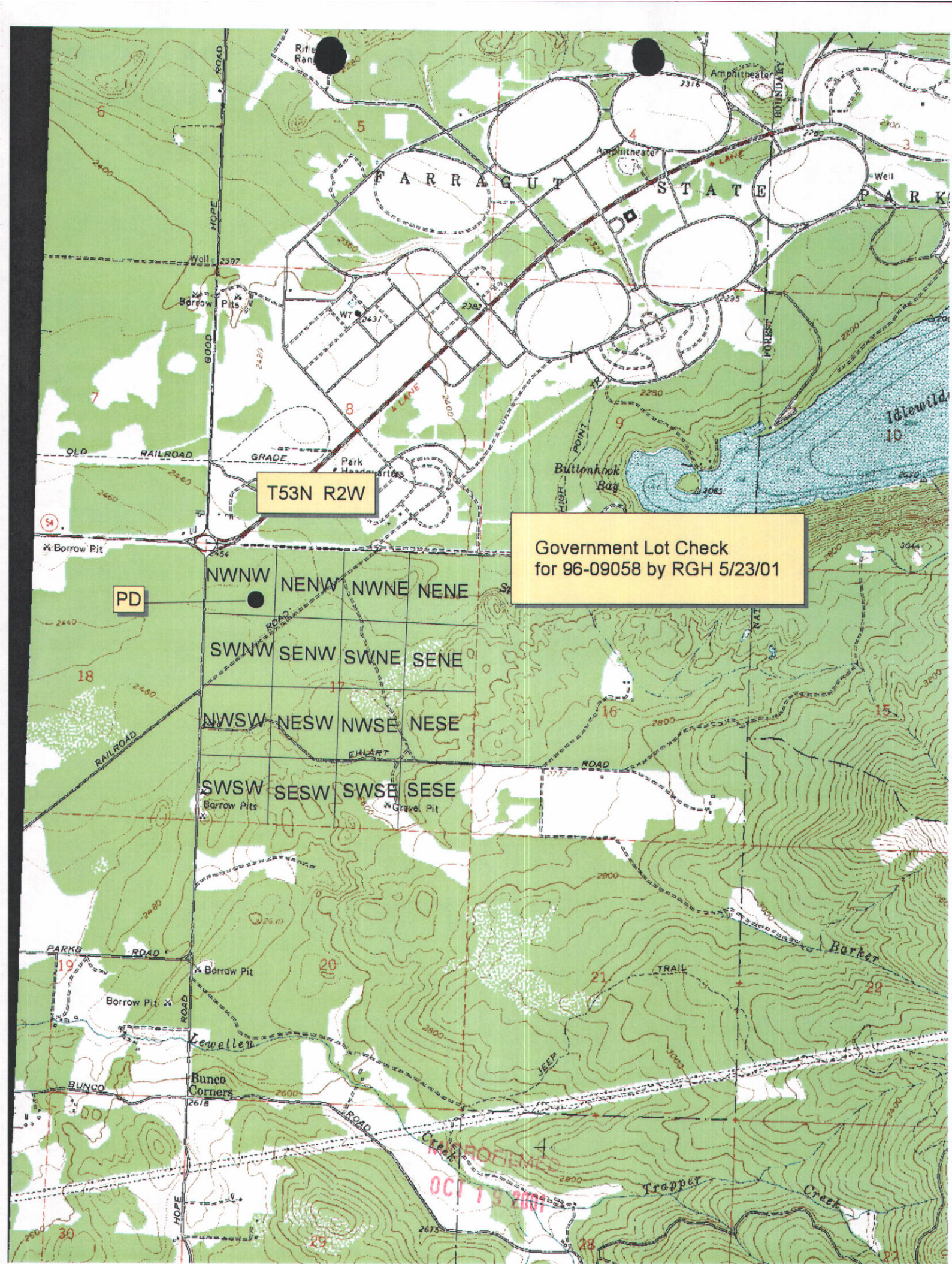


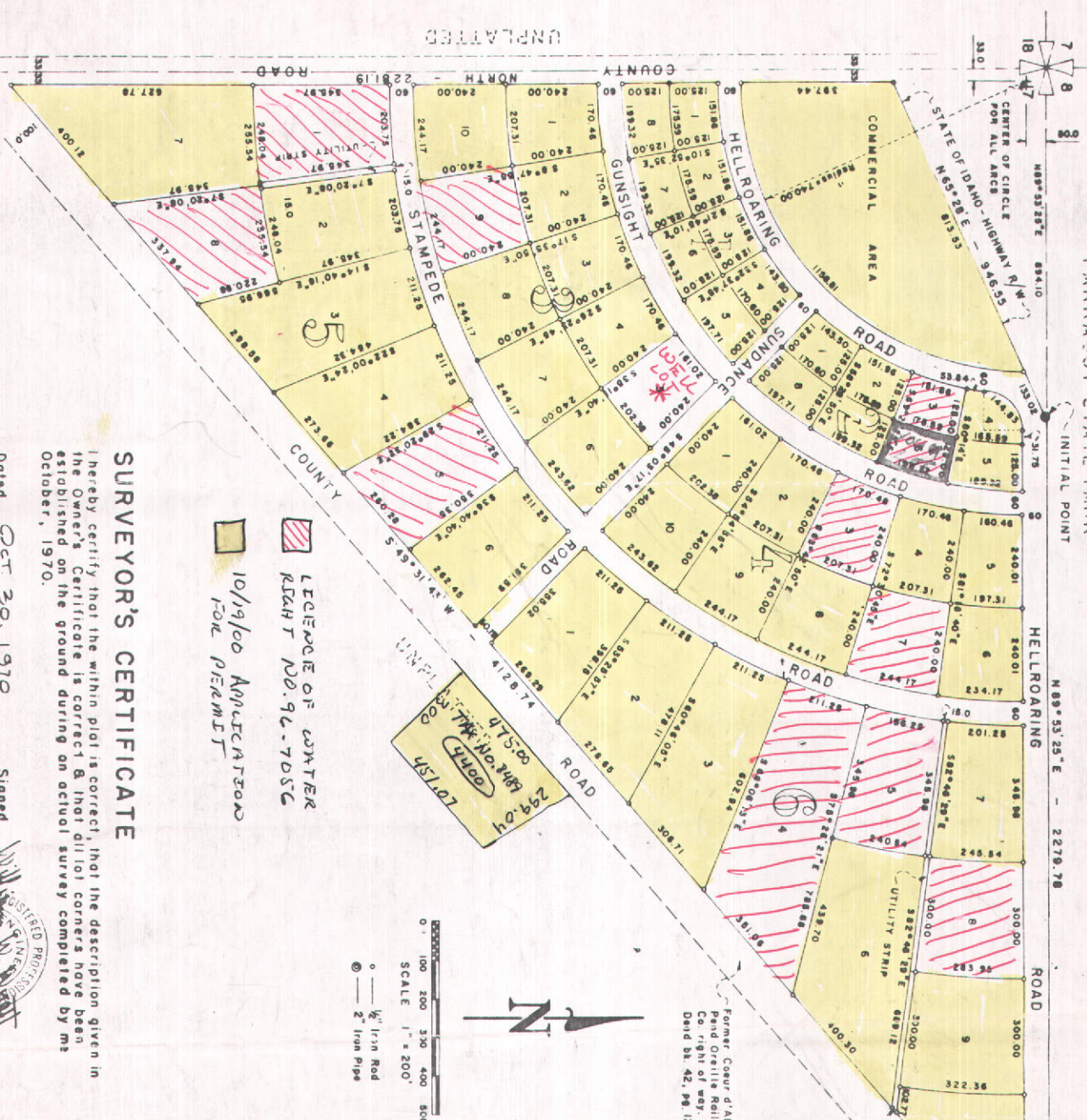




PLAT OF

FARRAGUT VILLAGE

IN SEC. 17, T.53N., R.2W., B.M., KOOTENAI CO., IDAHO



SURVEYOR'S CERTIFICATE

I hereby certify that the within plat is correct, that the description given in the Owner's Certificate is correct & that all lot corners have been established on the ground during an actual survey completed by me October, 1970.

Dated Oct 30, 1970

Signed



ACKNOWLEDGEMENT

STATE OF IDAHO
COUNTY OF BONNER On this 4th day of November, 1970, before me, a notary public, appeared J. M. Brown Jr. & Chester Chastek, personally known to me to be the Chairman of the Board & Secretary of the Pack River Co. that executed the foregoing Owners' Certificate & acknowledged to me that said corporation executed the same.

My commission expires 12-1-70

Notary Public in and for the State of Idaho

COUNTY SURVEYOR'S AFFIDAVIT

I hereby certify that I have examined the within plat & have checked the computations involved sufficiently to determine that it complies with the laws relating to the filing of plats.

Dated 11-9-70

Signed Frederick A. Muehle

COUNTY TREASURER'S AFFIDAVIT

I hereby certify that the required taxes on the herein platted land have been paid.

Dated 1-2-71

Signed James E. Galt

HEALTH OFFICE APPROVAL

Approved by the Panhandle District Health Unit.

Dated Oct 30, 1970

Signed Frank E. Bane

PLANNING COMMISSION APPROVAL

Approved by the Kootenai County Planning Commission.

Dated November 1, 1970

Signed Walter H. Williams

COUNTY COMMISSIONER'S APPROVAL

OWNER'S CERTIFICATE

The Pack River Company, a corporation in the State of Washington, hereby certifies that it owns the land shown on the within plat, blocks, & streets that portion of Section 17, T.53N., R.2W., B.M., Kootenai County, Idaho, embraced in the within plat to be known as FARRAGUT VILLAGE. The boundaries of which are more specifically described as follows: Beginning at the Initial Point which point is on the north line of Section 17, T.53N., R.2W., B.M. lying N.89°53'25"E., 894.10 feet from the northwest corner of said Section 17; thence N.89°53'25"E., 2279.78 feet; thence S.49°31'43"W., 4128.74 feet; thence NORTH, 2281.19 feet; thence N.65°28'E., 946.55 feet to the Initial Point. All streets herein are hereby dedicated to the public.

Dated: November 4, 1970

Signed:

William M. Wright
Chairman of the Board

Secretary



MICROFILMED
OCT 10 1971

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09058

Priority: 11/03/2000

Maximum Diversion Rate: 0.65 CFS

This is to certify, that FARRAGUT VILLAGE PROPERTY ASSN INC
PO BOX 55
ATHOL ID 83801

has applied for a permit to appropriate water from:

Source: GROUND WATER

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>
MUNICIPAL	1/01 to 12/31	0.65 CFS

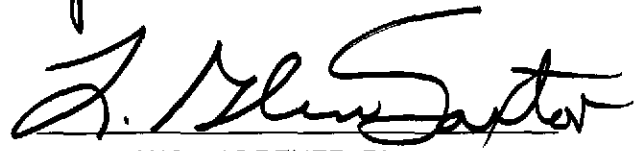
LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 17, Twp 53N, Rge 02W, B.M. KOOTENAI County

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **August 1, 2006**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. Place of use is within the service area of Farragut Village Property Assn., Inc.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 16th day of August, 2001.


for
KARL J DREHER, Director

MICROFILMED

OCT 19 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant FARRAGUT VILLAGE PROPERTY ASSOCIATION, INC. Phone 683-1639
Mailing address P.O. Box 55 ATHOL, IDAHO 83801
2. Source of water supply GROUND WATER which is a tributary of _____
3. Location of point of diversion is Township 53N Range 2W Sec. 17, in the NW $\frac{1}{4}$,
NW $\frac{1}{4}$, ~~SE~~ $\frac{1}{4}$, Govt. Lot _____, B.M., KOOTENAI County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.65 cfs for MUNICIPAL purposes from Y1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.65 cfs and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source 275 GPM 6" SUBMERSIBLE
PUMP (Gould #275H40-09 6" SUBMERSIBLE PUMP w/ FRANKLIN #33632493 CM-G90 MOTOR)
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
c. Proposed well diameter is 10 inches; proposed depth of well is 450 feet
d. Is ground water with a temperature of greater than 85°F being sought? No
e. If well is already drilled, when? 2/11/71; Drilling firm E.A. HOLMAN DRILLING CO;
Well was drilled for (well owner) PACK RIVER PROPERTIES; Drilling Permit No. 96-7057
7. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity in kW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. 43 (THIS IS IN ADDITION TO THE 11 HOMES COVERED
BY WATER RIGHT LICENSE NO. 96-7056)
e. Other; describe fully. _____

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OCT 18 2001

9. Description of place of use:

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
53N	2W	17	PLACE OF USE IS LOCATED WITHIN FARRAGUT VILLAGE PROPERTY ASSN.																

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. LICENSE OF WATER RIGHT NO. 96-7056
11. a. Who owns the property at the point of diversion? FARRAGUT VILLAGE PROPERTY ASSOCIATION, INC
- b. Who owns the land to be irrigated or place of use? HOMEOWNERS
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: NON PROFIT ASSOCIATION OWNS WATER SYSTEM PROVIDING WATER TO 54 RESIDENTIAL
12. Remarks: LOTS AND OUR COMMERCIAL AREA.

PRES- WAYNE RUBRIGHT
SEC/TRES- CHRISTIAN DAN HURKSEN
BOARD MEMBER- ARMAND FRONCIA

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

MICROFILMED

ACT 13 2001

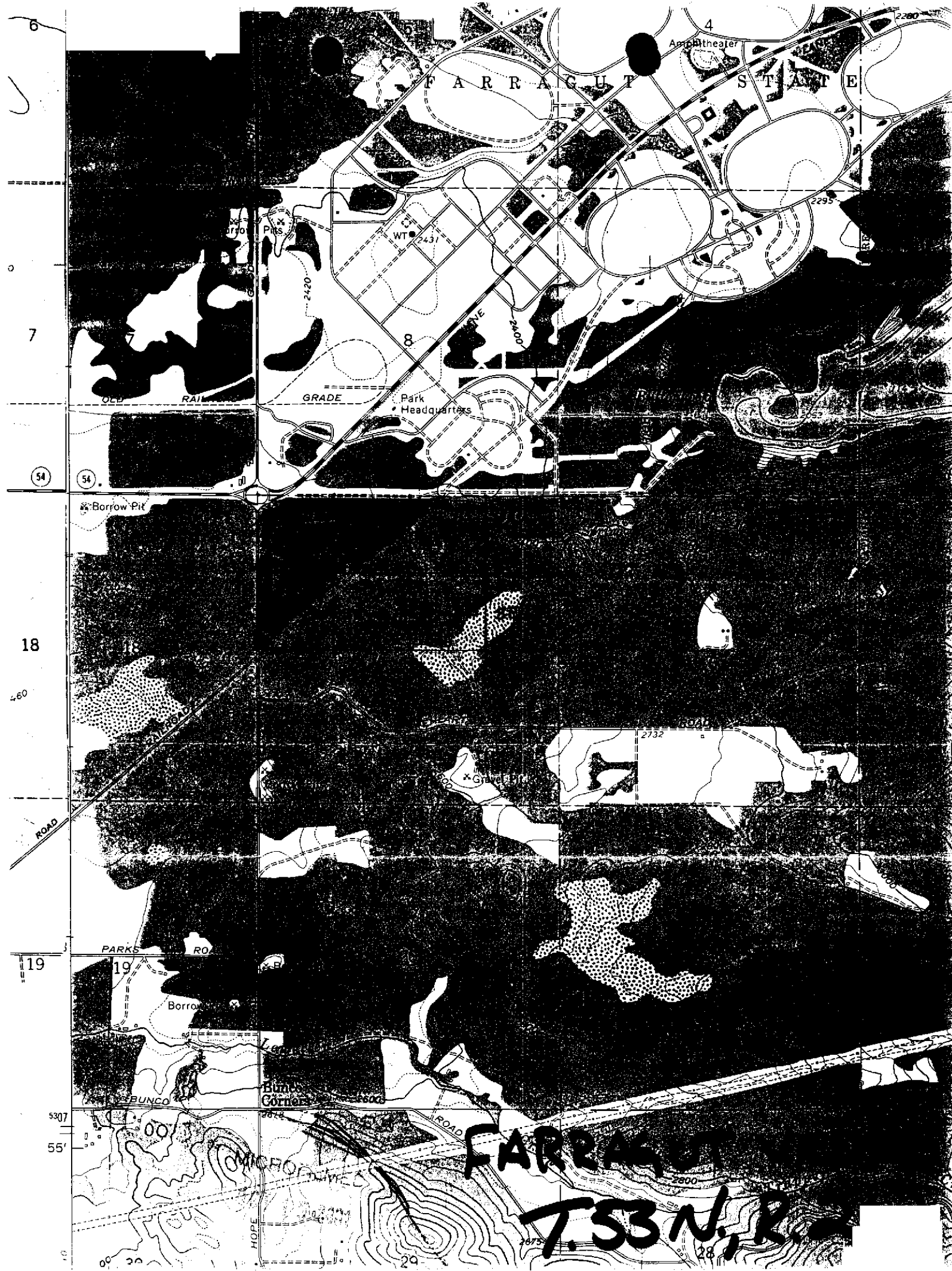
Chris Dan Hurksen Sec/TREA
 Signature of Applicant (and title, if applicable)
 SECRETARY / TREASURER FUPA

Received by db Date 10/19/00 Time 11 20 Preliminary check by db
 Fee \$ 250.00 Receipted by db # N013999 Date 10/19/00
 Publication prepared by db Date 11/2/00 Published in CDA Press 11/16 + 23/00
 Publication approved db Date 11/28/00

T53N R2W

Government Lot Check
for 96-09058 by RGH 5/23/01

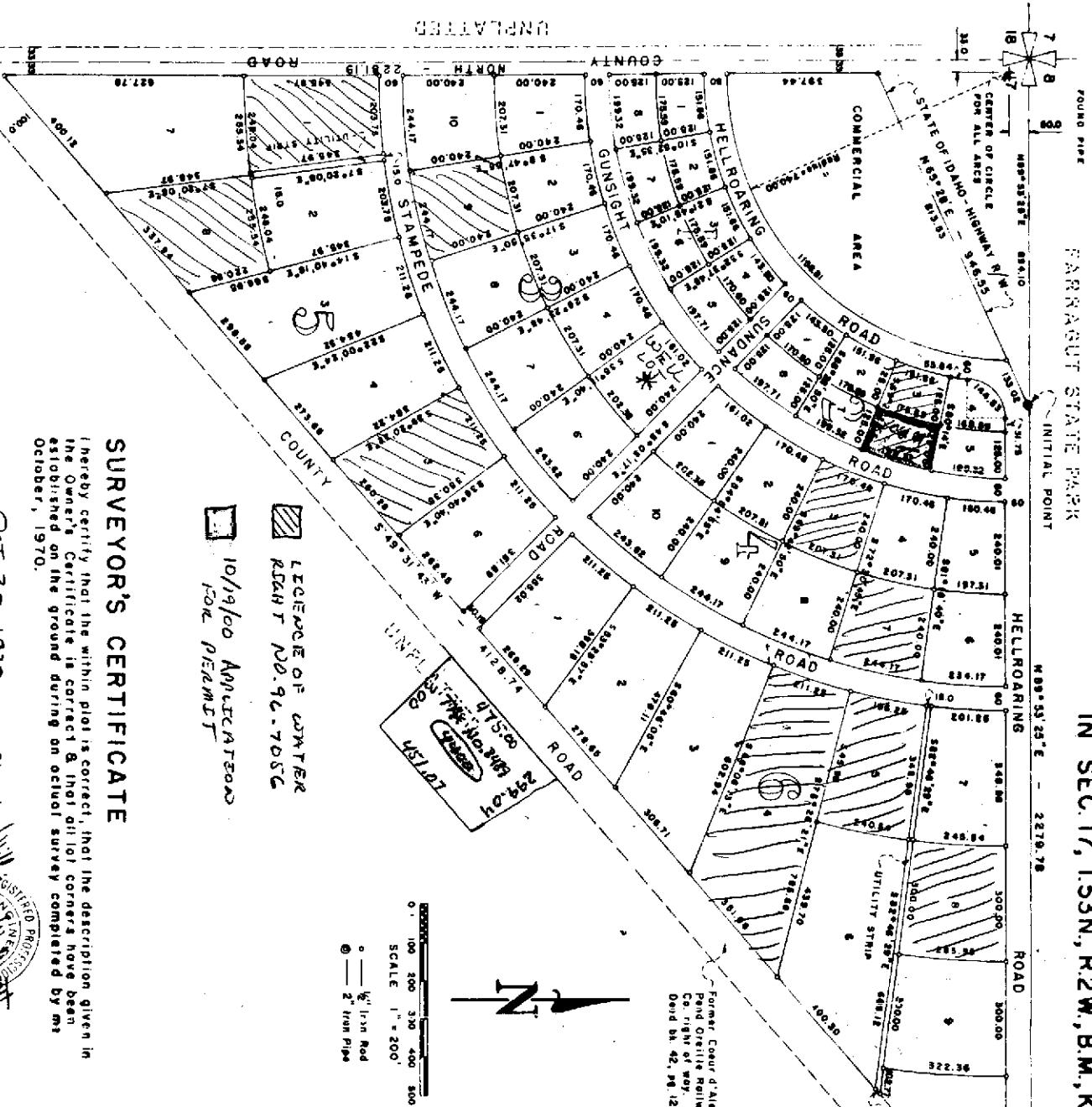
PD



PLAT OF

FARRAGUT VILLAGE

IN SEC. 17, T.53N., R.2W., B.M., KOOTENAI CO., IDAHO

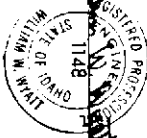


SURVEYOR'S CERTIFICATE

I hereby certify that the within plat is correct, that the description given in the Owner's Certificate is correct & that all lot corners have been established on the ground during an actual survey completed by me October, 1970.

Dated OCT 30, 1970

Signed W. M. W. W.



OWNER'S CERTIFICATE

The Peck River Company, a corporation in the State of Washington, hereby certifies that it owns B. has had laid out into lots, blocks, & streets that portion of Section 17, T.53N., R.2W., B.M., Kootenai County, Idaho, embraced in the within plat to be known as FARRAGUT VILLAGE the boundaries of which are more specifically described as follows: Beginning at the Initial Point which point is on the north line of Section 17, T.53N., R.2W., B.M., lying N 89° 53' 25" E, 894.10 feet from the northwest corner of said Section 17; thence N 89° 53' 25" E, 2279.78 feet; thence S 49° 31' 43" W, 4128.74 feet; thence NORTH, 2281.19 feet; thence N 65° 28' E, 946.55 feet to the Initial Point. All streets herein are hereby dedicated to the public. The Peck River Company is authorized to do business in the State of Idaho.

Dated: November 4, 1970

Signed: W. M. W. W.

William M. W. W.
Chairman of the Board

ACKNOWLEDGEMENT

STATE OF IDAHO
COUNTY OF BONNER On this 4th day of November, 1970, before me, a notary public, appeared J. M. Brown Jr. & Chester Chosier, personally known to me to be the Chairman of the Board & Secretary of the Peck River Co. that executed the foregoing Owner's Certificate & acknowledged to me that said corporation executed the same.

My commission expires 12-1-70

Notary Public in and for the State of Idaho

COUNTY SURVEYOR'S AFFIDAVIT

I hereby certify that I have examined the within plat & have checked the computations involved sufficiently to determine that it complies with the laws relating to the filing of plats.

Dated: 11-9-70

Signed: Frederick A. Muckle

COUNTY TREASURER'S AFFIDAVIT

I hereby certify that the required taxes on the herein platted land have been paid.

Dated: 11-9-70

Signed: Frederick A. Muckle

HEALTH OFFICE APPROVAL

Approved by the Panhandle District Health Unit.

Dated OCT 30, 1970

Signed: Frank C. Brown

PLANNING COMMISSION APPROVAL

Approved by the Kootenai County Planning Commission

Dated November 10, 1970

Signed: W. M. W. W.

COUNTY COMMISSIONER'S APPROVAL



MICROFILMED
OCT 10 1970



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 17, 2001

FARRAGUT VILLAGE PROPERTY ASSN INC
PO BOX 55
ATHOL ID 838301

RE: Permit No. 96-9058

Permit Approval Notice

Dear Permit Holder:

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

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

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

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

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

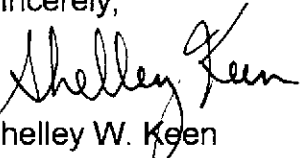
MICROFILMED

OCT 19 2001

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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

Sincerely,



Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

OCT 19 2001

CERTIFICATE OF MAILING

I hereby certify that on **August 17, 2001** I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved Permit)** to the person(s) listed below:

RE: WATER RIGHT 96-9058

**FARRAGUT VILLAGE PROPERTY ASSN INC
PO BOX 55
ATHOL ID 83801**



**Kari Lynn Townsend
Secretary**

MICROFILMED

OCT 25 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

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OCT 13 2001

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**

Reviewed by Sharla Curtis on 8/14/01

No. 96-9058 Name: FVPA, Inc. Corp. Officers ☒ Ad ok ☒ Govt Lots ☐

AREA OF CONCERN: ☒ No/Yes ☐ Moratorium ☐ GWMA ☐ TRUST/NON-TRUST

GROUNDWATER: (√Flow Chart)

DRILLING PERMIT

All wells - 046
Basin ~~34~~ - 084 (if necessary)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
≥ 0.24 cfs/5 acres - 067
~~WMD~~
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
≥ 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121

Trust - 051(consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18C-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE PILOT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
or 17M (not FERC regulated)
025-027-R22-08A

BENEFICIAL USE DUE: 8/01/2006

MISC CONDITIONS/REMARKS:

~~Protested~~ - 020-W19
Development Period
> 1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (√Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE
WD - R04 (WD# _____)
≤ 0.20 cfs/others - 01H, 01P or No MD
> 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WB

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W23, N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - W23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL
Restricted area - 022,075
Irr., GW supp to SW - 102
Future needs - 007,109
FISH PROP - 029 (70's only)-007-042-106
DOMESTIC
Surface water - WB5 (Big Wood/Boise above Star Bridge)
- 27A (Payette R)
> 1 in restricted area - 070-071-075(no parks/common areas)
Irr separate or none allowed - WB5
GW w/irrigation from SW evident - 065-104
Moratorium approvable - W03 (2500 gpd - meets domestic def
i.e. D/convenience store)

IRRIGATION SEASON _____ (Per updated map)

IRR VOLUME/ACRE _____

OTHER CONDITIONS/REMARKS Plu r/in service area

COMMENTS Plu # 1280070 96-7056 No irr overlap



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

2110 Ironwood Parkway • Coeur d'Alene, Idaho 83814-2648 • (208) 769-1422

Dirk Kempthorne, Governor
C. Stephen Allred, Director

March 7, 2001

Mr. C. Dan Hinrichsen
Farragut Village Property Association, Inc.
13190 Gunsight Road
Athol, ID 83801

Dear Mr. Hinrichsen,

RE: Requested Revisions to the 2001 Sampling Schedule for Farragut Village Water Association

This letter is in response to your concerns regarding the accuracy of the Farragut Village Property Association 2001 Sampling Schedule that you addressed at the Kootenai County Annual Drinking Water workshop held on March 1, 2001. Please find enclosed a revised copy of the water system's sampling schedule that reflects the monitoring frequencies as specified in the 40 CFR.

Unfortunately, the current database used to generate the 2001 sampling schedule does not allow for the generation of a report that will follow the compliance period or cycle described in the 40 CFR. However, the State of Idaho is currently in the process of installing a new drinking water informational database system. Once this system is fully operational it should allow for our office to have the ability to generate sampling schedules which reflect chemical sampling frequency requirements by compliance period. Our office expects to incorporate these modifications of monitoring frequencies to the 2002 Sampling Schedule.

If you should have further questions, please contact me at 769-1422.

Sincerely,

A handwritten signature in black ink, appearing to read "Stephen Tanner", is written over a horizontal line.

Stephen Tanner
Drinking Water Program Supervisor

Enclosure: 2001 Sampling Schedule

MICROFILMED

2001 1 9 2001

Idaho Department of Environmental Quality

2001 Sampling Schedule for Public Drinking Water Systems

PWS Number: 1280070	Name: Farragut Village Property Assn Inc
Location: Well 1	Tag Number: E0005234
Population: 90	

	Last Sample Date:	Frequency of Sampling:	Next Sample Due Before
Organic Chemical Monitoring			
Nitrate	October 5, 2000	Annually	December 31, 2001
Nitrite	September 11, 1995	Sampling Frequency at the State of Idaho's discretion. The Boise state office is currently reviewing the monitoring policy for this contaminant. The date the next nitrite sample is due may be subject to change.	December 31, 2004
Ammonia	October 9, 1998	Requires two more rounds of sampling to be eligible for a waiver. Please submit one sample for this contaminant by December 31, 2001.	December 31, 2001
Barium	October 9, 1998	Currently waived through December 31, 2001. Please reapply for a waiver for this contaminant in 2002. Condition of future waiver requires one round of sampling to be conducted during the 2002-2010 compliance cycle for this contaminant.	2002-2010
Beryllium	October 9, 1998	Requires two more rounds of sampling to be eligible for a waiver. Please submit one sample for this contaminant by December 31, 2001.	December 31, 2001
Cadmium	October 9, 1998	Currently waived through December 31, 2001. Please reapply for a waiver for this contaminant in 2002. Condition of future waiver requires one round of sampling to be conducted during the 2002-2010 compliance cycle for this contaminant.	2002-2010

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2001 10 20

Ammonia



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

August 1, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

FARRAGUT VILLAGE PROPERTY ASSN INC
PO BOX 55
ATHOL ID 83801

RE: Application for Permit No. 96-9058

Dear Applicant:

The application for permit to appropriate water that you recently submitted describes your proposed use of water as municipal use.

Section 42-202B(3)(c), Idaho Code, defines a municipal provider as a "corporation or association which supplies water for municipal purposes through a water system regulated by the state of Idaho as a "public water supply" . . .". Section 39-103(15), defines a public water supply as "all mains, pipes and structures . . . actually used or intended for use for the purpose of furnishing water for drinking or general domestic use in incorporated municipalities; or unincorporated communities where ten (10) or more separate premises or households are being served or intended to be served; or any other supply which serves water to the public and which the Department of Health and Welfare declares to have potential health significance.

It appears that the water delivery system you propose in the water right application may qualify as a municipal provider as described above. In order for us to complete our review for permit approval, we need some documentation to show that Farragut Village Property Assn. Inc.'s water system qualifies as a public water supply by the State of Idaho, Dept. of Health and Welfare.

Please submit evidence of your qualification as a municipal provider within 30 days. Once we receive sufficient documentation to this effect, our review for permit approval can be completed. If you have any questions, please call me.

Sincerely,

SHARLA CURTIS
Sr. Water Resource Agent

MICROFILMED

OCT 1 2 2001

WRI
WRA
BCA

INITIAL REVIEW

BY:

DATE: 11 / 3 / 00

(Yes) (No) PRIORITY DATE: 11 / 3 / 00

- ADVERTISE IN: KOOTENAI County

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

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

WD Permit No.'s:	TAG #	Type:	Fees	Receipt No.	Upgrade Needed?
_____	_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y () N (☒)
_____	_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y () N ()
_____	_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y () N ()

Remarks: WELL DRILLED 1971

(Yes) (No)

- ☒ Notice of pending void order issued. Final order response date: ____/____/____
☒ Further information required from applicant
1/28 ☐ Affidavit of publication received
1/28 ☐ Application published correctly. If not, record action taken: _____
1/8 Publication dates and paper recorded on application | Sr. Agent initial _____
☒ Protests received, Final protest date: 12/4/00
☒ Measuring device required
☒ Measuring port required
☒ Special conditions:
☒ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by:

Date: 1, 30, 2001

RECEIVED

NOV 28 2000

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

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 issue of said newspaper for 2 consecutive weeks commencing on the 16 day of November 2000, and ending on the 23 day of November 2000 and such publication was made as often during said period as said 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

2000

day of

November

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

NOTICE OF APPLICATION FOR WATER RIGHT
The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

95-09053

SERBERENIK, PETER T
4550 POST OAK PLACE, STE 140
HOUSTON, TX 77027
Source: GROUNDWATER
Division Pt. LOT 3 (NENW)
Use: IRRIGATION
IRRIGATION FROM STORAGE
DOMESTIC
DOMESTIC STORAGE
DOMESTIC FROM STORAGE
DIVERSION TO STORAGE
Total Diversion:
Sec 4 T 49N R 04W in KOOTENAI County.
(0.130 CFS)
(0.150 CFS)
(0.10 AF)
(0.10 AF)
(0.19 AF)
(0.150 CFS)
(0.150 CFS)

Date Filed: 11/1/2000
In: KOOTENAI County
T49N R04W S04
Lot 3
36.0 ACRES TOTAL
(NENW)

95-09054

FAULKNER, THOMAS C
440 NW MARYLAND CT
PULLMAN WA 99163
Source: COEUR D'ALENE LAKE
Division Pt. LOT 2 (SESE)
Use: IRRIGATION
Total Diversion:
Date Filed: 10/30/2000
In: KOOTENAI County
T48N R04W
Lot 2
(SESE)
Tributary: SPOKANE RIVER
Sec 15 T 48N R 04W in KOOTENAI County.
(0.020 CFS)
(0.020 CFS)

0.2 ACRES TOTAL
S15
Lot 2
(SESE)

96-09058

FARRAGUT VILLAGE PROPERTY ASSN INC
PO BOX 55
ATHOL, ID 838301
Source: GROUNDWATER
Division Pt. NWNW
Use: MUNICIPAL
Total Diversion:
Date Filed: 11/3/2000
Sec 17 T 53N R 02W in KOOTENAI County.
(0.650 CFS)
(0.650 CFS)

Place of use is within the service area of Farragut Village Property Association. For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.
The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before DECEMBER 4, 2000

Legal 76
Nov 16, 23, 2000

KARL J. DREHER, Director

96-09058

FARRAGUT VILLAGE PROPERTY ASSN INC
PO BOX 55
ATHOL, ID 838301

Source: GROUNDWATER

Diversion Pt: NWNW Sec 17 T 53N R 02W in KOOTENAI County.

Use: MUNICIPAL (0.650 CFS)
Total Diversion: (0.650 CFS)

Date Filed: 11/ 3/2000

Place of use is within the service area of Farragut Village Property Association.

MICROFILMED

OCT 18 2001

November 8, 2000

Christian Dan Hinrichsen, Secretary Treasurer
Farragut Village Property Association, Inc.
PO Box 55
Athol ID 83801

Re: Water Appropriation Application No. 96-09058

Dear Mr. Hinrichsen:

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

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

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

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

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

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

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

MICROFILMED

OCT 18 2001

AB:db

FARRAGUT VILLAGE PROPERTY ASSOCIATION, INC.

P.O. BOX 55
ATHOL, IDAHO 83801

October 27, 2000

State of Idaho
Department of Water Resources – Northern Region
ATTN: Allen Beardslee
Suite No. 210
1910 Northwest Blvd.
Coeur d'Alene, Idaho 83814-2615

RECEIVED
OCT 26 2000
IDWR/North

RE: Your letter of October 25, 2000

RECEIVED
OCT 30 2000
IDWR/North

Dear Mr. Beardslee:

I fail to comprehend what additional information you are seeking and the contents of paragraph 2 in your letter. My application does not address a "pond". The application is for a permit with which to seek a second water license for the Farragut Village Property Association, water system. I filled out the application with telephonic instructions of your department manager. The enclosed Plat Map of Farragut Village, with clear legend, shows the lots applicable to this application. Acreage listed under #9 is a summation of high-lited lot acreage per 40 acre area. Irrigation on these lots is confined to lawn & garden use with the exception of Block 5, Lot 7 which is an irrigated pasture. As should be clear, the irrigated acreage does correspond to the irrigated acreage outlined on the plat map.

Farragut Village Property Association's water system Public Supply Number is 1280070.

Please refer any additional questions to either Mr. Bob Haynes, who reviewed the application at submission, or to your department manager, who provided instructions on completing the application.

Request that confirmation be provided that my application is complete in all detail.

Sincerely,



Christian Dan Hinrichsen
Secretary/Treasurer

*PHONE CALL
11/3/00 - APPLICATION
CHANGED TO MUNICIPAL
USE.*

MICROFILMED

OCT 30 2000



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 3, 2000

Mr. Christian Dan Hinrichsen
Farragut Village Property Association, Inc.
PO Box 55
Athol ID 83801

RE: Application for Permit

Dear Mr. Hinrichsen:

Thank you for working with me to determine the correct 40 acre tracts for your Application for Permit. We are returning your filing and the topographical map for your review.

We have labeled the 40 acre tracts on the topographical map for you. The acreage listed on Item Number 9., on your filing does not match where the map has been highlighted. It appears that most of the highlighted area is located within the NW ¼ of section 17, however the tabulation shows most of the acreage listed in the NE ¼ of section 17.

Also, we have enclosed a Profile Report of Water Right License Number 96-07056 filed earlier by Farragut Village Property Assn. Again, most of the Place of Use is described within the NW ¼ of section 17, however, also includes the NW ¼ SW ¼, which is not highlighted on the topographical map.

Hopefully, this additional information will assist you with the legal descriptions for your filing. Please do not hesitate to contact me at this office for further assistance, or make an appointment to visit our office.

Sincerely,

A handwritten signature in cursive script that reads 'Allen Beardslee'.

Allen Beardslee
Sr. Water Resource Agent

RECORDED

NOV 13 2000