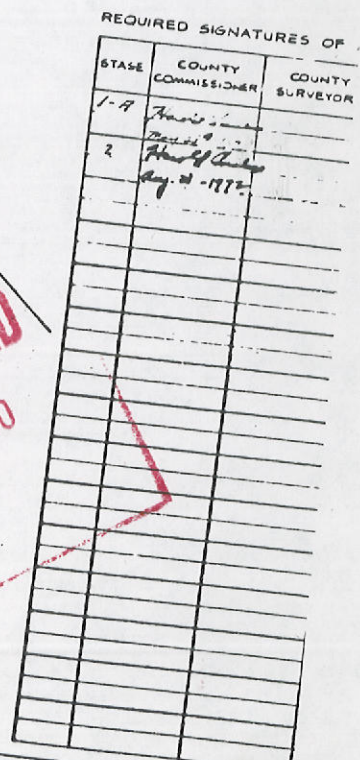
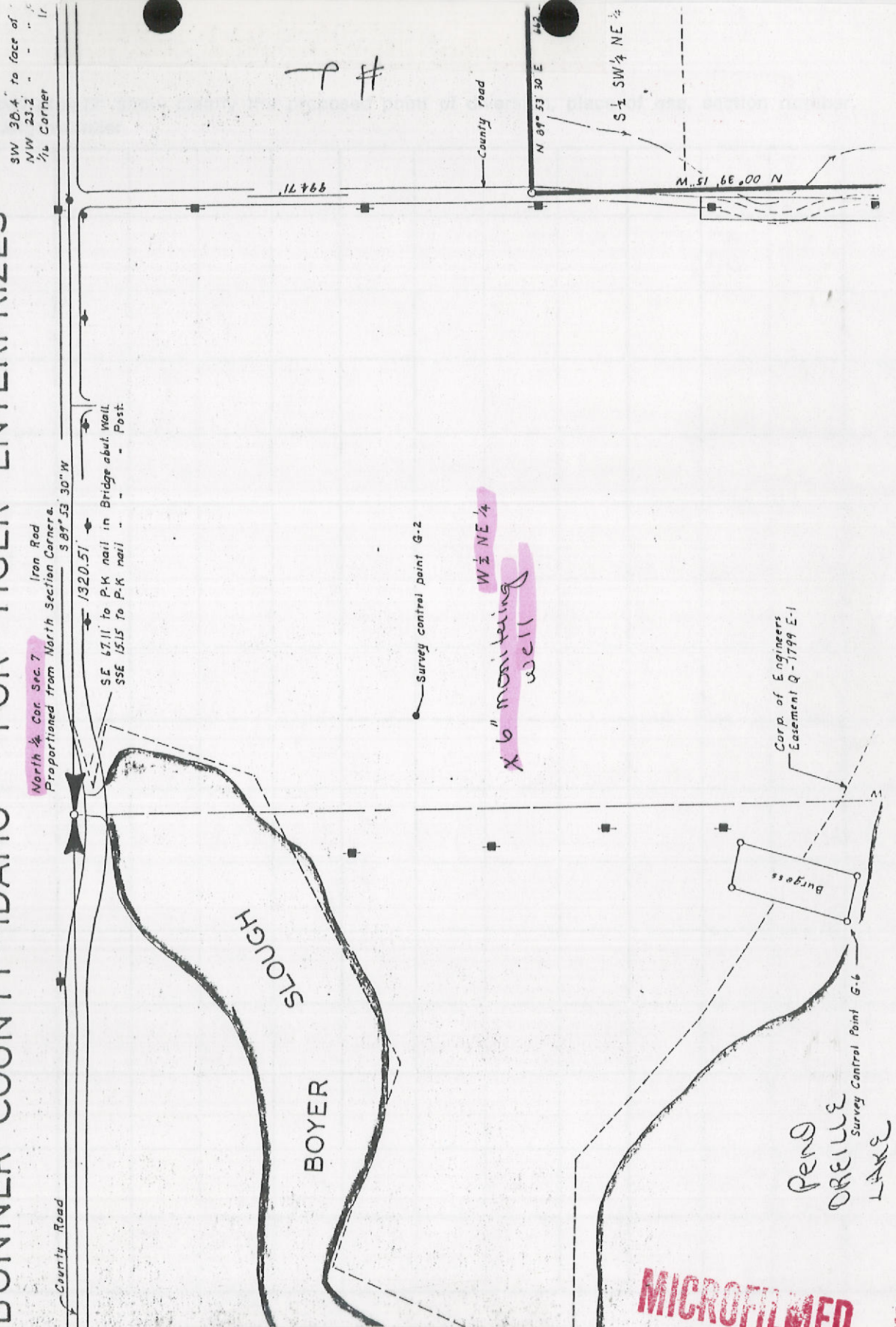


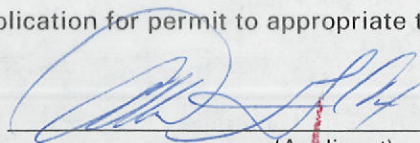
A PORTION of SECTION 7, T. 57 N., R. 1 W., B. 1 M. IDAHO



SURVEY OF $S\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION & SE $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 7, T 57N, R 1W, B.M. BONNER COUNTY-IDAHO FOR TIGER ENTERPRIZES



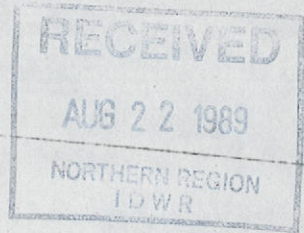
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.


 (Applicant)
 PRESIDENT

MICROFILMED

MAR 28 1990

Cox Partnership
App. # 96-08569



K

i

I

h

II

9

2 Miles 39 Ch. 55 1.63

PEND

Sec. 18.
200

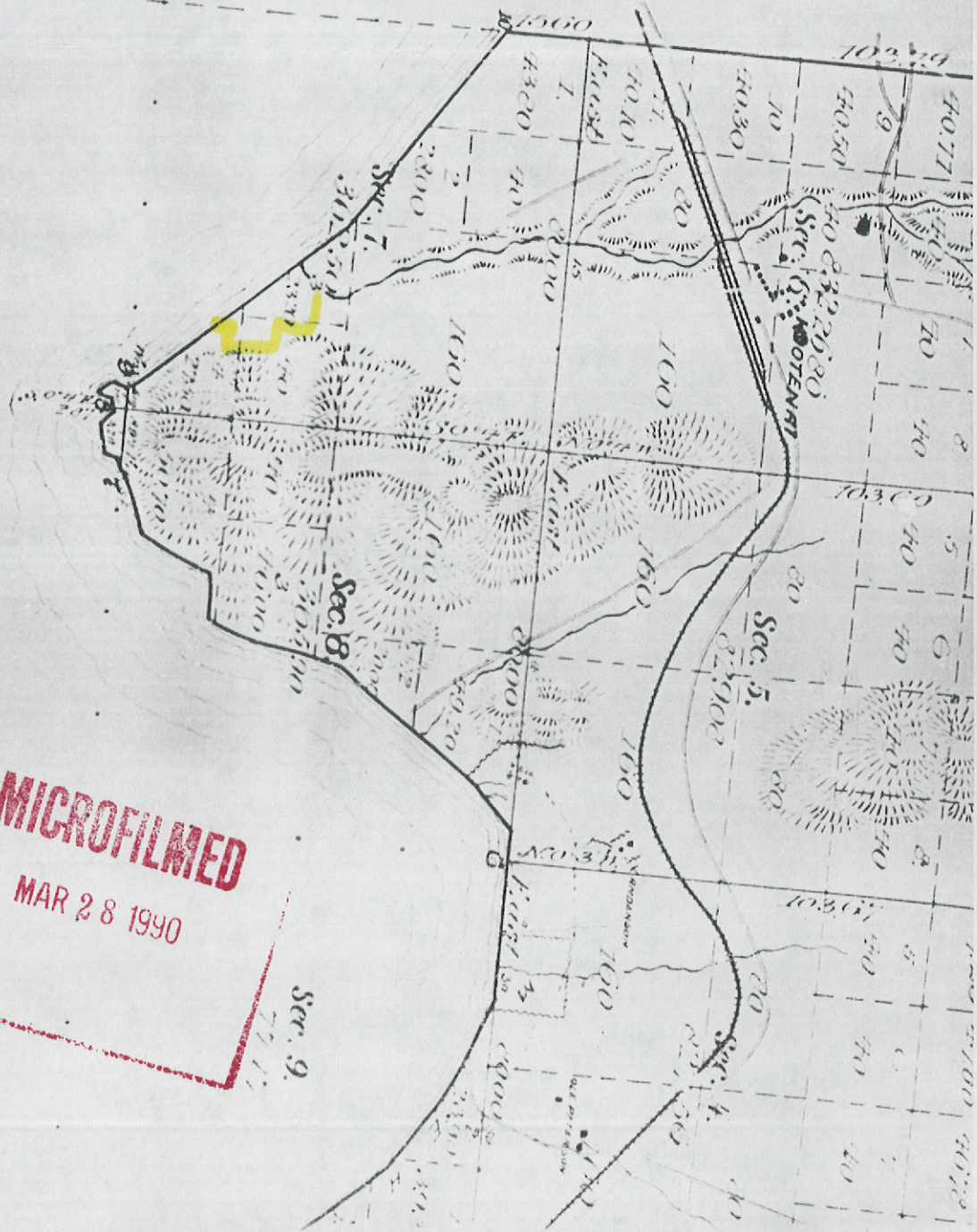
Sec. 17.
320

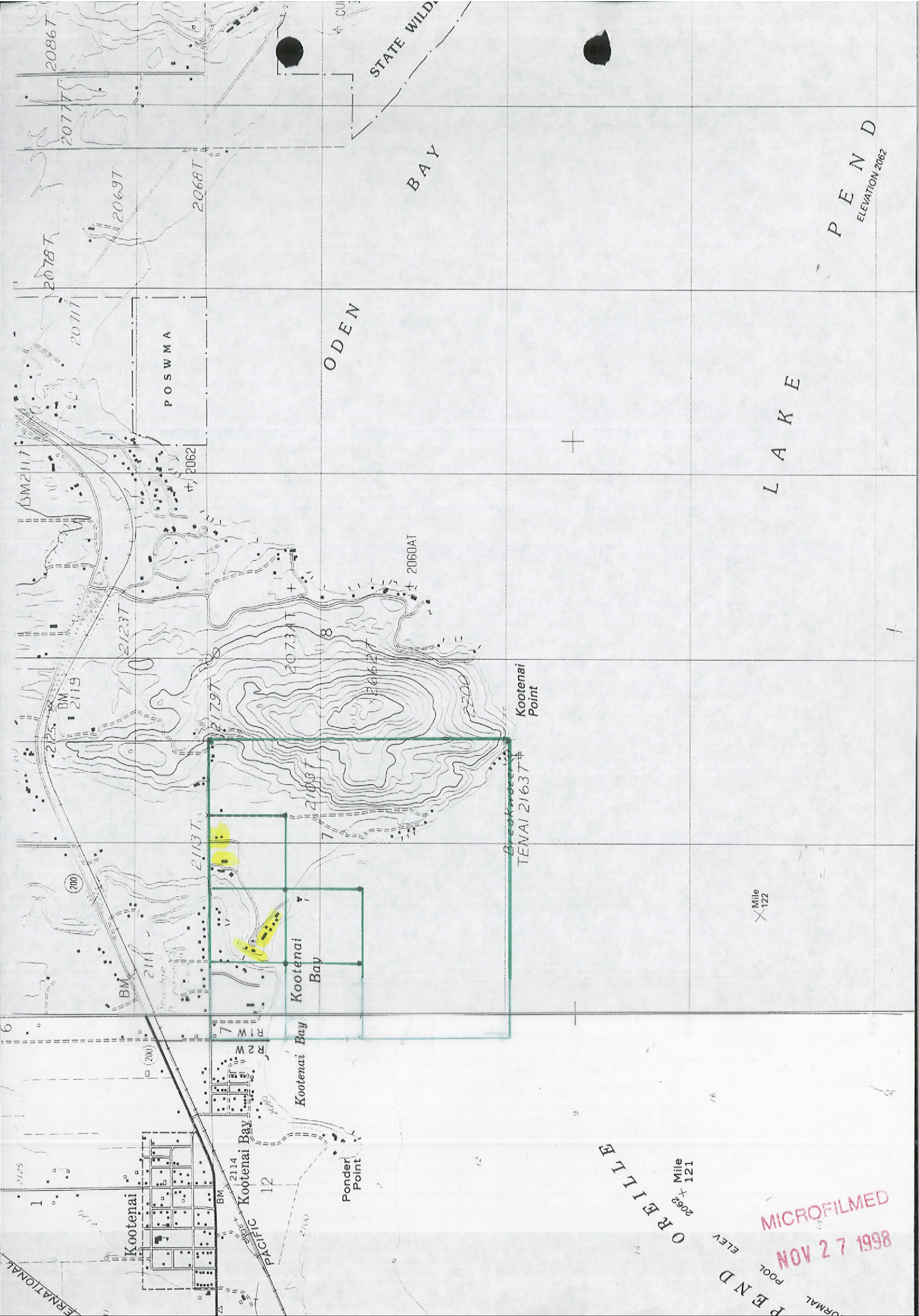
MICROFILMED

MAR 28 1990

Sec. 16.

Sec. 9.





9

70 unit condos



- i Single unit Condo



96-08569

T. 57 N., R. 01 W., Sec. 7

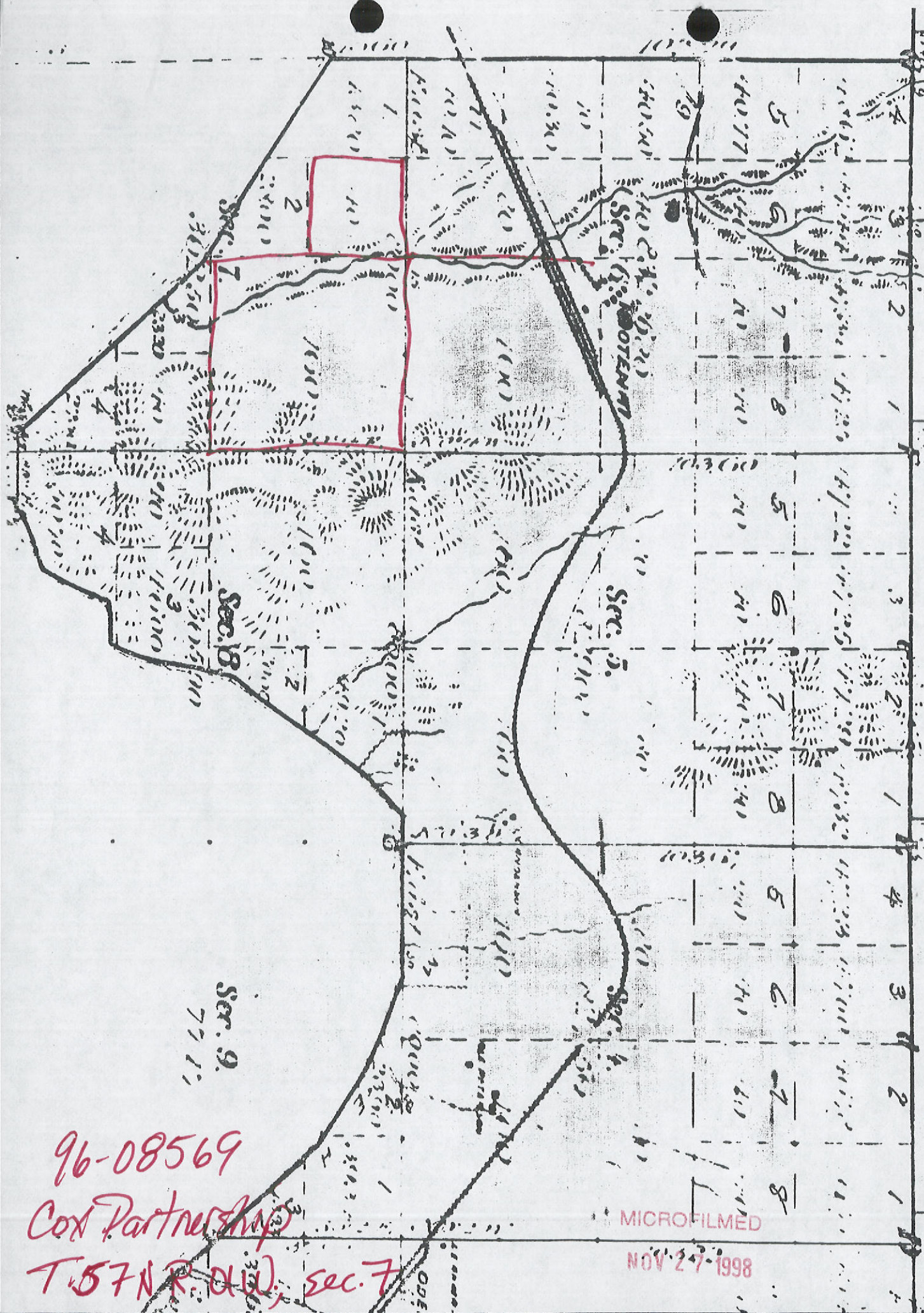
MICROFILMED

NOV 27 1998

CONCESSIONS, T57N R14W, sec. 7

T57N R14W

Section 7, Township 57 North, Range 14 West



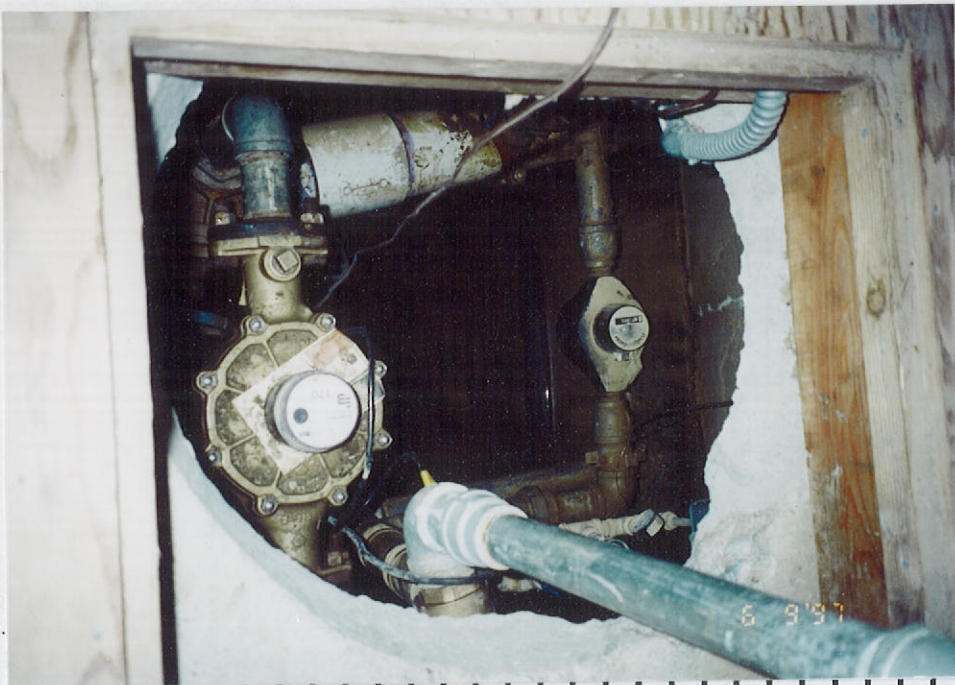
MICROFILMED

NOV 27 1998

96-08569

Cox Partnership

T57N R. 14W, sec. 7



Flow meters for Both wells.

8661 L7 AFW

WELL #2

Development and Mining

Condos

Well #1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER RIGHTS DIVISION
REPORT SUPPLY



PERMIT # 96-08569

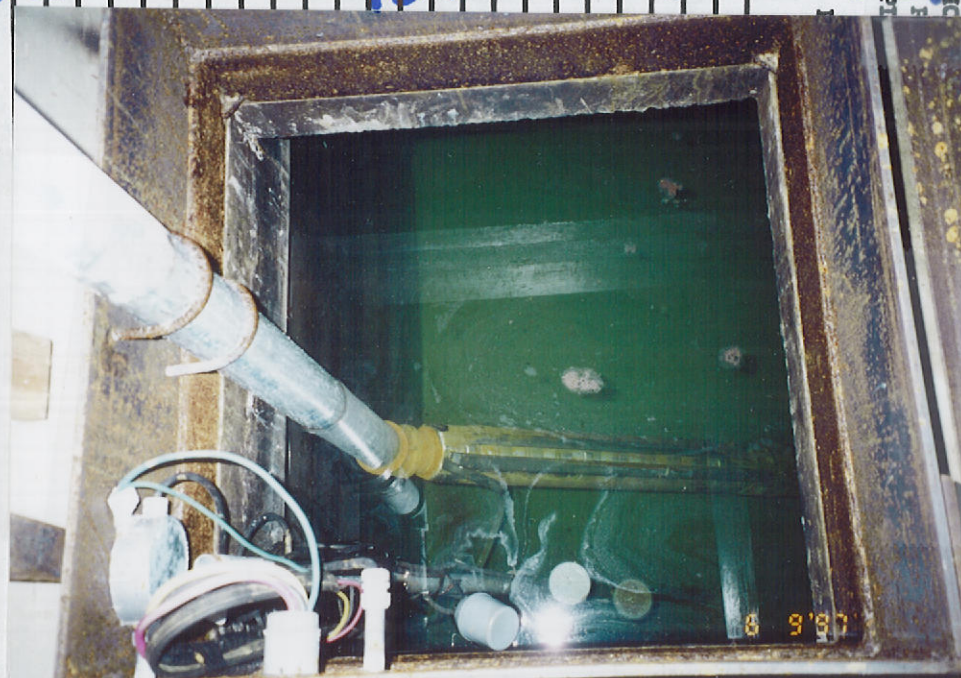


LID ON STORAGE

STORGE

PRESSURE TANK & PUMP

15 HP Pump From Storage



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PERMIT REPORT

PERMIT # 916-8569

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PERMIT # 96-08569



PLACE OF
USE



WATER
stubbin

PLACE OF USE



WATER STUBBED
TO VACANT LOTS.

MICROFILMED
NOV 27 1998

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 96-08569

Priority: November 16, 1989

Maximum Diversion Rate:

0.20 CFS

Maximum Diversion Volume:

61.2 AF

This is to certify, that COX PARTNERSHIP
PO BOX 128

SANDPOINT ID 83864

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 16, 1989; and has submitted Proof of Beneficial Use on February 1, 1995. An examination indicates that the works have a diversion capacity of 0.230 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.20 CFS	30.0 AF
DOMESTIC	01/01 to 12/31	0.20 CFS	31.2 AF
	Totals	0.20 CFS	61.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 7, Township 57N, Range 01W
NENW , Sec. 7, Township 57N, Range 01W
BONNER 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>
57N	01W	7	NWNE 1	NENW 9		10

Total number of acres irrigated: 10

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
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 shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

MICROFILMED

NOV 27 1998

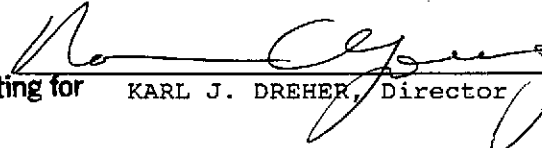
State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 96-08569

CONDITIONS OF APPROVAL AND REMARKS

6. Domestic use is for 34 homes and 18 condominium units and does not include lawn, garden, landscape, or other types of irrigation.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 6th day of OCTOBER, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED

NOV 27 1998

RECEIVED
OCT 01 1998
Department of Water Resources

Cox Partnerships
Allen Cox, Estate, by Gary Finney
(Signature) Personal Representative

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 96-08569

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 50.00 Received by LS # 0043556 Date 10/1/98

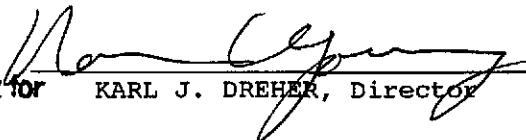
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 96-08569 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
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 shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
6. Domestic use is for 34 homes and 18 condominium units and does not include lawn, garden, landscape, or other types of irrigation.

Witness my hand this 6TH day of OCTOBER, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED
NOV 27 1998

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 96-08569	)	ORDER OF
	)	REINSTATEMENT
IN THE NAME OF COX PARTNERSHIP	)	
_____	)	

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 January 1, 1995; and,

WHEREAS, the Department notified the permit holder on October 31, 1994, 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 December 29, 1994, the permit holder submitted proof without the required license examination fee of \$50.00; and,

WHEREAS, on January 11, 1995, the Department notified the permit of the need to submit the \$50.00 license examination fee along with an additional \$175.00 fee to upgrade Drilling Permit No. 69-94-N-0059-000 to a non-domestic. The permit holder was given thirty (30) days to submit the additional fees; and,

WHEREAS, on February 1, 1995, the permit holder submitted the required fees but the receipt was not filed in the water right file; and,

WHEREAS, on February 21, 1995, the Department lapsed the permit in error; and,

RECEIVED

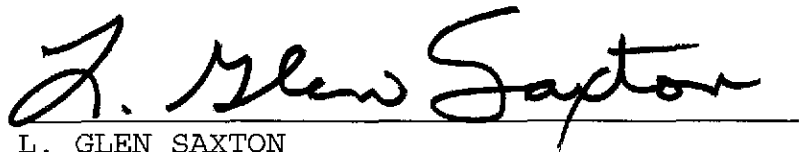
MAR 30 1995

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 required license exam and drilling permit fees on February 1, 1995; and,

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 96-08569 be REINSTATED with no advance in priority.

Dated this 1st day of March, 1995.


L. GLEN SAXTON
Chief, Water Allocation Bureau

MAR 20 1995

No ✓

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. 0032096
Receipt By: Ruby
Date Received: 2-1-95

RECEIVED

DEC 29 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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.

1. Permit No. 96-08569 Telephone No. 208-263-7613
2. Name(s) of Permit Holder(s): COX PARTNERSHIP
3. Mailing Address: P.O. Box 128 Sandpoint, ID. 83864
4. Source of Water: Well If **GROUNDWATER** (well), Date Drilled: (mo. 5 / yr. 94)
- a. Well Driller: PITTS & Sons Well Drilling Inc. Drilling Permit Number: 96-94-N-0059
- b. **OPTIONAL:**
Pump Horsepower: 5 Pressure (psi): 60 Dynamic pumping level (ft): _____

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

Privately Held Public H₂O System

~~Domestic~~ (No. of households): 50

Stockwater (No. and type of stock): _____

Irrigation (No. of acres): _____ Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: _____ 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 X

Has the measuring device been installed?

Yes _____ or No X

Flow Measurement Port: Is a flow measurement port required?

Yes _____ or No X

Has the measurement port been installed?

Yes _____ or No X

8. Fee Enclosed: \$ _____ (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: Mike Thurmond Telephone Number: 263-7613 EXT. 321

Address: P.O. Box 128 Sdpt. Id. 83864

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: Steven Schell, PROJECT Coordinator Date: 11/15/94
(include your title, if on behalf of company or organization)

MAR 30 1995

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 96-08569

Proposed Priority: November 16, 1989 Maximum Diversion Rate: 0.20 CFS

This is to certify, that **COX PARTNERSHIP**
P.O. BOX 128
SANDPOINT, ID 83864
has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.20 CFS
DOMESTIC	01/01 to 12/31	0.20 CFS
Totals		0.20 CFS

LOCATION OF POINT(S) OF DIVERSION: SWNWNE Sec. 7, Township 57N, Range 01W
BONNER County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
57N 01W 7	NENE 10	NWNE 1	SWNE 1	
	SENE 1	NENW 10	SENW 20	
	NESE 15	NWSE 15		73
Total number of acres irrigated:				73

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 **January 1, 1995**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
5. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
6. 2 points of diversion located in SWNWNE, S7, T57N, R1W.
7. Domestic use is for 400 homes.

MICROFILMED

MAR 28 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-08569

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

23 day of January, 1990

R. Keith Higginson
for R. Keith Higginson, Director

RECEIVED

MAR 28 1990

***** AMENDED *****

Form 202
6/85

Ident. No. 96-08569

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Cox Partnership Phone (208) 263-7613

Post office address P. O. Box 128 Sandpoint, Id. 83864

2. Source of water supply Groundwater which is a tributary of N/A

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

Sec. 7 Township 57N Range 1W B.M. Bonner County; additional

points of diversion if any: 2 Pts. in SWNWNE Sec. 7, T57N, R1W.

4. Water will be used for the following purposes:

Amount 0.2 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.2 for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.2 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well with submersible 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" & 6" inches; proposed depth of well is 240 feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

7. Time required for the completion of the works and application of the water to the proposed beneficial use is

5 years (minimum 1 year).

MICROFILMED

MAR 28 1990

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. 400 maximum
- 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	
57N	1W	7	10 D	1 D	1 D	1 D	10 D			20 D					15 D	15 D			73

Total number of acres to be irrigated 73

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

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

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

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: Bob Pitts & Sons, Inc., 4775 Baldy Mtn. Rd., Sandpoint, Id. -Well Driller
Engineer: Tom Yeager, Ruen-Yeager & Associates

1119 Ironwood Pkwy, Suite 200

Coeur d'Alene, Id. 83814

MICROFILMED

MAR 28 1980

[illegible]

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.

President (Applicant)

Received by pm Date 11/16/89 Time 1:45PM Preliminary check by JK
Amend 2
Fee \$ 20.00 Received by pm # N 3467 Date 11/16/89
Publication prepared by pm Date 11/29/89 Published in Antelope
Publication approved pm Date 12/28/89

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:

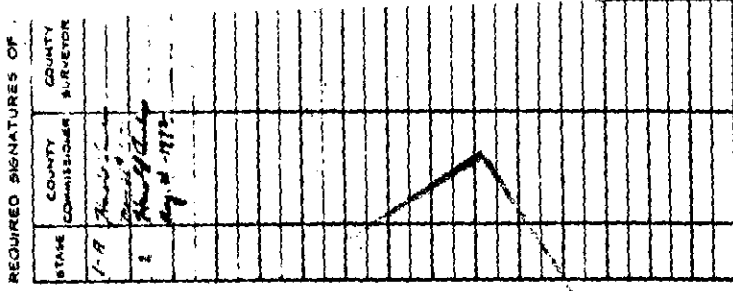
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the 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:

MICROFILMED

MAR 28 1990

RECORD MAP

BONNER COUNTY,



RECEIVED
MAR 28 1960

MAR 28 1990

COX PARTNERSHIP

401 South First Avenue
Phone: 263-7613, Business
263-2582, Home
Sandpoint, Idaho 83860

August 8, 1989

Partners:
Allen G. Cox - President
P.O. Box 128
Sandpoint, ID 83864

Jacquita Cox
401 S, 1st
Sandpoint, ID 83864

Donald J. Cox
401 S. 1st
Sandpoint, ID 83864

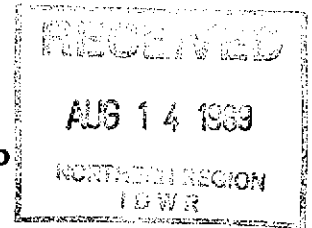
Jacquita Heerlein
2803 Columbus
Boise, ID

MICROFILMED

MAR 28 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 96-08569



To appropriate the public waters of the State of Idaho

1. Name of applicant Cox Partnership Phone (208) 263-7613

Post office address P.O. Box 128 Sandpoint, ID 83864

2. Source of water supply ground water which is a tributary of N/A

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

Sec. 7 Township 57N Range 1W B.M. Bonner County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .016 for Domestic purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum) .02 JK

Amount .016 for IRRIGATION purposes from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum) PER ITEM # 9 - JK

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) .016 cfs and/or (b) _____
cubic feet per second acre feet per annum .02 JK

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well with submersible 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" & 6" inches; proposed depth of well is 240' feet.

d. Is ground water with a temperature of greater than 90°F being sought? no

7. Time required for the completion of the works and application of the water to the project is _____

10 years (minimum 1 year). (ALLOW 5 YRS TK)

MICROFILMED

MAR 28 1990

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. 400 maximum
- 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	
see attached list of property																			
57	1W	7	10 D	1 D	1 D	1 D	10 D			20 D					15 D	15 D			78

Total number of acres to be irrigated = 0 - 78

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

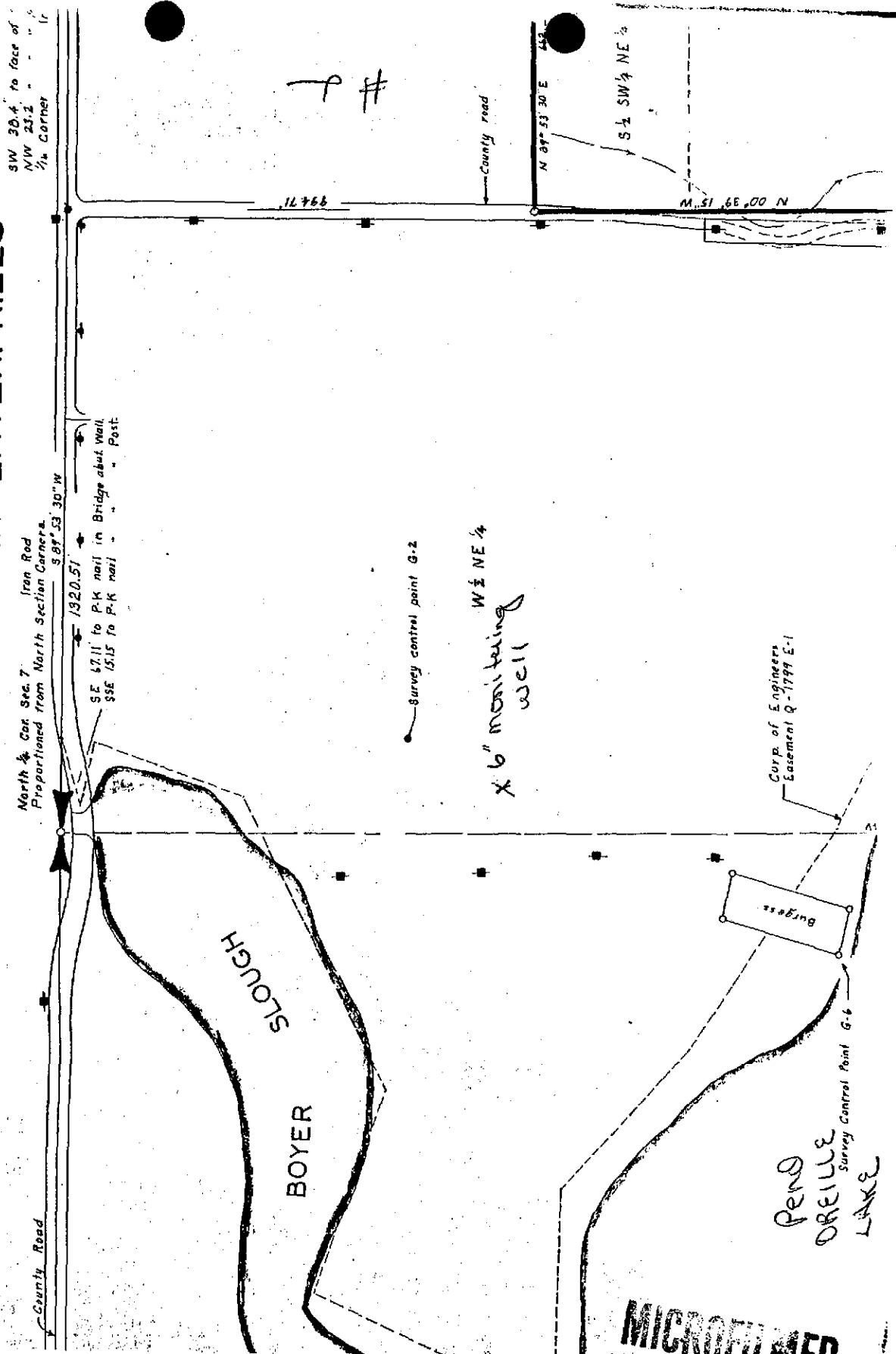
11. a. Who owns the property at the point of diversion? Cox Partnership
- b. Who owns the land to be irrigated or place of use? Cox Partnership
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Bob Pitts & Sons, Inc. 4775 Baldy Mtn Rd Sandpoint, ID well drill
Engineer: Tom Yeager, Ruen-Yeager & Associates
1119 Ironwood Parkway, Suite 200
Coeur d'Alene, ID 83814

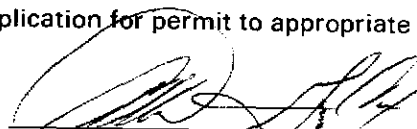
RECORDED

MAR 28 1990

TRTY SURVEY OF S1/2 SW1/4 NE1/4 SECTION & SE1/4 NE1/4 SECTION 7, T 57N, R1W, B.M. BONNER COUNTY-IDAHO FOR TIGER ENTERPRIZES



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


 (Applicant)
 PRESIDENT

Received by pm Date 7/28/89 Time 1:25 PM Preliminary check by OK
Fee \$ 30.00 Receipted by pm # N3193 Date 7/28/89
Publication prepared by pm Date 8/30/89 Published in Aug Bee
Publication approved pm Date 10/4/89

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:

MICROFILMED

MAR 28 1990

App 1. # 96-08569



137437 REGION

2000

11

2.

10. *Phragmites*

4

$$=$$

2

2. Article 3901, 3902, 3903

500

Sec. 17.
320

Ver. 16.

THE END

MICROFILMED

MAR 28 1990

See: 5

AFFIDAVIT OF PUBLICATION

State of Idaho

SS.

County of Bonner,

Tina Vandenberg being first duly sworn on oath
deposes and says that he/she is BOOKKEEPER
of the Bonner County Daily Bee, a newspaper printed and
published at Sandpoint, Bonner County, Idaho; that the
said newspaper has been continuously and uninterruptedly
published in said Bonner County during a period of 12
months prior to the first publication of the hereto attached
notice of publication in the case of:

Legal Notice

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 7 day of Dec, 19 89
and ending on the 14 day of Dec, 19 89
and that said notice was published in said newspaper.

On this 27 day of December in the year
of 89, before me, a Notary Public, personally
appeared Tina Vandenberg
known or identified to me to be the person whose name
subscribed to the within instrument, and being by me first
duly sworn, declared that the statements therein are true,
and acknowledged to me that he executed the same.

Kim Johnson
Notary Public for Idaho

Residing at Sandpoint

My commission expires: 10/22/93

**NOTICE OF AMENDED
APPLICATION FOR PERMIT**
NOTICE IS HEREBY GIVEN
THAT the Cox Partnership has filed
with the Department of Water
Resources on November 16, 1989,
amended Application for Permit No.
96-8569 adding a point of diversion
and increasing the amount of water
to be used.

The applicant now wishes to show
the point of diversion as 2 points in
the SWNWNE Sec. 7 T57N R1W. The
amount of water for Domestic and
Irrigation purposes was increased
from 0.02 CFS to 0.20 CFS for each
use, for a total of 0.20 CFS.

(For additional information
concerning the property location,
call the Northern Regional Office at
765-4639.)

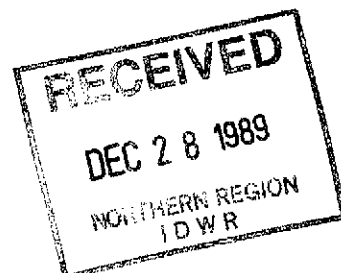
Any protest to the proposed
Amended Application for Permit
must be filed with the Idaho Dept. of
Water Resources, 1910 Northwest
Blvd., Suite 210, Coeur d'Alene,
Idaho 83814 on or before December
26, 1989.

R. Keith Higginson, Dir.

#3247 December 7, 14, 1989

X / ASAP

OK
12/28/89



MICROFILMED

MAR 28 1990

3247 *

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Tina VanDenBerg being first duly sworn on oath
deposes and says that he/she is BOOKKEEPER
of the Bonner County Daily Bee, a newspaper printed and
published at Sandpoint, Bonner County, Idaho; that the
said newspaper has been continuously and uninterruptedly
published in said Bonner County during a period of 12
months prior to the first publication of the hereto attached
notice of publication in the case of:

Legal Notice

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 7 day of Sept, 19 89
and ending on the 14 day of Sept, 19 89
and that said notice was published in said newspaper.

On this 20 day of Sept in the year
of 89, before me, a Notary Public, personally
appeared Tina VanDenBerg,
known or identified to me to be the person whose name
subscribed to the within instrument, and being by me first
duly sworn, declared that the statements therein are true
and acknowledged to me that he executed the same.

Kim Johnson
Notary Public for Idaho

Residing at Sandpoint

My commission expires: 10/22/93

NOTICE OF APPLICATION FOR WATER RIGHT

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

96-08567

SCHWEITZER BASIN WATER CO.
206 BROADMOOR ST.
RICHLAND, WA 99352
Source: GROUNDWATER
Diversion Pt: SWSWSE Sec 20 T 58N
R 02W
Use: COMMERCIAL (.100 CFS)
DOMESTIC (.900 CFS)
Date Filed: 8/09/1989
In: T58N R02W S20 SE

96-08568

NACCARATO, ROLAND D.
NACCARATO, PATTI R.
N. 11613 KING ARTHUR DR.
SPOKANE, WA 99218
Source: GROUNDWATER
Diversion Pt: NENE Sec 25 T 57N R
03W
Use: IRRIGATION (.100 CFS)
DOMESTIC (.040 CFS)
Date Filed: 8/14/1989
In: T57N R03W S25 NENE
5.0 ACRES TOTAL

96-08569

COX PARTNERSHIP
BOX 128
SANDPOINT, ID 83864
Source: GROUNDWATER
Diversion Pt: SWNWNE Sec 7 T 57N
R 01W
Use: IRRIGATION (.020 CFS)

DOMESTIC (.020 CFS)
Date Filed: 7/28/1989
In: T57N R01W S07 NENE NWNE/SE
SWNESENE
NENW SENW NESE NWSE
73.0 ACRES TOTAL

96-08570

DE WITT, JACKIE
DE WITT, PAUL A.
640 WRENCO RD. #5
SANDPOINT, ID 83864
Source: UNNAMED STREAM
Tributary: SMITH CREEK
Diversion Pt: SESESE Sec 21 T 57N
R 03W
Use: IRRIGATION (.020 CFS)
Date Filed: 8/23/1989
In: T57N R03W S21 SESE
0.5 ACRES TOTAL

For additional information con-
cerning the property location, call
the Northern Regional Office at 765-
4639.

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the Director, Dept. of
Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210,
Coeur d'Alene, Idaho 83814 on or
before SEPTEMBER 25, 1989.

R. Keith Higgins, Director

#3081 September 21, 1989

RECEIVED

OCT 04 1989

NORTHERN REGION
IDWR

MAR 28 1990

3081



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

October 7, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

COX PARTNERSHIP
PO BOX 128
SANDPOINT ID 83864

RE: WATER RIGHT NO. 96-08569

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license 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 unless a party petitions for reconsideration or files an exception and/or brief 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 twenty-one (21) 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. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

MICROFILMED

NOV 27 1998

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department 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 Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department 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 Department 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.

MICROFILMED

NOV 27 1998
2

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.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

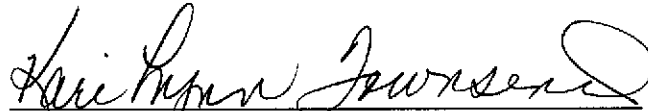
NOV 27 1998

CERTIFICATE OF MAILING

I hereby certify that on the 7th day of **October, 1998**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 96-08569

COX PARTNERSHIP
PO BOX 128
SANDPOINT ID 83864


Kari Lynn Townsend
Secretary

MICROFILMED
NOV 27 1998



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

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

September 11, 1998

Mike Thurmond
Cox Partnership
Box 128
Sandpoint, ID 83864

RE: Water Right No. 96-08569

Dear Mr. Thurmond:

Based on our conversation yesterday concerning the number of acres calculated for irrigation under Permit No. 96-08569, the acres were re-calculated on the figure of 8,000 square feet per lot. Thus the total number of acres comes out to be $10 (52 \times 8,000 / 43,560 = 9.55 \text{ acres rounded off to } 10)$.

The re-calculation is reflected in the enclosed amendment. As stated in my letter of August 27, 1998, the amendment is required to accurately describe the locations of the wells within the NWNE and NENW of Section 7. The permit only identified the NWNE.

If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days. If you do not concur, or if you have additional questions or concerns about this information, please contact me as soon as possible. Again, my telephone number is (208)327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

Enclosure

MICROFILMED

NOV 27 1998

MEMORANDUM

DATE: September 10, 1998

TO: Water Right File 96-08569

FROM: Shelley W. Keen *SWK*

RE: Irrigated acreage

Yesterday I spoke with Mike Thurmond of Cox Partnership (208-263-7613) about my request for an amendment of permit 96-08569. Mr. Thurmond says that our field examiner's estimate of 5000 sq. ft. of lawn per lot is low because about half of each lot is irrigated. The permit was for 73 acres of irrigation on 400 lots, or about 8000 sq. ft. per lot. Lot sizes vary from about 13000 sq. ft. to about 25000 sq. ft. I told Mr. Thurmond that we would recalculate the irrigated acreage and send him a revised amendment form.

Mr. Thurmond also asked about water right coverage for new development within the subdivision. I advised him to file another application for permit.

MICROFILMED

NOV 27 1998



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

August 27, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

COX PARTNERSHIP
PO BOX 128
SANDPOINT ID 83864

RE: WATER RIGHT NO. 96-08569

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that the point(s) of diversion developed is in a location other than what was described on your permit. Therefore, before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

The enclosed Application for Amendment form depicts the point(s) of diversion and other information as it will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED
NOV 27 1998

MEMORANDUM

TO: File 96-08569

FROM: Sharla

DATE: August 24, 1998

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit No. 96-08569 are as follows:

C. DIVERSION AND DELIVERY SYSTEM

2. Place(s) of Use

T57N, R1W, S7 - NWNE (1 acre), NENW (5 acres)

H. RECOMMENDATIONS

Irrigation	3/15 - 11/15	~~0.12~~ ^{.20} cfs	~~18.0~~ ^{30.0} afa
Domestic	1/1 - 12/31	0.20 cfs	31.2 afa
TOTALS		0.20 cfs	49.2 afa

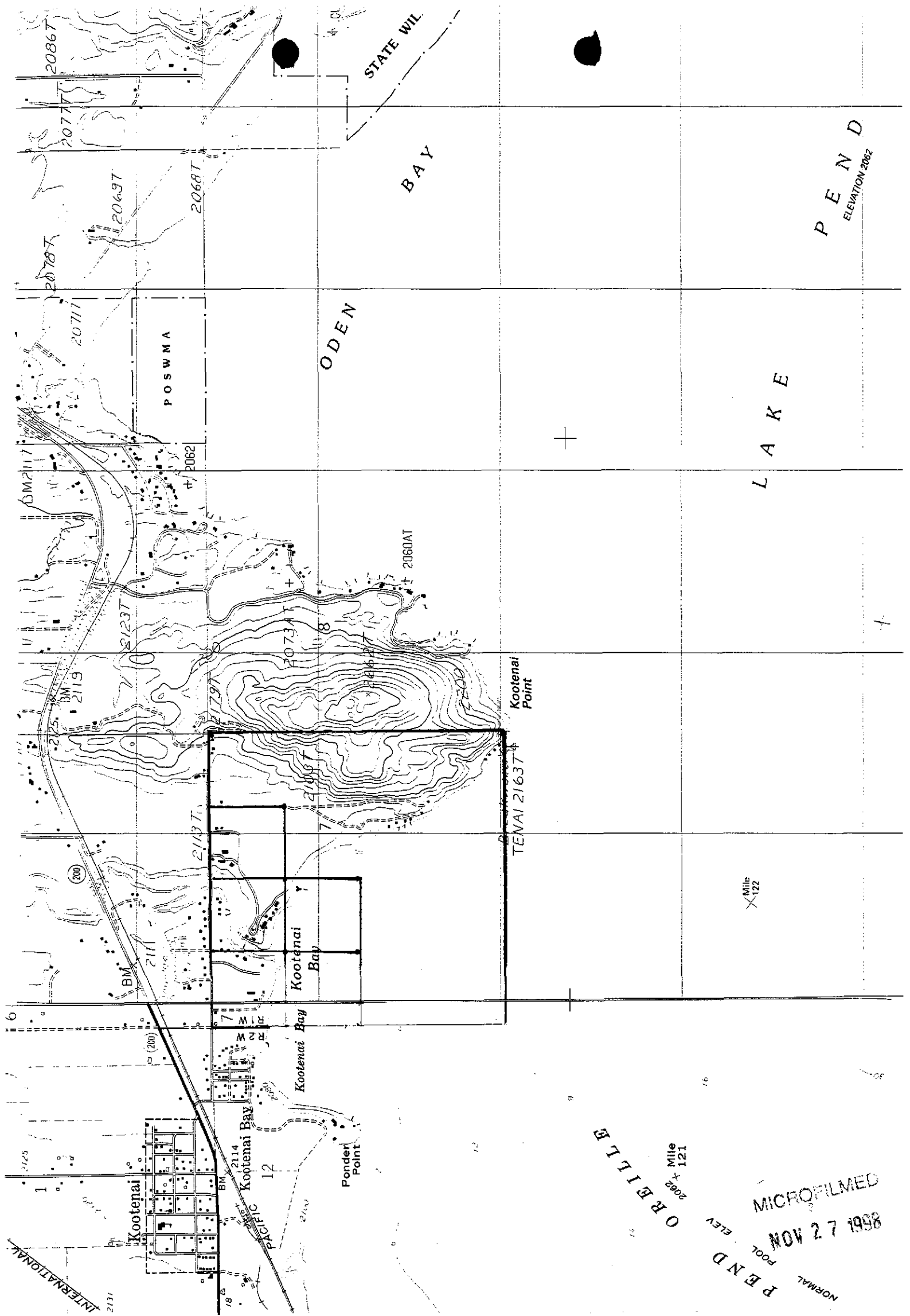
Domestic volume is based on .6 af/home (34 + 18 = 52 homes) = 31.2 af. The number of homes was verified with the plat map sent by the right holder in response to my letter. The system is capable of producing .20 cfs; the domestic use will be licensed for 0.20 cfs. The number of acres per ¼¼ has been rounded to the nearest whole and the "subdivision" falls entirely in the NWNE and NENW of Section 7 as seen on the USGS topo map. The subdivision plat map attached to the field exam makes it appear that the place of use is within 4-6 ¼¼ descriptions, however, when you look at the scale labeled on it (1" = 100'), the total footage from the NW corner to the NE corner is only 3225 feet. The plat map is out of proportion. The place of use has been changed accordingly.

*Based on memo of SWK on 9/10, 8000 sq ft per home
allowed (8000 x 52 / 43,560 = 10 ac)*

Exam Date: June 9, 1997

Examiner: Herman Spangle

MICROFILMED
NOV 27 1998



STATE WIL

BAY

ODEN

POSWMA

L A K E

P E N D
ELEVATION 2062

Kootenai
Point

TENAI 21637

Kootenai
Bay

Kootenai Bay

Ponder
Point

Kootenai

Kootenai Bay

Kootenai Bay

Kootenai Bay

Kootenai Bay

OREILLE
2062 X Mile 121

P E N D
ELEV
MICROFILMED
NOV 27 1998
NORMAL
POOL

LICENSE REVIEW CHECKLIST

PERMIT NO. 96-08569 DATE 6/25/98 REVIEWER: SHARLA

NAME Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV Change (P39/P47) Add (P45/P42) Feds - P40
 W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s):
 File reviewed _____ Profile reports printed _____

PLACE OF USE OK Change (P41/P47) Add (P41/P42) Feds - P43

W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s):
 File reviewed _____ Profile reports printed _____

PD & PU amend (P37) Feds - P48

RATE OF DIV

Permitted Rate .20 cfs
 Fee limit .20 cfs \$50⁰⁰
 Measured .23 cfs
 Theoretical .26 cfs

Recommended Total Div Rate .20 cfs

WATER USES

OK Change (P46)
.14 cfs 603-18 af Irrig -
.20 cfs 171.6-29.1 af
.52 cfs 31.2 af
 cfs _____ af
 cfs _____ af
 cfs _____ af Domestic
 cfs _____ af Power
 cfs _____ af Fish (042)
 TOTALS .20 cfs 5.7 af
49.2

overlap (R58-R61, R62-R65, R66-R69)
 supp. gw (WB7/065/079)
 overlap spec. combined rts (W35)
 <1acre (W31) 34 homes and 18 condo
 units.
 (W42 or W43/025/027/R22 or R23)
 Fire (077) Wtr Quality (081/R07)

Flow rate .14 cfs X 246 days X 1.98 = 68.2 af

REMARKS

ADD'L CONDITIONS _____ Watermaster Control WD# _____
 _____ GW Measurement/Measuring Device

Others Trust (052/R55 - remove 051) Non-trust (048/049) # homes

Advance Priority _____ yes ✓ no

SRBA Claim NA

Adjust Memo dom rate
 Amend letters rounded acres
P45 P46
P47
P39 P39

u	u	u	u

~~NAME~~
 8
 NEW
 5.35
 7

RECEIVED

JUN 25 1998

Department of Water Resources

COX PARTNERSHIP

P O Box 128
Sandpoint, ID 83864

June 22, 1998

Sharla Curtis
Idaho Department of Water Resources
1301 North Orchard Street
P O Box 83720
Boise, ID 83720-0098

RE: Water Right 98-08569

Dear Ms. Curtis,

I have enclosed a plat map with all homes & condos drawn on it. There is no combined lots with a home on them.

The Condominiums units are all numbered. You should have a set of full size prints to match this information too. I have sent 2 sets to your department.

Thank you,



Michael B. Thurmond
Chief Engineer

MICROFILMED
NOV 27 1998

MAP #1

No Condo
on #17

70 unit condos

11-1 Dunit Condos

 Single unit home
 Single unit condo



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 29, 1998

Mike Thurman
Cox Partnership
P.O. Box 128
Sandpoint, ID 83864

RE: Water Right 98-08569

Dear Water Right Holder(s):

I'm in the process of reviewing your file for licensing. In order to complete this process, I need to get some additional information from you. I need an as-built plat map that identifies all of the lots with homes or condominiums labeled. I ask that you also identify any combined lots that have only one home on them and identify the number of condominiums per building. Please notify the department within thirty (30) days so our licensing process may continue.

Thank you for your help in this matter. If you have any questions, please feel free to contact me at (208) 327-5452.

Sincerely,

Sharla Curtis
Water Resource Agent

SC:cb

MICROFILMED

NOV 27 1998

Department of Water Resources

Permit No.

1. Owner:

Cox Partnership

Phone No.

(208)-263-7613

Current Address:

P.O. Box 128

Sandpoint, Id.

83864

2. Accompanied by:

Mike Thurman

EXAM DATE :

6-9-97

Address:

SAME AS ABOVE

Phone No.

SAME AS ABOVE

Relationship to Permit Holder:

Company Representative

3. Source:

Groundwater

tributary to

B. OVERLAP REVIEW

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

96-04143

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

— none

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

[illegible]

2. Place(s) of Use:

Indicate Method of Determination

[illegible]

NOV 27 1998

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

*See AS-BUILTS

Scale: 1" = ~~N/A~~

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Well #1	Submersible	5.0		Meyers	1 1/2"
Well #2	Submersible	5.0	Raidler H4A10	Meyers	2" / J-5050
Reservoir #1	Submersible	15HP		Grundfos	3"

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Well #1	Inline	Badger			1"	
Well #2	Inline	Badger	#170		2"	

2. Measurements:

Reservoir #1 - 3" Badger Flowmeter #94686175 - Totalizer
Reads in GALLONS. MICROFILMED

NOV 27 1998

E. NARRATIVE/REMARKS/COMMENTS

System consist of 2 wells. Well #1 is a 6" Well which is located next to a Meter House. Well #1 is located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$. Well #2 stands alone 300' West of Well #1 and is a 8" well. These wells alternate pumping water to a 40,000 gallon reservoir that is located approx $\frac{1}{4}$ mile West of the Well locations. The system is designed for Well #2 to pump East 300' to a connection with Well #1 discharge line and is pumped back West to the storage reservoir. A 6" P.R. main line carries the water to the storage reservoir. From the reservoir (2) 2" water service line serve 2 Building 100 ft. west of storage reservoir. The buildings are condominiums which are served by a 2" main line. A 6" main line runs from the storage easterly 200' where another 2" main line runs south to another set of Condominiums. The 6" main line continues easterly to serve the rest of the lots in the development.

There is a total of 4 Condos and 33 Homes on the system

Measurement of Well pumping was conducted with stopwatch and flowmeter. Well #1 produce 50 gallon in 61 seconds. Well #2 produced 50 gallons in 57 seconds.

there is a 15 HP Submersible Grundfos pump this is used to distribute water from storage reservoir. Also system has 8-120 gallon pressure tanks. Irrigated area consist of Condo Common Areas and Lawns for Homes. Lawns Average 500 sq. ft. for 10 rows.

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

MICROFILMED

NOV 27 1998

F. FLOW CALCULATIONS

Measured Method:

~~Additional Computation Sheets Attached~~

Flowmeter/stop watch
Well #2
50 gpm @ 57 seconds

$$\frac{50}{x} \times \frac{57}{60} = 52.63 \text{ gpm}$$

Well #1

$$\frac{50-41}{x} \times \frac{60}{60} = 49.18 \text{ gpm}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (6.0)(3.0) = 18.0 \text{ Acre Feet.}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (.12)(245)(1.9835) = 58.3$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 18.0 \text{ Acre Feet}$$

2. Volume Calculations for Other Uses:

$$33 \text{ homes @ } .10 \text{ Acres} = 3.3$$

$$\text{Condos Common Areas} = 3 \text{ acres} = \frac{3.0}{6.0 \text{ Acres irrigated}}$$

$$19 \text{ Condos @ } .6 \text{ Acre Ft.} = 11.4 \text{ Acre Ft.}$$

$$33 \text{ homes @ } .6 \text{ Acre Ft.} = 19.8$$

$$19.8 + 11.4 = 31.2$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
IRRIGATION	From 3-15	To 11-15	.12	18.0
Domestic	1-01	12-31	.12	31.2
Totals:			.12	49.2

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name

[Signature]

Date

7-15-97

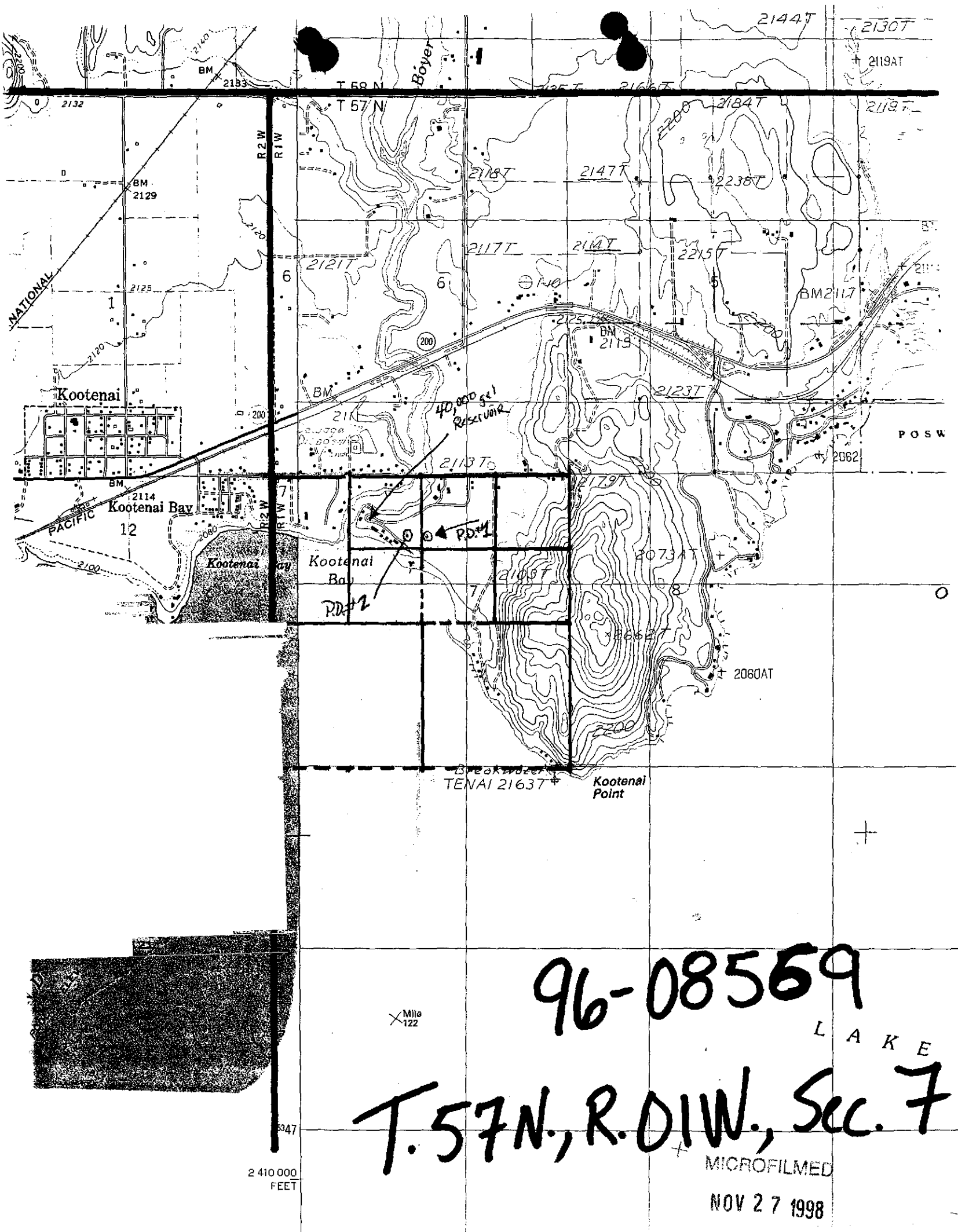
Reviewer

Date

SEAL

MICROFILMED

NOV 27 1996



T57d R14

consideration

14

10

1990

00

—

—

11

1

1

10

3

778

0

10

T 57 N R O L U sec. 7

NOV 27 1998

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 96-08569 WELL#1

DATE: 15-JUL-97

COMPLETE BY: HERM

HORSEPOWER = 5.0

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 110 FEET

SYSTEM PRESSURE = 60 PSI

QUANTITY = 0.12 CFS

MICROFILMED

NOV 27 1998

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 96-08569 WELL#2

DATE: 15-JUL-97

COMPLETE BY: HERM

HORSEPOWER = 5.0

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 73 FEET

SYSTEM PRESSURE = 60 PSI

QUANTITY = 0.14 CFS

MICROFILMED
NOV 27 1998

BOB PITTS & SONS, INC.

WELL DRILLING AND PUMP SERVICE

4775 BALDY MTN. ROAD SANDPOINT, IDAHO 83864

PH. (208) 263-3042

DATE 8-18- 19 94NAME Sand-Ida Service IncADDRESS 807 5th AVCITY Sandpoint STATE Id. ZIP 83864

TERMS: CASH

1.5% PER MONTH CARRYING CHARGE WILL BE ADDED TO ALL ACCOUNTS PAST DUE.

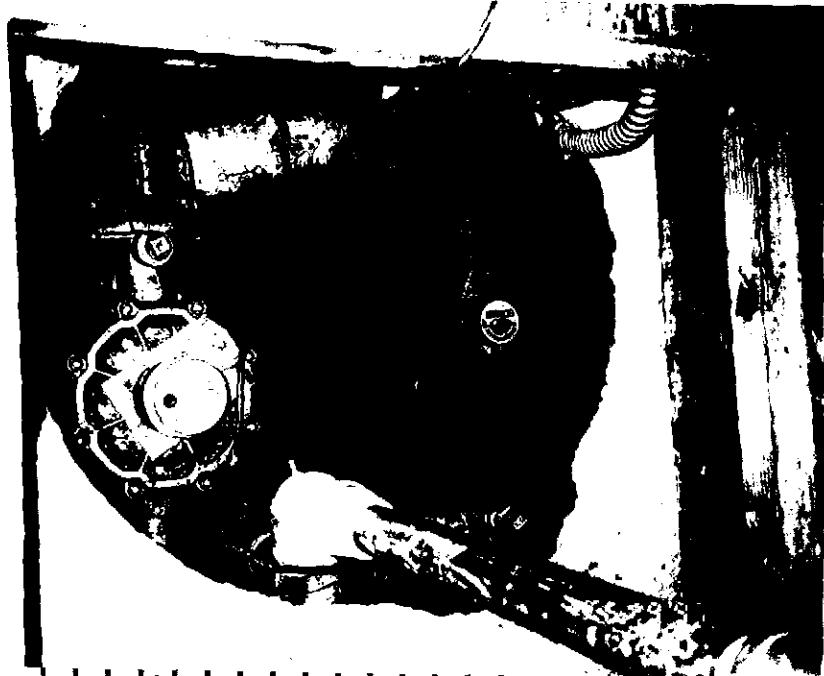
FOOTAGE	SIZE CASING	PRICE PER FOOT	DESCRIPTION	AMOUNT
pd 9/15/94 CK #2796 6649.64			15 hp Grundfos Pump	\$3,600.00
			Control Panel	1,300.00
			3" x 3" Galv. Nipple	109.5
			3" x 2" Galv bell	20.95
			3" pitless adapter	573.00
			checkvalve 3" 195.00 x2	390.00
			Freight on Pump	105.00
			1" Control Panel	75.00
			Installation 65.00 hr.	
			2 Men	
			7-29-94 8 hrs	520.00
			7-30-94 4 hrs	260.00
		Subtotal	\$6,854.90	
		Tax	294.74	
		Credit on pump	\$7,149.64	
			500.00	
		Total due	\$6,649.64	

PEND OREILLE PRINTERS 646

Reservoir
Pump (15 H.P.)

MICROFILMED

NOV 27 1998



Flow meters for Both wells.

8800 1 7 172

WELL # 2



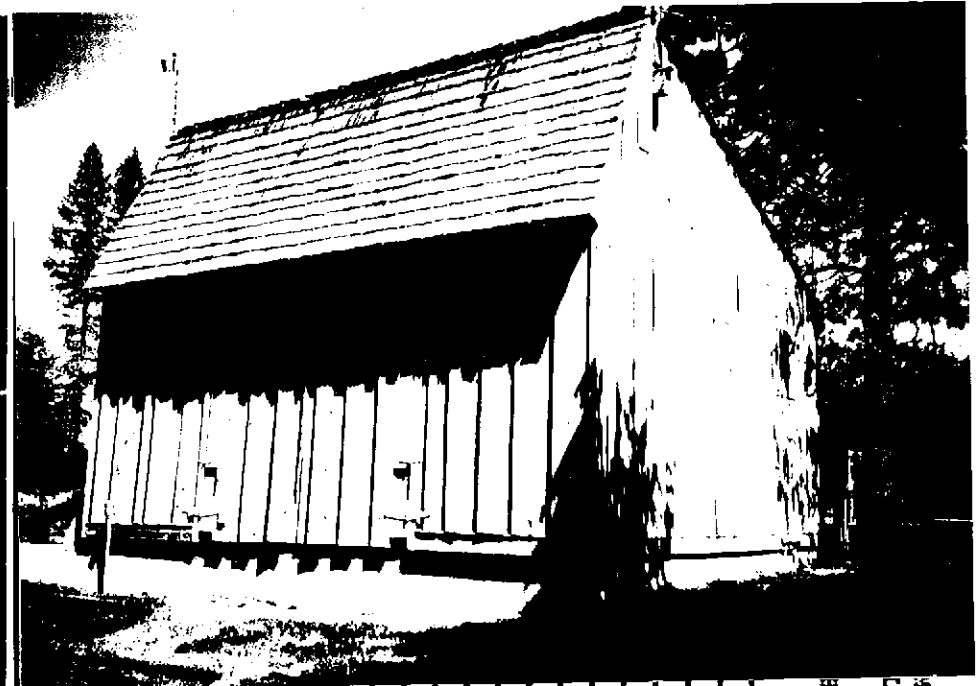
Development and Mining
Condo

Well # 1



STATE OF IDAHO
DEPT OF WATER
AND REPORT SUPPL

PERMIT # 96-08569

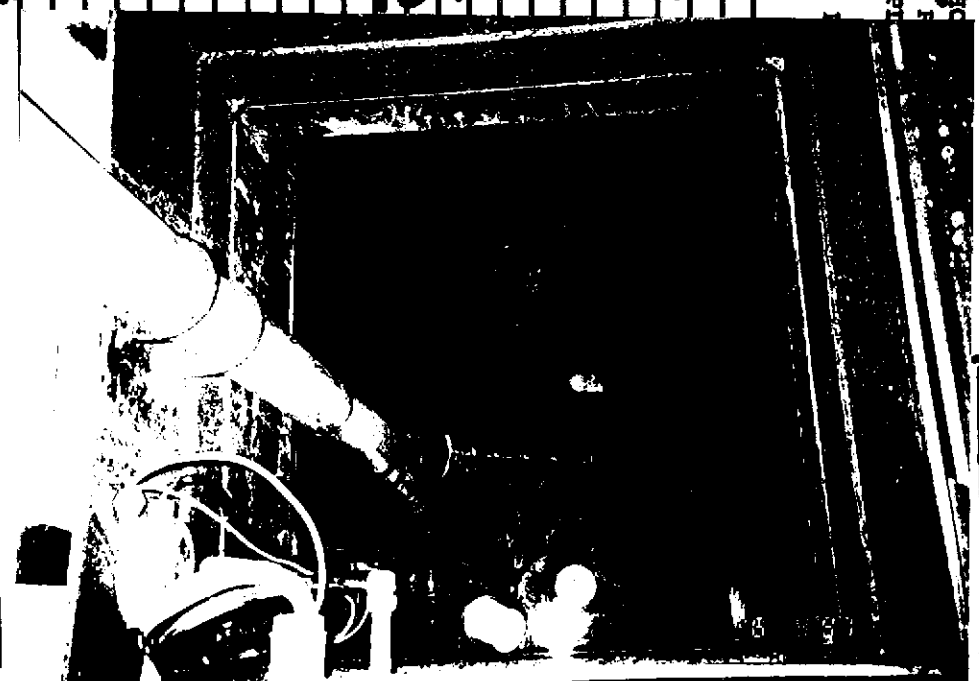
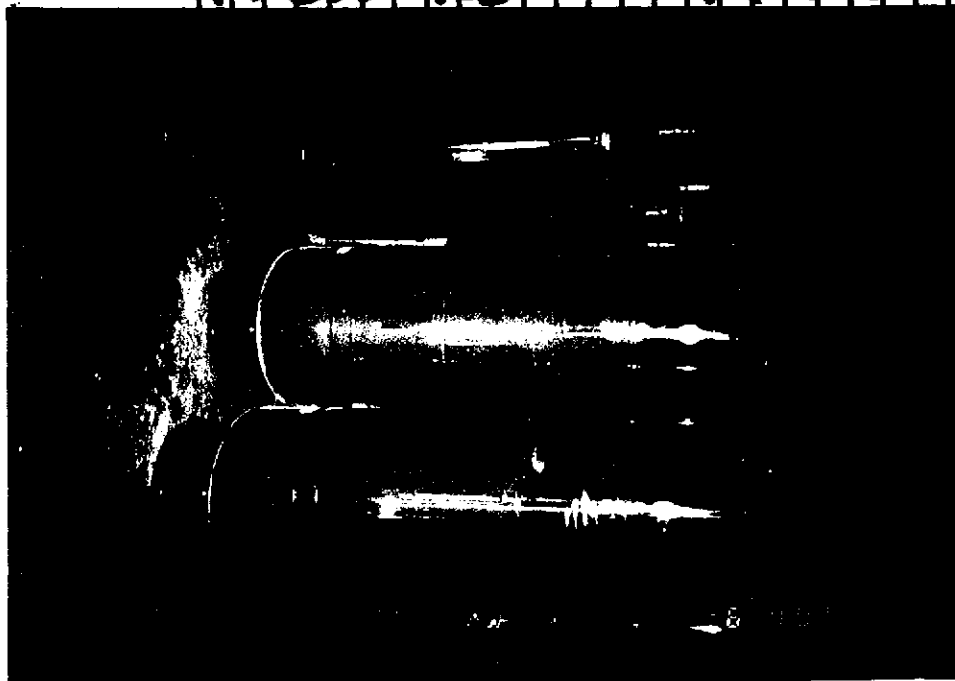


LID ON STORAGE

STORGE

PRESSURE TANK & PUMP MOTOR

15 HP Pump From Storage



STATE OF ILLINOIS
DEPARTMENT OF WATER
AND LAND RESOURCES
BUREAU OF WATER
RESOURCES
PHOTOGRAPHIC
REPORT

PERMIT #

916-8569

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PERMIT # 96-08569



PLACE OF
USE



PLACE OF
USE



WATER STUBBED
TO VACANT LOTS.

MICROFILMED
NOV 27 1988

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 96-08569 Reviewed by [Signature] Date 1-10-95

GENERAL CONSIDERATIONS

TYPES OF USE

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

SOURCE OF WATER

 Surface water source
✓ Ground water source
yes Drilling permit required?
no Copy in the file? Drilling Permit No. 96-94-N-0059-000
35.00 Amount paid for permit no Correct?
no Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

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

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

Return for info on Cfs & Exam fee. Need to request an additional \$165.00 drill. perm fee. 3/1- Fees Received. Reinstate w/no advance in priority.

DATA ENTRY

New Address X Proof Made 12-29-94



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

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 1, 1995

COX PARTNERSHIP
P O BOX 128
SANDPOINT ID 83864

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 96-08569

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

c: IDWR - Region

MAR 30 1995

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

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



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

R. KEITH HIGGINSON
DIRECTOR

February 21, 1995

Cox Partnership
c/o Allen Cox
P.O. Box 128
Sandpoint, ID 83864

LAPSE NOTICE

RE: Permit No. 96-08569

Dear Permit Holder:

On January 11, 1995, the Department of Water Resources (Department) sent you a letter informing you of the need to submit an additional \$165.00 drilling permit fee to upgrade Drilling Permit No. 96-94-N-0059-000 fee before the Department could accept your proof of beneficial use form which was received December 29, 1994, for the above referenced permit. You were given thirty (30) days to provide the Department with the additional fee. To this date the Department has not received the requested information.

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, the above referenced permit has **lapsed**. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit the additional \$165.00 drilling permit fee. The fee must be received by this department within **sixty (60) days** of the date of mailing of this lapse notice or the permit will be void and of no force or effect.

If you have any questions or concerns, please do not hesitate to contact the Department.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

CERTIFICATION OF MAILING

I hereby certify that on 2-21-95
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

RECEIVED
MAR 3 0 1995



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

R. KEITH HIGGINSON
DIRECTOR

January 11, 1995

Cox Partnership
c/o Allen Cox
P.O. Box 128
Sandpoint, ID 83864

RE: Water Right No. 96-08569
Drilling Permit No. 96-94-N-0059-000

Dear Permit Holder:

Enclosed is a copy of the Proof of Beneficial Use submitted in connection with the above referenced water right along with a copy of Drilling Permit No. 96-94-N-0059-000.

The Proof of Beneficial Use indicates that you are diverting water for 50 homesites, however, the Drilling Permit referenced above only authorizes a single family domestic use. Single family domestic use constitutes the diversion of 0.04 cfs or less and/or the use for **one home** and irrigation of up to 1/2 acre of land.

Since the use appears to be municipal, the drilling permit is not valid until it is up-graded to a non-domestic permit. The fee for a non-domestic drilling permit is \$200.00.

Before the Department can accept the proof of beneficial use as filed, you will need to pay the additional \$165.00 fee to upgrade the drilling permit to non-domestic. The Department will hold your file for 30 days to allow you time in which to submit the additional fee. **Please address your correspondence directly to me.**

Additionally, you have not indicated a total rate of diversion or paid a license examination fee for the proof. If the total rate of diversion is over 0.04 cfs a license examination fee is required. If the fee is not paid at this time **And** the field examination finds a diversion over 0.04 cfs, a license exam fee

MAR 30 1995

Cox Partnership
Page 2
January 11, 1995

will need to be submitted before a license is issued for this permit.

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

Sincerely,

Julie L. Yarbrough

JULIE L. YARBROUGH
Senior Secretary

Enclosures

C: IDWR - Region

MAR 30 1995

Drilling Permit No. 96-94-N-59-000
 Water Right Permit No. _____
 Injection Permit No. _____

WELL DRILLER: PLEASE COMPLETE FOR VERBALS

IDWR Employee Issuing Verbal: PatVerbal Issued Date: 4-6-94 Time: 4:55 PM

RECEIVED

APR 20 1994

RECEIVED

APR 11 1994

NORTHERN REGION
IDWR

State of Idaho
 Department of Water Resources

APPLICATION FOR DRILLING PERMIT

(For the Construction of a Well)

1. Applicant (please print): Allen G. Cox
2. Mailing Address: PO Box 128
 City & State Sandpoint Id. Zip Code 83864 Telephone 263-7613
☒ Well Owner ☐ Well Operator ☐ Contractor or Other, specify _____
3. Proposed Well Location: Twp. 57 N, Rge. 1 W, Sec. 7, SW 1/4 NW 1/4
 Gov't Lot No. _____ County Bonner
 Street Address of Well Site Whiskey Jack Rd
 Lot, block and subdivision _____

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: _____

5. Well Construction Information:

- A. ☒ New well ☐ Modify ☐ Replace
- B. Proposed Casing Diameter 8" Proposed Maximum Depth 280'
- C. Anticipated bottom hole temperature:
☒ 85°F or less (Cold Water Well) ☐ 85°F to 212°F (Low Temp. Geo. Well) ☐ 212°F or more (Geothermal Well)

6. Construction Start Date: 4-7-94

7. Anticipated Well Driller: Bob Pitts & Sons #235 Driller's Lic. No. 235
 NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's Signature Allen G. Cox Date 4-6-94

Title Driller
 (Owner, Firm Representative, Other)

MAR 30 1995

ACTION OF THE DEPARTMENT OF WATER RESOURCES

APR 14 1994

This Permit is

Date

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

APPROVED

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.
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:

Robert S. Holmes

REGIONAL MANAGER

Signature of Authorized Department Representative

Title

Receipt No. N7586 Received by [Signature] Fee \$35.00 Date 4/14/94

EXTENSION OF DRILLING PERMIT

Extension approved by [Signature] Approval Date [Signature]

This extension expires: [Signature]

MAR 30 1995

October 31, 1994

COX PARTNERSHIP
P.O. BOX 128
SANDPOINT ID 83864

PROOF DUE NOTICE

RE: PERMIT NO. 96-08569

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 January 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.

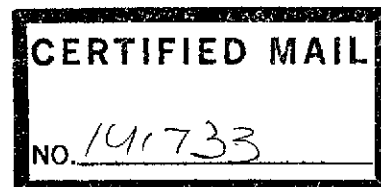
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

RECEIVED
MAR 30 1995



S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
January 24, 1990

COX PARTNERSHIP
P.O. BOX 128
SANDPOINT, ID 83864

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P96-08569

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Please be advised that water quality is subject to regulations of the Idaho Department of Health and Welfare. We suggest that you check with them before starting construction.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of

MICROFILMED

MAR 28 1990

Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

RECORDED
MAR 28 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET (AMENDED)

INITIAL REVIEW BY: JKR DATE: 11-20-89 APPLICATION: 96-08569

APPLICANT: Cox

REQUIRED INFORMATION

- (1). ☒ Name & Address: (If applicant is a corporation or partnership, names must be provided for the director, officers, and other partners.)
- (2). ☒ Source: (See USGS Quad for names of water sources)
- (3). ☒ Point of Diversion including county: (spring/10 ac., Subd. lot & block)
- (4). ☒ Quantity: (flow and/or volume)
☒ Nature of proposed use: (Include description of use)
☒ Period of use:
- (5). ☒ Total Quantity: (flow and/or volume)
- (6). ☒ Description of diverting works:
- (7). ☒ Time required for beneficial use of water:
- (8). ☒ Proposed uses:
- (9). ☒ Place of use or acres irrigated:
- (10). ☒ Other Water Rights:
- (11). ☒ Ownership:
- (12). ☒ Map:
☒ Signature: (signator title required for corp., partnership, etc)
☒ Fee: (Amount, receipt number and date recorded on application)
☒ Acknowledgement Letter:
☒ Overlap Review: Attachment ? (Y) ☒ (N) ☒
(Describe source & relationship to present application in remarks).

ADDITIONAL INFORMATION

YES NO

- ☒ Field check required: Field check by: _____
- ☒ Field report attached:
- ☒ Critical groundwater area:
- ☒ Groundwater management area:
- ☒ Send dam safety information:
- ☒ Send power requirement letter:
- ☒ Send fish farm requirement letter:
- ☒ Power residency affidavit:
- ☒ Power efficiency form:
- ☒ Within trust water boundry: (Attach Trust Water Supp. Analysis Sheet.)
- ☒ Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.)

PROCESSING

YES NO

- ☒ In form for advertising:
- ☒ Statewide advertising:

Send Copies To

YES NO

- ☒ I.D. Health and Welfare
- ☒ I.D. Fish and Game
- ☒ I.D. Lands
- ☒ Adjudication Bureau

YES NO

- ☒ U.S. BLM
- ☒ U.S. Forest Svc.
- ☒ Water District # _____
- ☒ Other _____

RECEIVED
JAN 03 1990
Department of Water Resources

FOLLOWING INFORMATION REQUESTED FROM APPLICANT

Item	Date Requested

FINAL REGIONAL PROCESSING REVIEW

YES NO

- ☒ Additional information received:
☒ Notice of pending void order issued: Final date of order response. _____
☒ Affidavit of publication received:
☒ Application published correctly: If not, record action taken.

- ☒ Publication dates and paper recorded on application:
☒ Protests received, Final date for protest 12/26/89
☒ Protests, dates, resolution of protest recorded on application:
☒ Recommendations attached:
☒ Measuring device required:
☒ Measuring port required:
☒ Water delivered by water master? District # _____
☒ Special conditions of approval or cover letter: (see additional info. below)
☒ See Below For Additional Information

Recommended Date of Priority 11-16-89 ✓
 Recommended by: DYA Date 1/3/89

STATE OFFICE REVIEW P23 , P10, P17 46 26

See remarks for additional information. By kw Date 1-12-90

REMARKS

Allow 5 years to develop-

WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE				NW				SW				SE				SUM
							NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
9508628																							
9507699	GERRIE	L	GROUNDWATER	50N	03W	9				:				:			1	:					1
9508446	LONG	P	GROUNDWATER	50N	03W	9				:				:				4	:				4
9508448	LONG	P	GROUNDWATER	50N	03W	9				:				:				10	:				10
9508464	SANDLER	P	GROUNDWATER	50N	03W	9				:				:			5	5	:				10
9508527	SANDERS	P	GROUNDWATER	50N	03W	9				:				:					:	12			12
9508629																							
9508629	CLARKE	A	GROUNDWATER	48N	04W	29				:				:					:				
9608566																							
9602270	NUNN	L	SAGE CREEK	53N	02W	31		13		:	26	20		:				:					59
9602315	NUNN	L	SAGE CREEK	53N	02W	31	33	30		:				:				:					63
9607609	WILLIAMS	L	UNNAMED STREAM	53N	02W	31				:		1		:				:					1
9607622	WHITE	P	UNNAMED STREAM	53N	02W	31				:				:				:					
9607686	SYLTE	L	SAGE CREEK	53N	02W	31				:				:				:					
9607696	HEMPEN	L	SAGE CREEK	53N	02W	31	1			:				:				:					1
9607706	HOWARD	L	SAGE CREEK	53N	02W	31	2			:				:				:					2
9607707	HOWARD	L	GROUNDWATER	53N	02W	31	2			:				:				:					2
9607866	KELSO	P	SAGE CREEK	53N	02W	31				:	10			:				:					10
9608060	ENTENMAN	P	SPRING	53N	02W	31				:				:				:			1		1
9608174	SYLTE	L	SAGE CREEK	53N	02W	31				:				:				:					
9608566	HOWARD	A	SAGE CREEK	53N	02W	31	10			:				:				:					10
L9607622	WHITE	L	UNNAMED STREAM	53N	02W	31				:				:				:					
L9607866	KELSO	L	SAGE CREEK	53N	02W	31				:	10			:				:					10
9608567																							
9604402	MOON, JR.	S	SPRING	58N	02W	20				:				:				:			20		20
9608387	SCHWEITZER INN INC.	P	UNNAMED STREAM	58N	02W	20				:				:				:		3			3
9608568																							
9608568	NACCARATO	A	GROUNDWATER	57N	03W	25	5			:				:				:					5
9608569																							
9602279	WENGER	L	PEND OREILLE LAKE	57N	01W	7				:	18			:				:					18
9604016	TIGER ENTERPRISES	S	BOYER SLOUGH	57N	01W	7				:				:				:					
9604143	MOUNT	S	PEND OREILLE LAKE	57N	01W	7	20	40	20	:				:				:					80
9608569	COX PARTNERSHIP	A	GROUNDWATER	57N	01W	7	10	1	1	1	:	10		20	:			:	15	15			73
9707294																							
9707224	KEARN	P	PRIEST RIVER	56N	05W	13				:	1			:				:					1
9707294	DUNAWAY	A	SPRING	56N	05W	13		5		:				:				:					5
9707295	DUNAWAY	A	SPRING	56N	05W	13		5		:				:				:					5
L9707224	KEARN	L	PRIEST RIVER	56N	05W	13				:	1			:				:					1
9707295																							

MAR 28 1990

MICROFILMED



State Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

January 2, 1990

Divn. of Env. Quality
2110 Ironwood Pkwy.
Coeur d'Alene, Id. 83814

Re: 96-8569

Gentlemen:

Enclosed is a recent filing with this Department that may be of interest to your agency.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms

Enc. - Appln.

MICROFILMED

MAR 28 1990



NOTICE OF AMENDED APPLICATION FOR PERMIT

NOTICE IS HEREBY GIVEN THAT the Cox Partnership has filed with the Department of Water Resources on November 16, 1989, Amended Application for Permit No. 96-8569 adding a point of diversion and increasing the amount of water to be used.

The applicant now wishes to show the point of diversion as 2 points in the SWNWNE Sec. 7 T57N R1W. The amount of water for Domestic and Irrigation purposes was increased from 0.02 CFS to 0.20 CFS for each use, for a total of 0.20 CFS.

(For additional information concerning the property location, call the Northern Regional Office at 765-4639.)

Any protest to the proposed Amended Application for Permit must be filed with the Idaho Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814 on or before December 26, 1989.

R. KEITH HIGGINSON, Dir.

Published in the Bonners Ferry Daily Bee on 12/7 & 14/89.

MICROFILMED

MAR 28 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Cox Partnership
Box 128
Sandpoint, Id. 83864

Re: Water Appropriation Application

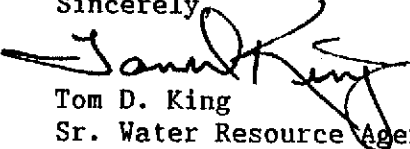
Dear Applicant:

Enclosed is the Amended Application For Permit To Appropriate The Public Waters Of The State Of Idaho, which we discussed. I have increased the amount to 0.20 cfs and included the second well. If only one well gets drilled that will be fine, if on the other hand only one well is applied for, then the second well will require a second filing.

The Amended Application must be signed and returned to this office with a filing fee of \$20.00, within 30 days of the above date. Failure to communicate with this office within that time may result in the voiding of your application.

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

Sincerely,


Tom D. King
Sr. Water Resource Agent

Enc: App.

MICROFILMED

MAR 28 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor

R. Keith Higginson
Director

November 30, 1989

Cox Partnership
Box 128
Sandpoint, Id 83864

Amended Water Appropriation Application # 96-08569

Dear Applicant:

This department acknowledges receipt of your Amended Application For Permit To appropriate The Public Waters Of The State Of Idaho and your filing fee in the amount of \$20.00 for which your Receipt #N003467 is enclosed.

Your amended appropriation application has been assigned the above referenced number, to assist us in providing you with prompt, accurate service, please refer to this number in all future correspondence.

Your amended 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.

If the amended 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 amended 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 the amended application is not protested it will be forwarded to Boise, where departmental staff will conduct a more in depth review of the application, to determine if there is a need for further information that will facilitate the Directors decision on the amended application. You will be notified by mail of this decision.

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

Sincerely,


Tom D. King
Sr. Water Resource Agent

Enc: Receipt

MICROFILMED

MAR 28 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor

R. Keith Higginson
Director

August 16, 1989

Cox Partnership
Mr. Allen G. Cox President
Box 128
Sandpoint, Id. 83864

Re: Water Appropriation Application #96-08569

Dear Applicant:

This letter is to acknowledge receipt of your Application For Permit To Appropriate The Public Waters Of The State Of Idaho, which has been assigned the above referenced number. To assist us in providing you with accurate, speedy service, please refer to this number in all future correspondence.

Your appropriation application is currently in the process of being advertised in the county newspaper. The advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests.

If the application is protested, 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 the application can be approved or denied, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

If the application is not protested it would normally be forwarded to the main office in Boise for a complete review and approval or denial. However before the application can be forwarded to Boise, you must supply this department with the following additional information:

The map you provided did not include all of the property listed in item 9, so I have enclosed a map for that purpose. You must outline the boundary of the place of use on the map and return it to this office with any other information you deem appropriate within 30 days of the above date. Failure to communicate with this office within that time may result in the voiding of your application.

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

Sincerely,

Tom D. King
Sr. Water Resource Agent

Enc: map

MICROFILMED

MAR 28 1990

August 1, 1989

Cox Partnership
P.O. Box 128
Sandpoint, ID 83864

RE: Drilling Permit for your proposed well near Sandpoint

Dear Mr. Cox:

Enclosed is your approved drilling permit for the referenced well. Please note the conditions on the back of the permit, specifically number 7. As discussed the water right approval is a process separate from the drilling permit and it will take from between 45 to 90 days for that approval process.

Also enclosed are the receipts for the funds received from you and Bob Pitts and Sons Drilling. The funds received to this point are \$20 less than the amount necessary to allow us to finish our processing. The application fee for water rights is \$30, and the drilling permit fee for a multiple family domestic permit is \$100. As you can see from the receipts we have taken the funds submitted and applied them the the water right application (\$30) and the rest toward the drilling permit (\$80). It is necessary for you to submit an additional \$20 to allow us to complete your filing.

If you have any questions please contact me (phone 765-4639) in Coeur d'Alene.

Sincerely

David D. LePard
Engineering Geologist

RECORDED

MAR 28 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor

R. Keith Higginson
Director

August 1, 1989

Cox Partnership
Box 128
Sandpoint, Id. 83864

Re: Water Appropriation Application

Dear Applicant:

Your Application For Permit To Appropriate The Public Waters Of The State Of Idaho has been forwarded to me for processing, however I regret to inform you that the application is incomplete, so I am returning it to allow you to complete the following items:

Item #1: You must provide this department with a list of names and address of the partners, board of directors, or other governing officials, as well as the title of the person that signed the application.

Item #3: The legal description of the point of diversion must agree with the map.

Item #7: This item must indicate the length of time you need to complete the project and put the water to a beneficial use. It usually takes more than one year to build 400 homes.

Item #9: This item must be completed by listing the location of all water uses to the nearest 40 acre tract. This may be done by following these steps: First insert Township (Twp.) Ranges (Rge.), Sections (Sec); next, identify each use and location of that use within the section by placing the indicated symbol in the appropriate box as shown below.

STOCKWATER = S; DOMESTIC = D; COOLING = L; FISH PROPAGATION = H;
RECREATION = R; COMMERCIAL = C; FIRE PROTECTION = F; INDUSTRIAL = I;
MINING = X; AESTHETICS = J; GROUNDWATER RECHARGE = E; WILDLIFE = W;
HEATING = G; MUNICIPAL = M; POWER = P; IRRIGATION = (NUMBER OF ACREAGE TO BE IRRIGATED IN EACH 40 ACRE TRACT);

Twp.	Rge.	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
50N	04W	3	S	D	L	I	20	10	6										

This example shows that within Township 50 North, Range 4 West, Section 3, there is Stockwater use in the NE $\frac{1}{4}$ NE $\frac{1}{4}$; Domestic use in the NW $\frac{1}{4}$ NE $\frac{1}{4}$; Cooling (L) in the SW $\frac{1}{4}$ NE $\frac{1}{4}$; Industrial in the SE $\frac{1}{4}$ NE $\frac{1}{4}$; and irrigation of 20 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, 10 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and 6 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$.

MAR 28 1990

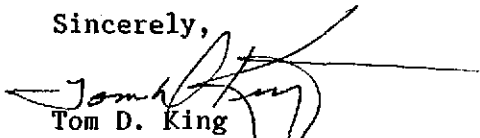
Cox Partnership
Page Two
August 1, 1989

Item #10: Describe any other water right you possess, by number if possible.

The Application must be completed and returned to this office with any other information you deem appropriate within 30 days of the above date. Failure to communicate with this office within that time may result in the voiding of your application.

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

Sincerely,



Tom D. King
Sr. Water Resource Agent

Enc: App.

MICROFILMED
MAR 28 1990

96-08569

COX PARTNERSHIP
BOX 128
SANDPOINT, ID 83864

Source: GROUNDWATER

Diversion Pt: SWNWNE Sec 7 T 57N R 01W

Use: IRRIGATION (.020 CFS)
DOMESTIC (.020 CFS)

Date Filed: 7/28/1989

In: T57N R01W S07	NENE NENW	NWNE SEnw	SWNE NESE	SENE NWSE
-------------------	--------------	--------------	--------------	--------------

73.0 ACRES TOTAL

MICROFILMED
MAR 28 1990

| 10-00| RP005090010300A| 10082

7-57-1W WHISKEY JACK
STAGE 1-A LOT 30

D

| 10-00| RP005090010010A| 10080

7-57-1W WHISKEY JACK
STAGE 1-A LOT 1

D

1.000

TOT LOTS

401 S 1ST
SANDPOINT, ID 83864

1.000

TOT LOTS

401 S 1ST
SANDPOINT, ID 83864

| 10-00| RP00509001002AA| 10081

7-57-1W WHISKEY JACK
STAGE 1-A LOTS 2,3,4,5,6,7,8,9
10,11,12,13,14,15,16,17,18,19,
20,21,22,23,24,25,26,27,28,29

D

| 10-00| RP00256001001AA| 1611

7-57-1W MARIMOUNT BEACH
BLK 1 LOTS 1,4,5,6 & 7
UN-NUMBERED TRACT BETWEEN
LOTS 7 & 8

D

28.000

TOT LOTS
PERMANENT CERT

401 S 1ST
SANDPOINT, ID 83864

5.000

TOT LOTS
PERMANENT CERT

401 S 1ST
SANDPOINT, ID 83864

| 10-00| RP57N01W071075A| 1983

7-57-1W
SENE, S2SWNE, SENE

D

| 10-00| RP57N01W071075A| 1983

7-57-1W
W2NE & LOT 3 LESS TAX 7,8 &
PLATS BLK 3 & 4 NORTH BAY A
LESS STAGE 1-B, TAX 1.2 & 3

D

54.250

TOT ACRES
PERMANENT CERT

401 S 1ST
SANDPOINT, ID 83864

65.430

TOT ACRES
PERMANENT CERT

401 S 1ST
SANDPOINT, ID 83864

| 10-00| RP57N01W071850A| 1983

7-57-1W
S 100FT OF N 200FT OF TAX 7

D

| 10-00| RP57N01W077900A| 1983

7-57-1W
TAX 7 LESS N 200FT

D

.310

TOT ACRES
PERMANENT CERT

401 S 1ST
SANDPOINT, ID 83864

.220

TOT ACRES
PERMANENT CERT

401 S 1ST
SANDPOINT, ID 83864

| 10-00| RP00293003002TA| 7829

7-57-1W NORTH BAY ADD
BLK 3 TAX 2 & 3

D

1.000

TOT LOTS

401 S 1ST
SANDPOINT, ID 83864

MICROFILMED

MAR 28 1990