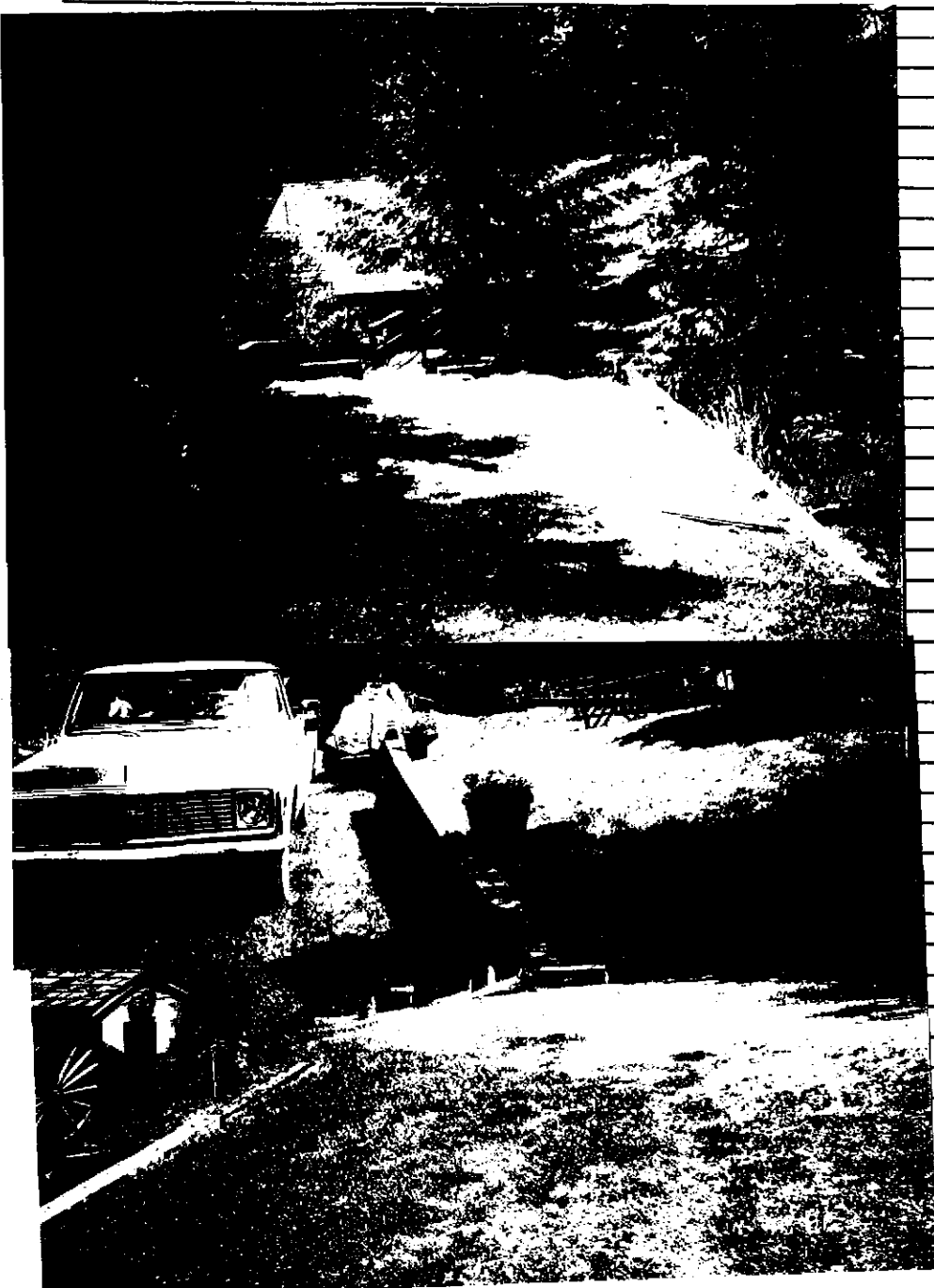
Homes 3-4

Home 2

Irrigated area

Home 5

AUG 28 1996



Home 2

Irrigated area

Home 5

AUG 2 2 1306



Home 2

Irrigated area

Home 5

AUG 2 2 1996



Drugged area

home 5

AUG 28 1996

PERMIT # 95-08929

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS



P.D.

HOME 1

IRRIGATED AREA

AUG 22 1996

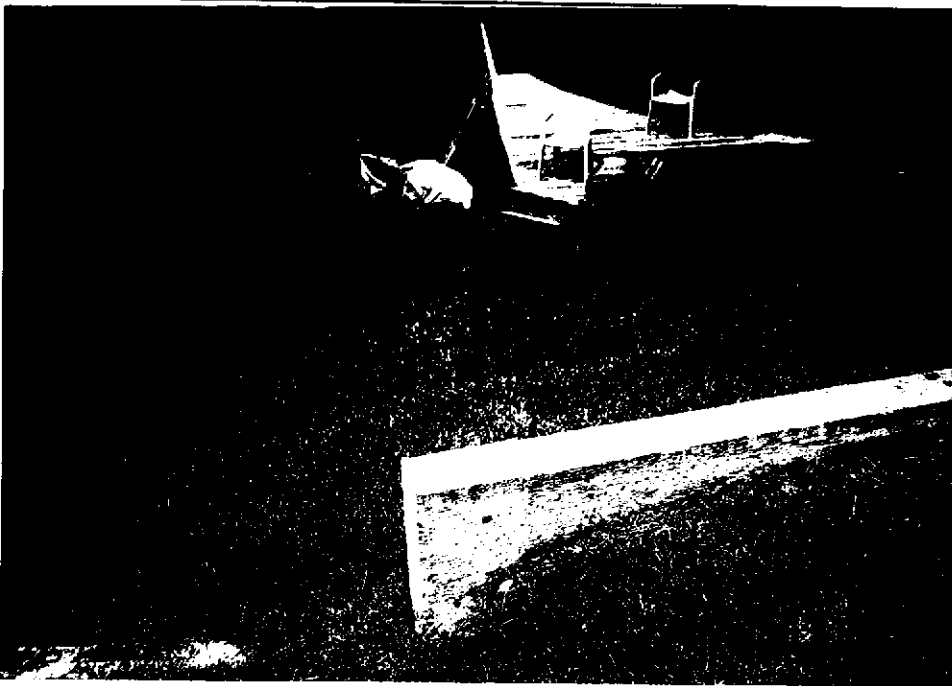


HOME 1

IRRIGATED AREA

11/11/86

AUG 22 1986



IRRIGATED AREA

RECEIVED

AUG 22 1986

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 95-8929 Reviewed by [Signature] Date 11-29-95

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
yes Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

 Surface water source
✓ Ground water source
yes Drilling permit required?
no Copy in the file? Drilling Permit No. 95-92-N-0077
35.00 Amount paid for permit no Correct?
no Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
0 Amount Submitted
no Correct?
no Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>	<u> </u>
Date proof due	<u> </u>	<u> </u>
No. of days late	<u> </u>	<u> </u>
Priority Date	<u> </u>	<u> </u>
New Priority Date	<u> </u>	<u> </u>

DEFICIENCIES OR ACTION ITEMS

*Return for 50.00 lic. exam fee.
12/15- Fee received / Proof acceptable*

DATA ENTRY

New Address [Signature] Proof Made 11-16-95

December 19, 1995

LINDA ECHELBERGER
LARRY ECHELBERGER
LOU MCCARTY
ERVIN MOORE
CHARMAINE MOORE
JOAN MCCARTY SILVER
EILEEN THORPE
DENNIS VERMILLION
BARBARA VERMILLION
PO BOX 26
HARRISON ID 838330026

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-08929

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.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208) 769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

JAN 31 1996

RECEIVED

NOV 16 1995

micro

NOV 16 1995

* Note:

If you need to reach me between
Nov. 13, 1995 and March 1, 1996 please
call at (415) 854-0793

c/o Frances Seelig
2428 Sharon Oaks Dr.
Menlo Park, CA 94025

As you can reach me by mail at

P.O. Box 26
Thurston, Idaho 83833

My mail is being forwarded temporarily.

Also, I did pay \$50.00 for the required
fee when I made my initial application
for water rights.

Sincerely,

JAN 31 1996

Joan Silver/McCarty *

(* Note the name change)



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

November 29, 1995

Joan Silver-McCarty et al.
P.O. Box 26
Harrison, ID 83833

RE: Permit No. 95-08929

Dear Permit Holder:

I have returned a copy of the Proof of Beneficial Use form submitted in connection with the above referenced water right. You state on the proof that you are diverting 0.19 cfs for irrigation and domestic use. You also mentioned on the proof form that you paid a \$50.00 fee with the permit. The fee for the water right permit is a separate fee from the license examination fee. The license examination fee for a rate of 0.19 cfs is \$50.00. I have enclosed a copy of the examination fee schedule for your reference.

Please return the copy of the proof along with the \$50.00 license examination fee within thirty (30) days of receipt of this letter. Please address your correspondence to my attention.

If you have any questions or if I can be of any assistance, please feel free to contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

RECEIVED
JAN 31 1996



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

November 7, 1995

LINDA ECHELBERGER
LARRY ECHELBERGER
LOU MCCARTY
ERVIN MOORE
CHARMAINE MOORE
JOAN MCCARTY SILVER
EILEEN THORPE
DENNIS VERMILLION
BARBARA VERMILLION
PO BOX 26
HARRISON ID 83833-0026

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-08929

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. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

NOV 10 1995

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 95-8929 Name: Silver/McCarthy/Vermilion/
Eichelberger/Thompson/Memo Date: 11/3/95 Ad OK? ✓
Correct Fee? ✓ Receipt #: N9524 Priority: 9/20/95 ✓ 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. 2.5A - 01M, 065 (if GW use SW 1st)

Drilling Permit:

Existing well - NA (pre 7/1/87) 7/92 possibly 95-92-N-0089-000
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 (FERC); 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)

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

① WBS/5 ② 11-1-1996
② Lts 11, 12-5, 12-2, 12-3, & 12-N, 2K1, 18 add Newtons Subd.

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

WR
BC
WRA

APPLICATION # 95-08929

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

APPLICANT: SILVER BY: AS DATE: 9/21/95

ITEM REQUIRED INFORMATION

1. (X) Name and Address
2. (X) Source
3. (X) Point of Diversion & County
4. (X) Quantity
(*) 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()

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 9/21/95

X (Include Moratorium Remark)

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

ADVERTISE IN: KOOTENAI County.

LETTERS SENT REQUESTING:

() Dam Information () Fish Information

() Power Information () Other: N/A

INFORMATION RECEIVED:

() Dam Information () Fish Information

() Power Information () Other: N/A

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

(Yes) (No)

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

Checked by: _____ Date: ____/____/____

Remarks: _____

***** FINAL REGIONAL PROCESSING/REVIEW *****

(Yes) (No)

- Notice of pending void order issued. Final order response date: ____/____/____
Further information required from applicant
10/13 Affidavit of publication received
10/13 Application published correctly, If not, record action taken: _____

9/27 Publication dates and paper recorded on application | Sr. Agent initial AS

X Protests received. Final protest date: 10/23/95

X Measuring device required

X Measuring port required

X Special conditions: _____

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

RECEIVED

NOV 1 1995

Approval Recommended by: AS

Date: 10/30/95

Department of Water Resources

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Kootenai,

Ken Alexander being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The Legal Notice

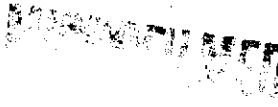
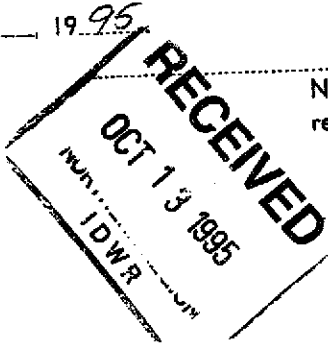
of which the annexed is a printed copy, was published in the regular Thurs issue of said newspaper for 2 consecutive weeks commencing on the 5th day of October, 1995, and ending on the 12th day of October, 1995, and such publication was made as often during said period as said daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Ken Alexander
Subscribed and sworn to before me this 12th day of October, 1995.

Roberta Manley
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

ROBERTA MANLEY
My commission expires 2-5-99



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:

95-08928
COOK, RAYMOND G
100-B EASTMONT AVE
EAST WENATCHEE, WA 98802
Source: UNNAMED STREAM
Tributary: CHILCO LAKE
Diversion Pt: LOT 4 (SWSW) Sec 9 T 52N
R 03W in KOOTENAI County.
Use: WILDLIFE STORAGE (3.50 CFS)
RECREATION STORAGE (3.50 CFS)
FIRE PROTECTION STORAGE (3.50 CFS)
Total Diversion: (3.50 CFS)
Date Filed: 9/14/1995
In: KOOTENAI County
T52N R03W S09 LOT 4 (SWSW)

95-08929
SILVER, JOAN MCCARTY
MCCARTY, LOU
ECHELBERGER, LARRY
ECHELBERGER, LINDA
THORPE, EILEEN
VERMILLION, DENNIS
VERMILLION, BARBARA
MOORE, ERVIN
MOORE, CHARMINE
P O BOX 28
HARRISON, ID 83833
Source: GROUNDWATER
Diversion Pt: LOT 2 (SWSE) Sec 15 T
48N R 04W in KOOTENAI County.
Use: IRRIGATION (0.080 CFS)
DOMESTIC (0.110 CFS)
Total Diversion: (0.190 CFS)
Date Filed: 9/21/1995
In: KOOTENAI County
T48N R04W S15 LOT 2 (SWSE)
2.5 ACRES TOTAL
96-08902

96-08902
HENSLEY, DAN
HENSLEY, SALLY
BOX 492
SPIRIT LAKE, ID 83869
Source: SPIRIT LAKE
Tributary: SPIRIT CREEK
Diversion Pt: LOT 4 (SWNW) Sec 13 T
53N R 05W in KOOTENAI County.
Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)

Date Filed: 9/19/1995
In: KOOTENAI County
T53N R05W S13 Lot 4 (SWNW)
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 OCTOBER 23, 1995.

KARL J. DREHER, Director

Legal 597
Oct. 5, 12, 1995

95-08929

SILVER, JOAN MCCARTY
MCCARTY, LOU
ECHELBERGER, LARRY
ECHELBERGER, LINDA
THORPE, EILEEN
VERMILLION, DENNIS
VERMILLION, BARBARA
MOORE, ERVIN
MOORE, CHARMAINE
P O BOX 26
HARRISON, ID 83833

Source: GROUNDWATER

Diversion Pt: LOT 2 (SWSE) Sec 15 T 48N R 04W in KOOTENAI
County.

Use: IRRIGATION	(	0.080 CFS)
DOMESTIC	(	0.110 CFS)
Total Diversion:	(	0.190 CFS)

Date Filed: 9/21/1995

In: KOOTENAI County
T48N R04W S15 Lot 2 (SWSE)

2.5 ACRES TOTAL

JAN 31 1996

September 27, 1995

Joan Silver
P O Box 26
Harrison, ID 83833

Subject: Water Appropriation Application for Permit Number 95-08929

Dear Ms. Silver:

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. Enclosed is Receipt Number N009524. To assist us in providing you with prompt, accurate service, please refer to the above Application for Permit Number in all future matters concerning this water right application.

Your Application for Permit is currently being prepared for advertising in the local county newspaper. The advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for submittal of protests.

If your application is not protested, it will be forwarded to Boise for processing. Normal processing time is approximately 3 to 4 months, if the application is not protested. If your Application for Permit is protested, 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 your Application for Permit can be approved. If the protest is not resolved, 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 Application for Permit is for a well (groundwater) that was constructed after July 1, 1987, you must apply for a well drilling permit upon approval of your Application for Permit if no permit was obtained by previous owners to construct the well. Well Drilling Permits can only be issued by this office to holders of approved Applications for Permit.

If I can be of further assistance, please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE
Senior Water Resource Agent
Enc. - Receipt

RECEIVED
SEP 28 1995



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

September 26, 1995

MEMO TO: File

FROM: Dianne Ball

RE: 95-08929 - SILVER (McCarty)

Per phone conversation as of this date with Joan Silver McCarty, all names listed on the little green sticky note inside the application are to be placed on the application, including the Moore's. The Moore's have interest in the well, but do not have interest in the property on which the well is located.

Joan was specific about including all of their names on the water right. Her address and phone number should be listed for all of the interested parties because she is the person handling all correspondence.

(Joan Silver McCarty - phone (208) 689-3642.

Dianne