

ange N° 3 West of the Boise Meridia

WOLF L. ODGE BAY

Sec. 4. Sec. 3. Sec. 2.

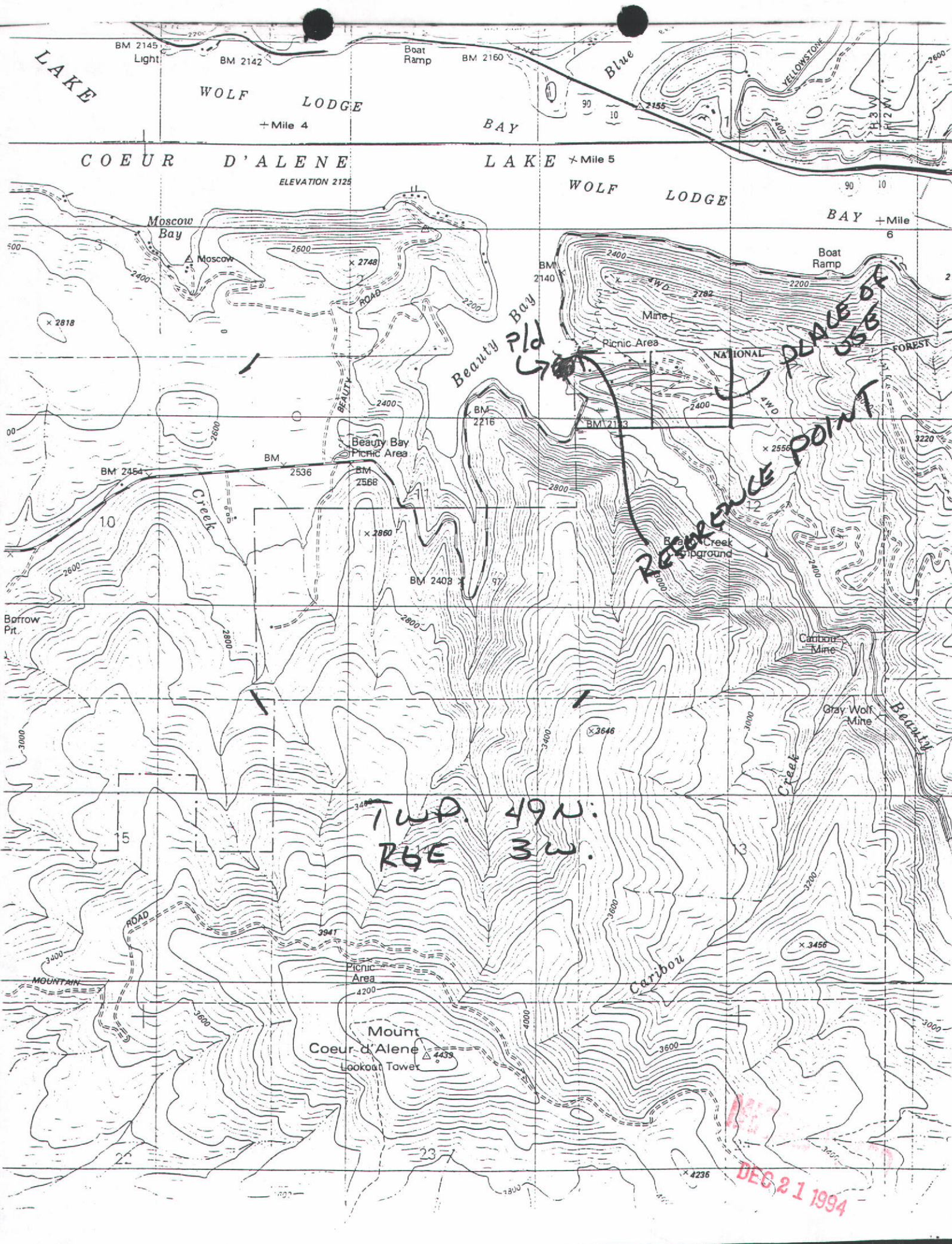
Sec. 9. Sec. 10. Sec. 11. Sec. 12.

Sec. 13. Sec. 14. Sec. 15. Sec. 16.

DEC 21 1994

CEDAR PINE

WOLF L. ODGE BAY



LAKE

WOLF LODGE

BAY

COEUR D'ALENE

LAKE

WOLF LODGE

BAY

Moscow Bay

Moscow

Beauty Bay Picnic Area

Beauty Bay Pld

Picnic Area

Mine

NATIONAL

PLACE OF USE
REFERENCE POINT

Borrow Pit

Caribou Mine

Gray Wolf Mine

Twp. 49N:
R6E 3W.

Mount Coeur d'Alene
Lookout Tower

DEC 21 1994

FOUND BRASS CAP PIPE
SET BY B.L.M. (W.C.M.C.)
NORTH 15.78 FROM SEC COR.
NOT ACCORDED THIS SURVEY

SET IRON PIPE IN CONC. FOR
W.C. COR SEC. 12 AS PER EST.
OBTAINED FROM BEAUTY
BOY PARK PLAT. FROM ABAND.
ONED REFERENCES:
NW 33.90 MAIL IN 30° C.M.
S.E. 39.10 MAIL IN 20° C.M.
E. 42.27 MAIL IN 34° C.M.

UNCLASSIFIED

BEAUTY BA
IN THE NORTH HALF OF
OF GOV'T LOT 1 SECTION

Y ESTATES F

THE NORTHWEST QUARTER SEC 10
T49N. R3W. B.M. KOOTE

TOTAL DISTANCE NOW COR SEC 12
TO N. & COR SEC 12 - MEAS. AT
COR (ORIGINAL) FOR 20'
LONG OF SEC. 12.

FOUND BY HAYES

FIRST ADDITION SECTION 12 AND THE EAST HALF OF SECTION 13, T4N, R10E, IDAHO COUNTY, IDAHO

[illegible]

APPL.
95-8884

DATE 95-8818 (7)

ENGINEER'S CERTIFICATE

OWNER'S CERTIFICATE
BE IT KNOWN THAT BEAU

DEVELOPMENT COMPANY, INC.,

ACCOLLENNI E CONNATI. FARMACIA
I NEREBBY CANTARY TNOT
NING COMMISSION OF ADO

PLAT WAS ACCEPTED BY
1 COUNTY, IDAHO, THIS 2

2000

[illegible][illegible]

OF JUNE - 1970

ADJUTANT COUNTY HEALTH OFFICER'S APPROVAL

THIS WAS DATED JUNE 8, 1970, WITH THE
CONDITION THAT SUBSEQUENT DISINFECTION AND
DISINFESTATION OF THE BUILDING AND THE
EQUIPMENT FOR THE STUDENT SCHOOL DISTRICT SYSTEMS BE
MADE TO COMPLETION:

LOT 1 TO 4 - BUCKEY TRAIL
LOT 5 TO 10 - BUCKEY TRAIL
LOT 11 TO 13, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822

2. Measurements:

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

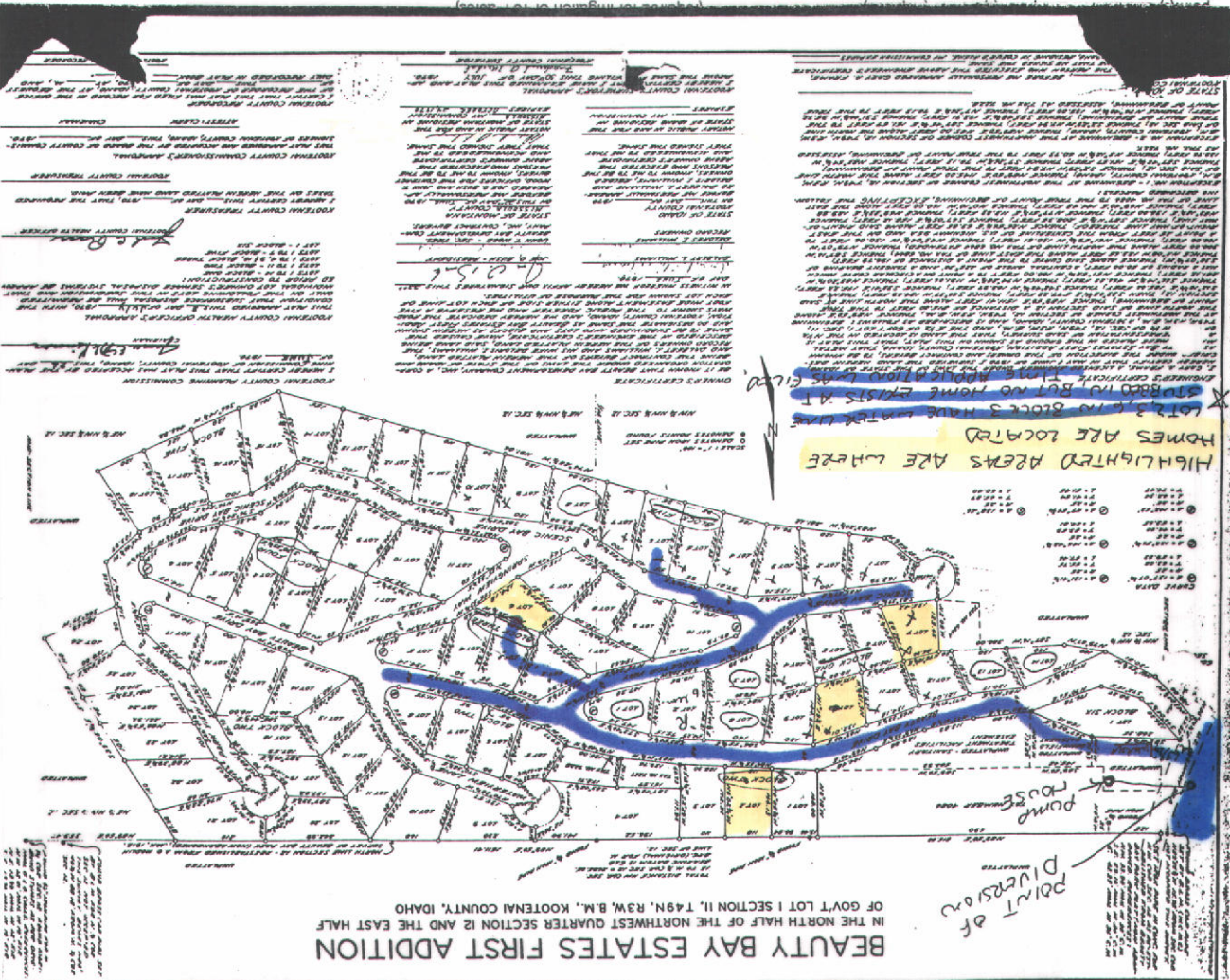
D. FLOW MEASUREMENTS

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

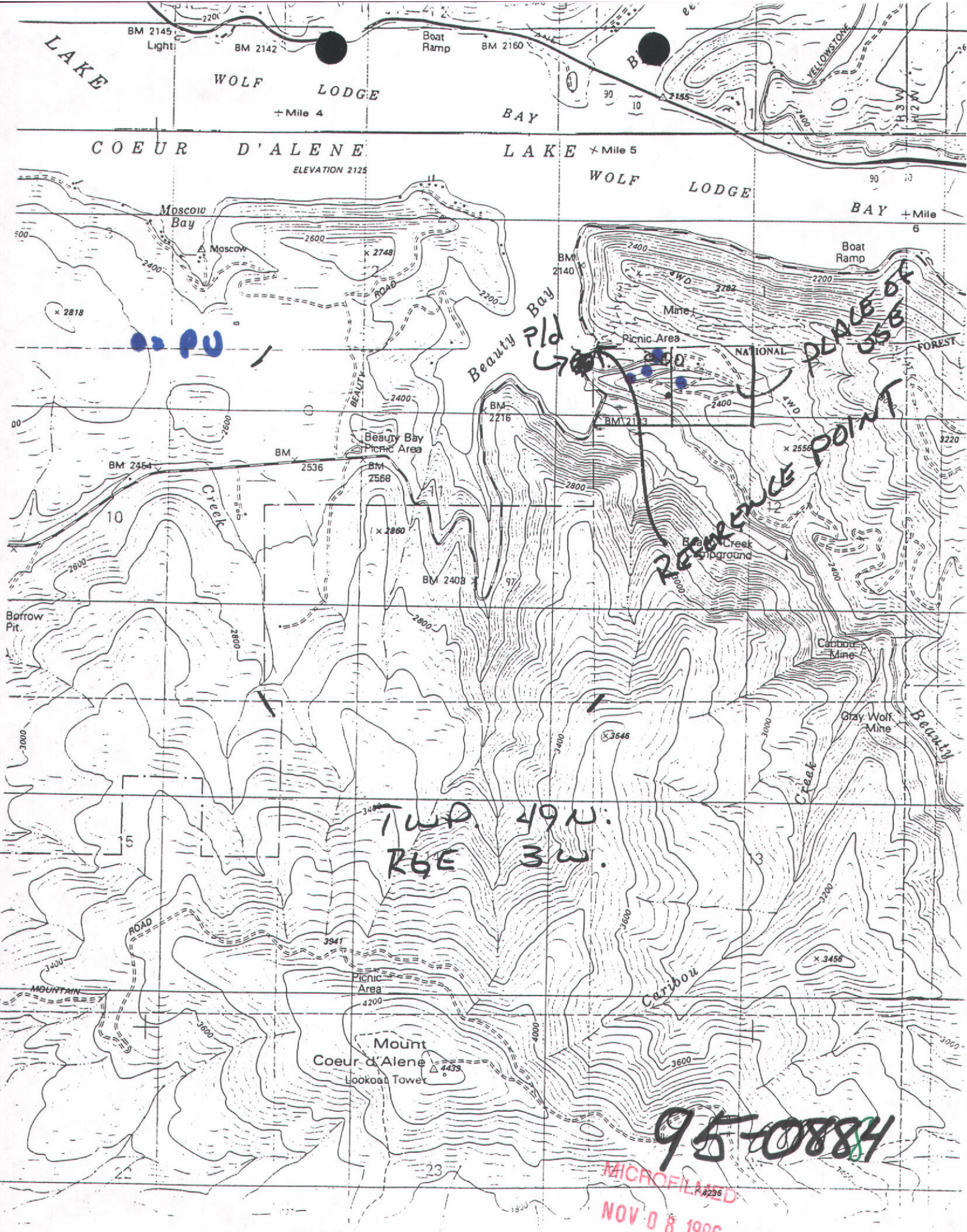
Well or Diversion	Identification No. *	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

4.

Scale:



3. Delivery System Diagram. Indicate all major components and distances between components. Indicate weir size/ditch size/pipe id. as applicable.



BM 2145
Light

BM 2142

Boat Ramp

BM 2160

Bay

YELLOWSTONE

H 3 W
H 2 W

COEUR D'ALENE
ELEVATION 2125

LAKE x Mile 5

WOLF LODGE

BAY + Mile 6

Moscow Bay

Moscow

x 2748

Beauty Bay
Pld

Mine

Picnic Area

NATIONAL

PLACE OF
USE
REFERENCE POINT

Boat Ramp

BM 2454

BM

Beauty Bay
Picnic Area

BM 2568

x 2860

BM 2408

BM 2216

BM 2133

Beauty Creek
Springground

Carbon Mine

Gray Wolf Mine

Twp. 49 N.
R6E 3W.

Mount
Coeur d'Alene
Lookout Tower

95-0884

MICROFILMED
NOV 08 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08884

Priority: August 29, 1994

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

7.2 AF

This is to certify, that BEAUTY BAY HOMEOWNERS WATER USERS ASSN
PO BOX 2047

HAYDEN ID 83835-2047

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 29, 1994; and has submitted Proof of Beneficial Use on November 9, 1995. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from:

COEUR D ALENE LAKE

tributary to SPOKANE RIVER

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	4.8 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	2.4 AF
	Totals	0.04 CFS	7.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 1 (NENE), Sec. 11, Township 49N, Range 03W
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>
49N	03W	12	NENW 0.4	NWNW 1.2		1.6

Total number of acres irrigated: 1.6

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 which 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.
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.

MICROFILMED
NOV 08 1996

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

WATER RIGHT NO. 95-08884

CONDITIONS OF APPROVAL AND REMARKS

5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. Use of this right with Right 95-08818 is limited to a total combined diversion rate of 0.04 cfs.
7. Domestic use is for 4 homes.
8. Domestic use does not include lawn, garden, landscape, or other types of irrigation.
9. Place of use is located within Lots 7 and 10, Blk. 1, Lot 2, Blk. 2, and Lot 6, Blk. 3, Beauty Bay Estates First Addition.

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 22ND day of AUGUST, 1976.

Acting for

KARL J. DREHER, Director



MICROFILMED

NOV 02 1976

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 95-08884	)	ORDER OF REINSTATEMENT
	)	
IN THE NAME OF BEAUTY BAY HOMEOWNERS WATER)		
USERS ASSOCIATION	)	
_____	)	

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before December 1, 1995; and,

WHEREAS, the Department notified the permit holder on September 30, 1995, 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, on November 9, 1995, the permit holder submitted and acceptable proof and field examination to the Northern Regional Office; and,

WHEREAS, on December 8, 1995, the Department lapsed the permit in error; and,

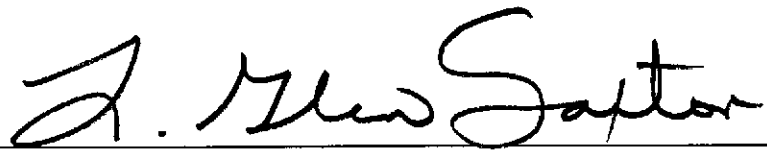
WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause; and,

WHEREAS, the permit holder provided a reasonable showing why the permit should be reinstated by submitting the proof on November 9, 1995; and,

MAR 29 1996

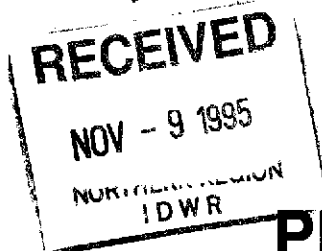
IT IS, THEREFORE, HEREBY ORDERED that Permit No. 95-08884
be REINSTATED with no advance in priority.

Dated this 5th day of March, 1996.



L. GLEN SAXTON, Chief
Water Allocation Bureau

RECEIVED
MARCH 20 1996



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 28 1996

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) ^{Department of Water Resources} 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.

1. Permit No. 95-08884 Telephone No. 666-1524
Lake
2. Name(s) of Permit Holder(s): BEAUTY BAY HOME OWNERS ASSN. Water Users.
3. Mailing Address: PO Box 2047 HAYDEN ID 83835-2047
4. Source of Water: LAKE Cd'A If GROUNDWATER (well), Date Drilled: mo. ____ / yr. ____
 - a. Well Driller: _____ Drilling Permit Number: _____
 - b. **OPTIONAL:**
Pump Horsepower: 2 1/2 Pressure (psi): 85 Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 4 Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.10 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes _____ or No _____
	Has the measuring device been installed?	Yes _____ or No _____
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 ⁰⁰/₁₀₀ (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: JERRY WELCH Telephone Number: 666-1524
Address: PO Box 2047 HAYDEN ID 83835-2047
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.

Signature of permit holder: X Jerry R. Welch Date: 11/8/95
(include your title, if on behalf of company or organization)

FEB 28 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-08884

Proposed Priority: August 29, 1994 **Maximum Diversion Rate:** 0.16 CFS

This is to certify, that **BEAUTY BAY HOMEOWNERS WATER USERS ASSN**
PO BOX 2047
HAYDEN ID 83835-2047
has applied for a permit to appropriate water from:

COEUR D ALENE LAKE tributary of **SPOKANE 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>
IRRIGATION	03/15 to 11/15	0.09 CFS
DOMESTIC	01/01 to 12/31	0.16 CFS
	Totals	0.16 CFS

LOCATION OF POINT(S) OF DIVERSION: NENE , Sec. 11, Township 49N, Range 03W
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>
49N	03W	12	NENW 0.8	NWNW 0.8		1.6

Total number of acres irrigated: 1.6

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **December 1, 1995**.
2. Subject to all prior water rights.
3. The issuance of this right in no way grants any right-of-way or easement across the land of another.
4. 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.
5. Place of use is located within Lots 3, 7, & 10, Blk. 1, and Lots 2, 3, 5, & Tax #7227, Blk. 2, Beauty Bay Estates First Addition.
6. Domestic use is for 7 homes.
7. The domestic use authorized under this permit shall not exceed 13,000 gallons per day per dwelling in accordance with Section 42-111, Idaho Code.

DEC 21 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 95-08884

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

22nd day of November, 1994.

R. Keith Higginson
for R. Keith Higginson, Director

18.0000
1081794

RECEIVED
OCT 19 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 95-8884

Department of Water Resources

To appropriate the public waters of the State of Idaho

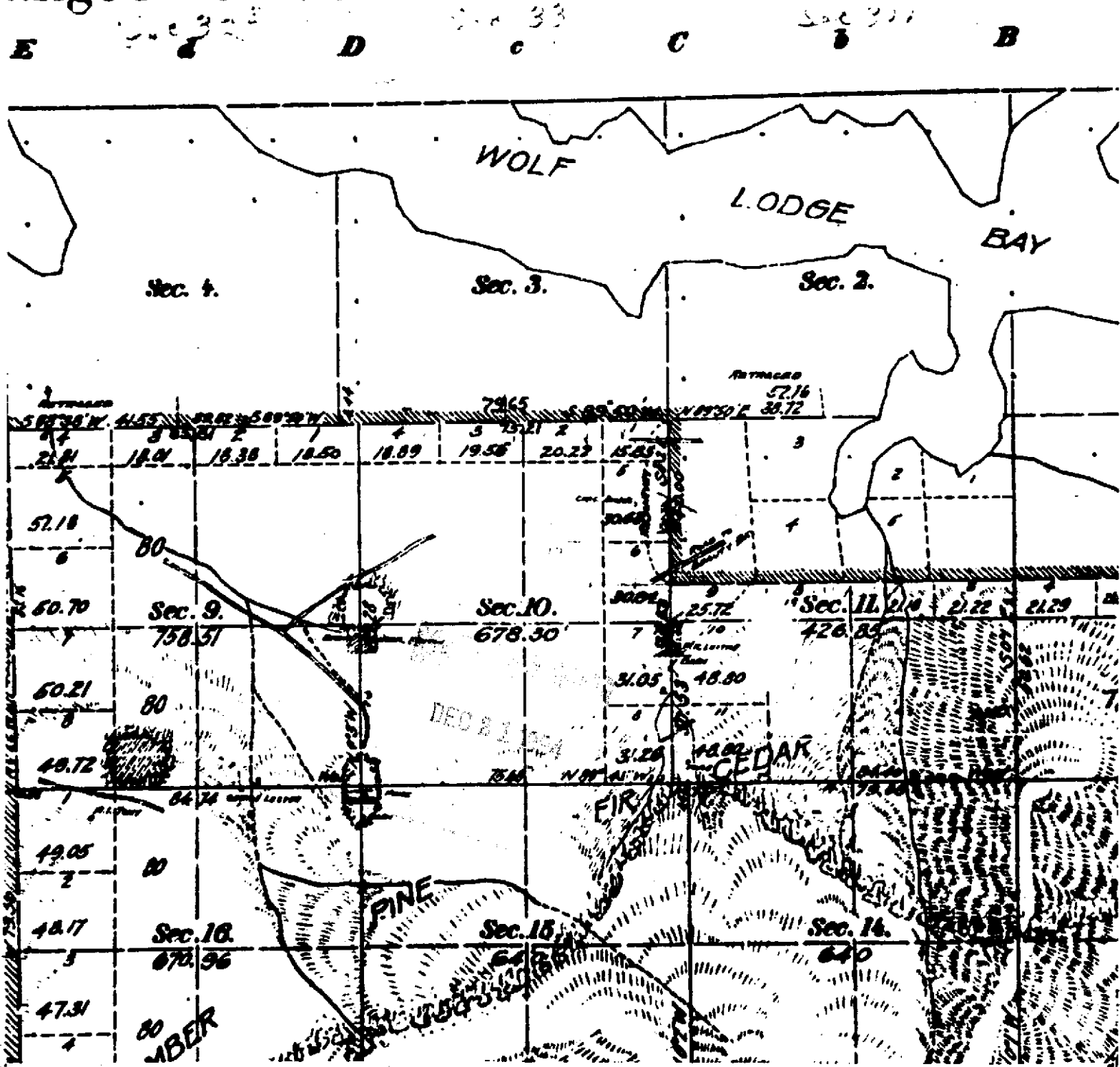
- WATER USERS ASSN
- Name of applicant BEAUTY BAY HOMEOWNERS Phone 772-6201
667-8652
Post office address PO BOX 2047 HAYDEN ID 83835-2047
 - Source of water supply COGUR DALENE LAKE which is a tributary of SPOKANE RIVER
 - Location of point of diversion is _____ $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot 1
Sec. 11 Township 49N Range 03E B.M. 1607EWA1 County; additional
points of diversion if any: _____
 - Water will be used for the following purposes:
Amount 0.16 for DOMESTIC purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.09 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)
 - Total quantity to be appropriated is (a) 0.16 and/or (b) _____
cubic feet per second acre feet per annum
 - Proposed diverting works:
 - Description of ditches, flumes, pumps, headgates, etc. PUMP IN LAKE
 - 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 ground water with a temperature of greater than 85°F being sought? _____
 - If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) _____
 - Time required for the completion of the works and application of the water to be proposed beneficial use is
1 years (minimum 1 year).

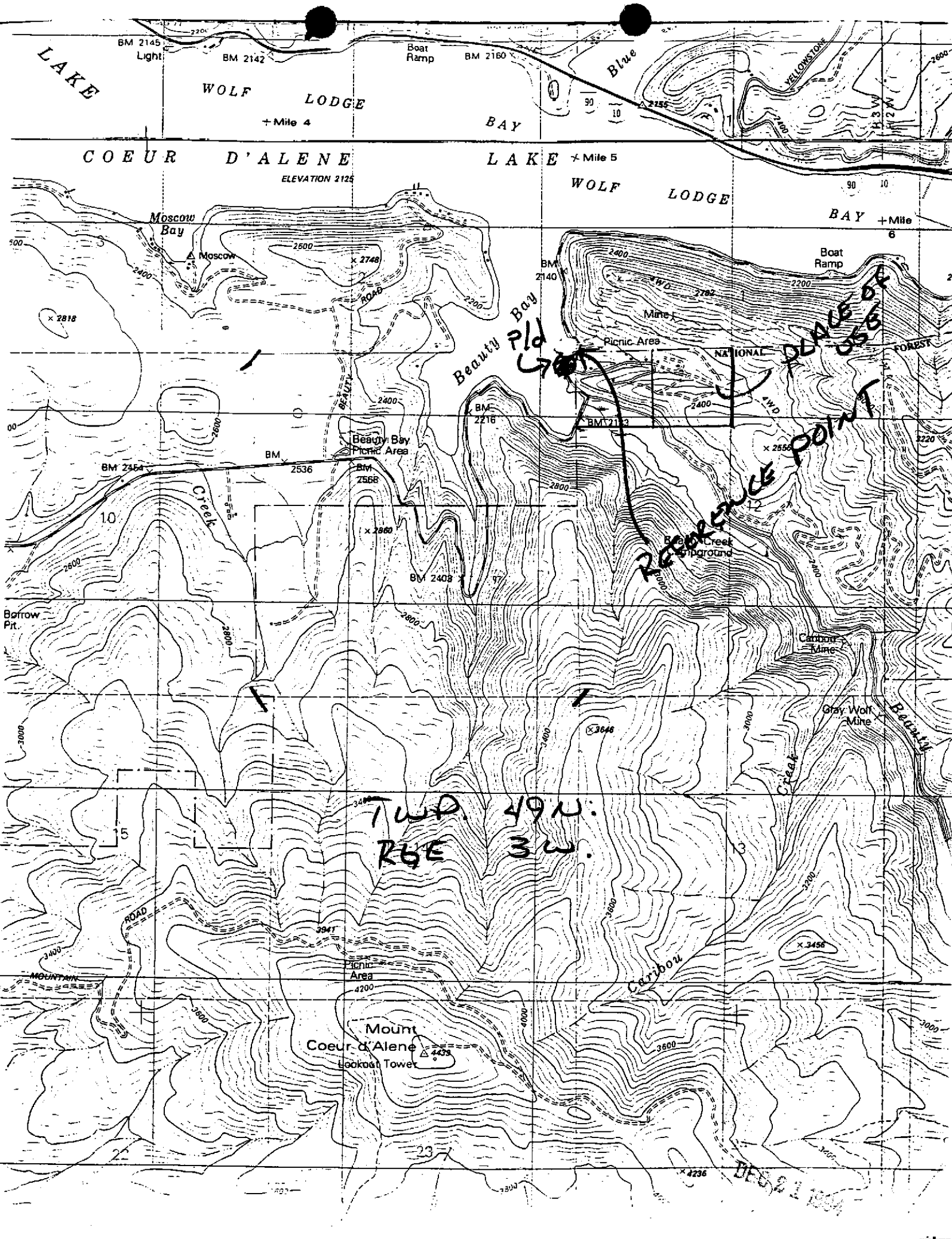
DEC 21 1994

- THE NUMBER OF HOMES TO A TOTAL OF 11 WHEN COMBINED WITH 95-08818. 1/4 ACRE OF ~~ARRI~~ PER HOME, FOR A TOTAL OF 1.5 ACRES.

(4-8759)

ange N° 3 West of the Boise Meridia





LAKE

WOLF LODGE

+ Mile 4

BAY

COEUR D'ALENE

ELEVATION 2125

LAKE

WOLF LODGE

BAY

+ Mile 6

Moscow Bay

Moscow

Beauty Bay Picnic Area

Beauty Bay

Reference Point

Reference Point

Twp. 49N.
R6E 3W.

Mount Coeur d'Alene

Lookout Tower

Caribou

DEC 21 1964

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

A full-page sheet of white graph paper featuring a uniform grid of thin black lines. The grid consists of 20 columns and 20 rows, creating a total of 400 small squares. The lines are evenly spaced and extend across the entire page, leaving a small margin at the bottom right corner where some faint, illegible markings are visible.

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 Jerome R. Welch
(Applicant)

DEC 23 1994
Bureau of Reclamation

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by	<i>JS</i>	Date	8/29/94	Time	8:45
Fee \$	50.00	Received by	<i>JS</i>	#	N-8136
		Date	8/29/94		
Publication prepared by	<i>RLC</i>	Published in	<i>AA News</i>	Date	9/15/94
Publication approved	<i>RLC</i>	Date	9/27/94		

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:



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 23, 1996

BEAUTY BAY HOMEOWNERS WATER USERS ASSN
PO BOX 2047
HAYDEN ID 838352047

RE: WATER RIGHT NO. 95-08884

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 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MICROFILMED

NOV 08 1996

MEMORANDUM

TO: File 95-08884

FROM: Sharla

DATE: August 8, 1996

RE: Recommendation Adjustment(s)

The final license recommendations for Right 95-08884 are based on information gathered in a phone conversation with Jerry Welch of the Beauty Bay Homeowners Assn. This information was obtained while reviewing Right 95-08818 for licensing. In that conversation, Mr. Welch confirmed that the pump (1½ hp, not 2½) was rated at 0.04 cfs and this rate is an accurate description of the capacity of the system. That permit was licensed for 0.04 cfs; Permit 95-08884 will contain a condition to limit the rate of diversion under both rights to 0.04 cfs.

C. DIVERSION AND DELIVERY SYSTEM

2. Place of Use:

NENW, S12, T49N, R3W (0.4 acres)
NWNW, S12, T49N, R3W (1.2 acres)

Each lot is approximately .4 acres and based upon their locations, three of the lots are in the NWNW, the remaining lot is in the NENW.

A condition was placed on the permit limiting the domestic use to 13,000 gpd/dwelling and authorizing irrigation of ½ acre within each lot with a domestic dwelling. The irrigation use component is for the lots. Licensing conditions will be appropriately modified to separate the irrigation of any lawn, garden, etc. from the domestic component.

Examiner: Wayne Baldwin
Exam date: August 30, 1995

MICROFILMED
NOV 08 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 95-08884

DATE 8/8/96

REVIEWER: S H A R L A

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u> If not, prepare Notice of Intent to Void <u>—</u>
POINT OF DIV	<u>—</u>	<u>✓</u>	Amendment required <u>NO</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>NO</u>

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>.16</u>	cfs
Fee limit	<u>.20</u>	cfs \$50 ⁰⁰
Measured	<u>—</u>	cfs
Theoretical	<u>—</u>	cfs

SEE FILE 95-08818

Recommended Total Div Rate .04 cfs

ANNUAL VOLUME/ NATURE OF USES	<u>—</u>	<u>✓</u>	Use <u>Dom.</u>	Volume Calculation <u>1.6 x 3.0 = 4.8</u> af
	<u>—</u>	<u>—</u>	<u>Dom</u>	<u>4 x .6 = 2.4</u> af
	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u> af
	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u> af
	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u> af

SUBTOTAL 7.2 af

Flow rate .04 cfs X 245 days X 1.98^{af} = 19.4 af

Total volume recommended 7.2 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS Limited to .04 comb w/ 8818.
4 home - inv. not incl.

CONDITIONS — Watermaster Control WD# —

R49 GW Measurement/Measuring Device

Overlap

— Use-specific conditions

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed <u>N/A</u>	1st Amend Letter <u>N/A</u>
Adjustment Memo <u>95-08818</u>	2nd Amend Letter <u>—</u>

comb.

Plu

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUL 22 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 95-0884

1. Owner: BEAUTY BAY HOMEOWNER ASSN (Lake water users) Phone No. (208) 666-1524

Current Address: P.O. Box 2047 Hayden ID. 83835-2047

2. Accompanied by: Jerry Welch EXAM DATE: 8-30-95

Address: SAME AS ABOVE Phone No. _____

Relationship to Permit Holder: _____

3. Source: LAKE COEUR D'ALENE tributary to SPOKANE RIVER

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 95-0818

2. Other water rights with the same point of diversion: 95-0818

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>1</u>		<u>NE</u>	<u>NE</u>	<u>11</u>	<u>49N</u>	<u>03W</u>	<u>Kootenai</u>	<u>U.S.G.S. 7.5 min Quad</u>

2. Place(s) of Use:

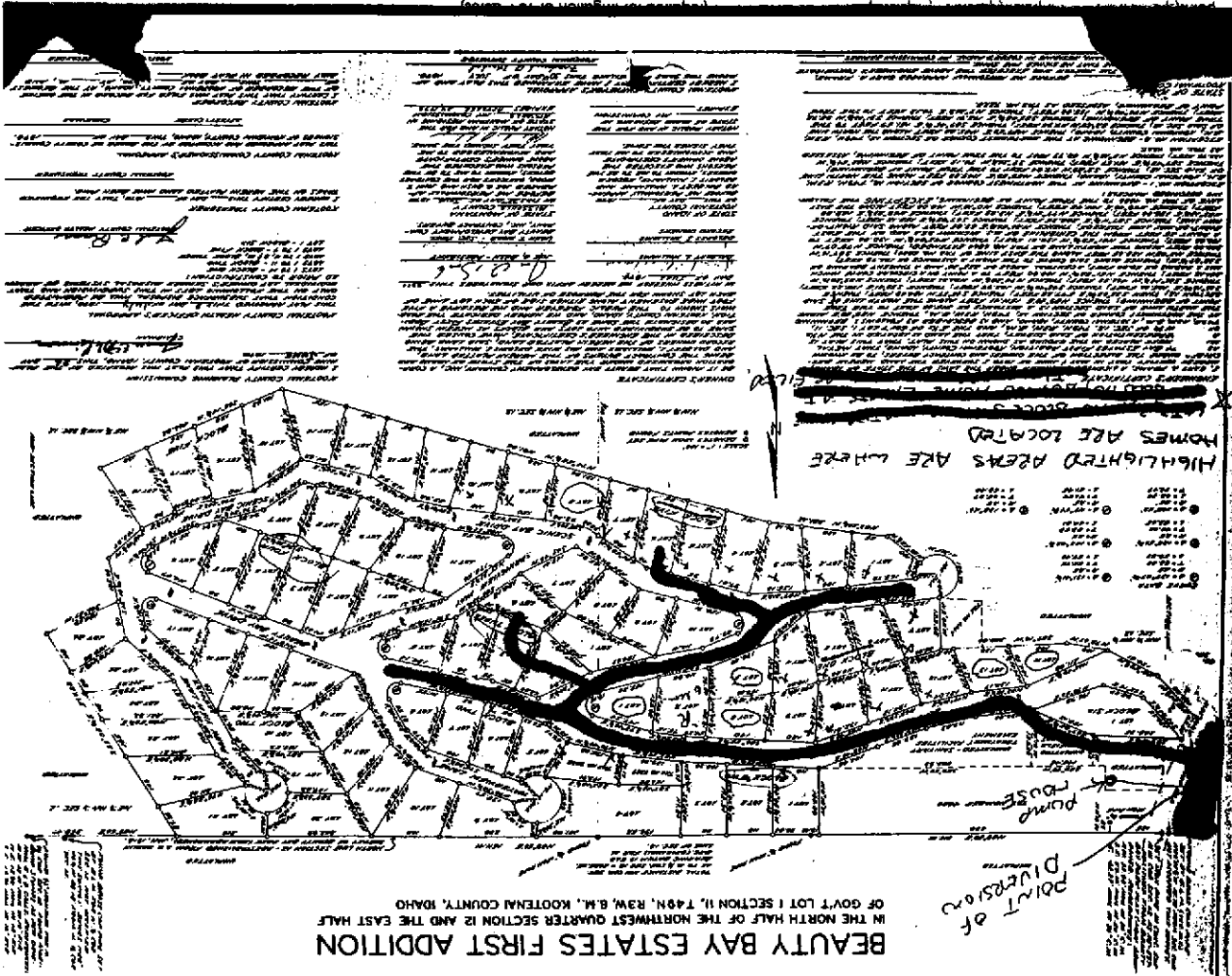
Indicate Method of Determination

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>49N</u>	<u>03W</u>	<u>12</u>					<u>D</u>	<u>D</u>											
							<u>.8</u>	<u>.8</u>					<u>.</u>						<u>1.6</u>

MICROFILMED

NOV 8 1996

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



D. FLOW MEASUREMENTS

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

Well or Diversion Identification No. *	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

E. NARRATIVE/REMARKS/COMMENTS

Block 1, Lot 10

Block 1, Lot 7

Block 2, Lot 2

Block 3, Lot 6

No picture with this exam. This exam filed due to under filing of 95-08818

Water is pumped from Lake Coeur d'Alene to a 1500 gal storage 280 ft above lake then gravity to houses

THE PUMP IS A 2.5 H.P. SUBMERSIBLE PUMP.

DOMESTIC USE FOR 4 HOMES.

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

MICROFILMED
NOV 08 1996

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 106 \times 3 = 4.8$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .04 \times 245 \times 1.9835 = 19$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 4.8$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Domestic
Domestic

From

05-01
03-15

To
Period of Use

12-31
11-15

Rate of Diversion

Q (cfs)
.04

Annual Volume

V (afa)
4.8

2. Recommended Amendments

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

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

I. AUTHENTICATION

Field Examiner's Name

Wayne J. Sisk
Date 11-7-95

Reviewer

Date

SEAL

RECEIVED

NOV 10 1995

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 95-08884

DATE: 7-MAY-96

COMPLETE BY: WAYNE BALDWIN

HORSEPOWER = 2.5

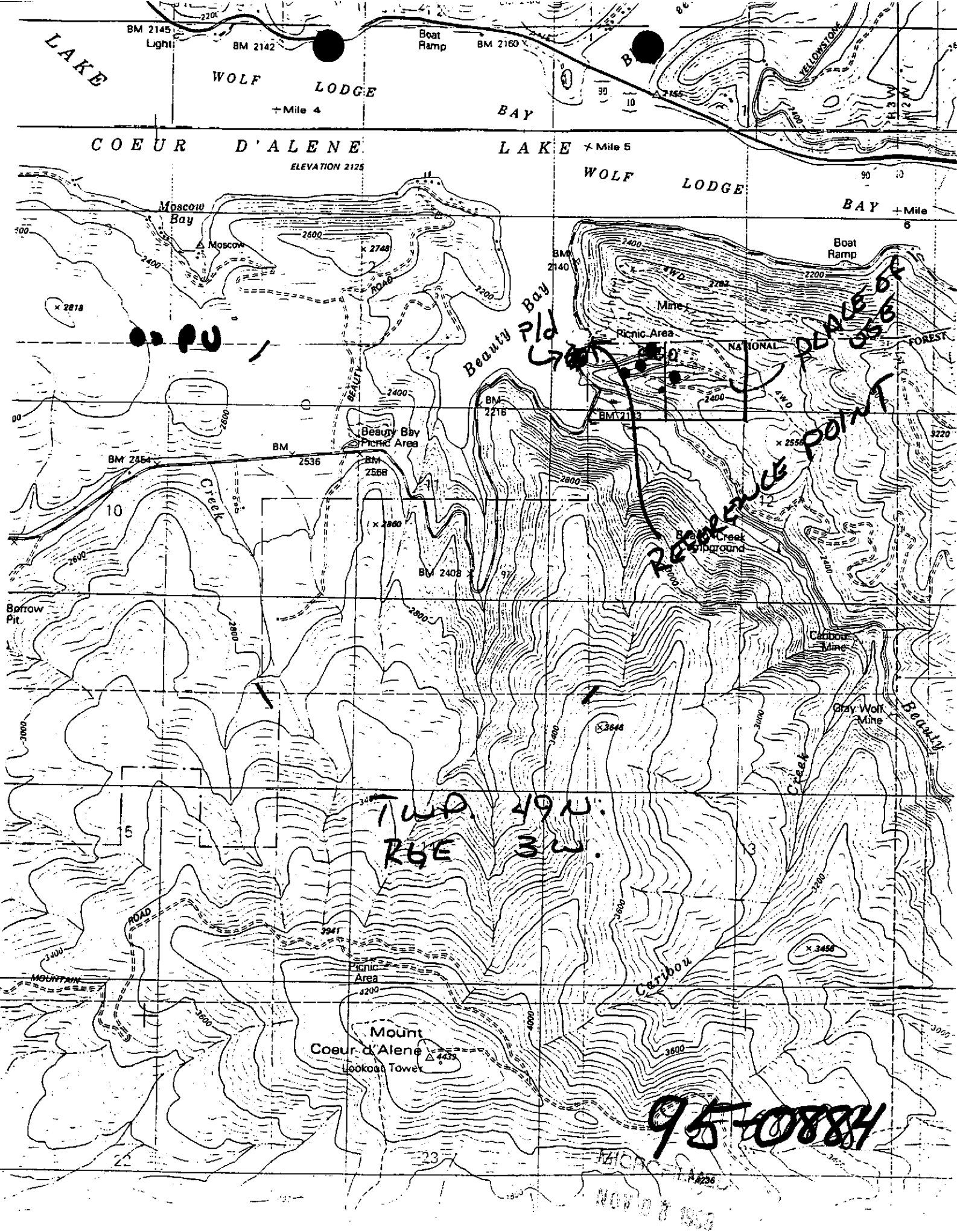
PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 280 FEET

SYSTEM PRESSURE = 60 PSI

QUANTITY = 0.04 CFS

MICROFILMED
NOV 18 1996



**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 95-08884 Reviewed by [Signature] Date 3-4-96

GENERAL CONSIDERATIONS

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

TYPES OF USE

Dom.

Correct Uses? Yes

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

Yes Required?

50- Amount Submitted

Yes Correct?

MEASURING DEVICE

no Required?

 Installed?

 Waiver requested?

PRIORITY CALCULATION

Date proof received

Date proof due

No. of days late

Priority Date

New Priority Date

DEFICIENCIES OR ACTION ITEMS

Reinstate w/ no advance in priority per memo.
Proof acceptable.

DATA ENTRY

New Address Proof Made 11-9-95



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 5, 1996

BEAUTY BAY HOMEOWNERS WATER
USERS ASSOCIATION
PO BOX 2047
HAYDEN ID 83835-2047

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 95-08884

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 the department lapsed the permit in error. Please note that the priority date has not been advanced.

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, please feel free to contact the NORTHERN Regional Office in Coeur d'Alene at 208)769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

c: IDWR - Region

MAR 29 1996

MEMORANDUM

DATE: February 23, 1996

FROM: Allen Beardslee

TO: Julie Yarbrough

RE: 95-08884

new box
RECEIVED
FEB 28 1996
Department of Water Resources

~~~~~  
This Proof of Beneficial Use form was found in a field examination file for another Permit of Beauty Bay Home Owners Association, which had been put there inadvertently. It has been here at Northern Region since November 9, 1995.

Since this file has lapsed, we request that it be reinstated without advancement of the priority date.

Sorry for the mix-up and thank you for the assistance with this matter.

FEB 29 1996

December 8, 1995

BEAUTY BAY HOMEOWNERS WATER USERS ASSN  
PO BOX 2047  
HAYDEN ID 838352047

LAPSE NOTICE

RE: PERMIT NO. 95-08884

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 September 30, 1995. 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.

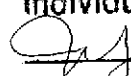
L. GLEN SAXTON  
Chief, Water Allocation Bureau

Enclosures

MAR 29 1996

CERTIFICATION OF MAILING

I hereby certify that on 12-8-95  
~~a copy~~/an original of this document was  
deposited in the United States mail,  
postage prepaid addressed to the  
individual(s) named above.



September 30, 1995

BEAUTY BAY HOMEOWNERS WATER USERS ASSN  
PO BOX 2047  
HAYDEN ID 838352047

PROOF DUE NOTICE

RE: PERMIT NO. 95-08884

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 December 1, 1995.

(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.

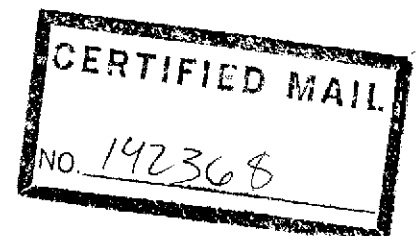
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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





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

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

November 22, 1994

BEAUTY BAY HOMEOWNERS WATER USERS ASSN  
PO BOX 2047  
HAYDEN ID 83835-2047

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-08884

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,

A handwritten signature in dark ink, appearing to be 'Jim Johnson', written over a horizontal line.

JIM JOHNSON, Manager  
Water Right Permits Section

JJ:dc

Enclosures

DEC 21 1994

APPLICATION FOR PERMIT  
STATE OFFICE REVIEW  
by Cindy Zimmerman

No.: 95-8884 Name: Beauty Bay HOA Date: 11/15/95 Correct Fee? ☒

AREA OF CONCERN? - No/Yes \_\_\_\_\_ Mor \_\_\_\_\_ GWMA Trust/Non-trust

SYSTEM COMPLETED:

No - 26A-P17  
Complete in 1 year - P16

Yes

Proof not submitted - P16  
Proof submitted - NA

GROUNDWATER:

+ 0.2 cfs <FLO-CH> - T17 (new), 01K (existing), No MD  
- 0.2 cfs - No MD <FLOW CHART>

Drilling Permit:

Included w/permit - Permit No. \_\_\_\_\_, P99  
Existing well - NA (pre 7/1/87)  
No WD permit? - 046-46A(Irr)-46B-P23 (post 7/1/87)

SURFACE WATER: not in WD - T17 (+.2 w/pump), No MD <FLOW CHART>

LOCATION:

Water District(~~dem~~) - WD No. \_\_\_\_\_  
\*Surface water - 005 (req) 01J-P08 <FLOW CHART>  
(doesn't sink) or 01H-P01 <FLOW CHART>; No MD  
Groundwater - P05 (new irrigation well)  
In stream channel - 030 (stream channel alteration)  
Irr Dist/Canal Co. - 023 (Twin Falls area)  
Drainage Districts - 024  
Flood Control Dist. - 063  
Boise Front (63) - 058 (-85° GW temp only)  
Swan Falls Flag - B <SEE CONDITION CODE CHART>  
Trust - 051-052-053-P74 (Consumptive Uses), NA  
Non Trust <1> - 048-049 (Consumptive Uses), NA

RIVER BASINS (\*Surface water):

Boise R(63) - 05A (if WD), 11E (non-domestic use), NA  
Payette R(65) - 064(consump. use), 047-P04(Payette Lake), NA  
Snake R(01/02/03) - 11A-P04 (01), 061-P07 (02/03 No WD Cond.), NA

USE:

Fish Propagation - 07A-042 (req) & 010/06A/09E(WQ)-P10  
044 (N 1000 Spr)  
Irrigation - 03A/057, 803(if GW use SW 1st)(+5A PU comp), NA  
Power - 08A-17K-025-027(req); 01F(MD)-P19; 09E(WQ)-P10;  
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09  
Mining - 054 (req) & 06A/010/09E-P10  
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA  
Domestic (surface) - 021(Boise R ↑ L Peak), 064(Payette R), NA

OWNERSHIP:

Non land owner

PROTESTED:

OTHER CONDITIONS:

REMARKS:

- ① WO 1/6 ② WO4 ③ PU/Ls 2,3,5, & Tax # 7227, BK 2; &  
13, 7, 10, BK 1;

BENEFICIAL USE DUE:

COMMENTS:

- 12-1-1995

- Corp off.

WR0749NP  
No. P95-08884

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 11/16/94  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                                                  | PRIORITY<br>DATE | WATER USE              | USE PERIOD<br>FROM TO      | DIVERSION<br>RATE    | DIVERSION<br>VOLUME |
|------------------|-------------------------------------------------------------------------------------------------|------------------|------------------------|----------------------------|----------------------|---------------------|
| C                | BEAUTY BAY HOMEOWNERS WATER USERS ASSN<br>PO BOX 2047<br>HAYDEN ID 83835-2047<br>(208) 772-6201 | 08/29/1994       | IRRIGATION<br>DOMESTIC | 03-15 11-15<br>01-01 12-31 | 0.09 CFS<br>0.16 CFS |                     |
| TOTAL DIVERSION: |                                                                                                 |                  |                        |                            | 0.16 CFS             |                     |

Water Source: COEUR D ALENE LAKE

Tributary to: SPOKANE RIVER

Stage: PERMIT

Point(s) of Diversion:

T49N R03W S11

NENE

KOOTENAI County

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |   |             |     |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|---|-------------|-----|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : | SUM         |     |
| 49N | 03W | 12 | : |    |    |    |    |    | .8 | .8 |    |    |    |    |    |    |    | : | 1.6         |     |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |   | TOTAL ACRES | 1.6 |

Place of use Location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: KOOTENAI

Other Water Rights with Same Point(s) of Diversion and Source:

95-08818 95-08884

Other Water Rights Listing Overlapping Place(s) of use:

95-08818 95-08884

Conditions of Approval:

- 004 - The issuance of this right in no way grants any right-of-way or easement across the land of another.
- 057 - 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.

Remarks: Place of use is located within Lots 3, 7, & 10, Blk. 1, and Lots 2, 3, 5, & Tax #7227, Blk. 2, Beauty Bay Estates First Addition.  
Domestic use is for 7 homes.  
The domestic use authorized under this permit shall not exceed 13,000 gallons per day per dwelling in accordance with Section 42-111, Idaho Code.

Dates: App. Received: 08/29/1994 Priority Date: 08/29/1994  
Proof Due Date: 12/01/1995 Proof Made Date:  
Exam Made Date: Exam Sent to S.O.:  
Licensed Date:

Misc: Water District Number: Field Exam Fee:

WR0749NP  
No. P95-08884

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 11/16/94  
PAGE: 2

Comments: Date: 09/02/1994 User-ID: RCHILDER Subject: DIVERSION DESCRIPTION  
Pump in lake.  
Additional water right 95-08818 for 5 homes.

Date: 11/16/1994 User-ID: CZIMMERM Subject: OFFICERS & DIRECTORS  
The officers of Beauty Bay Homeowners Water Users Assn are:  
Wayne Christopherson, President, and  
Christine Welch, Secretary/Treasurer.  
The directors of Beauty Bay Homeowners Water Users Assn are:  
Wayne Christopherson, Jerry Welch, Darlene Marr, and  
Ruth Knoblock.

Audit: 11/16/94 CZIMMERM

## MEMORANDUM

DATE: November 16, 1994  
TO: File No. 95-08884  
FROM: Cindy Zimmerman  
SUBJECT: Corporate Officers

=====

Per telecon with Jerry Welch today, the corporate officers of Beauty Bay Homeowners Water Users Association are:

President:  
Wayne Christopherson

Secretary/Treasurer:  
Christine Welch

Directors:  
Wayne Christopherson, Jerry Welch, Darlene Marr, and Ruth Knoblock.

DEC 21 1994

No. a  
4/87-06/92n

IDA DEPARTMENT OF WATER RESOURCES  
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # 95-8884

\*\*\*\*\* INITIAL REVIEW \*\*\*\*\*

APPLICANT: BEAUTY BAY BY: B DATE: 8/29/94

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, acknowlegment)

\*\*\* 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: 8/29/94

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)

Checked by: \_\_\_\_\_ Date:   /  /  

Remarks: \_\_\_\_\_

- X Groundwater management area  
X Critical ground water area  
X Well Drilling Permit required  
X Well Drilling Application and Fees received  
X Well Drilling Application approved?  
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  
X Affidavit of publication received  
X Application published correctly, If not, record action taken: \_\_\_\_\_  
X Publication dates and paper recorded on application | Sr. Agent initial B  
X Protests received. Final protest date: 10/31/94  
X Measuring device required  
X Measuring port required  
   Special conditions: \_\_\_\_\_  
X Special conditions of approved supplement and/or other letter attached: \_\_\_\_\_

Approval Recommended by: B RGA

OCT 19 1994

Date: 10/14/94

Department of Water Resources

# AFFIDAVIT OF PUBLICATION

RECEIVED

SEP 26 1994

STATE OF IDAHO,  
County of Kootenai,

ss.

*Melanie Driesch*

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 *15th* day of *Sept*, 19*94* and ending on the *22nd* day of *Sept*, 19*94*, 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.

Subscribed and sworn to before me this *22nd* day of *Sept*, 19*94*.

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

*2-5-99*

## NOTICE OF APPLICATION FOR WATER RIGHT

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

95-08880  
IDAHO VENEER CO  
PO BOX 339  
POST FALLS, ID 83854  
Source: GROUNDWATER  
Diversion Pt: SENW Sec 2 T 50N R 05W  
in KOOTENAI County.  
Use: IRRIGATION (.673 CFS)  
COMMERCIAL (6.700 CFS)  
Total Diversion: (7.370 CFS)  
Date Filed: 8/26/1994  
In: KOOTENAI County  
T50N R05W S02 SWNW SENW  
43.0 ACRES TOTAL  
95-08881  
US DEPT OF INTERIOR  
BUREAU OF RECLAMATION

1150 N CURTIS RD  
BOISE, ID 837061234  
Source: GROUNDWATER  
Diversion Pt: NWNW Sec 22 T 51N R 05W  
in KOOTENAI County.  
NESW SEC 28 T 51N R 05W  
in KOOTENAI County.  
SWSW Sec 28 T51N R 05W  
in KOOTENAI County.  
Use: INDUSTRIAL (4.900 CFS)  
COMMERCIAL (4.900 CFS)  
DOMESTIC (4.900 CFS)  
Total Diversion: (4.900 CFS)

Date Filed: 8/30/1994  
In: KOOTENAI County  
T50N R05W S04 W1/2  
S05 ALL OF  
S06 N1/2 & SE1/4  
T51N R05W S09 E1/2 & NESW SWSW  
SESW  
S10 SE1/4 & NENE  
SWNE SENE SWNW SENW NWSW  
SWSW SESW  
S11 W 1/2  
S14 W1/2  
S15 ALL OF  
S16 ALL OF  
S17 SE1/4  
S20 NENE SENE SESE  
S21 ALL OF  
S22 ALL OF  
S23 W 1/2  
S27 W1/2 & SWNE NWSE  
S28 ALL OF  
S29 E1/2 & NESW NWSW  
S32 E1/2; SW1/4 &  
NENW SENW  
S33 ALL OF  
S34 NWNW SWNW  
95-08882

IRVINE, MIKE  
WEST 7950 COUGAR GULCH  
COEUR D ALENE, ID 83814  
Source: SPRING  
Tributary: COUGAR CREEK  
Diversion Pt: SWSWSW Sec 30 T 50N R 04W in KOOTENAI County.  
Use: IRRIGATION (.030 CFS)  
DOMESTIC (.040 CFS)  
Total Diversion: (.070 CFS)  
Date Filed: 8/31/1994  
In: KOOTENAI County  
T50N R04W S30 SWSW  
10.0 ACRES TOTAL  
95-08883

PRENTISS, GEORGE K  
18150 SOUTH WOODLAND SHORES DR  
COEUR D ALENE, ID 83814  
Source: COEUR D ALENE LAKE  
Tributary: SPOKANE RIVER  
Diversion Pt: SWNE Sec 18 T 48N R 04W  
in KOOTENAI County.  
Use: IRRIGATION (.020 CFS)  
Total Diversion: (.020 CFS)  
Date Filed: 8/30/1994  
In: KOOTENAI County  
T48N R04W S18 SWNE  
0.1 ACRES TOTAL  
95-08884

BEAUTY BAY HOMEOWNERS WATER  
SUERS ASSN  
P O BOX 2047  
HAYDEN, ID 838352047  
Source: COEUR D ALENE LAKE  
Tributary: SPOKANE RIVER  
Diversion Pt: NENE Sec 11 T 49N R 03W  
in KOOTENAI County.  
Use: IRRIGATION (.090 CFS)  
DOMESTIC (.160 CFS)  
Total Diversion: (.160 CFS)  
Date Filed: 8/29/1994  
In: KOOTENAI County  
T49N R03W S12 NENW NWNW  
1.6 ACRES TOTAL

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.  
The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before OCTOBER 3, 1994.  
R. KEITH HIGGINSON, Director  
Legal 723  
Sept. 15, 22, 1994



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

CECIL D. ANDRUS

Governor

September 8, 1994

R. KEITH HIGGINSON

Director

Beauty Bay Homeowner's\Water User's Assoc.  
P.O. Box 2047  
Hayden, ID 83835-2047

Re: Water Appropriation Application No. 95-08884.

Dear Association:

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. 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. However 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 application is for groundwater and unless you are using a well that was constructed prior to July 1, 1987, it will be necessary for you to apply for a well drilling permit upon approval of the appropriation application. Well drilling permits can be issued by this office only to holders of approved appropriation permits.

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/rjc

SEP 14 1994

95-08884

BEAUTY BAY HOMEOWNERS WATER USERS ASSN  
P O BOX 2047  
HAYDEN, ID 838352047

Source: COEUR D ALENE LAKE

Tributary: SPOKANE RIVER

Diversion Pt: NENE Sec 11 T 49N R 03W in KOOTENAI County.

Use: IRRIGATION ( .090 CFS)  
DOMESTIC ( .160 CFS)  
Total Diversion: ( .160 CFS)

Date Filed: 8/29/1994

In: KOOTENAI County  
T49N R03W S12

NENW

NWNW

1.6 ACRES TOTAL

DEC 20 1994