

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pete Thompson being first duly sworn on oath deposes and says that he is publisher of the Sandpoint Daily Bee, a newspaper printed and published at Sandpoint, in 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 28 day of Aug, 1985 and ending on the 4 day of Sept, 1985 and that said notice was published in said newspaper.

Pete Thompson
Subscribed and sworn to before me this 3 day of Oct, 1985.

Lisa C. Morrow
Notary Public for Idaho

Residing at Sandpoint, Idaho

NOTICE OF APPLICATION
FOR WATER RIGHT

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

96-8440

KANIKSU SHORES ESTATES IMPROVEMENT ASSN.

P.O. BOX 2054, SANDPOINT, ID 83864

Source: GROUNDWATER

Date Filed: 08/19/1985

Diversion Pt: SESE Sec 05 T 57N R 01W

Use: DOMESTIC (0.20 CFS)

In: SESE Sec 05 T 57N R 01W

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before SEPTEMBER 16, 1985.

KEN DUNN, Dir.

#318 August 28, September 4, 1985

RECEIVED
OCT 17 1985
Department of Water Resources
Northern District Office

MICROFILMED

• KANIKSU SHORES ESTATES •

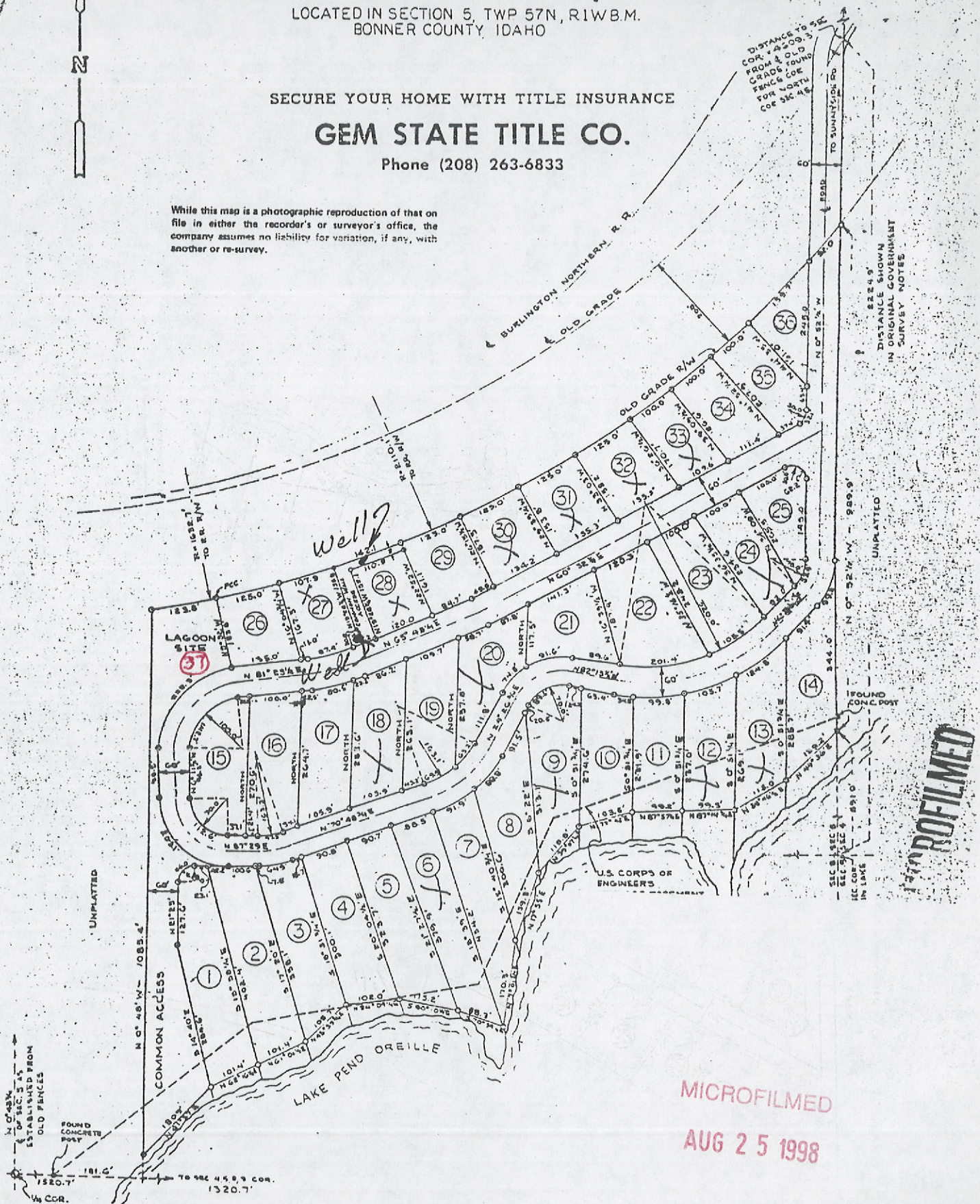
LOCATED IN SECTION 5, TWP 57N, R1W B.M.
BONNER COUNTY, IDAHO

SECURE YOUR HOME WITH TITLE INSURANCE

GEM STATE TITLE CO.

Phone (208) 263-6833

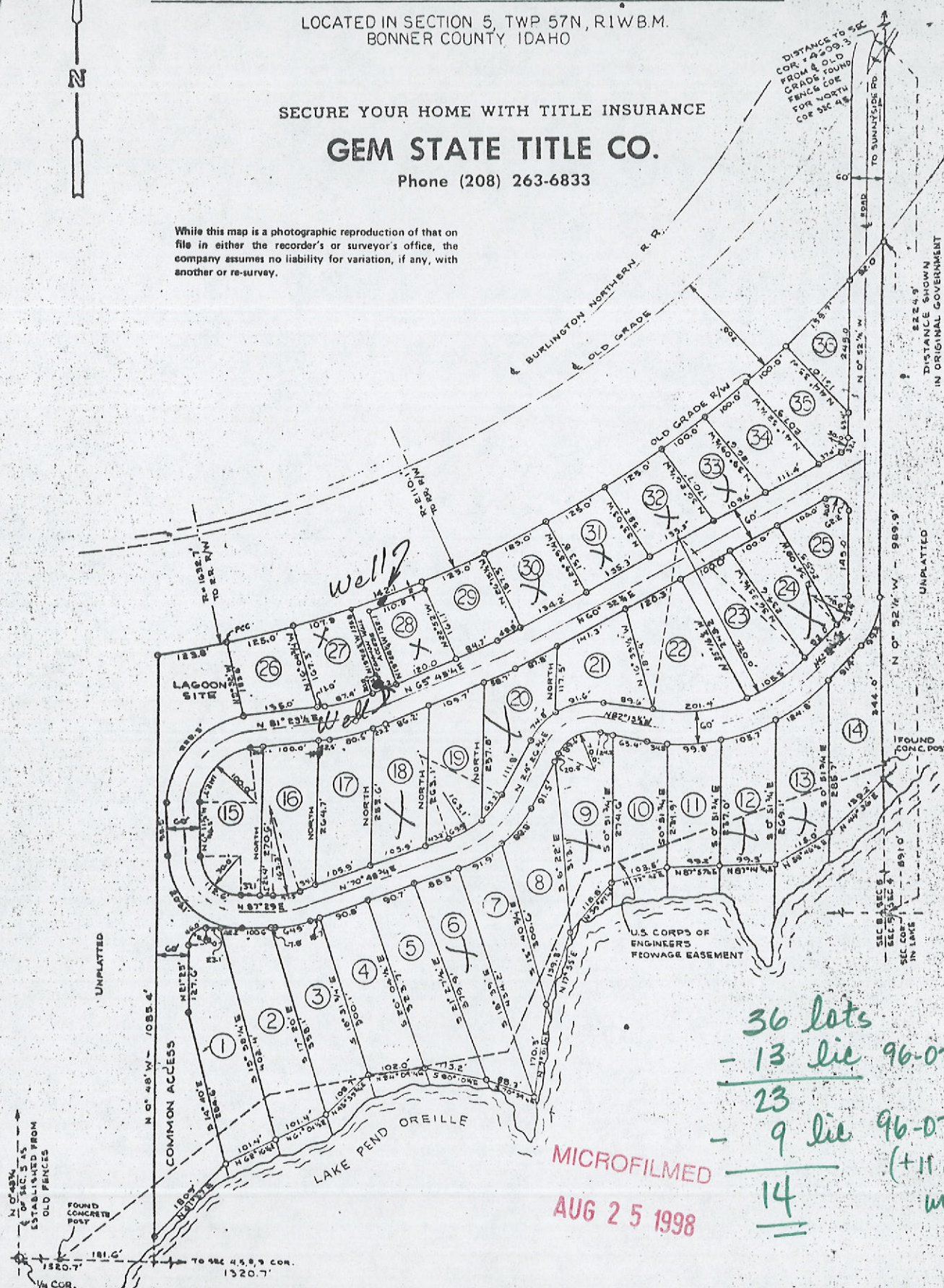
While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with another or re-survey.



SECURE YOUR HOME WITH TITLE INSURANCE

Phone (208) 263-6833

DISTANCE TO SEC
COR. # 4209.3
FROM OLD
GRADE FOUND
FENCE COR
FOR NORTH
COR SEC 45



2243
DISTANCE SHOWN
IN ORIGINAL GOVERNMENT
SURVEY NOTES

UNPLATTED

FOUND
CONC. POST

0.169 - 1/200 33

RECEIVED

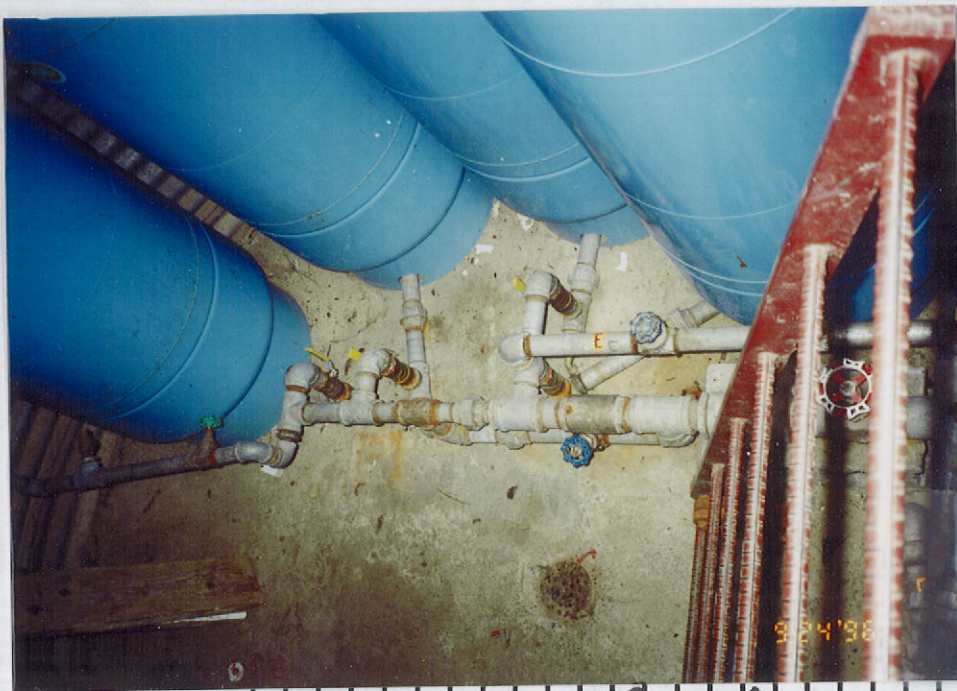
36 lots
- 13 lie 96-07536 "X"

23
- 9 lie 96-07759

(+ 11 already
under 7536)

14

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AUG 25 1998



Pressure Tanks in Vault
Vault Cover



Place of use
Place of use

T O G R A P H

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPL

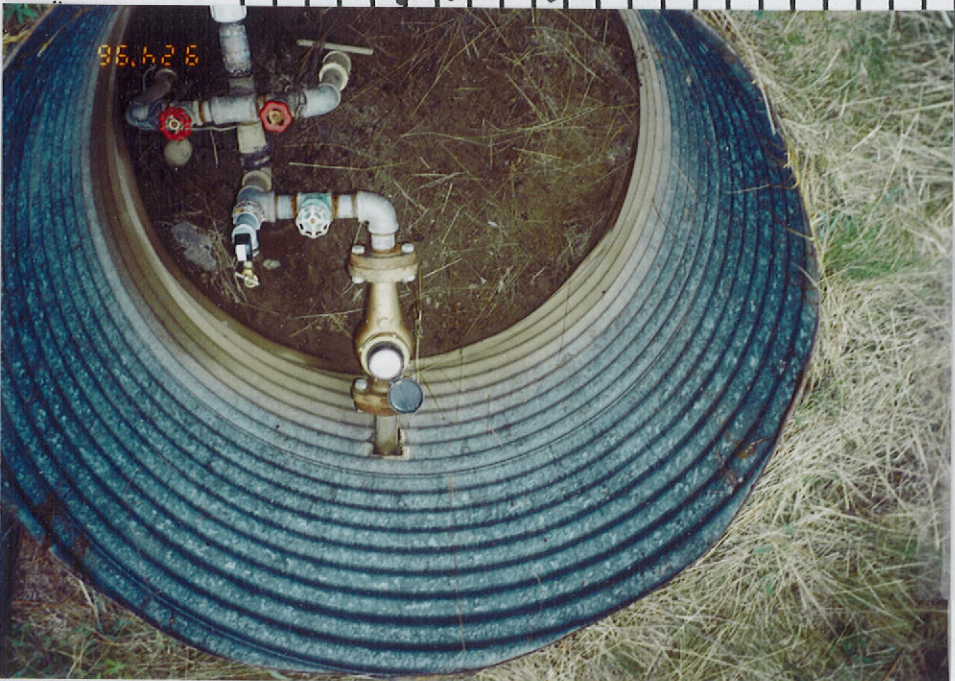
PERMIT #

96-08440





4 Pressure Tanks
Flowmeter



Reservoir
Well #2 / Reservoir

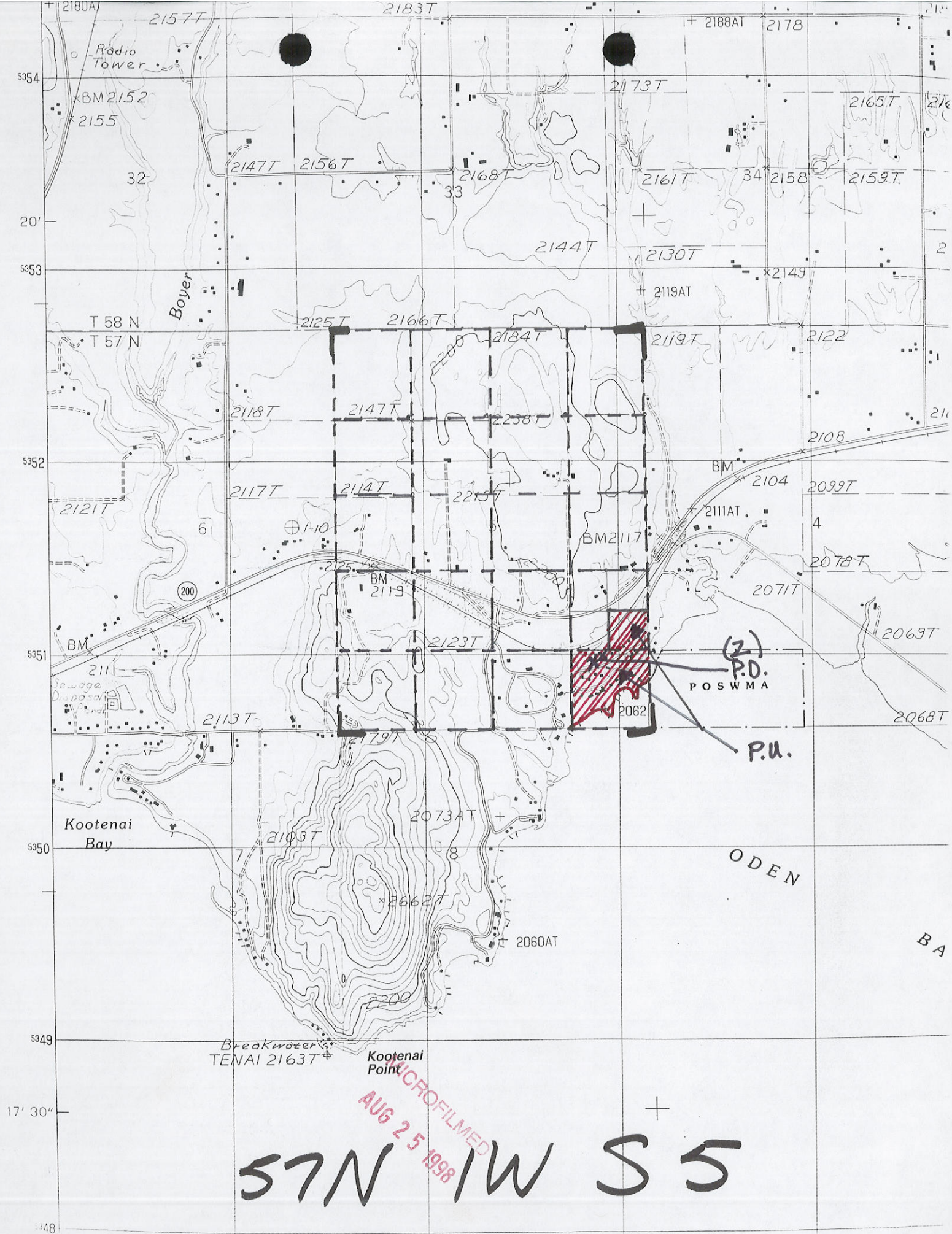


STATE OF IDAHO
OF WATER RESOURCES
REPORT SUPPL

TOGRAPH

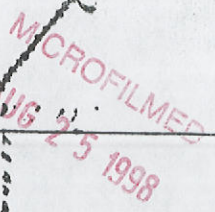
PERMIT #

96-08440



TS7N R14 B

2 1 3 2 4 3 2 1



State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 96-08440

Priority: October 23, 1985

Maximum Diversion Rate:

0.20 CFS

Maximum Diversion Volume:

9.0 AF

This is to certify, that KANIKSU SHORES ESTATES IMPROVEMENT ASSN

394 KANIKSU SHORES

SANDPOINT ID 83864

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 19, 1985; and has submitted Proof of Beneficial Use on September 28, 1992. An examination indicates that the works have a diversion capacity of 0.200 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>
DOMESTIC	01/01 to 12/31	0.20 CFS	9.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 5, Township 57N, Range 01W
BONNER County

PLACE OF USE: DOMESTIC

TWN RGE SEC

57N 01W 5

NESE

SESE

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 15 homes.
6. Rights 96-07536, 96-07759 and 96-08440 when combined shall not exceed a total diversion rate of 0.20 cfs.
7. Rights 96-07536 and 96-07759 are also diverted at the points of diversion described above.
8. Two points of diversion located within SESE, S5, T57N, R1W, also known as Lots 27 and 28, Kaniksu Shores Estates.
9. Place of use known as Lots 1, 2, 10, 14-17, 21, 22, 25, 26, 29, 35-37, Kaniksu Shores Estates.

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AUG 23 1998

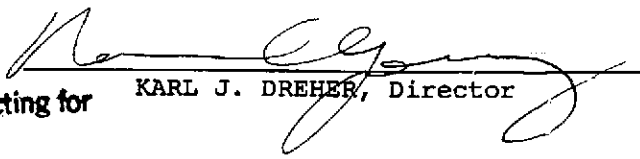
State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 96-08440

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 10th
day of August, 1998.

Acting for


KARL J. DREHER, Director

MICROFILMED
AUG 25 1998

State of Idaho
Department of Water Resources

RECEIVED

JUL 27 1998

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 96-08440

Date of Priority: October 23, 1985 **Maximum Diversion Rate:** 0.20 CFS
Maximum Diversion Volume: 9.0 AF

Comes now KANIKSU SHORES ESTATES IMPROVEMENT ASSN
6412 KANIKSU SHORES CIRCLE
SANDPOINT ID 83864

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the
State of Idaho No. 96-08440, and requests that the permit be changed as follows:

Source: **GROUNDWATER**

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.20 CFS	9.0 AF

LOCATION OF POINT(S) OF DIVERSION: SESE , Sec. 5, Township 57N, Range 01W
BONNER County

PLACE OF USE: DOMESTIC

TWN RGE SEC

57N 01W 5 NESE SESE

Permit holder asserts that no one will be injured by such change and that such change
will be made at permit holder's own risk.

Signed at Sandpoint, ID, this 19th day of July, 1998.

MICROFILMED
AUG 25 1998

Jm Alb - President, KSIA
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 96-08440

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 50.00 Received by LS # 042948 Date 7/27/98

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. 96-08440 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 which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 15 homes.
6. Rights 96-07536, 96-07759 and 96-08440 when combined shall not exceed a total diversion rate of 0.20 cfs.
7. Rights 96-07536 and 96-07759 are also diverted at the points of diversion described above.
8. Two points of diversion located within SESE, S5, T57N, R1W, also known as Lots 27 and 28, Kaniksu Shores Estates.
9. Place of use known as Lots 1, 2, 10, 14-17, 21, 22, 25, 26, 29, 35-37, Kaniksu Shores Estates.

Witness my hand this 10TH day of August, 1998

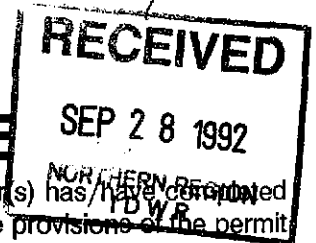

Acting for KARL J. DREHER, Director

MICROFILMED
AUG 25 1998

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 9/28/92
Receipt No. N6002
Receipt by ma

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 96-08440 Telephone No. 208-263-7478 OR 208-263-5756

2. Name(s) of Permit Holder(s): KANIKSU SHORES ESTATES ASSN.

3. Mailing Address: 6412 KANIKSU SHORES CIRCLE SANDPOINT, ID. 83864

4. Source of Water: TWO WELLS - SEE COMPLETE INFO ENCLOSED

If **GROUNDWATER**, Well Driller's Name: ? Date Drilled: 1977

OPTIONAL:

Pump horsepower: Pressure (psi): Dynamic pumping level (ft.):

5. Extent of Use (as authorized by the permit):

Domestic 24 HOMES ^{DESIGNED FOR 37 HOMES} (No. of households) Stockwater (No. and type of stock)

Irrigation ND (No. of acres) Other

6. Total rate and/or volume for which proof is submitted 0.20 cfs OR acre/feet

7. Refer to the approval conditions on your permit and respond accordingly: 9/30/92 Key

NONE Measuring device: Required? Yes ✓ No Installed? Yes No

NONE Flow Measurement Port: Required? Yes ✓ No Installed? Yes No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

GORDON R. SPEER 208-263-7478
Name Telephone No.

6360 KANIKSU SHORES CIRCLE SANDPOINT, ID. 83864
Address

10. The above information 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.

9-21-92
Date

Gordon R. Speer E. TAKE WATER DEPT 6 12 TO 13 YEARS
Signature (and title, if on behalf of a company or organization)

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

file
For Office Use Only
\$15 FEE Received by *[Signature]*
Date 12/6/90
Receipt # N 4248

REQUEST FOR EXTENSION OF TIME

**TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT**

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 96-8440

Name(s) of Permit Holder: Kaniksu Shores Estates Improvement Assn.

Post Office Address: 6470 Kaniksu Shores Circle

Sandpoint, Id. 83864

Telephone No. 263-0270

Date Proof Is Due: 11/1/90

Describe what work has been completed toward the development of this water right: _____
(This must be filled out! If no work has been completed, show "none".)

System is completed and 20 homes covered by #96-7536 and #96-7759 constructed. One
additional home is under construction now.

Costing \$30,000.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Homes to be covered by this permit have not been constructed.

Permit holder(s) request an extension to November 1, 19 95.
(1 yr. minimum)

Richard Chrysler, Pres.
(Signature)*

FEE: \$15.00

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

APR 23 1991

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to November 1, 1992.

IT IS FURTHER ORDERED that the permit be REINSTATED and the priority advanced to October 23, 1985, pursuant to Sec. 42-218a Idaho Code.

Signed this 31st day of January, 19 91.

[Signature]
Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho **APPROVED**

1. Name of applicant Kaniksu Shores Estates Improvement Assn. Phone 263-0820
Post office address P. O. Box 2054
6480 Kaniksu Shores Circle Sandpoint, Id. 83864

2. Source of water supply Groundwater which is a tributary of 2 POINTS

3. Location of point of diversion is SE 1/4 of SE 1/4, Govt. Lot
Sec. 5 Township 57N Range 1W B.M. Bonner County; additional
points of diversion if any:

4. Water will be used for the following purposes:

Amount 0.20 for Domestic 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)
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) 0.20 and/or (b)
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 2 wells, pump and pipeline.

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 42 & 80 feet.

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

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

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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. 16
- 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	5																D	

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 96-7536 and 96-7759

- 11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? Members of Assn.
- 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: Application for Kaniksu Shores Estates, those homes within the subdivision which are not covered under 96-7536 and 96-7759.

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

T57N R1W

5

X--P/D & P/U

Scale: 2 inches equal 1 mile.

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

Sparks & Sons Estate Improvement Assoc.
Sparks & Sons
(Applicant)
Resident

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Proposed Priority 8/19/85

MICROFILMED

Received by [signature] Date 8/19/85 Time 1:10 pm Preliminary check by [signature]

Fee \$ 30.00 Receipted by [signature] # 31858 Date 8/22/85

Publication prepared by [signature] Date 8/22/85 Published in Footprint Bee 8/28/85 9/4/85

Publication approved [signature] Date 10/7/85

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. 96-8440, and said application is hereby APPROVED

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 November 1, 19 90.

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: 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.

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

Witness my hand this 12th day of November, 1985.

[Signature: J. Glen Saxton]
Chief, Operations Bureau

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pete Thompson being first duly sworn on oath deposes and says that he is publisher of the Sandpoint Daily Bee, a newspaper printed and published at Sandpoint, in 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 28 day of Aug, 1985 and ending on the 4 day of Sept, 1985 and that said notice was published in said newspaper.

Pete Thompson
Subscribed and sworn to before me this 3 day of Oct, 1985.

Linda C. Morrow
Notary Public for Idaho

Residing at Sandpoint, Idaho

NOTICE OF APPLICATION
FOR WATER RIGHT

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96-8440

KANIKSU SHORES ESTATES IMPROVEMENT ASSN.

P.O. BOX 2054, SANDPOINT, ID 83864

Source: GROUNDWATER
B. 10/1/85 N R 01W

Use: DOMESTIC (0.20 CPS)
In: SESE Sec 05 T57N R 01W

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before SEPTEMBER 16, 1985.

KEN DUNN, Dir.

#318 August 28, September 4, 1985

AK
10/7/85

RECEIVED
OCT 7 1985
Department of Water Resources
Northern District Office

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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 11, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

KANIKSU SHORES ESTATES IMPROVEMENT ASSN
394 KANIKSU SHORES
SANDPOINT ID 83864

RE: WATER RIGHT NO. 96-08440

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.

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AUG 25 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.

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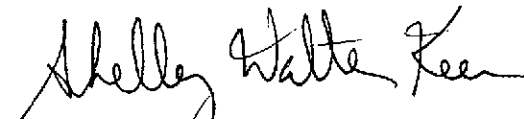
2 AUG 25 1998

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". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

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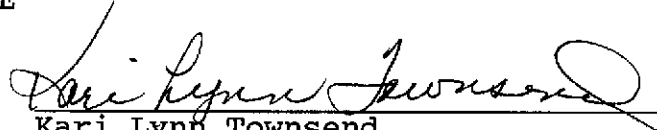
AUG 25 1998

CERTIFICATE OF MAILING

I hereby certify that on the 11th day of August, 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. 96-08440

KANIKSU SHORES ESTATES IMPROVEMENT ASSN
6412 KANIKSU SHORES CIRCLE
SANDPOINT ID 83864


Kari Lynn Townsend
Secretary

MICROFILMED

AUG 25 1998

RECEIVED
JUL 27 1998
Department of Water Resources

394 Kaniksu Shores
Sandpoint, ID 83864
July 20, 1998

Ms. Shelley W. Keen
Idaho Department of Water Resources
PO Box 83720
Boise, ID 83720-0098

Dear Ms. Keen:

Our application for amendment of water right no. 96-08440 and a check for \$50 is enclosed.

Please send a water right application form for our use in applying for a water right for irrigation from Pend Oreille Lake. Please note my changed address, above.

Sincerely,


Alan C. Robertson

7.28.98 - WR 2 data have updated - Ket

mailed application for Permit 7.28.98 - Ket

MICROFILMED
AUG 25 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

July 23, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

KANIKSU SHORES ESTATES IMPROVEMENT ASSN
6412 KANIKSU SHORES CIRCLE
SANDPOINT ID 83864

RE: WATER RIGHT NO. 96-08440

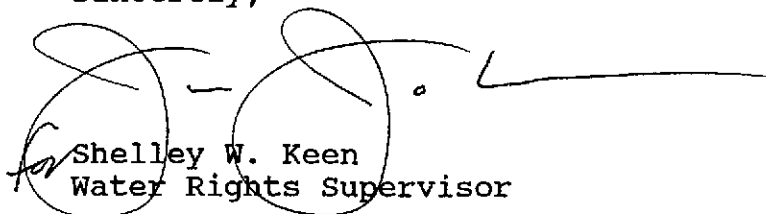
Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has actually been developed.

As of this date, I have not received this amendment. If I do not receive the amendment within 14 days, a Water Right License will be issued for less than could have been allowed. In case the amendment form I sent you has been misplaced, a new one is enclosed. Please note that the filing fee for this amendment is \$50.00.

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

Sincerely,


for Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED
AUG 25 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

July 2, 1998

ALAN C ROBERTSON
6486 KANIKSU SHORES CIRCLE
SANDPOINT ID 83864

RE: Water Right No. 96-08440

Dear Mr. Robertson:

I am writing in response to your letter of March 18, 1997. I sincerely apologize for the long delay in responding. I think it would be best to start by presenting some background information to put into perspective the three Kaniksu Shores water right filings.

Water Right License 96-07536, issued in 1980, recognizes a right to divert up to 15.6 acre feet of ground water at 0.15 cfs for domestic use in 13 homes. The license was limited to 13 homes because that is how many were in place when the field examination was conducted in 1979. License 96-07759, issued in 1990, authorizes the use of 15.6 acre feet at 0.20 cfs for domestic use in 20 homes. By counting the occupied lots as indicated by the field examiner for 96-07759, it appears that the total domestic use under both rights at that time was 22 homes. The lots covered by 96-07536 and 96-07759 are 3-9, 11-13, 18-20, 23-24, 27-28, and 30-34.

In 1985 Kaniksu Shores filed application for permit 96-08440 for "those homes within the subdivision which are not covered under 96-7536 and 96-7759." The application indicated that the number of homes to be served was 16, all within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, T57N, R1W. Herman Spangle's field report states that he found 28 existing homes and 9 lots "stubbed in", for a total of 37 lots. The field report also shows that some of the homes are in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5.

IDWR will now give credit for stubbed-in lots when issuing licenses for domestic water use in subdivisions. Therefore, right 96-08440 can be licensed for the beneficial use that is occurring or will occur on 15 lots to bring the total beneficial use recognized by the three Kaniksu Shores rights to 37 homes. The purpose of the amendment I requested is to authorize the use of water in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5. Because your permit did not indicate a water use in that tract, the permit will have to be amended before IDWR can issue a license recognizing it.

MICROFILMED

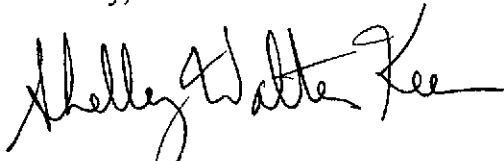
AUG 25 1998

Alan Robertson
July 2, 1998
Page 2

You also inquired about the use of water for irrigation. Because you state that ground water is used for irrigation in Kaniksu Shores on a limited basis, I have eliminated the remark that stated otherwise. Bear in mind, however, that Herman Spangle reported that the lawns in Kaniksu Shores are irrigated from Lake Pend Oreille without a water right. If you have not already done so, I encourage you to file your application and obtain a permit as soon as possible.

If this explanation satisfies all your concerns about our amendment request, please submit the enclosed amendment form with the required \$50 fee within fourteen days. If you have any further questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being the most prominent.

Shelley W. Keen
Water Rights Supervisor

Enclosure

C: Bob Haynes, Norther Region

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AUG 25 1998

RECEIVED

MAR 21 1997

Department of Water Resources

6486 Kaniksu Shores Circle
Sandpoint, ID 83864
E-mail: arobrtsn@netw.com
March 18, 1997

Ms. Shelley W. Keen
Water Rights Supervisor
Idaho Department of Water Resources
1301 N. Orchard Street

Boise, ID 83720-9000

Dear Ms. Keen:

This is in response to your letter of March 10 regarding water right number 96-08440. While it is undoubtedly the result of an application filed by Kaniksu Shores, I doubt it would have been done without advice from IDWR. Except for the apparent limits on number of homes in license numbers 96-7536 and 96-07759, those rights adequately cover our water use. Your proposed 96-08440 would also have that problem.

When Mr. Herman Spangle of IDWR's Coeur d'Alene office was here last September we discussed the number of homes limitation. He said he would look into what should be done about that. Sharla Curtis letter of February 5, 1997 implied the department was going to take care of it by amending 96-7536. It seems to me that that is the best solution and we would not need 96-08440 at all.

However, if for some other reason 96-08440 is necessary, please change condition number 5 to read "Domestic use is for 37 homes". The limitation to no irrigation is inappropriate. The other licenses did not contain that. While we do water lawns from another source [an application will be filed when we change our method of diversion this summer], occasions do arise when domestic water is used on a limited basis. It is my understanding that "domestic use" normally does include lawn and garden use.

As requested in my letter to Sharla, please address future correspondence to me at the above address. Thank you.

Sincerely,


Alan C. Robertson

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AUG 25 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 10, 1997

KANIKSU SHORES ESTATES IMPROVEMENT ASSN
6412 KANIKSU SHORES CIRCLE
SANDPOINT ID 83864

RE: WATER RIGHT NO. 96-08440

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the place(s) of use description. Please review carefully and if you concur, sign the amendment and return it with the \$50 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These 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,

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

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MICROFILMED

AUG 25 1998

MEMORANDUM

TO: File 96-08440

FROM: Sharla

DATE: February 20, 1996

RE: Recommendation Adjustment(s)

The final license recommendations for Right 96-08440 are based on the following:

H. RECOMMENDATIONS

1. Recommended Amounts

Domestic	1/1 - 12/31	0.20 cfs	9.0 afa
----------	-------------	----------	---------

The domestic use is for in-house use only; as indicated by the examiner. A subdivision plat map was copied from one of the previous licenses. As indicated on the map received in response to my correspondence of 2/5, there are 37 lots. Two previous rights, 96-7536 and 96-07759, cover 22 lots. The newer application was filed to pick up the remaining lots. After reviewing the previous files, a comment was added to the database identifying the lots covered by each license as verified by the examiner. The total rate of diversion under the system is 0.20 cfs; the license to be issued will show this amount.

Examiner: Herman Spangle
Exam Date: September 25, 1996

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AUG 25 1998

RECEIVED

FEB 20 1997

Department of Water Resources

6486 Kaniksu Shores Circle
Sandpoint, ID 83864
February 16, 1997

Ms. Sharla Curtis
Water Resource Agent
Idaho Department of Water Resources
1301 N. Orchard Street
Statehouse Mail
Boise, Idaho 83720-7866

Dear Sharla:

Your letter of February 5 asked about the location of Lot 37. It is the lot that was originally planned for a sewage lagoon by the subdivision developer, but not used for that purpose. The lot is owned by one of the members of our association and will receive water when a home is built there.

Please use my address [above] for any future correspondence.
Thank you.

Sincerely,


Alan Robertson

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AUG 25 1998

• KANIKSU SHORES ESTATES •

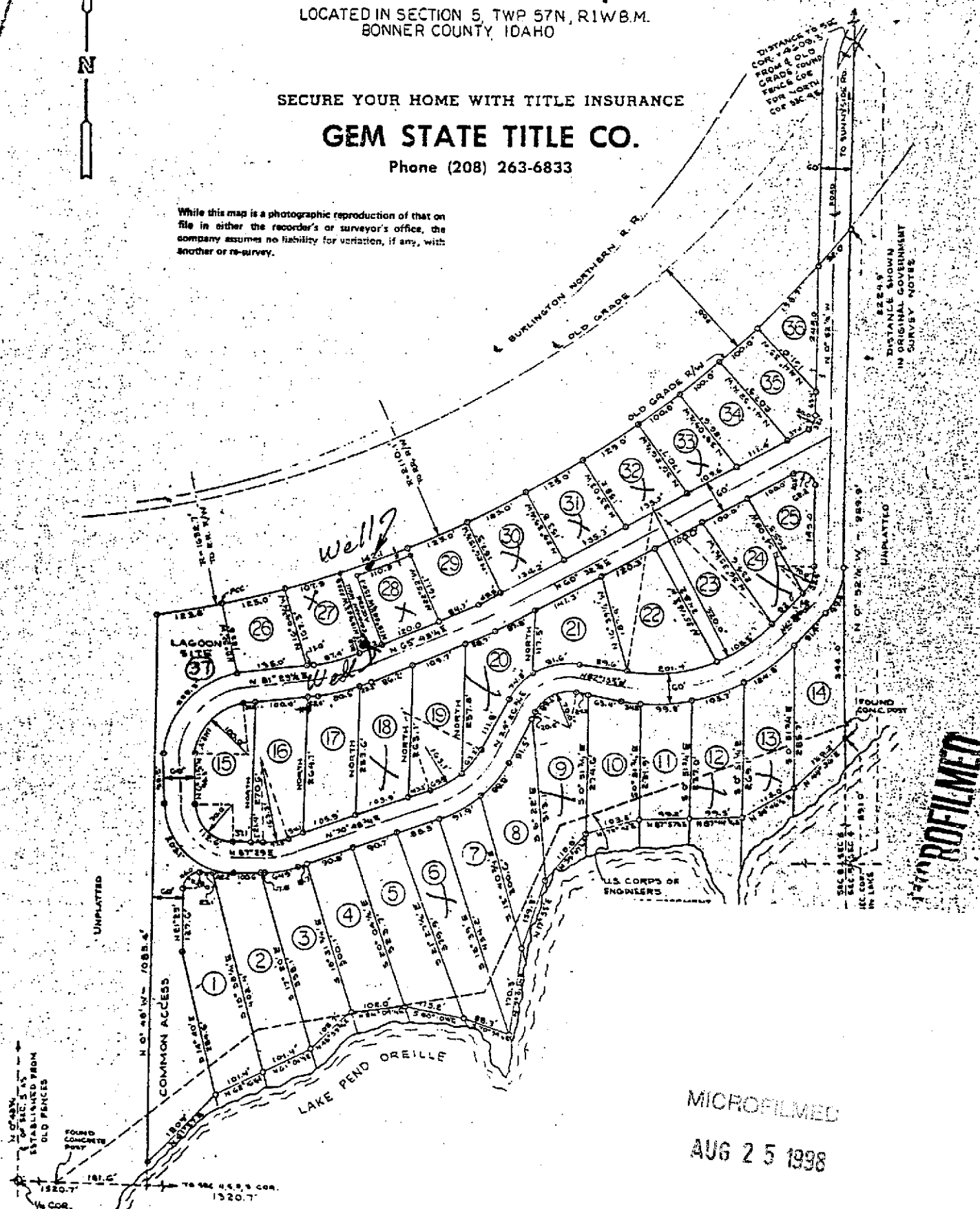
LOCATED IN SECTION 5, TWP 57N, R1W B.M.
BONNER COUNTY, IDAHO

SECURE YOUR HOME WITH TITLE INSURANCE

GEM STATE TITLE CO.

Phone (208) 263-6833

While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with another or re-survey.



MICROFILMED

AUG 25 1998

REPRODUCTION



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

February 5, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Kaniksu Shores Estates Improvement Assn.
6412 Kaniksu Shores Circle
Sandpoint, ID 83864

RE: Permit No. 96-07536

Gentlemen:

We are in the process of licensing the above referenced permit. I am enclosing a copy of the subdivision map we have in the file identifying 36 lots. The proof of beneficial use statement submitted for this permit in September of 1992 stated that the system was designed for 37 homes.

If there are indeed 37 lots stubbed to this water system, please identify on the map where the 37th lot is located. If on the other hand, there are only 36 lots as indicated on the map, please confirm that for me; you can either make a note on the map and return it or give me a call at (208)327-5452.

I appreciate your help in this matter.

Sincerely,


SHARLA CURTIS
Water Resource Agent

Enclosure

RECEIVED
JUN 25 1998

SECURE YOUR HOME WITH TITLE INSURANCE

Phone (208) 263-6833

DISTANCE TO SP
COR. 14209.3
FROM OLD
GRADE FOUND
FENCE COR
FOR NORTH
COR SEC 48

82249
DISTANCE SHOWN
ORIGINAL GOVERNMENT

IMPLANTING

**FOUND
CONC POST**

REFILMED

U.S. CORPS OF
ENGINEERS
FLOWAGE EASEMENT

36 lots

- 13 lie 96-07536 "X"

23

9 Lic 96-07759
 (+11 already
 under 75%)
 14

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AUG 25 1938

W 07-03W
OF SEC. 3 AS
ESTABLISHED FROM
OLD PENCES

181.6
180.7
TO VEC 45,000 COR.
130.7

LICENSE REVIEW CHECKLIST

PERMIT NO. 96-08440

DATE 11/26/96

REVIEWER: S H A R L A

NAME Change OK

Address Change NO

SOURCE ✓

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

POINT OF DIV ✓

Amendment required NO

PLACE OF USE ✓

Amendment required yes

Does map agree with written description? ✓ yes no

OVERLAPS ✓ P/D ✓ P/U

RATE OF DIV

Permitted Rate .20 cfs

Fee limit .20 cfs \$5000

Measured cfs

Theoretical .13 cfs

Recommended Total Div Rate .20 cfs

$$\begin{array}{r} 36 \times .6 = 21.6 \\ \text{lic. } 15.6 \\ \hline 6.0 \end{array}$$

ANNUAL VOLUME/ NATURE OF USES

 ✓

Use Dom.

Volume Calculation

14 x .6 = 8.4 af

 af

 af

 af

SUBTOTAL 8.4 af

Flow rate cfs X days X 1.9835 = af

Total volume recommended af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

PD aka lots 27 & 28.
Pu aka lots 1, 2, 10, 14, 15, 16, 17, 21,
22, 25, 26, 29, 35, 36

2 pld in S&SE, S5,
T57N, R1W.

CONDITIONS Watermaster Control WD#

 GW Measurement/Measuring Device

 Overlap

 Use-specific conditions

Advancement of Priority Date Required yes ✓ no

SRBA Claim Filed

Adjustment Memo

1st Amend Letter P41, P38

2nd Amend Letter P42

14 homes. irrig not incl.
W36 (96-07536/07759)
W35 (" ") 0.20 cfs,
21.6 af.)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

OCT 21 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. **96-08440**

1. Owner: Kaniksu Shores Estates Improvement Assoc. Phone No. (208)-263-9537

Current Address: 6412 Kaniksu Shores Circle Sandpoint, Id. 83864

2. Accompanied by: Allen Robinson EXAM DATE: _____

Address: 6486 Kaniksu Shores Circle SANDPOINT, Id. Phone No. (208)-263-9537

Relationship to Permit Holder: Association Representative

3. Source: GROUNDWATER (2) wells tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 96-07536, 96-07759

2. Other water rights with the same point of diversion: 96-07536, 96-07759

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
Well #1			SE	SE	05	57N	01W	Bonner	USGS 7.5' QUAD; Site Visit
Well #2			SE	SE	05	57N	01W	Bonner	USGS 7.5' QUAD; Site Visit

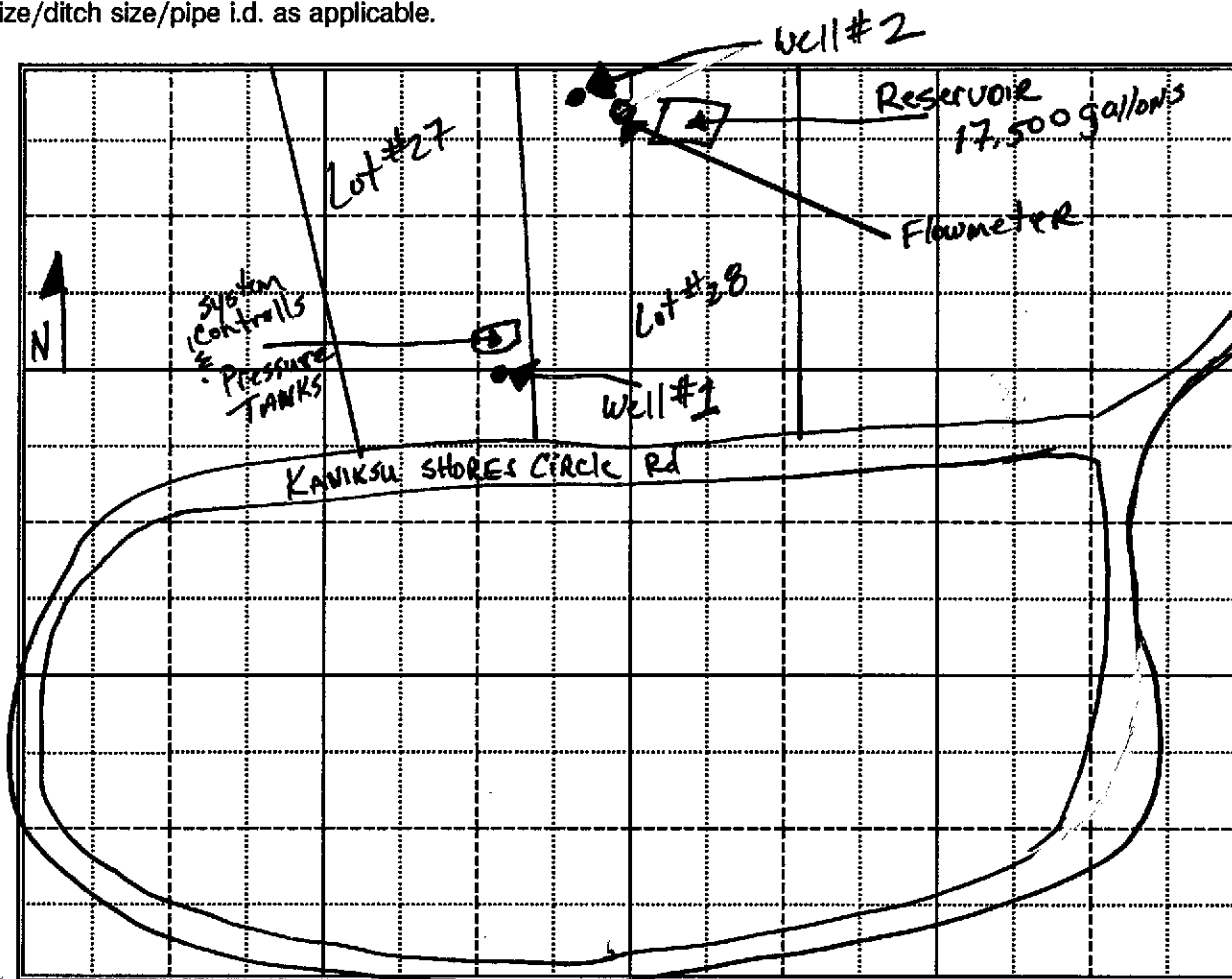
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	01W	05													*D			D	D

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AUG 25 1998

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



Scale: 1" = N.T.S.

☒ 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		1.0	No information on makes		
Well #2		2.0		Available!	

*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
ARAD Flowmeter	GALLONS Totalizer					

2. Measurements:

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AUG 25 1998

E. NARRATIVE/REMARKS/COMMENTS

System consist of 2 Wells and a 17,500 gallon Storage Reservoir. Well #1 is Approx. 47' deep. Well #2 is 85' ft. deep. Both Wells have pitless Adapters. Well #2 is the main Well which Produced 50 gpm and Well #1 produced 15 gpm. Well #1 only diverts water when storage Reservoir drops below sensors. The system also has (4) pressure tanks located in a Concrete structure buried next to Well #1. The Reservoir has a 5HP Red Jacket pump that is used to distribute water through a 2" Main Line. A total of 28 homes are being served water with 9 other lots in this development stubbed in for a total of 37 lots. The diverted groundwater is only used for in-house Domestic use. Irrigation of Lawn and gardens is from a diversion of water from Pend Oreille Lake. Currently, the Kaniksu Shores Association does not have a Surface Water Right. The Association will need to Apply for a diversion Permit.

The Production of both wells will not exceed .20 cfs, therefore only the Volume of water should be increased. This Permit 96-08440 is in conjunction with Licenses #96-07536 and #96-07759.

License #96-07536 was allotted 1.2 AFA per Domestic Unit. Since the Domestic use is for inhouse only, the Volume is recommended to be limited to 0.6 AFA per Domestic Unit.

Under this Permit - Lots # 1, 2, 6, 10, 14, 15, 16, 17, 21, 22, 25, 26, 29, 35, 36, 37,

Have conditions of permit approval been met? ☒ yes

no

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AUG 25 1998

F. FLOW CALCULATIONS

Measured Method:

X Additional Computation Sheets Attached

** See Theoretical Calculations.*

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{N/A}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

$$(16 \text{ Homes}) (.6) = 9.6 \text{ AFA}$$

(In-House)

Rate AFA
License # 96-07536 = .15 - 15.6
License # 96-07759 = .20 - ~~.4~~

Permit # 96-08440 = ~~.4~~ - 9.6

Total 1.20 cfs / 25.2 AFA

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic (In-House)	1-01	12-31	.20	9.6

Totals: 1.20 9.6

* Rate (Not to Exceed.) combined w/
96-07536 & 96-07759

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

William J. Sample

Date

9-25-96

Reviewer

Date

SEAL

MICROFILMED

2.5 1000

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 96-08440

DATE: 24-SEP-96

COMPLETE BY: HERMAN

HORSEPOWER = 1

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 40 FEET

SYSTEM PRESSURE = 40 PSI

QUANTITY = 0.05 CFS

MICROFILMED
AUG 25 1996

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 96-08440

DATE: 24-SEP-96

COMPLETE BY: HERM

HORSEPOWER = 2

PUMP EFFICIENCY = 75%

DYNAMIC LIFT = 43 FEET

SYSTEM PRESSURE = 50 PSI

QUANTITY = 0.08 CFS

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AUG 25 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPL.

TOGRAPH

PERMIT #

96-08440

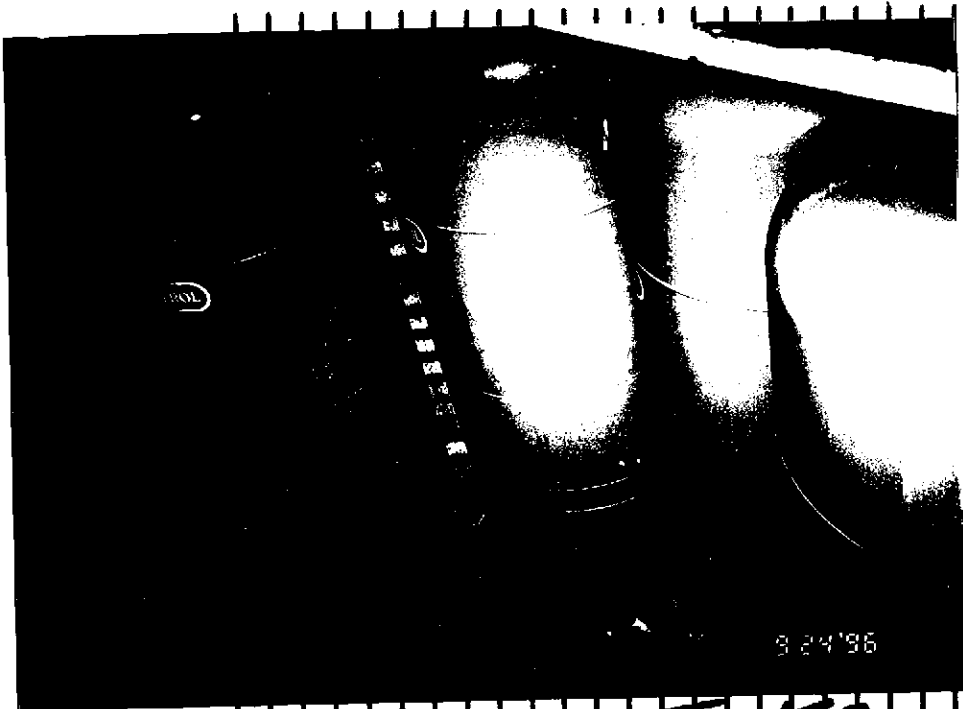


Place of use
Place of use

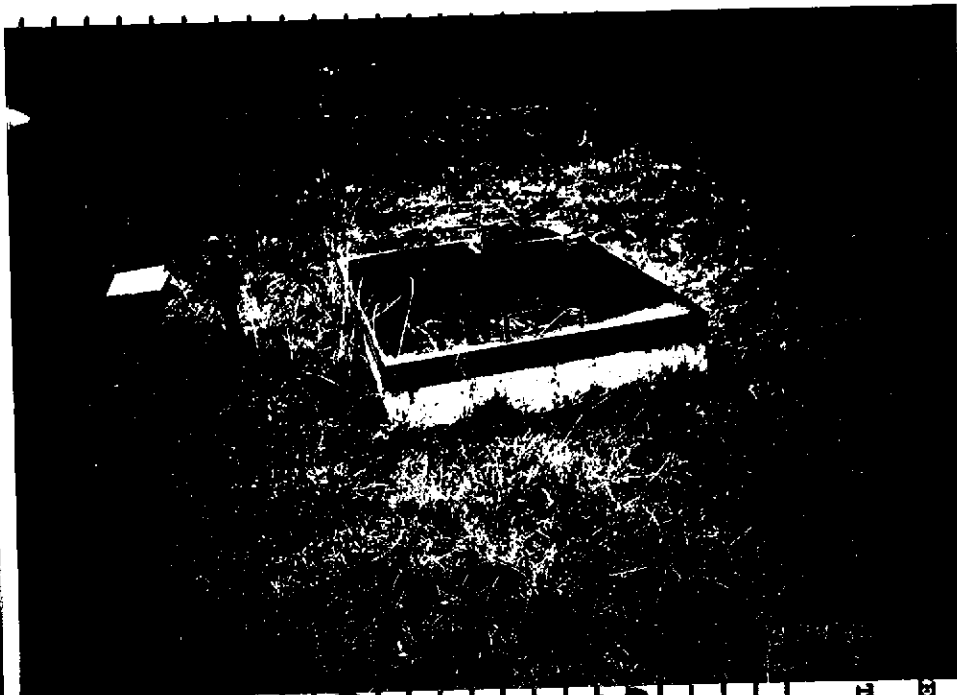


Pressure Tanks in Vault
Vault Cover

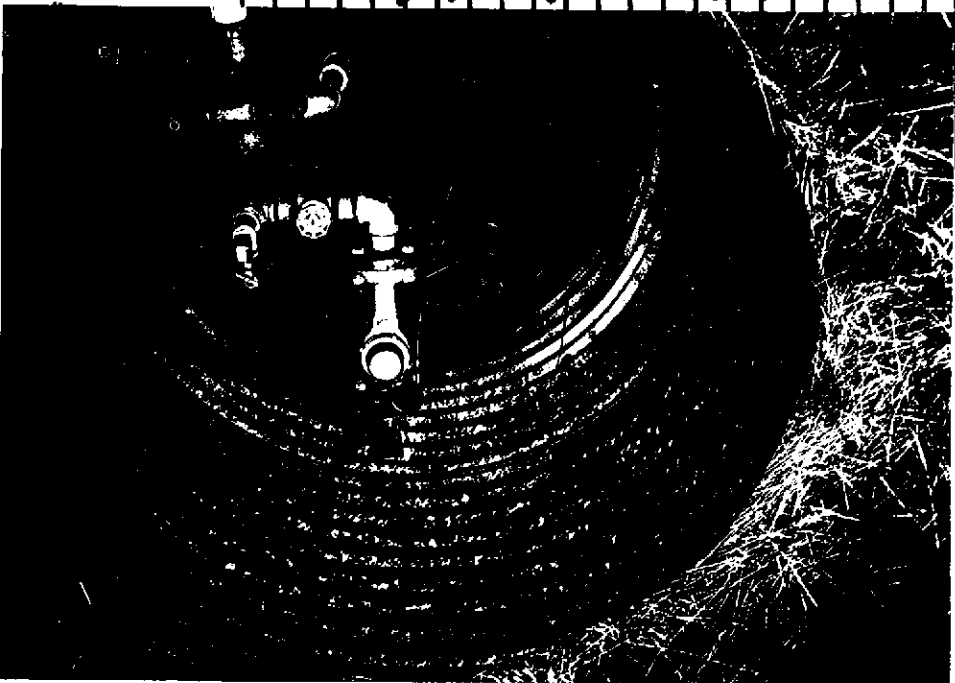




4 Pressure Tanks
Flowmeter



Reservoir
Well #2 / Reservoir

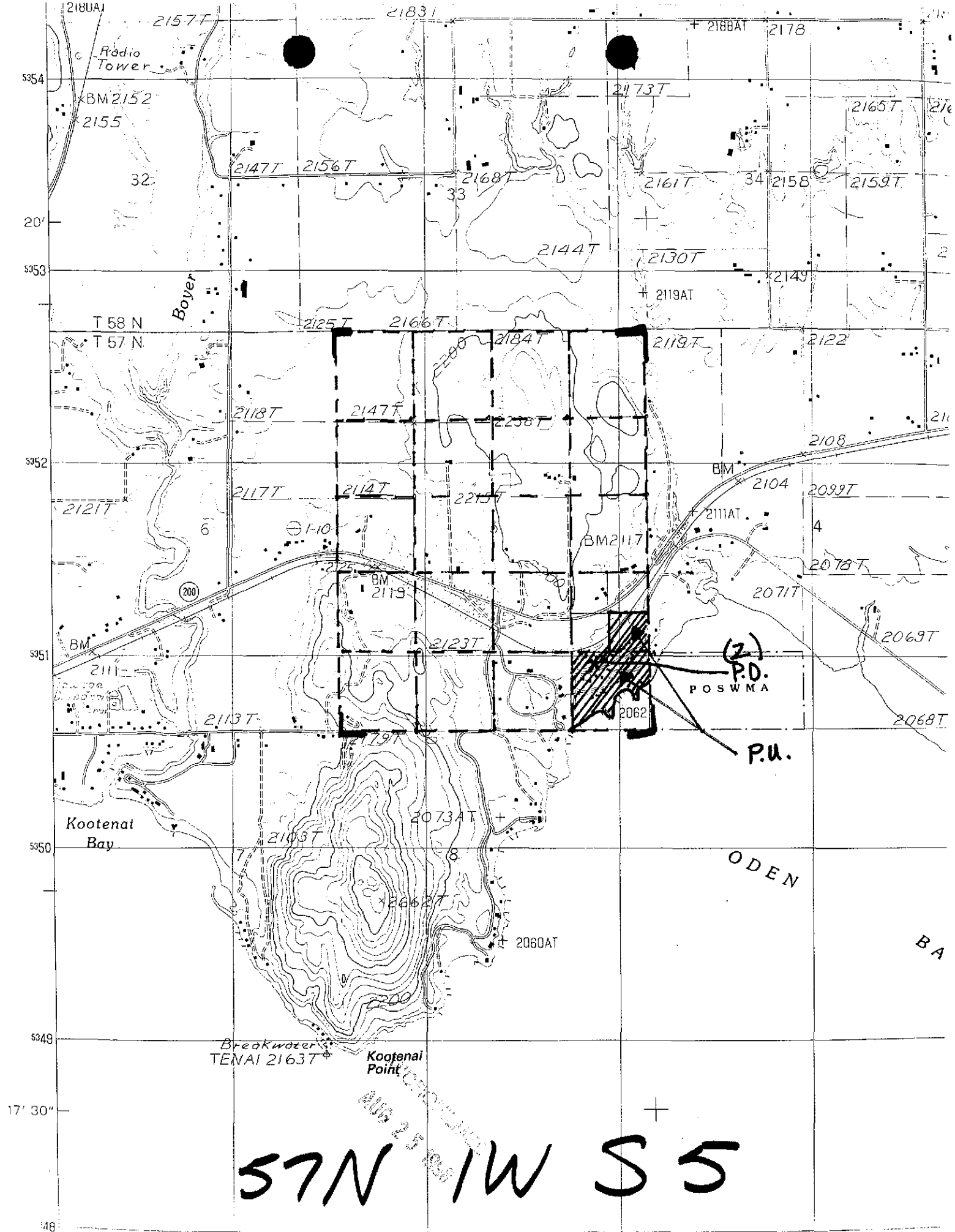


STATE OF IDAHO
OF WATER RESOURCES
REPORT SUPPL

TOGRAPH

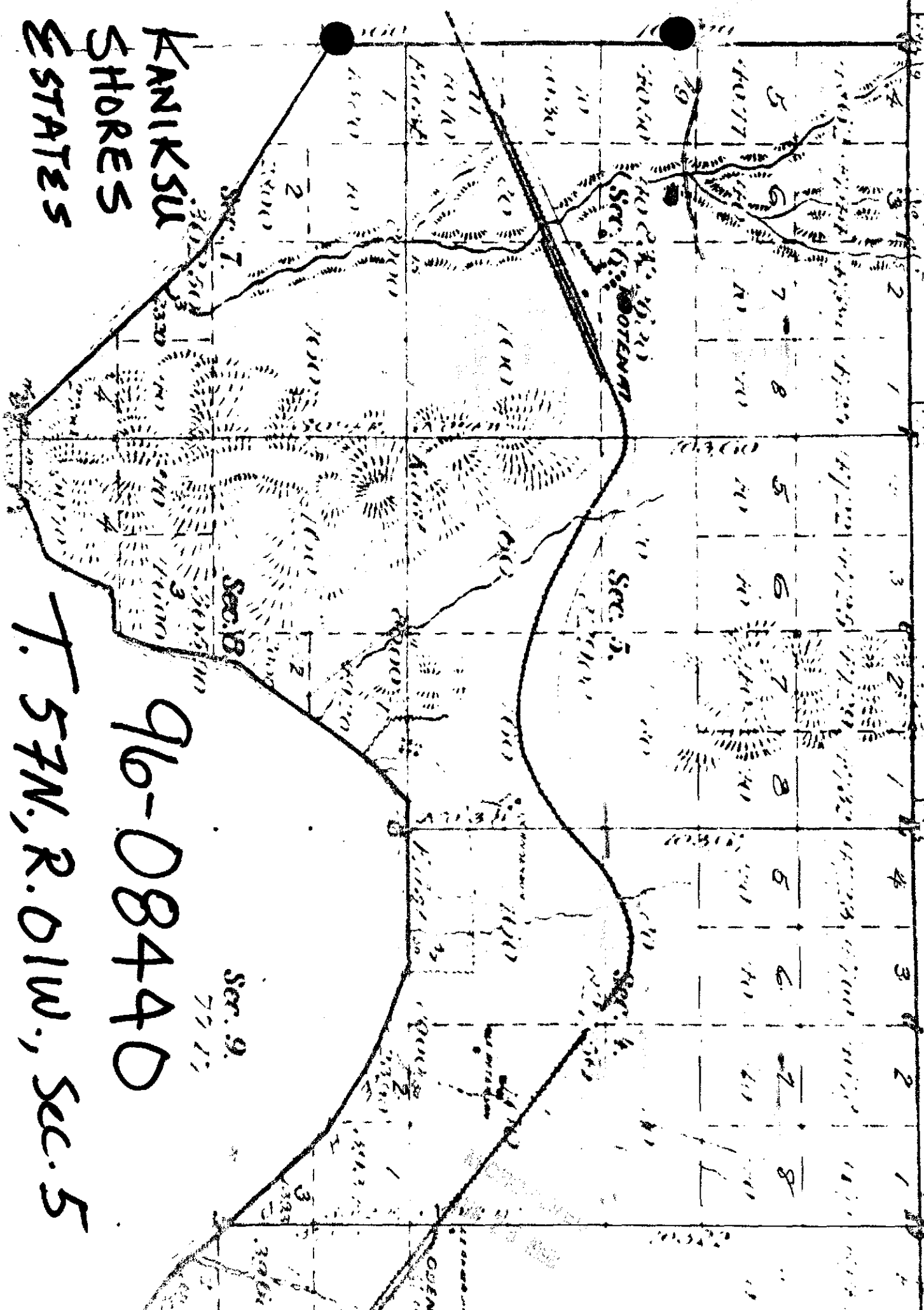
PERMIT #

96-08440



SECTION 11, T57N R14W S1

Standard Meridian



KANIKSU
SHORES
ESTATES

96-08440

T. 57N, R. 01W, Sec. 5

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE COPY TO THE DEPARTMENT

October 2, 1992

KANIKSU SHORES ESTATES IMPROVEMENT ASSN.
6412 KANIKSU SHORES CIRCLE
SANDPOINT ID 83864

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08440

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)765-4639.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECEIVED
DEC 16 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 96-08440

Reviewed by Klg

Date 9/30/92

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
no Address same as permit?
yes Proof timely received?
If not, complete calculation below.

domestic
yes Correct Uses?

SOURCE OF WATER

 Surface water source
✓ Ground water source

NA Drilling permit required?
1977 / Copy in the file? Drilling Permit No.
/ Amount paid for permit Correct?
/ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
50 Amount Submitted
yes Correct?

MEASURING DEVICE

NA Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

Date proof received NA
Date proof due / -
No. of days late / =
Priority Date / +
New Priority Date /

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address 6412 Kamukui Shores Circle

9/30/92 Klg

Proof Made 9/28/92
10/2/92 Klg

FOR DEPT. OF WATER RESOURCES
ATTN MR. B. HAYNES PHONE # 765-4639

Sent 1/27/92 to div of environmental quality-Coeur d'Alene
January 4, 1991

KANIKSU SHORES ESTATES WATER SYSTEM INFORMATION GIVEN TO
INSPECTOR STEVE TANNER. INFORMATION GIVEN BY GORDON SPEER.
THE SYSTEM IS CHECKED AT LEAST ONCE A YEAR BY STEVE TANNER
AND GORDON SPEER. LAST INSPECTION 1989

As of this 9/21/92 date the system serves 24 homes and is
designed to serve 36 to 37 homes- ~~January 27, 1992~~

There are two wells, the one next to the reservoir is an
8" well and drilled to a depth of 85 feet. This well was
drilled in 1977 and has a discharge rating of 45 gpm.

Using formula supplied by Division of Environmental
Quality, the main well located by the reservoir could supply
64,800 gal per day. (GAL/MIN X 1440) and the smaller 6" well
could supply 20,600 gal per day.

The first well was drilled in 1972 to a depth of 47 feet
with a reported capacity of 15 gpm and is located on the S/E
corner of lot # 27 This well is used as a backup for the
larger one. Both wells have pitiless adaptor and sanitary well
caps.

The reservoir is constructed of concrete and located
below ground with 17500-gallon capacity. A 4'x4' concrete
manhole extends approximately 12" above ground and has a
steel plate cover with a 4" overlapping lip that is locked at
all times. Reservoir is located at the rear of lot #28 and
has an access road (right of way) between lots #27 & 28

A 5 hp, 150 gpm, Red Jacket submersible pump is installed
in the reservoir that pumps into the distribution system. The
pump controls and 4 well xtrol 252 pressure tanks are located
in a concrete vault (below ground) located next to the
6" well. The system is valved so that wells can be turned
into the system if the reservoir pump goes out. The vault has
a locking overlapping steel cover.

The distribution system consists of a 2" PVC 160 looped
line 3085 feet long. No fire hydrants are installed and the
system is not metered. Adequate vailing is provided.

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

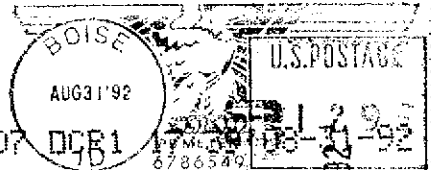
DEC 16 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

North Orchard Street
Boise, Idaho 83706-2237

CERTIFIED MAIL

NO. 139501



BOISE ID 83707 DCB1

RECEIVED

SEP 14 1992

1st NOTICE

2nd NOTICE

KAN1054

838642010

09/05/92

RETURN TO SENDER
NO FORWARD ORDER ON FILE
UNABLE TO FORWARD
RETURN TO SENDER

DEC 16 1992

Remailed 9/14/92
139506

Kaniksu Shores Estates Assn
6470 Kaniksu Shores Circle
Sandpoint, ID 83864

IMPROVEMENT ASSN.

August 31, 1992

RE: PERMIT NO. 96-08440 PROOF DUE NOTICE

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 November 1, 1992. (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.

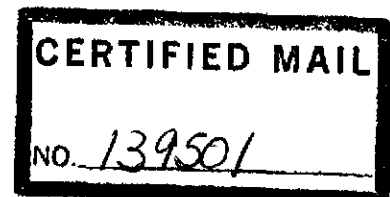
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

Karen L. Gustafson
Secretary/Records Manager

Enclosures



139506

RECEIVED

DEC 16 1992

February 11, 1991

KANISHU SHORES ESTATES IMPROVEMENT ASSN.
6470 KANISKU SHORES CIRCLE
SANDPOINT ID 83864

Gentlemen:

Re: Permit No. 96-8440

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to . Note that the permit has been reinstated with an advance in priority, since the extension was received after the proof of beneficial use date.

Note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

RECEIVED

APR 23 1991

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 96-8440Reviewed by *[Signature]*Date 1-24-91

BASIC INFORMATION

9 Date stamp received
9 Extension received timely (not too early not too late)
9 Fee received and receipted
9 Name and signature same as permit
9 Address change

BASIS FOR EXTENSION REQUEST

Has adequate work been completed to demonstrate due diligence?
 Has the cost incurred been adequate to demonstrate an intent to complete the project?
 Has the permit been involved in litigation?
 a. Swan Falls _____ Dismissed from Swan Falls _____
 Other _____ Identify _____
 b. Is supporting documentation needed to complete the file? _____
 Requested _____
 c. Calculate the period of delay

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Present proof due date + _____

NEW PROOF DUE DATE = _____

Is delay by a government agency?
 Is supporting documentation needed to complete the file? _____
 Requested? _____

ACTION TAKEN

- address change
 - Recommend approval for 2 years

Reinstate Date extension received Dec. 6 '90 = 340
 Proof due date Nov. 1 = -305
 No. of days late = 35
 Priority date 8-19-85 = +231
 ADJUSTED PRIORITY DATE 10-23-85 = 266

DATE ENTRY

[Signature] Change proof due date _____ Address change
 Priority date change

November 30, 1990

Kaniksu Shores Estates Improvement Assn.
6479 Kaniksu Shores Circle
Sandpoint ID 83864

Gentlemen:

RE: Permit No. 96-8440

LAPSE NOTICE

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, the above referenced permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time to our letter of August 31, 1990. No further construction or additional development is authorized under this permit unless it is reinstated.

Your permit cannot be reinstated unless you submit the proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal including the examination fee or a completed field examination report or the extension request form together with the \$15 fee must be received by this department within sixty days of the date of mailing of this lapse notice or the permit will no longer be of any force or effect.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which brings title to the water in question.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

Enclosure

APR 23 1991

CERTIFICATION OF MAILING

I hereby certify that on 12-3-90
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

[Signature]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

1 North Orchard Street
Boise, Idaho 83706-2237

RECEIVED
MAY 31 1990

Department of Water Resources

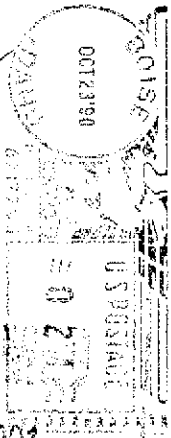
Resent to
6470 Keneksa
Shores Circle
Sandpoint

11-2-90

[Signature]

APR 23 1991

POSTED
FIRST CLASS



KANISBY

NO

POSTAGE
PAID
BY
KANEKSA
SANDPOINT
IDAHO

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

1501 North Orchard Street
Boise, Idaho 83706-2237

RECEIVED
For
In
Unclaimed
Attempted
No Such Street Number
No Such Box Number
No Mail Receptacle
S.B.

RECEIVED
SEP 28 1990

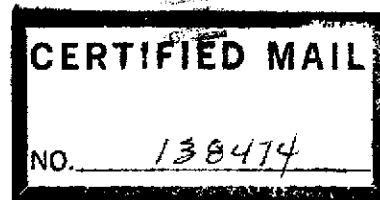
Department of Water Resources



1st NOTICE
2nd NOTICE
RETURN

9-6
9-13
9-21

APR 23 1991



Recent registered mail
10.22.90

138474

August 31, 1990

KANIKSU SHORES EST. IMPROVEMENT ASSN.
P.O. BOX 2054
SANDPOINT, ID 83864

PROOF DUE NOTICE

RE: PERMIT NO. 96-08440

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 November 1, 1990. (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.

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SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

APR 23 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 96-8440
Name(s) of Permit Holder(s): KANIKSU SHORES ESTATES IMPROVEMENT ASSOC.
Post Office Address: P.O. BOX 2054 OR 6470 KANIKSU SHORES CIRCLE
SAND POINT. Tel. No. 263-1122 0270

☒ I hereby certify that construction of diversion works for the above referenced permit began on IS COMPLETE (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

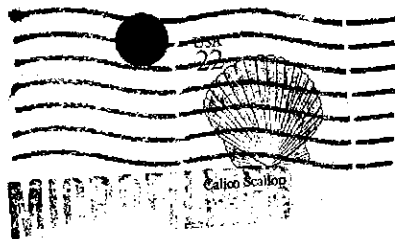
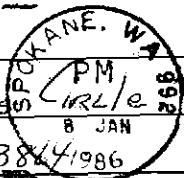
1/7/86
Date

[Signature]
Signature of Permit Holder
President

K.S.I.A.

6470 KANIKSU SHORE

SANDPOINT ID. 83864



RECEIVED



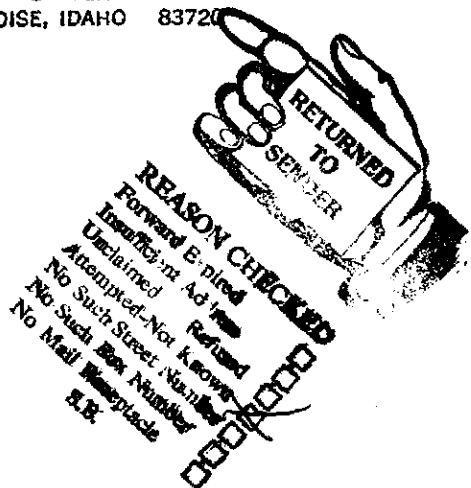
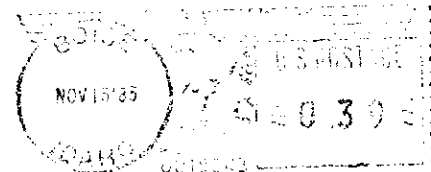
JAN 13 1986

IDAHO DEPARTMENT OF WATER RESOURCES

STATEHOUSE

Department of Water Resources IDAHO 83720

DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



RECEIVED
NOV 22 1985

Department of Water Resources

Kaniksú Shores Estates Improvement
Box 2054
Sandpoint, ID 83864

APR 23 1991

*incorrect
bx. no.
12/4/85
resent to:
6480 Kaniksú Shores Circle
Sandpoint -
(per permit 96-7759)
KW*

INTER-DEPARTMENT MEMO — 1

DATE

FROM TOM K

TO FILE

SUBJECT 96-

KANIKSU SHORES ESTATES IMPROVEMENT

WHEN B/U IS MADE, PLEASE SEND COPY OF PLANS
FILED WITH 96-7759 TO REGION.

MICROFILMED

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
NOVEMBER 14, 1985

KANIKSU SHORES ESTATES IMPROVEMENT ASSN.
P.O. BOX 2054
SANDPOINT, ID 83864

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-8440

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

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 BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

DRT: SC
ENCLOSURES

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: J APPLICATION NUMBER: 968440

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.

☒ Fee.

☐ Yes ☒ No

☐ Yes ☒ No

☐ Yes ☒ No

☒ Yes ☐ No*

Field check required.

Critical groundwater area.

Request dam safety information. Sent by: _____ Date: _____

In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☒ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: J Date: 10/16/85

PROCESSING:

☐ Yes ☐ No

☐ Yes ☐ No

Platted by: _____ Map No. _____

Other rights on same place of use. _____

☒ Yes ☐ No*

☐ Yes ☒ No

In form for advertising.

Final date for protests: 9/16/85

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received. Date: 10/7/85

☒ Application published correctly. If not, record action taken: _____

☒ Fee amount, receipt date & number, recorded on application.

☒ Publication dates and paper, recorded on application.

☒ Protests, dates, withdrawal, etc., recorded on application.

☒ Recommendation & initial, recorded on application.

☐ Yes ☒ No

☐ Yes ☒ No

☐ Yes ☒ No

☒ 8/19/85 Date of priority recommended.

Special conditions of approval or cover letter. _____

MICROFILMED

RECEIVED
OCT 20 1985

By: pu Date: 10/20/85 Department of Water Resources

STATE OFFICE REVIEW:

617 2604

RECEIVED
OCT 26 1985

☐ See attached sheet for more information.

By: kw Date: 11/5/85

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----
IDAHO STREAM CODE INDEX						

96-8440-

KANIKSU SHORES ESTATES IMPROVEMENT ASSN.

P.O. BOX 2054, SANDPOINT, ID 83864

Source: GROUNDWATER

Date Filed: 08/19/1985

Diversion Pt: SESE Sec 05 T 57N R 01W

Use: DOMESTIC (0.20 CFS)

In: SESE Sec 05 T 57N R 01W

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

October 14, 1965

Kathleen Smith District
2105 Broadway Court
Coeur d'Alene, ID. 83814

Re: 21-460

Enclosure:

Enclosed is information which may be of interest to your Agency relative to a
an application recently filed with the Department of Water Resources.

Sincerely,

W. F. C. Smith, Jr.
Regional Supervisor

W. F. C.

Enclosure

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

October 10, 1985

Panhandle Health District
2195 Ironwood Court
Coeur d'Alene, Id. 83814

Re: 96-8440

Gentlemen:

Enclosed is information which may be of interest to your Agency relating to an application recently filed with the Department of Water Resources.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms

Enclosure

MICROFILMED