

No Color
Documents
In File

Form No. 217
7/94

DEC 24 1998

FOR OFFICE USE ONLY
Amt. of Fee \$: 150.00
Receipt No. NA12572
Receipt By: [Signature]
Date Received: 12/18/98

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. 96-08796 Telephone No. 208-683-4030
- Name(s) of Permit Holder(s): Bitterroot Water Co. Inc. (see attached)
- Mailing Address: P.O. Box 1527 Coeur d'Alene Id. 83816-1527
- Source of Water: Well If GROUNDWATER (well), Date Drilled: mo. 4 yr. 94
 - Well Driller: Ponderosa Drilling & Develop. Drilling Permit Number: 96-94-N-66
 - OPTIONAL:
Pump Horsepower: 20 HP Pressure (psi): 50-70 Dynamic pumping level (ft): 260'
- Use(s) (as authorized by the water right permit):
Domestic (No. of households): 120 Stockwater (No. and type of stock): 0
Irrigation (No. of acres): 40 Other: 0
- Total rate of diversion and/or volume for which proof is submitted: 2.2 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 ☐
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 ☐
- Fee Enclosed: \$ 150⁰⁰ (See Fee Schedule on back of the Instructions for filing proof of beneficial use)
- Person to contact to accompany the Department representative during field examination of the water system.
Name: Jeff Cusick Telephone Number: 208-683-4030
Address: 4179 Silver Meadows Athol Id. 83801
- 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:

Jeff Cusick, President
(include your title, if on behalf of company or organization)Date: 12-11-98

MICROFILMED

AUG 23 1999

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES
 ASSIGNMENT OF PERMIT

RECEIVED

MAR 12 1999

Department of Water Resources

I, Jeff Cusick as Silver Meadows hereby assign to Bitterroot Water Co., Inc.
 of, Po Box 1527 Coeur d'Alene Id. 83816-1527- 208-683-4030
 (Full Address) (Phone)

All my right, title, and interest in and to Permit No. 96-08796 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

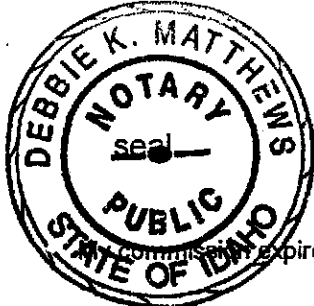
The following described portion of my right, title, and interest in and to Permit No. 96-08796 to appropriate the public waters of the State of Idaho. (Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision, point of diversion location, and the amount of water in cubic feet per second.)

Made this 2nd day of March, 1999.

[Signature]
 Permit Holder

State of Idaho)
 County of Kootenai) ss

On this 2nd day of March, 1999, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.



Debbie K. Matthews

Notary Public residing at

CDA

My commission expires:

3-30-99

MICROFILMED

AUG 23 1999

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 96-08796

Proposed Priority: April 11, 1994 Maximum Diversion Rate: 2.20 CFS

This is to certify, that **SILVER MEADOWS INC**
PO BOX 318
BAYVIEW ID 83803-0318

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	04/01 to 10/30	0.79 CFS
DOMESTIC	01/01 to 12/31	0.50 CFS
FIRE PROTECTION	01/01 to 12/31	2.20 CFS
Totals		2.20 CFS

LOCATION OF POINT(S) OF DIVERSION: SWSWSW , Sec. 29, Township 53N, Range 03W
KOOTENAI County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
53N 03W 20	NESE 2	NWSE 2	SWSE 2	
	SESE 2			8
29	NENE 2	NWNE 2	SWNE 2	
	SENE 2	NENW 2	NWNW 2	
	SWNW 2	SENW 2	NESW 2	
	NWSW 2	SWSW 2	SESW 2	
	NESE 2	NWSE 2	SWSE 2	
	SESE 2			32

Total number of acres irrigated: 40

PLACE OF USE: DOMESTIC, same as IRRIGATION use

PLACE OF USE: FIRE PROTECTION, 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 August 1, 1999.
2. Subject to all prior water rights.
3. Place of use is located within Silver Meadows Subdivision Phase 1 Domestic use is for 120 homes.

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SEP 22 1994

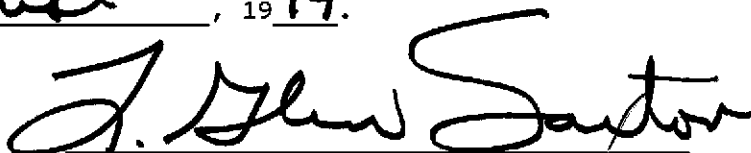
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-08796

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

10th day of August, 1994.



R. Keith Higginson, Director

for

RECEIVED
SEP 22 1994

RECEIVED
JUN 02 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 96-8796

Department of Water Resources To appropriate the public waters of the State of Idaho

1. Name of applicant SILVER MEADOWS, INC. Phone (208) 683-3698

Post office address P.O. BOX 318, BAYVIEW, ID 83803-0318

2. Source of water supply The Aquifer (ground water) which is a tributary of n/a

3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____

Sec. 29 Township ~~53~~ 53^N Range 3^W B.M. Kootenai County; additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 50 cfs for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .79 for Irrigation purposes from 4/1 to 10/30 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 2.2 cfs for Fire protection purposes from 1/1 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)

5. Total quantity to be appropriated is (a) 2.2 cubic feet per second and/or (b) _____ 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 reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.

c. Proposed well diameter is 8 inches; proposed depth of well is 450 feet.

d. Is ground water with a temperature of greater than 85°F being sought? _____

e. If well is already drilled, when? _____; Drilling firm Ponderosa Drilling & Development Inc.
Well was drilled for (well owner) _____

7. Time required for the completion of the works and application of the water to be 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. Approximately 120
- e. Other; describe fully. _____

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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
53N	3W	29	DF	DF	DF	DF	DF	DF	DF	DF	DF	DF	DF	DF	DF	DF	DF	DF	32
		20													DF	DF	DF	DF	8

Total number of acres to be irrigated 40

10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? App1

b. Who owns the land to be irrigated or place of use? App1

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

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0222 1994



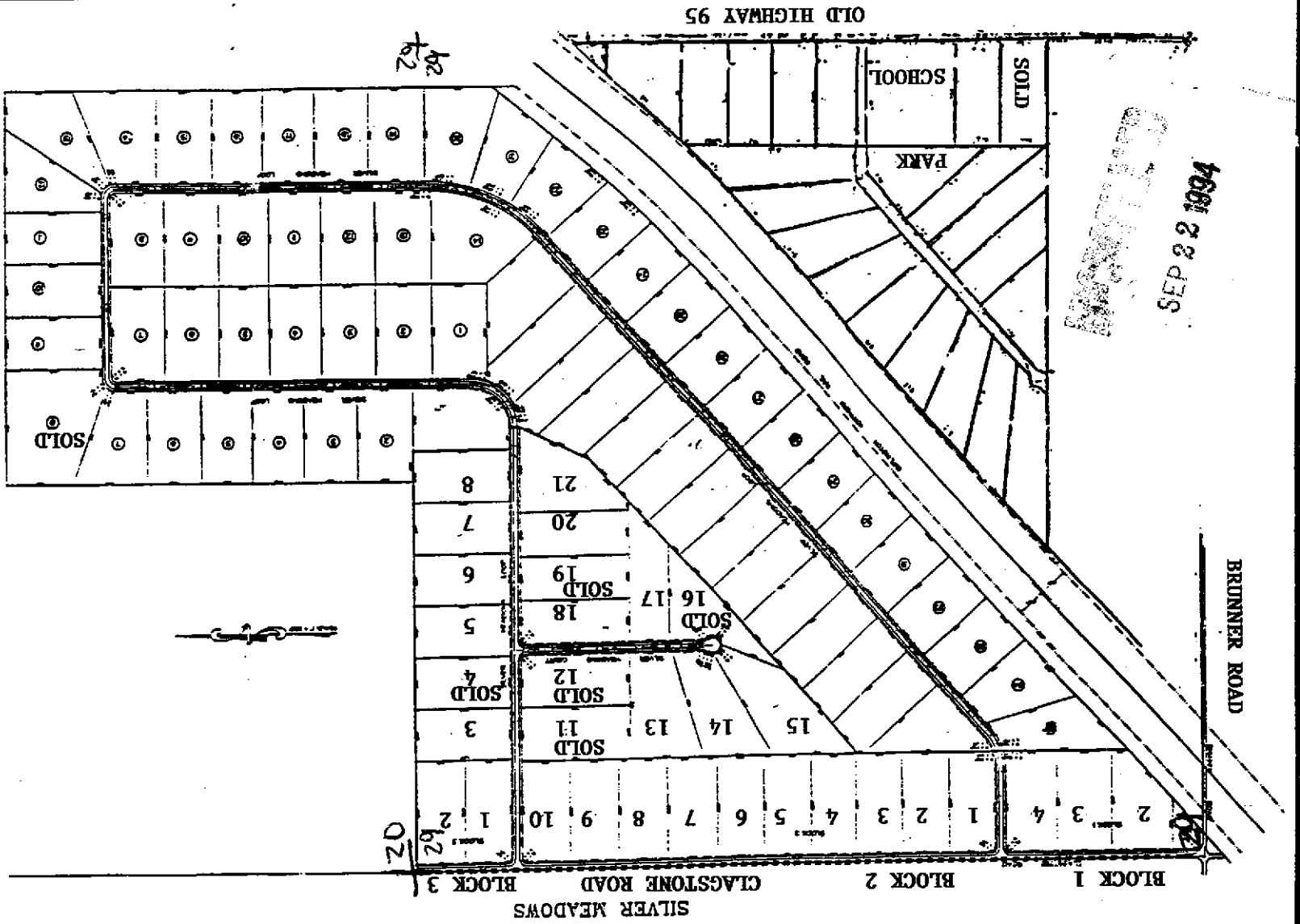
JEFF CUSICK
President

SILVER MEADOWS, INC.

P.O. Box 318
Bayview, ID 83803

(208) 683-3698
Fax (208) 683-3909
Cellular 661-3079

PHASE I (33 LOTS)



North Idaho Engineering 4800 West Ballou Way Coeur d'Alene, Idaho 83814 Phone (208) 667-1171 Fax (208) 667-8889		SILVER MEADOWS		NOT FOR CONSTRUCTION	
DESIGN MAP					

[illegible]

SEP 2 1964

Jeff Lawrence President
(Applicant)

Received by RGH Date 4/11/94 Time 4:30 PM Preliminary check by _____
Fee \$ 85.00 Receipted by LF # N7532 Date 4/11/94
Publication prepared by PM Date 4/13/94 Published in CD 14 Bureau
Publication approved RC Date 5/11/94

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:

SEP 22 1994

NOV 30 2000

Department of Water Resources

FAX COVER SHEET

To: Kari Lynn
From: Dianne

BITTERROOT WATER COMPANY, INC.
P.O. BOX 1527
COEUR D'ALENE, ID 83816
PHONE: 208-755-4020
FAX: 208-687-5325

SEND TO		FROM	
Company name Idaho Dept of Water Resources		Debbie Harper (Harper)	
Attention Diane		Date 11-28-00	
Fax number 769-1454		Phone number ABOVE	

☐ Urgent ☐ Reply ASAP ☐ Please comment ☐ Please review ☒ For your information

Total pages, including cover: 1

COMMENTS

Per our conversation the phone # for Bitterroot
Water has changed from 683-4030 to 687-1743
and our cell phone # is 755-4020

Our permit # is 96-08796

I am the General Manager for the water company
since June of 1999. Please call if you have any
questions -

Thank you -
Debbie Harper

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 96-08796 Reviewed by [Signature] Date 8-11-99

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit? dom., irr.
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. 96-94-N-0005-008
200- Amount paid for permit yes Correct?
yes Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
150- Amount Submitted
yes Correct?
No Required?
yes 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

Proof Acceptable

DATA ENTRY

New Address X Proof Made 12-18-98



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 16, 1999

Bittercreek Water Co Inc
PO Box 1527
Coeur d'Alene ID 83816

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08796

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.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

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

Sincerely,

JULIE L. YARBROUGH, Administrative Assistant
Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

AUG 23 1999



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

March 24, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

BITTERROOT WATER CO INC
PO BOX 1527
COEUR D ALENE ID 83816-1527

RE: ASSIGNMENT OF PERMIT 96-08796

Dear Permit Holder(s):

We acknowledge receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership. A computer generated report is enclosed for your information.

Also, 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 to the department. If you have acquired a water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address **AFTER** July 1, 1996, you must notify 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 to obtain the proper reporting form.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

Jim Johnson
JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED
AUG 23 1999



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 www.idwr.state.id.us/idwr/idwrhome.htm

January 19, 1999

DIRK KEMPTHORNE

Governor

KARL J. DREHER

Director

BITTERROOT WATER CO INC
JEFF CUSICK
PO BOX 1527
COEUR D ALENE ID 83816-1527

RE: Assignment of Permit 96-08796

Dear Mr. Cusick:

The Proof of Beneficial Use form and your letter of December 11, 1998 have been forwarded to this office for processing.

An Assignment of Permit form is required when ownership change or name change of a permit holder occurs. I have enclosed an assignment form for your convenience. Please note that there is a \$25.00 filing fee required with this form.

Receipt of the completed assignment form and the filing fee will enable us to update your permit records as you have requested.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

Kari Lynn Townsend
Secretary

/k

Enclosure

MICROFILMED

AUG 23 1999

Bitterroot Water Co., Inc.

P.O. Box 1527
Coeur d'Alene, ID. 83816-1527

Phone 208-683-4030
Fax 208-683-5040

December 11, 1998

Department of Water Resources
Att: Al Beardsley

Dear Mr. Beardsley:

This letter is an explanation to our attached Proof of Beneficial Use application, regarding the name difference on this application and on our initial Permit to Appropriate. When I began this development project, I used the name Silver Meadows, Inc., but as the project developed and the wells were then drilled and the water company came on line, everything was then deeded and legally changed over to Bitterroot Water Co., Inc.

If you have any further questions, please feel free to call me at 208-683-4030. Thank you for your assistance.

Sincerely,



Jeff Cusick
President, Bitterroot Water Co., Inc.

MICROFILMED

AUG 23 1999

RECEIVED
MAY 16 1994
Department of Water Resources

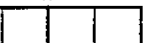
1. DRILLING PERMIT NO. 96 - 94 - N - 65 -
Other IDWR No. _____

2. OWNER:

Name SILVER MEADOWS, INC./JEFF CUSICK
Address P.O. BOX 318
City BAY VIEW State ID Zip 83803

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.



T. 53 North ☒ or South ☐
 R. 3 East ☐ or West ☒
 Sec. 29 SW $\frac{1}{4}$ SW $\frac{1}{4}$ $\frac{1}{4}$
10 acres 40 acres 160 acres
 Gov't Lot _____ County KOOTENAI

Address of Well Site

(Give at least Direction + Distance to Road or Landmark)

Lot No. 1 Block No. 1 Subd. Name Silver Meadows

4. PROPOSED USE:

☐ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☒ Other

5. TYPE OF WORK

☒ New Well - ☐ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☒ Mud Rotary ☒ Air Rotary ☐ Cable ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
BENTONITE	0	50	30SKS	OVERBORE

Was drive shoe seal tested? Y ☐ N ☒ How?

8. CASING/LINER:

Diameter	From	To	Gauge	Casting	Liner	Steel	Plastic	Welded	Threaded
3	÷2	464	.025	X		☒	☐	☒	☐
						☐	☐	☐	☐
							☐	☐	☐
							☒	☐	☐

Final location of shoes. 464

Top Packer or Headpipe _____ Bottom Tailpipe _____

9. PERFORATIONS/SCREENS

☒ Perforations Method STAR TYPE

☐ Screens Type Material

From	To	Slot Size	Number	Diameter	Tel./Pipe Size	Casting	Liner
440	460	1/2 X 2	240	8"		☒	☐
						☐	☐
						☐	☐
						☐	☐

SWSW 29 53N. 3W

10. WELL TESTS:

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Depth	Time
50+		440	25.5

Temperature of water _____ Was a water analysis done? Yes ☐ No ☐

By whom?

Water Quality (odor, etc.) _____

Bottom Hole Temperature _____

11. STATIC WATER LEVEL:

34.4 ft. below surface Depth artesian flow found

Artesian pressure _____ lb. Describe access port _____

Describe Controlling Devices:

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

[illegible]

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name **PONDEROSA DRILLING &** Firm No. **228**

Firm Name DEVELOPMENT, INC. Firm No. 1112

Firm Official W. Scott Barratt Date 9/29/94
and

Supervisor or Operator PON LINNEMON Date 4-28-74
(Sign once as Supervisor or Operator)



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

August 10, 1994

SILVER MEADOWS INC
PO BOX 318
BAYVIEW ID 838030318

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08796

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.

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.

Sincerely,

A handwritten signature in black ink, appearing to read 'JJ', followed by a horizontal line.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

SEP 22 1994

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

Application #: 96-8796 Name: Silver Meadows Inc Date: 6/8/94

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. 96-94-N-0065-000, 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° Groundwater temp)
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 W.D.Cond.), NA

USE:

Fish Propagation - 07A-042 (req) & 010/06A/09E(WQ)-P10
044 (N 1000 Spr)
Irrigation - 803(if GW use SW 1st) (+5A do POU comp), -NA
Power - 08A-17K-025-027(req); 01F(MD)-P19; 09E(WQ)-P10;
+25 cfs-P18; 17G(FERC) or 17M(FERE); 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), 27A(Payette R), NA

OWNERSHIP:

Non land owner - 004 (PD/PU) _____

PROTESTED:

Prehearing agreement- 020

OTHER CONDITIONS:

REMARKS:

03A
P/U Silver Meadows Subdivision Phase 1
W01(120)

BENEFICIAL USE DUE:

8-1-1999

COMMENTS:

① Div Desc. ② Corp off

Hold pending submittal of corporate officer listing.

WR0749NP
No. P96-08796

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/29/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SILVER MEADOWS INC PO BOX 318 BAYVIEW ID 83803-0318 (208) 683-3698	04/11/1994	IRRIGATION DOMESTIC FIRE PROTECTION	04-01 10-30 01-01 12-31 01-01 12-31	0.79 CFS 0.50 CFS 2.20 CFS	
TOTAL DIVERSION:					2.20 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion:

T53N R03W S29

SWSWSW

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	Lt	Ac	:	SUM	
53N	03W	20	:																	:	8.0	
53N	03W	29	:	02		02		02		02		02		02		02		02		02	:	32.0
TOTAL ACRES																				:	40.0	

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

Place of use location for FIRE PROTECTION is the same location as described for: IRRIGATION

Pou County: KOOTENAI

Other Water Rights with Same Point(s) of Diversion and Source:
96-08796

Other Water Rights Listing Overlapping Place(s) of use:
96-02023 96-08796

Remarks: Place of use is located within Silver Meadows Subdivision Phase 1
Domestic use is for 120 homes.

Dates: App. Received: 04/11/1994 Priority Date: 04/11/1994
Proof Due Date: 08/01/1999 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 04/12/1994 User-ID: STYPA Subject: DIVERSION DESCRIPTION
Well and pump.
Well diameter: 8"; Depth: 450 Ft.; Drilled by: Ponderosa
Drilling Inc.

Date: 07/29/1994 User-ID: CZIMMERM Subject: CORPORATE OFFICERS

WR0749NP
No. P96-08796

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/29/94
PAGE: 2

=====

Comments: Date: 07/29/1994 User-ID: CZIMMERM Subject: CORPORATE OFFICERS
The corporate officers of Denali Vandals, Inc who own Silver
Meadows, Inc. are:
Robert B Burnett, President;
Dennis J Kelly, Secretary/Treasurer/Vice-President; and,
Robert B Burnett and Dennis J Kelly, Directors.

Audit: 07/29/94 CZIMMERM

DATE: 07/29/94
PAGE: 1

WR-NUMBER	SOURCE	NE								NW				SW				SE				SUM				
		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW			SW		SE	
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac
P9608796	T53N R03W S20	GROUNDWATER																								
	:	:																								
9602023	SAGE CREEK :	:																								
9608796	GROUNDWATER :	:																								
	NO MAPPING INFO AVAILABLE																									
P9608796	T53N R03W S29	GROUNDWATER																								
	:	02	02	02	02	:	02	02	02	02	:	02	02	02	02	:	02	02	02	02	:	3'				
9602023	SAGE CREEK :	40	40	40	40	:	40	40	40	40	:	40	40	40	40	:	40	40	40	40	:	64'				
9608796	GROUNDWATER :	02	02	02	02	:	02	02	02	02	:	02	02	02	02	:	02	02	02	02	:	3'				
	NO MAPPING INFO AVAILABLE																									

SILVER MEADOWS, INC.

RECEIVED

JUL 19 1994

Department of Water Resources

July 15, 1994

Department of Water Resources
Attention: Cindy Zimmerman
1301 North Orchard Street
Statehouse Mall
Boise, Idaho 83720-9000

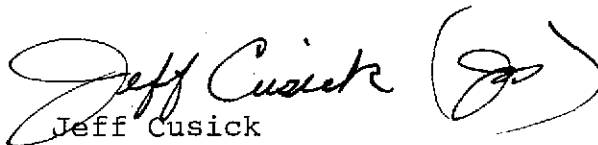
Re: Application for Permit # 96-08796

Dear Ms. Zimmerman:

Attached is a copy of your letter to me dated June 3, 1994, and a list of the names, titles and addresses of all the corporate officers of **Denali Vandals, Inc.**, the corporation that owns the Silver Meadows Subdivision. I hope this satisfies your requirements for processing my application.

Thank you for your help in expediting this matter.

Sincerely,


Jeff Cusick

JC:jb
Enclosures

SEP 22 1994

9. The names and respective addresses of its directors and officers are:

Name	Office	Address
Robert B Burnett	President	4640 Sandy Beach Dr Anch, AK 99502
Dennis J Kelly	Sec. Treasury-Vice President	9531 ALBATROSS ANCH, AK 99515
Robert B Burnett	Director	CL)
Dennis J Kelly	Director	CL)

Jeff Compton
Officers & Directors
for Department of Water Resources
Bureau

10. The corporation accepts and shall comply with the provisions of the Constitution and the laws of the State of Idaho.

11. This application is accompanied by a Certificate of Corporate Status or Existence, dated within 90 days, duly authenticated by the proper officer of the state or country under the laws of which it is incorporated.

Dated: + 6/6/94

Denali Vandals Inc.
(Corporation name)
By Its President Robert B Burnett
and Its Secretary [Signature]
Its Secretary/Assistant Secretary (please specify)

STATE OF ALASKA)
COUNTY OF 3rd Judicial Dist.) ss

I, E. HANABLE, a notary public, do hereby certify that on this 6th day of June, 1994, personally appeared before me Robert B. BURNETT, DENNIS J. KELLY, who being by me first duly sworn, declared that he is the PRESIDENT + SEC. of DENALI VANDALS INC.

that he signed the foregoing documents as PRESIDENT + SEC. of the corporation and that the statements therein contained are true.

NOTARY PUBLIC
E. HANABLE

Notary Public

SEP 22 1994
My Commission Expires
January 17, 1998

INTER-DEPARTMENT MEMO

TO: File 96-8796

SUBJECT: Corporate Officers

FROM: Cindy Z

DATE: 7/15/94

On June 3, 1994, I requested ^{that the} names and addresses of the officers of Silver Meadows, Inc be submitted within 30 days. The time period had expired without response.

I called telephone # on application & spoke with Jeff Cusick who told me he sent the information off yesterday.

I will hold further action on this application for an additional 15 days.

5010-108-01-0000

() For your information

SEP 22 1994

() Response required

Cindy Zimmerman
signature

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
9608796	T53N R03W S20 GROUNDWATER																	
	:															02	02	02 : 8
9602023	SAGE CREEK :																20	20 : 40
	NO MAPPING INFO AVAILABLE																	
9608796	T53N R03W S29 GROUNDWATER																	
	:	02	02	02	02	02	02	02	02	02	02	02	02	02	02	02	02	02 : 32
9602023	SAGE CREEK :	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40 : 640
	NO MAPPING INFO AVAILABLE																	

→ licensed



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

June 3, 1994

SILVER MEADOWS INC
PO BOX 318
BAYVIEW ID 83803-0318

RE: Application for Permit No. 96-08796

Dear Sirs:

I have received your application for permit for domestic, irrigation and fire protection uses for final review. However, I need a list of the names, titles, and addresses of all the corporate officers of Silver Meadows, Inc.

I will hold further processing on your application for 30 days pending your response. Please submit this information as quickly as possible within the 30-day period to prevent any further undue delay in processing your application.

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

Sincerely,

A handwritten signature in cursive script that reads 'Cindy Zimmerman'.

CINDY ZIMMERMAN
Water Resource Agent

c: Northern Region

RECEIVED

SEP 22 1994

ID DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # 96 - 8796

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

APPLICANT: SILVER MEADOWS BY: DR DATE: 4/11/94

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, acknowledgment)

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

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 4 / 11 / 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: *SA*

INFORMATION RECEIVED:

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

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

(Yes) (No)

- | | | | |
|-------------|---|---|------|
| <u> </u> | X | Groundwater management area | Rema |
| <u> </u> | X | Critical ground water area | |
| X | / | Well Drilling Permit required | |
| ✓ | / | Well Drilling Application and Fees received | |
| ✓ | / | Well Drilling Application approved? | |
| <u> </u> | | Well Drilling Application Number | 96 - |

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
☒ Affidavit of publication received
☒ Application published correctly, If not, record action taken: _____

☒ Publication dates and paper recorded on application | Sr. Agent initial AB
☐ Protests received. Final protest date: ___/___/___
☐ Measuring device required
☐ Measuring port required
☐ Special conditions: _____
☐ Special conditions of approval supplement and/or cover letter attached: _____
- RECEIVED**

Approval Recommended by:

JUN 02 1994

Date: 5/13/94

Department of Water Resources

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Kootenai, } ss.

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 21st day of April, 1994, and ending on the 28th day of April, 1994, 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 28th day of April, 1994.

Roberta Manley

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

ROBERTA MANLEY
My commission expires 2-5-99

RECEIVED

APR 29 1994

NORTHERN REGION

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-088464 *OK per BH*
MOUNTAIN STATES LEASING/COEUR D'ALENE

2 CEDAR LAKE
BUTTE, MT 59701

Source: GROUNDWATER

Diversion Pt: NENW Sec 2 T 50N R 04W

in KOOTENAI County.

Use: IRRIGATION (110 CFS)

Total Diversion: (110 CFS)

Date Filed: 4/1/1994

In: KOOTENAI County

T50N R04W S02 NENW

3.5 ACRES TOTAL

95-088465 *OK per BH*

NIEBUHR, TOM

PO BOX 225

PLUMMER, ID 83851

Source: COEUR D'ALENE LAKE

Tributary: SPOKANE RIVER

Diversion Pt: SESE Sec 25 T 48N R 05W

in KOOTENAI County.

Use: DOMESTIC (040 CFS)

Total Diversion: (040 CFS)

Date Filed: 4/6/1994

In: KOOTENAI County

T48N R05W S25 SESE

95-08796

SILVER MEADOWS INC. *OK*

PO BOX 318

BAYVIEW, ID 838030318

Source: GROUNDWATER

Diversion Pt: SWSWSW Sec 29 T 53N R

03W in KOOTENAI County.

Use: IRRIGATION (790 CFS)

DOMESTIC (500 CFS)

FIRE PROTECTION (2,200 CFS)

Total Diversion: (2,200 CFS)

Date Filed: 4/11/1994

In: KOOTENAI County

T53N R03W S20 NESE NWSE SWSE

SESE

All of S29

40.0 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.

SEP 22 1994

96-08796

SILVER MEADOWS INC
PO BOX 318
BAYVIEW, ID 838030318

Source: GROUNDWATER

Diversion Pt: SWSWSW Sec 29 T 53N R 03W in KOOTENAI County.

Use: IRRIGATION	(.790 CFS)
DOMESTIC	(.500 CFS)
FIRE PROTECTION	(2.200 CFS)
Total Diversion:	(2.200 CFS)

Date Filed: 4/11/1994

In: KOOTENAI County				
T53N R03W S20	NESE	NWSE	SWSE	SESE
All of S29				

40.0 ACRES TOTAL

RECEIVED
SEP 23 1994

96-08796

SILVER MEADOWS INC
PO BOX 318
BAYVIEW, ID 838030318

Source: GROUNDWATER

Diversion Pt: SWSWSW Sec 29 T 53N R 03W in KOOTENAI County.

Use: IRRIGATION (.790 CFS)
DOMESTIC (.500 CFS)
FIRE PROTECTION (2.200 CFS)
Total Diversion: (2.200 CFS)

Date Filed: 4/11/1994

In: KOOTENAI County
T53N R03W S20
S29

NESE
NENE
NENW
NESW
NESE

NWSE
NWNE
NWNW
NWSW
NWSE

SWSE
SWNE
SWNW
SWSW
SWSE

SESE
SENE
SENW
SESW
SESE

40.0 ACRES TOTAL



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
April 14, 1994

R. KEITH HIGGINSON
Director

Silver Meadows Inc.
P.O. Box 318
Bayview, Id. 83803-0318

Gentlemen:

Re: Water Appropriation Application No. 96-8796.

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/pms

Drilling Permit No. 96-94-N-65
Water Right Permit 96-8796
Injection Permit No. _____**WELL DRILLER: PLEASE COMPLETE FOR VERBALS**

IDWR Employee Issuing Verbal: _____

Verbal Issued Date: _____ Time: _____

State of Idaho
Department of Water Resources**APPLICATION FOR DRILLING PERMIT**
(FOR THE CONSTRUCTION OF A WELL)1. Applicant (please print): SILVER MEADOWS, INC.2. Mailing Address: P.O. BOX 318, BAYVIEW, ID 83803-0318City & State _____ Zip Code _____ Telephone (208) 683-3698☒ Well Owner ☐ Well Operator ☐ Contractor or Other, specify _____3. Proposed Well Location: Twp. 53, Rge. 3, Sec. 29, SW 1/4 1/4Gov't Lot No. _____ County KootenaiStreet Address of Well Site Corner Brunner & Clagstone Rds. City _____

Give at least name of road + Distance to Road or Landmark

Lot, block and subdivision Lot 1, Block 1, Silver Meadows

4. Proposed Use of Well:

- ☒
- DOMESTIC: The use of water for homes, organization camps, public campgrounds, livestock (1,000 head or less) and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC: ☐ Irrigation ☐ Municipal ☐ Industrial
☐ Stock ☐ Test ☐ Other _____
(Over 1,000 Head) (Describe)☐ INJECTION☐ MONITORING: A well bore schematic and map is required for each blanket permit.
No. of proposed wells: _____

A. Well Construction Information:

A. ☒ New well ☐ Modify ☐ ReplaceB. Proposed Casing Diameter 8 inches Proposed Maximum Depth 450 feet

C. Anticipated bottom hole temperature:

☐ 85°F or less ☐ 85°F to 212°F ☐ 212° F. or more
(Cold Water Well) (Low Temp. Geo. Well) (Geothermal Well)Construction Start Date: April 15, 1994Anticipated Well Driller: Ponderosa Drilling & Development, Inc. Driller's Lic. No. PO ND EL

NOTE: The actual well driller must be identified prior to drilling.

Applicant's Signature [Signature] Date April 11, 1994Title Owner/President

(Owner, Firm Representative, Other)

SEP 22 1994

ACTION OF THE DEPARTMENT OF WATER RESOURCES

APPROVED

This Permit is _____

Date APR 11 1994

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum of 50 feet and 100 feet respectively from a septic tank.
3. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

SPECIFIC CONDITIONS:

1. Applicant requests issuance of this Drilling Permit prior to approval of a Water Right or Transfer of a Water Right. Applicant acknowledges that by accepting a drilling permit and commencing construction, he accepts all risk that the well may not ultimately be approved for use.

Robert D. Haynes

REGIONAL MANAGER

Signature of Authorized Department Representative

Title

Receipt No. N7532 Received by PF Fee 200.00 Date 4/11/94

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension expires: _____

SEP 22 1994