

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, and News Bulletin, newspapers printed and published at Sandpoint, in Bonner County, Idaho; that the said newspapers have 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 5th day of Apr. 1984 and ending on the 11 day of May, 1984 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 12 day of 5, 1984.

Adell M Thompson

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:

96-8392

WALKER, ELBERTA
E. 8002 SPRAGUE AVE., SPOKANE,
WA 99212

Source: GROUNDWATER

Date Filed: 03/27/1984

Diversion Pt. SESE Sec 16 T 56N R 02W

Use: COMMERCIAL (0.06 CFS)
DOMESTIC (0.91 CFS)

In: SWSE SESE Sec 16 T 56N R 02W

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 APRIL 23, 1984.

KEN DUNN, Dir.

RECEIVED

MAY 10 1984

Department of Water Resources
Northern District Office

MICROFILMED

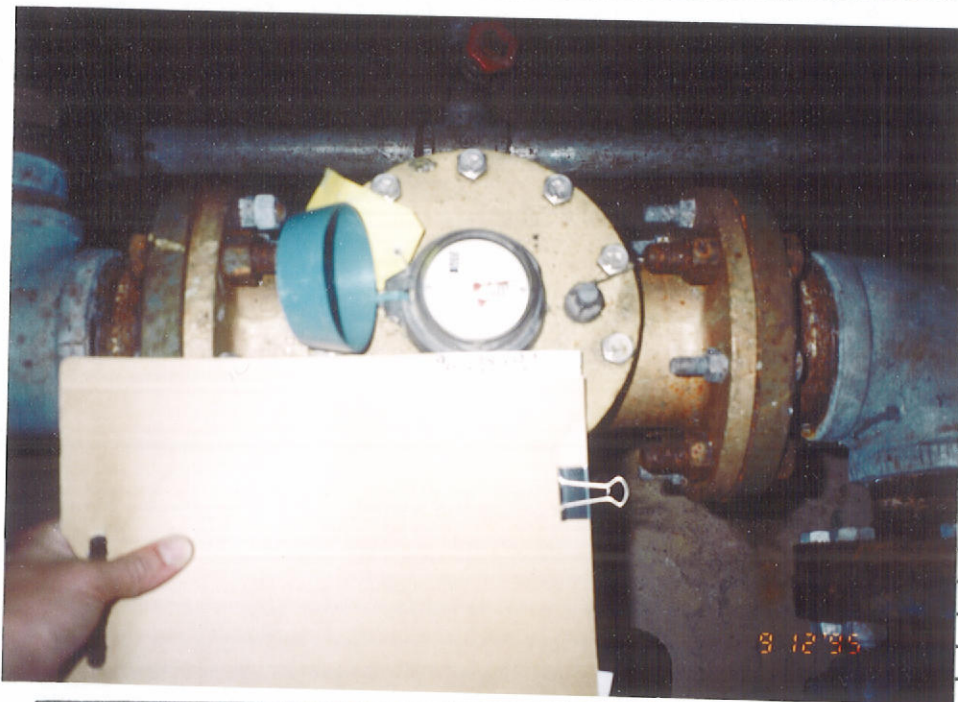
PERMIT # 96-08394

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S

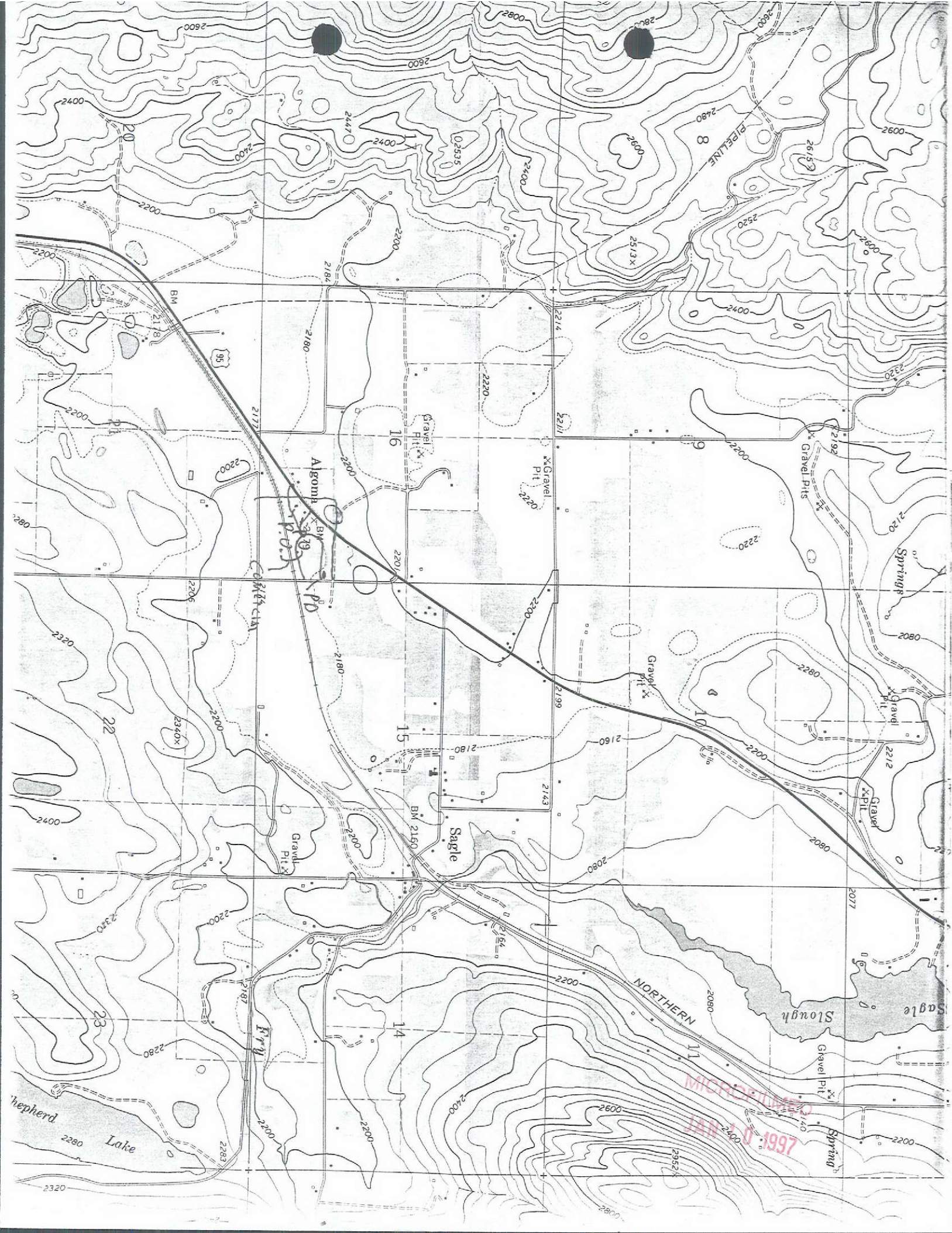


PD Wells



MEASURING PORT

MICROFILMED
JAN 10 1997



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT # 96-08392

P H O T O G R A P H S



PUMP
PRESSURE TANKS



Well House

MICROFILMED
JAN 10 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08392

Priority: May 15, 1984

Maximum Diversion Rate: 0.86 CFS
Maximum Diversion Volume: 29.4 AF

This is to certify, that GOLDAN INC
2614 N 4TH #604

COEUR D ALENE ID 83814 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 27, 1984; and has submitted Proof of Beneficial Use on July 20, 1994. An examination indicates that the works have a diversion capacity of 0.880 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>
COMMERCIAL	01/01 to 12/31	0.06 CFS	5.4 AF
DOMESTIC	01/01 to 12/31	0.80 CFS	24.0 AF
	Totals	0.86 CFS	29.4 AF

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 16, Township 56N, Range 02W
BONNER County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

56N 02W 16

SWSE

SESE

PLACE OF USE:

DOMESTIC, same as COMMERCIAL use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 20 homes within Lots 1-8, Blk. 1; Lots 1-8, Blk. 2; Lots 5-8, Blk. 3, and 9 miscellaneous business lots in Algoma Village.
6. Two points of diversion located in SESE, S16, T56N, R2W.

RECEIVED
JAN 16 1997

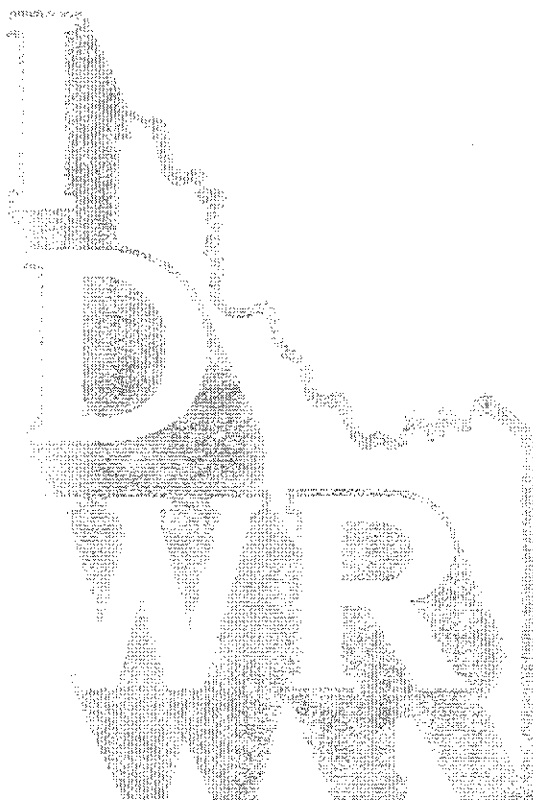
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08392

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 21st
day of November, 1996.

K. Drew Saylor
Acting for KARL J. DREHER, Director



RECEIVED

NOV 20 1996

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 96-08392**Date of Priority:** May 15, 1984**Maximum Diversion Rate:**

0.86 CFS

Maximum Diversion Volume:

29.4 AF

Comes now

GOLDAN INC

2614 N 4TH #604

COEUR D ALENE ID 83814

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. 96-08392, 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>
COMMERCIAL	01/01 to 12/31	0.06 CFS	5.4 AF
DOMESTIC	01/01 to 12/31	0.80 CFS	24.0 AF
	Totals	0.86 CFS	29.4 AF

LOCATION OF POINT(S) OF DIVERSION:SESE , Sec. 16, Township 56N, Range 02W
BONNER County**PLACE OF USE:** COMMERCIAL**TWN RGE SEC**

56N 02W 16

SWSE

SESE

PLACE OF USE:

DOMESTIC, same as COMMERCIAL use

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 Coeur d'Alene, Idaho, this 18th day of November, 1996.

MICROFILMED

Leo J. McQuinn, President
(Signature)

JAN 10 1997

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 96-08392

FOR DEPARTMENT USE ONLY

Preliminary check by Ket Fee = \$50.00 Receipted by Ket # 6037026 Date 11-20-96

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. 96-08392 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 must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 20 homes within Lots 1-8, Blk. 1; Lots 1-8, Blk. 2; Lots 5-8, Blk. 3, and 9 miscellaneous business lots in Algoma Village.
6. Two points of diversion located in SESE, S16, T56N, R2W.

Witness my hand this 21st day of November, 1996.

J. Glen Saylor
Acting for KARL J. DREHER, Director

MICROFILMED

JAN 10 1987

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original Application~~	~~96-08392~~	~~Elberta Walker~~	~~0.97~~
Full Assignment	96-08392	Goldan Inc	0.97

MICROFILMED

MAR 30 1995

#2 Filing Fee: \$25.00
Received AB
Receipt # 10697

1910 N.W. Blvd #200
Coeur d'Alene, Id.
83814

(\$25.00 Fee Received By db
Receipt No. 10550 VOIDED

7/94

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

1/13/95
RECEIVED

ASSIGNMENT OF PERMIT

To change the ownership of a permit

Department of Water Resources

I, Elberta Walker, hereby assign to Goldan, Inc.
(Applicant)

Of 2615 North 4th #604 Coeur d'Alene, ID 83814 (208) 772-5505
(Full Address) (Telephone Number)
FAX (208) 772-5628

All my right, title, and interest in and to Permit No. 96-08392 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following portion of my right, title, and interest in and to Permit No. _____ appropriate the public waters of the State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision, point of diversion location, and the amount of water in cubic feet per second.

N/A

Made this 10th day of December, 19 94.

FEE \$25.00

Elberta Walker
Permit Holder(s)

State of Idaho)
County of Bonner)
ss

On this 10th day of December, 199 4, personally appeared before me the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

Juanita Bayne
Notary Public

SEAL

Juanita Bayne
Signature

My commission expires: 9-15-2000 residing at Sandpoint

database updated 3/28/95 cz.

MAR 30 1995

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 96-08392)

IN THE NAME OF ELBERTA WALKER)

ORDER OF
REINSTATEMENT

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before June 1, 1994; and,

WHEREAS, the Department notified the permit holder on March 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,

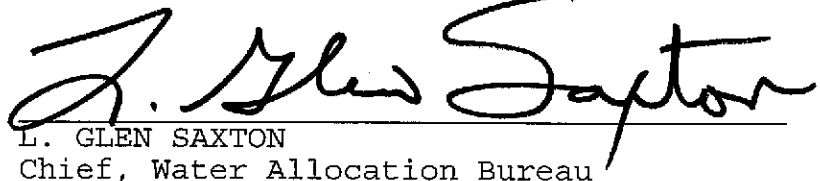
WHEREAS, the Department notified the permit holder on June 7, 1994, that the permit had lapsed for failure to submit an acceptable proof of beneficial use or extension of time; and,

WHEREAS, Section 42-218a, Idaho Code, provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting an acceptable proof of beneficial use on July 20, 1994;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 96-08392 be REINSTATED with an advance in priority to May 15, 1984.

Dated this 21st day of November, 1994.


L. GLEN SAXTON
Chief, Water Allocation Bureau

RECEIVED

MAR 30 1995

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 96-08392 Telephone No. (509) 926-3322

2. Name(s) of Permit Holder(s): Elberta Walker

3. Post Office Address: East 8002 Sprague Avenue Spokane, WA 99212

4. Source of Water: well

a. If ground water, well driller's name: _____ Date drilled: June 1, 1989

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

5. Extent of Use:

Domestic 21 (No. of households) Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock) Other 12 Commercial Lots

6. Total rate and/or volume for which proof is submitted 0.97 cfs _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes No Installed? Yes No

OR

Flow Measurement Port: Required? Yes No Installed? Yes No

8. Fee Enclosed: \$ 100.00 (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

Leo McGavick OR Darold Sauer 208 263-6830/6521
Name (208) 772-5505 Telephone No.

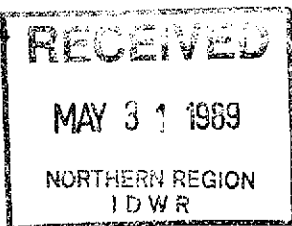
307 N. 2nd Ave. ; Sandpoint, ID 83864
2615 North Fourth Street #604 Coeur d'Alene, Idaho 83814
Address

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.

Date July 14, 1994

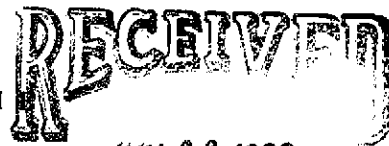
Leo McGavick
Signature (and title if on behalf of a company or organization)

MAR 30 1995



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 Fee Received by JK
Date 5/31/89
Receipt # N-3036



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 for the permit holder 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 # 96-08392

Name of Permit Holder: ELBERTA WALKER
Post Office Address: EAST 8002 SPRAGUE AVE.
SPOKANE, WA. 99212

Telephone # 509-926-3322

Date Proof is due: 6/1/1989

The following work has been completed toward the development fo this water right:

SYSTEM INSTALLED AND IN USE BY EIGHT HOMES AND TWO COMMERCIAL UNITS. WITH STUBS TO 13 HOMES AND 10 COMMERCIAL UNITS.

Costing \$200,000

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

INSUFFICIENT TIME TO COMPLETE ENTIRE PROJECT. SOME HOMES NOT SOLD NOR BUILT.

Permit holder requests an extension to 6/1/1994.

X Elberta Walker
Signature of owner

FEE: \$ 15.00

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS Hereby ordered that the above request for extension of time be APPROVED and the time within which to submit the proof of beneficial use is extended to June 1, 1994.

Signed this 9th day of June 19 89

MICROFILMED

J. M. Saxton
Chief, Water Allocations Bureau

JUL 18 1989

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 ELBERTA WALKER Phone 926-3322
Post office address E 8002 SPRAGUE AVE, SPOKANE, WASH 99212
2. Source of water supply Ground Water which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 16 Township 56N
Range 24W B.M. Bonner County, additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.91 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.06 for Commercial 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)
5. Total quantity to be appropriated:
0.97 See Remarks Per telecon w/Ms. Walker - 6-1-84-JK
a. 0.97 = 0.27 cubic feet per second and/or b. _____ acre-feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well, pump & pipe

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____
Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)
c. Proposed well diameter is 8 inches; proposed depth of well is 102 feet.
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 - maximum 5 years).
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: S $\frac{1}{2}$ $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 16 Township 56N
Range 2W B.M.
(2) Amount of power to be generated: _____ horsepower under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served Celina Addition, or number of families to be supplied with domestic water 21
(5) If water is to be used for other purposes describe: 12 Commercial / 5 Shops, stores etc.

RECEIVED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

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

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

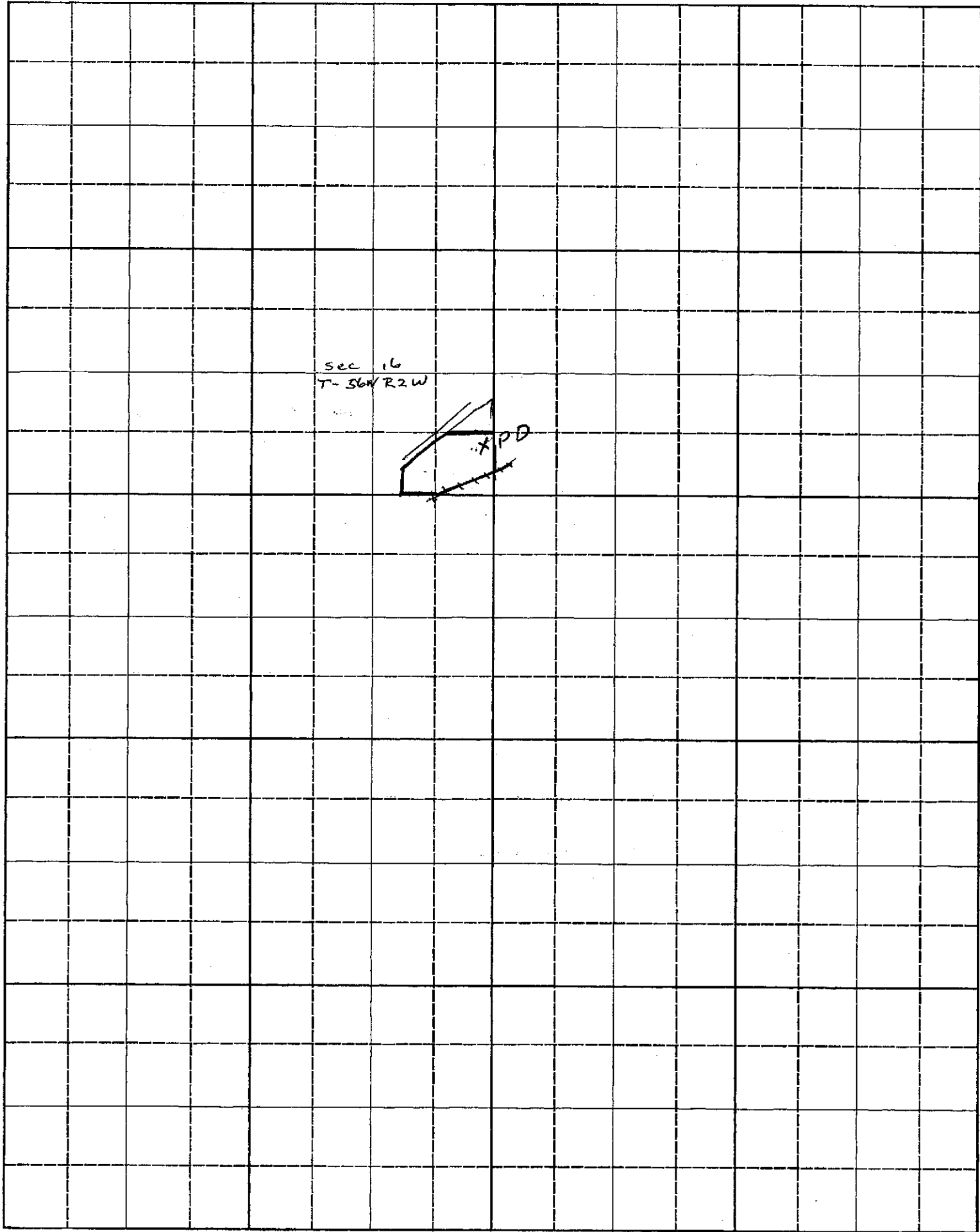
10. Remarks As-Built drawing on file w/IDWR #96-7131

Domestic rate of flow was increased to 0.91 cfs and total rate of flow was increased to 0.97 cfs, to allow for an irrigation component within the domestic use. This water right was intended to replace an earlier permit, No. 96-7131, which was filed under the older system where domestic included an irrigation component. Therefore, even though the filing system now suggests that irrigation be separated from domestic, this water right has both components combined, and should be licensed with both components combined.

BDF/DRT 6/12/84

RECORDED

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



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.

Shirley Walker
(Applicant)

RECEIVED

MICROFILMED

Proposed Priority 3/27/84

Received by JK Date 3/27/84 Time 4:40 PM

Preliminary check by JK Fee \$ 45.00

Received by JK Date 3/27/84 (31483)

Publication prepared by JK Date 3/29/84

Published in Landpoint See

Publication dates 4/4 & 11/84

Publication approved JK Date 5/14/84

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JK KW

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. 96-8392, 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 June 1, 19 89.
- 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. 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.

Witness my hand this 13th day of June, 1984.

A. 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, and News Bulletin, newspapers printed and published at Sandpoint, in Bonner County, Idaho; that the said newspapers have 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 5th day of Apr. 1984 and ending on the 11 day of May 1984 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 12 day of 5, 1984.

Adell M Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

FOR WATER RIGHT

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

96-8392

WALKER, ELBERTA
E. 8002 SPRAGUE AVE., SPOKANE,
WA 99212

Source: GROUNDWATER

Date Filed: 03/27/1984

Diversion Pt. SESE Sec 16 T 56N R 02W

Use: COMMERCIAL (0.06 CFS)

DOMESTIC (0.91 CFS)

In: SWSE SESE Sec 16 T 56N R 02W

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 APRIL

RECEIVED

MAY 10 1984

Department of Water Resources
Northern District Office

11-14-1984



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

November 21, 1996

GOLDAN INC
2614 N 4TH #604
COEUR D ALENE ID 83814

RE: WATER RIGHT NO. 96-08392

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment. Should you have any questions regarding these documents, please contact me.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MICROFILMED

JAN 10 1997



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

November 8, 1996

GOLDAN INC
2614 N 4TH #604
COEUR D ALENE ID 83814

RE: WATER RIGHT NO. 96-08392

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 the addition of a second point of diversion. Please review carefully and if you concur, sign the amendment and return with the \$50.00 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,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MICROFILMED

JAN 10 1997

MEMORANDUM

TO: File 96-08392

FROM: Sharla

DATE: November 7, 1996

RE: Recommendation Adjustment(s)

The final license recommendations for Right 96-08392 are based on the following:

H. RECOMMENDATIONS

1. Recommended Amounts

Commercial	1/1 - 12/31	0.06 cfs	5.4 afa
Domestic	1/1 - 12/31	0.80 cfs	24.0 afa
	TOTALS	0.86 cfs	29.4 afa

On November 6, I spoke with Darold Sauer (contact person for Goldan Inc. and individual who accompanied the examiner) concerning the use of water under this right. I asked Mr. Sauer how many homes were in Algoma Village and he stated there were 20. This corresponds to the number of lots shown served in the As-Builts (it appears that the line running from the pump house to the 6" PVC service line was counted as an additional domestic).

I then asked about the number of commercial lots. He stated that lines were stubbed to nine "commerical" lots, but his recollection was that only 4 or 5 were occupied currently (a real estate business, styling salon, and a couple of retail stores - as far as he knew, there was no diner as indicated by the examiner).

The license can be issued for the 9 commercial lots and 20 homes; the volume calculations have been adjusted accordingly (the commercial lots given 0.6 af each as in-house domestic would be allowed). The rate of diversion for the domestic component was recommended by the examiner as 0.04 cfs for each unit. While this is higher than usually allowed for domestic use based on instantaneous demand, the meter on one of the pumps registered 290 gallons per minute being diverted. If this is also the case with the second pump, they are easily diverting the rate recommended. The rate originally applied for also corresponds to this higher amount; the license will be issued for 0.80 cfs for domestic use.

Examiner: Ted McCracken

Exam Date: September 11, 1995

MICROFILMED

JAN 10 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 96-08392

DATE 10/25/96

REVIEWER: S H A R L A

NAME Change OK Address Change NO
 SOURCE Change ✓ Is change clarification of originally intended source? ✓
 If not, prepare Notice of Intent to Void
 POINT OF DIV ✓ add 2nd well Amendment required NO
 PLACE OF USE Change ✓ Amendment required NO

Does map agree with written description? ✓ yes no

OVERLAPS P/D P/U

RATE OF DIV
 Permitted Rate .97 cfs
 Fee limit 1.0 cfs \$10000 (meter)
 Measured cfs 290 gpm x 2 = 1.29 cfs
 Theoretical 1.32 cfs 15 x 8.8 x .7 / 35 + (2.31 x 45) = .66 x 2 = 1.32
 Recommended Total Div Rate .86 cfs

ANNUAL VOLUME/
 NATURE OF USES ✓ Use Dom. .80 Volume Calculation 24.0 af
Comm. .06 9 x .6 = 5.4 af
 af
 af
 SUBTOTAL 29.4 af

*20 homes x 1.2 = 24.0
 9 x .6 = 5.4*

Flow rate .88 cfs X 365 days X 1.98 = 636.0 af
 Total volume recommended 29.4 af
 (SUBTOTAL or Flow Rate, whichever is less)

REMARKS 21 homes w/in 2 pld in SESE.
Let's 1-8, Plk 2; Let's 1-8, Plk 1; Let's 5-8, Plk 3,
Let's 9 commercial misc
business Let's.
in Atgoma Village.
water in sewer

CONDITIONS Watermaster Control WD#
 GW Measurement/Measuring Device
 Overlap
 Use-specific conditions

Advancement of Priority Date Required yes ✓ no

SRBA Claim Filed N/A
 Adjustment Memo # of homes
amt, etc.

1st Amend Letter P39, P38
 2nd Amend Letter P42

(20)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUL 22 1996

Department of Water Resources
Permit No. 96-08392

A. GENERAL INFORMATION

1. Owner: Goldam Inc. Phone No. (208) 772-5505
Current Address: 2614 N 4th #604 COEUR D'ALENE Id, 83814
2. Accompanied by: David Sauer EXAM DATE: 9/11/95
Address: Algoma Id. Phone No. (208) 267-6830
Relationship to Permit Holder: _____
3. Source: groundwater tributary to river

B. OVERLAP REVIEW

- Other water rights with the same place of use: _____
- Other water rights with the same point of diversion: _____

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
			SE	SE	16	S6N	02W	Bonner	USGS 7.5 min quad

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	
S6N	02W	16																DC	

MICROFILMED

JAN 10 1997

REFER TO AS-BUILTS

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
	RED JACKET	15		RED JACKET (SUBMERSIBLE)	290 gpm
	" "	"	"	" "	" "

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

meter in pump house

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~~JAN 10 1997~~

E. NARRATIVE/REMARKS/COMMENTS

Water from Wells(2) are used for
homes and commercial uses of 4 businesses
which are ① styling salon ② rock products and wood carving sale
③ diner.

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

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JAN 10 1997

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

22 Homes $\times 1.2 = 26.4$ **H. RECOMMENDATIONS**

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Commercial</i>	<i>01-01</i>	<i>12-31</i>	<i>.06</i>	<i>1.8</i>
<i>Domestic</i>	<i>01-01</i>	<i>12-31</i>	<i>.88</i>	<i>26.4</i>
Totals:			<i>.88</i>	<i>28.2</i>

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. AUTHENTICATIONField Examiner's Name *Ind McCreary* Date *11/6/95*

Reviewer _____ Date _____

SEAL

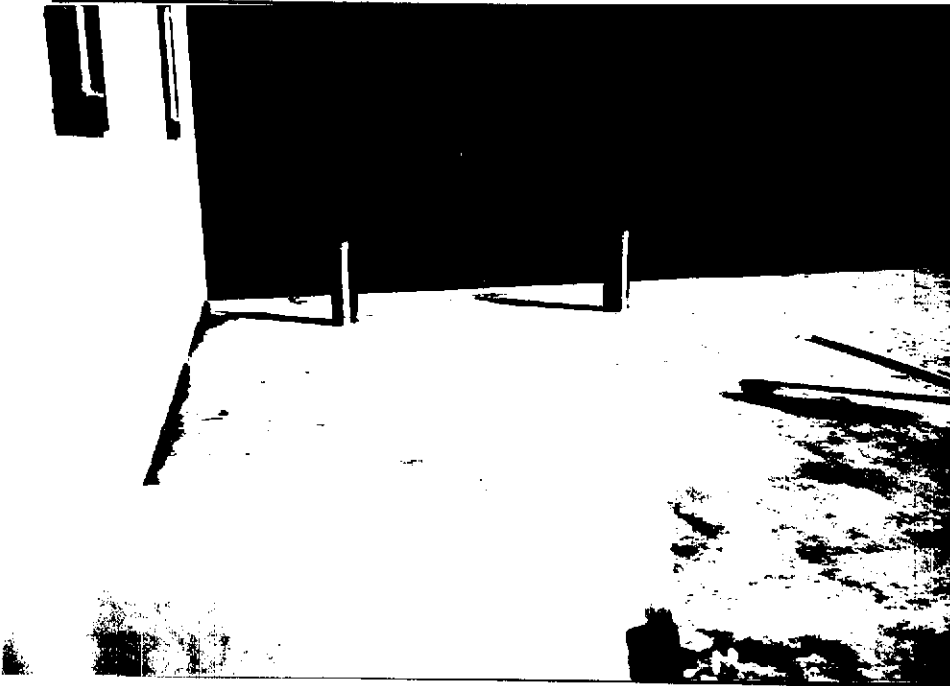
MICROFILMED

JAN 10 1997

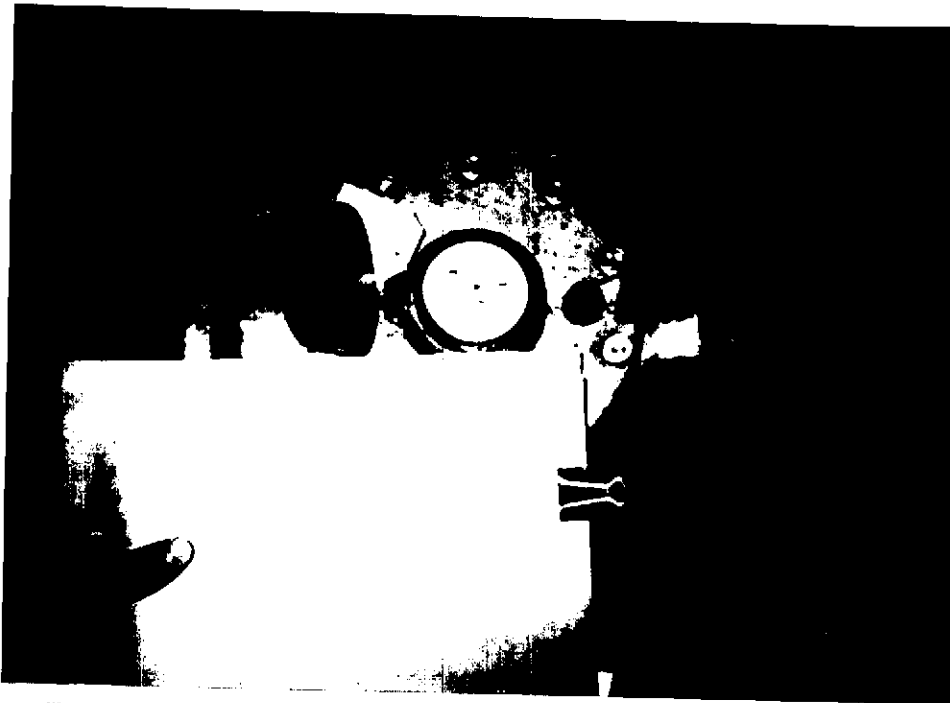
PERMIT # 96-08392

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS

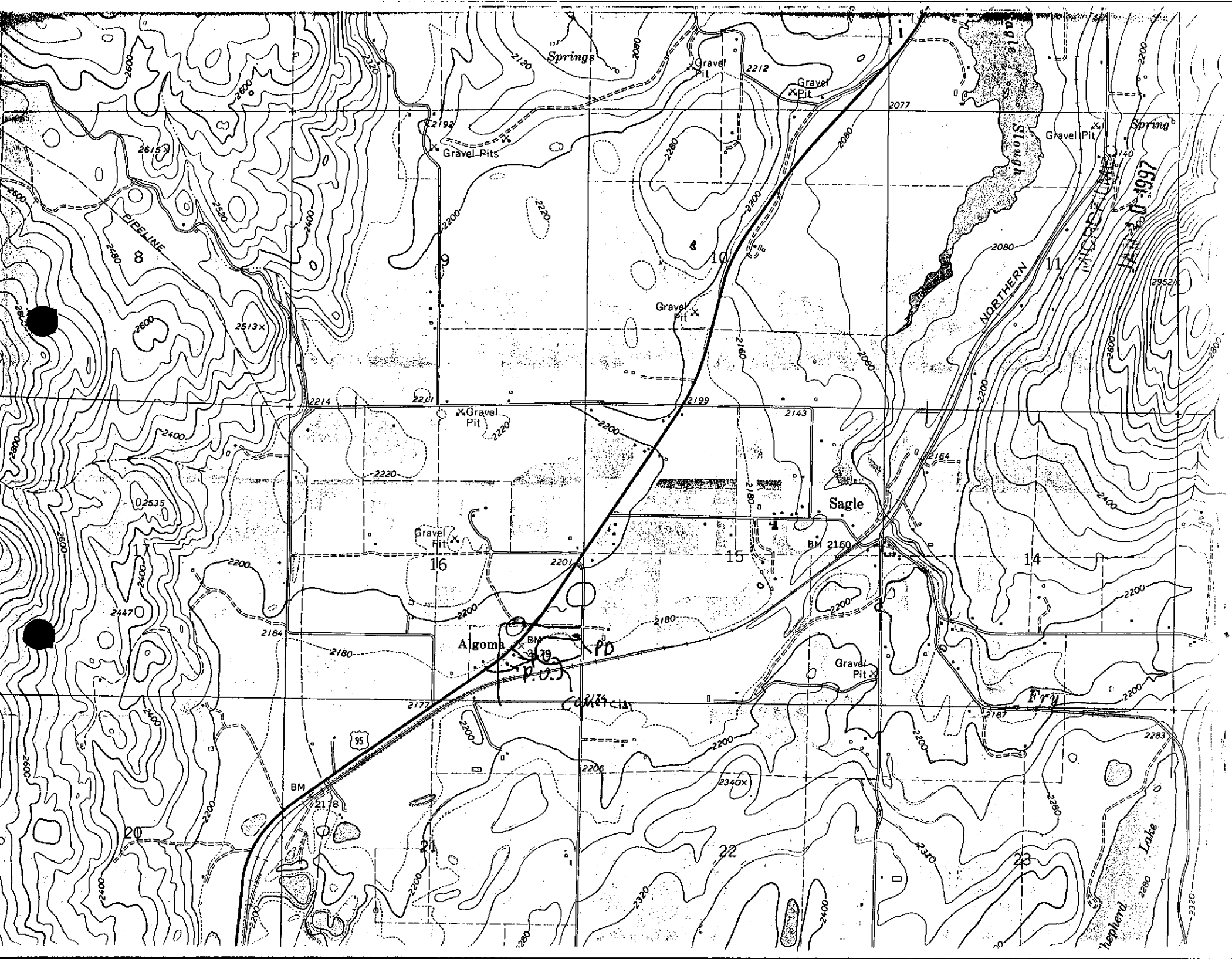


PD Wells



MEASURING POINT

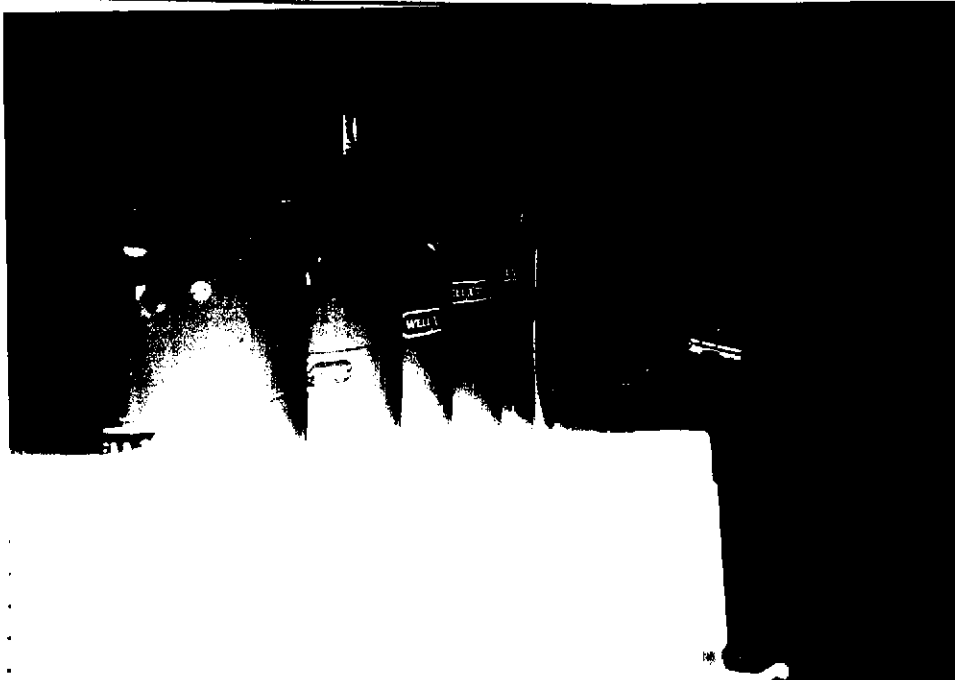
MICROFILMED
JAN 10 1987



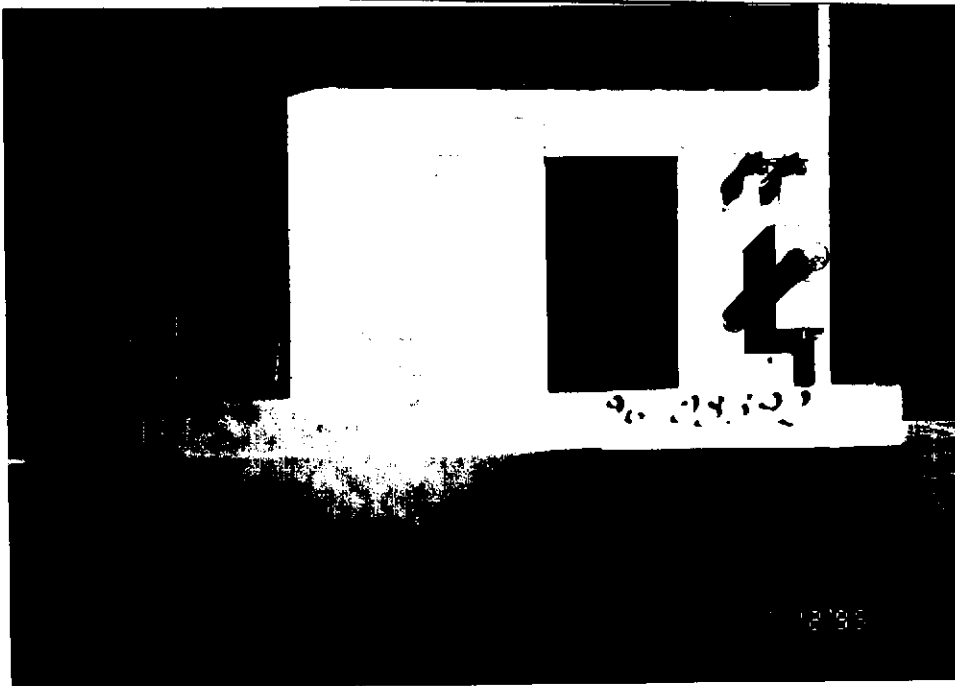
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT # 96-08392

P H O T O G R A P H S



PUMP
PRESSURE TANKS



Well House

MICROFILMED
JAN 10 1987

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]



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

March 29, 1995

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Goldan Inc
2614 N 4th #604
Coeur d'Alene ID 83814

RE: Permit No. 96-08392

Dear Sirs,

This letter is to confirm that the assignment of ownership on the above referenced water right is satisfactory. We have modified our computer records to reflect this change in ownership.

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

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

RECEIVED

MAR 30 1995

RECEIVED
MAR 23 1995

Department of Water Resources

No. 103123		INSTRUCTIONS ON REVERSE SIDE		ISSUED: 07-05-1994	
Return To Secretary of State Room 203, Statehouse P.O. BOX 83720 Boise, ID 83720-0080 * FIRST NOTICE * NO FEE REQUIRED		Idaho Corporation Annual Report Form Due No Later Than November 1, 1994		2. Registered Agent and Office (NOT A P.O. BOX) GARY M. CALLIHAN 307 N. 2ND AVE SANDPOINT ID 83364	
		1. Mailing Address - Please Correct, If Not Correct GOLDAN, INC., AN IDAHO CORPORAT ~~GARY M. CALLIHAN~~ Leo J. McGavick ~~P.O. BOX 2073~~ 2615 N. 4th St., #604 Coeur d'Alene, ID 83814 SANDPOINT ID 83864		3. Incorporated Under The Laws of ID NO: 103123	
4. Names and Addresses of Officers and Directors					
	<u>Name</u>	<u>Street or P.O. Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>
President:	Leo J. McGavick	2615 N. 4th St., #604	Coeur d'Alene, Idaho	83814	
Secretary:	Joan R. McGavick	2615 N. 4th St., #604	Coeur d'Alene, Idaho	83814	
Directors:	Leo J. McGavick	2615 N. 4th St., #604	Coeur d'Alene, Idaho	83814	
	Joan R. McGavick	2615 N. 4th St., #604	Coeur d'Alene, Idaho	83814	
	Gary M. Callihan	P. O. Box 2073	Sandpoint, Idaho	83864	
	Darold Sauer	P. O. Box 169	Sagle, Idaho	83860	
5. Nature of Business Invest funds in private water/sewer systems, real estate, etc.		6. I certify that this Annual Report has been examined by me and is to the best of my knowledge true, correct and complete. Signature <u>Leo J. McGavick</u> Name (Type or Print) <u>Leo J. McGavick</u> Date <u>October 24, 1994</u> Title <u>President</u>			

MAR 30 1995

TO: STATE OFFICE

FEB-27-'95 MON 14:34 :208 769 1454

TEL NO:208 769 1454

#632 P01

Post-It® Fax Note		7671	Date <u>2/27</u>	# of pages <u>1</u>
To	<u>CZ.</u>	From	<u>A.B.</u>	
Co./Dept.		Co.		
Phone #		Phone #		
Fax #		Fax #		

February 13, 1995

Mr. Gary Callihan
~~Western~~ Pacific Land Co. Inc.
 307 N 2nd Ave.
 Sandpoint, ID 83864

Re: Permit Assignment of #96-08392

Dear Mr. Callihan

As per our telephone conversation of this date, I am returning your check # 1125 in the amount of \$25.00, which has been twice rejected by your bank due to insufficient funds.

We will hold processing the assignment until we receive a certified check from you by return mail.

If you have any questions, or if I can be of further assistance, please call me at (208) 769-1450.

Sincerely,

Allen Beardslee
 Senior Water Resource Agent

db

Enc.

RECEIVED
 MAR 30 1995

SD-1603-3

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 02/27/95
Time: 14:28:07

Rec/No - N008550 AR/No -
From: - MTN PACIFIC LAND CO INC

Receipt Type - OD Doc/No - 1125
Remarks -

BACKOUT RECEIPT

OVERDRAFT
Receipt Date: 02/27/1995

Type Of Payment	Fund	FD	PCA	Obj	Subsid	Fee
1 W/R ASSIGNMT FEE 96-08392 WALKER	229	21	65102	1155		-25.00

Total Due - -25.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
-------	--------	-------	--------	-------	--------

(Enter=Continue)

(GOLD7=Selection Screen)

(GOLD8=Cancel)

MICROFILMED
MAR 30 1995

SD-1603-3

Id Department Of Water Resources
Detail Receipt Summary Screen

Date: 02/27/95
Time: 14:27:47

Rec/No - N008550 AR/No -
From: - MTN PACIFIC LAND CO INC

Receipt Type - CK Doc/No - 1125
Remarks -

OLD RECEIPT

Receipt Date: 01/13/1995

Type Of Payment	Fund	FD	PCA	Obj	Subsid	Fee
1 W/R ASSIGNMT FEE 96-08392 WALKER	229	21	65102	1155		25.00

Total Due - 25.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
-------	--------	-------	--------	-------	--------

(Enter=Continue)

(GOLD7=Selection Screen)

(GOLD8=Cancel)

RECEIVED
MAR 30 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

February 6, 1995

GOLDAN, INC
2615 N 4TH #604
COEUR D ALENE ID 83814

RE: Assignment of Permit No. 96-08392

Dear Sirs:

I received the above assignment of permit for processing. However, due to a statutory requirement I need a list of the names, titles, and addresses of all the officers and/or partners of Goldan, Inc.

I will hold further processing on your application for 14 days pending your response. Please submit this information as quickly as possible within the 14-day period to prevent any further undue delay in processing your assignment.

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

Sincerely,

A handwritten signature in cursive script, appearing to read 'Cindy Zimmerman'.

Cindy Zimmerman
Water Resource Agent

RECEIVED

MAR 20 1995

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 96-8392

Reviewed by JY

Date 7/28/94

GENERAL CONSIDERATIONS

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

TYPES OF USE

Dom. Commercial

Correct Uses? yes

SOURCE OF WATER

 Surface water source
✓ Ground water source

no yes Drilling permit required?

 Copy in the file? Drilling Permit No.

 Amount paid for permit Correct?

 Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
100.00 Amount Submitted
yes Correct?

MEASURING DEVICE

no Required?
 | Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received 7-20-94 201
Date proof due 6-1-94 - 152
No. of days late = 49
Priority Date 3-27-84 + 86
New Priority Date 5-15-84 135

7 5/15/84

DEFICIENCIES OR ACTION ITEMS

Reunstate & advance priority to
May 15, 1984.

Proof acceptable

DATA ENTRY

New Address X

Proof Made 7/20/94



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 17, 1994

ELBERTA WALKER
E.8002 SPRAGUE AVE
SPOKANE WA 99212

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 96-08392

Dear Permit Holder:

The Department acknowledges receipt of the proof of beneficial use form submitted for the above referenced water right permit.

Enclosed is an order reinstating your permit since the proof was received after the proof due date. Please note that the priority date has been advanced to May 15, 1984.

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

RECEIVED

MAR 30 1995



Mountain Pacific Land Co. Inc.

RECEIVED

OCT 14 1994

Department of Water Resources

October 10, 1994

Julie L. Yarbrough
State of Idaho
Dept. of Water Resources
Statehouse Mail
Boise, ID 83720-9000

RE: Elberta Walker
Permit # 96-08392
Algoma Water District

Dear Ms. Yarbrough,

Please find enclosed a copy of the well driller's report on file for the above mentioned system per your correspondence of August 19 and October 5, 1994 to Mrs. Walker.

If this copy does not completely fulfill your request, please contact either Gary M. Callihan, or myself, at the telephone number or address below and we will be happy to provide any additional information you may need.

Sincerely,

Juanita

Juanita Bayne
for Mountain Pacific Land/
Algoma Water District

RECEIVED

MAR 30 1995

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.

WELL OWNER

Name Elberta WalkerAddress E. 800th Sprague Ave. SchurmanOwner's Permit No. 94-7131

7. WATER LEVEL

Static water level 24 feet below land surfaceFlowing? ☐ Yes ☒ No G.P.M. flowTemperature 42 ° F. Quality good

Artesian closed-in pressure _____ p.s.i.

Controlled by ☐ Valve ☐ Cap ☐ Plug

NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement☐ Abandoned (describe method of abandoning)

8. WELL TEST DATA

☒ Pump ☒ Bailor ☐ Other

Discharge G.P.M.

Draw Down

Hours Pumped

Pump 3042Bailor 5591

PROPOSED USE

Commercial☒ Domestic ☐ Irrigation ☐ Test ☐ Other (specify type)☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

WELL CONSTRUCTION

Diameter of hole 8 inches Total depth 61 feetCasing schedule: ☒ Steel ☐ ConcreteThickness 2.50 inches Diameter 8 inches From 1 feet To 60 feet

_____ inches _____ inches _____ feet _____ feet

_____ inches _____ inches _____ feet _____ feet

_____ inches _____ inches _____ feet _____ feet

_____ inches _____ inches _____ feet _____ feet

Was casing drive shoe used? ☒ Yes ☐ NoWas a packer or seal used? ☐ Yes ☒ NoPerforated? ☒ Yes ☐ NoHow perforated? ☐ Factory ☐ Knife ☒ TorchSize of perforation 3/4 inches by 4 inchesNumber 30 perforations From 54 feet To 59 feet

_____ perforations _____ feet _____ feet

_____ perforations _____ feet _____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____

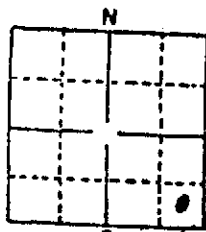
Placed from _____ feet to _____ feet

Surface seal depth 20 Material used in seal ☒ Cement grout☐ Pudding clay ☐ Well cuttingsSealing procedure used ☐ Slurry pit ☒ Temporary surface coring☐ Overbore to seal depth

LOCATION OF WELL

Sketch map location must agree with written location.

96



Subdivision Name _____

Lot No. _____ Block No. 1005County Booner

S.E. 1/4 Sec. 11, T. 54, N. 4, R. 2, W.

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
8	0	2	top soil		
	2	13	loam gravel		
	13	31	loam gravel		
	31	50	fine sand		
	50	51	clay		
	51	60	fine sand gravel		

RECEIVED

OCT 14 1994

Department of Water Resources

10.

Work started 5-9-77 finished 5-10-77

11. DRILLERS CERTIFICATION

Firm Name Bob Pilla Well Drilling 235

Firm No. _____

Address RT 3 Box 106 Dunlap Date 5-12-77Signed by (Firm Official) Bob Pilla

and

(Operator) Bob Pilla



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 5, 1994

Elberta Walker
E 8002 Sprague Ave.
Spokane, WA 99212

RE: Permit No. 96-08392

Dear Ms. Walker:

On August 19, 1994, I sent a letter informing you that this department could not accept your proof of beneficial use form until you provided us with some information regarding your drilling permit and well log. I asked you to return this information within thirty (30) days of receipt of the mailing and to this date I have not received the requested information.

Please be aware that Permit No. 96-08392 is **lapsed** and is of no further force nor effect. The permit cannot be reinstated until I receive a drilling permit and well log for the well drilled in June of 1989.

If you have any questions regarding this matter, please contact me at (208)327-7953.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

cc: Leo McGavick

RECEIVED
MAR 30 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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 19, 1994

Elberta Walker
East 8002 Sprague Ave.
Spokane, WA 99212

RE: Permit No. 96-08392

I am returning your Proof of Beneficial Use submitted in connection with the above referenced permit. Before I can complete processing the proof, additional information is required.

A drilling permit is required for all wells drilled, deepened or enlarged after July 1, 1987 (Section 42-235, Idaho Code). You have indicated that the well was drilled in 1989 but I have not been able to locate a drilling permit or a well log for the well.

If your well was drilled after July 1, 1987, please submit a copy of the drilling permit. The well log should have been submitted by the driller within 30 days of the completion of the well. If you have a copy of the well log, please submit that also. If you do not, please contact your driller and ask that he submit a copy.

Please return the requested information, and resubmit the original returned proof of beneficial use within thirty (30) days of receipt of this mailing.

If you have any questions or if I can be of any further assistance, please feel free to contact me at (208)327-7953.

Sincerely,

A handwritten signature in cursive script that reads 'Julie L. Yarbrough'.

JULIE L. YARBROUGH
Senior Secretary

Enclosure

RECEIVED

MAR 30 1995

9.707
MICHAEL C. STEWART
Attorney at Law
513 North Fourth Avenue
Sandpoint, Idaho 83864
Phone (208) 263-5664

Sandpoint Title Insurance
FILED BY _____

'93 JUL 7 PM 4 29

9.00
MARIE SCOTT

427893
RECORDER OF BONNER
COUNTY BY MH DES.

WARRANTY DEED

FOR VALUE RECEIVED, E.S.I., INC., an Idaho corporation, the Grantor, does hereby GRANT, BARGAIN, SELL and CONVEY unto GARY CALLIHAN, DAROLD J. & DIANNA SAUER, husband and wife, as to an undivided one-half interest, and LEO J. MCGAVICK AND JOAN R. MCGAVICK, husband and wife, as to an undivided one-half interest, the Grantees, of 307 North Second Avenue, Sandpoint, Idaho 83864, the following described real property situate in the County of Bonner, State of Idaho, to wit:

PARCEL I:

A tract of land located in a portion of Lots 1, 2 and 3, Block 1, Algoma Addition Commercial Park, as recorded in Book 4 of Plats, Page 27, records of Bonner County, Idaho, more particularly described as follows:

Beginning at the Northwest corner of said Lot No. 1; thence North 88 degrees 56' 35" East a distance of 355.50 feet to the Northeast corner of said Lot No. 3; thence South 34 degrees 40' 26" West along the East line of Lot No. 3 a distance of 207.60 feet; thence North 55 degrees 19' 34" West a distance of 288.58 feet to the point of beginning.

PARCEL II:

Lots 2, 3 and 4, Block 3, and the Well Lot in Block 3 of Algoma Addition, according to the plat thereof, recorded in Book 3 of Plats, Page 163, records of Bonner County, Idaho.

SUBJECT TO an easement and the conditions contained therein:

Recorded: January 11, 1984

Instrument No.: 281008

In Favor Of: Pacific Power and Light Company

WARRANTY DEED 1

RECORDED

JUL 30 1995

AFTER RECORDING:
MAIL TO GRANTEEES

For: Electric Distribution Line

SUBJECT TO covenants, conditions, restrictions and/or easements, but omitting restrictions, if any based on race, color, creed or National origin:

Dated/Recorded: May 9, 1984/May 11, 1984

Instrument No.: 286292

Modification of Declaration of Protective Covenants recorded June 12, 1990, as Instrument No. 376376

SUBJECT TO a Deed of Trust and the terms and conditions thereof:

Grantor: E.S.I., Inc., an Idaho corporation

Trustee: Sandpoint Title Insurance, Inc.

Beneficiary: Elberta Walker

Original Amount: \$122,000.00

Dated/Recorded: June 1, 1990/June 12, 1990

Instrument No.: 376375

The Grantor shall continue to comply with all terms and conditions of said Deed of Trust and shall indemnify and hold the Grantee harmless therefrom.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereto belonging or in anywise appertaining.

AND the above named Grantor does hereby covenant that the above described premises are free from all encumbrances and that it will warrant and defend the above premises against all lawful claims and demands whatsoever, EXCEPT such rights, easements, covenants, and restrictions of record, and health or zoning regulations.

IN WITNESS WHEREOF, the Grantor has hereunto set its hand.

DATED this 1ST day of July, 1993.

E.S.I. INC.

Joseph G. Lapham
BY: JOSEPH G. LAPHAM, President

MAR 30 1995

437893

STATE OF IDAHO)
County of Bonner) ss.

On this day personally appeared before me, the undersigned Notary Public, JOSEPH G. LAPHAM, known to me to be the President of E.S.I., INC., an Idaho corporation, the corporation that executed the within instrument and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 1st day of July, 1993.

Michael D. Elliott
Notary Public
Residing at: Sandpoint
Comm. Exp.: 10-3-96

RECORDED

State of Idaho

Public Water System



1993-94 Operating Certificate

The Idaho Department of Health and Welfare, Division of Environmental Quality issues a Program Year 1993-94 operating permit to the public water system listed below:

ALGOMA ADDITION SUBD

PWSNO: 1090001

This operating certificate documents that the public water system identified above has paid its annual fee assessment and does not necessarily mean that it is in compliance with other sections of the Idaho Rules for Public Drinking Water Systems.

MAR 30 1995

1993-94 Statement
(October 1, 1993 - September 30, 1994)

— Public Drinking Water Fee Assessment —
Idaho Department of Health and Welfare

System Name: ALGOMA ADDITION SUBD
PWSNO: 1090001

Owner/Contact Name: ~~JOE LAPHAM~~
Owner/System Address: ~~2910 ODEN BAY RD~~
City: ~~SANDPOINT, ID~~
Telephone: ~~(208) 263-7606~~

Zip: ~~83864~~

Leo J. & Joan R. McGavick
2615 N. 4th St. #604
Coeur d'Alene, Idaho 83814

System Type: COMMUNITY
Current Status: REGULATED
Population Served: 26
Actual Connections: 13

1993-94 Annual Fee Assessment based on the number of connections shown above:

Total Due: \$100.00

Annual Payment Due: October 1, 1993

Past Due: November 1, 1993

Please return the attached payment stub with your assessment. A mailing label is enclosed for your

GOLDAN INC.
2615 N. 4TH ST., #604 (208) 772-5505
COEUR D'ALENE, ID 83814

November 29

2024
TAX DEDUCTIBLE ITEM ☐
93 92-371/1231

Mail check to:

IDHW/DEQ Drinking Water

One hundred and no/100

 **Bank of America**
Silver Lake Mall Office 978
357 Canfield
Coeur d'Alene, ID 83814

Algoma/PWSNO #1090001

⑆123103716⑆ 46703 500⑆

2024

NOT NEGOTIABLE

BAL. FOR'D	
THIS PAYMENT	100.00
BALANCE	
OTHER	
BAL. FOR'D	

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.

June 7, 1994

ELBERTA WALKER
E. 8002 SPRAGUE AVE.
SPOKANE WA 99212

LAPSE NOTICE

RE: PERMIT NO. 96-08392

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated March 31, 1994. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

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

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

RECEIVED

MAR 30 1995

CERTIFICATION OF MAILING

I hereby certify that on 6-7-94
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

[Signature]

March 31, 1994

ELBERTA WALKER
E. 8002 SPRAGUE AVE.
SPOKANE WA 99212

PROOF DUE NOTICE

RE: PERMIT NO. 96-08392

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 June 1, 1994. (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.

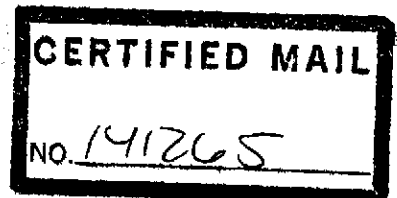
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MAR 30 1995



June 9, 1989

Elberta Walker
E. 8002 Sprague Ave.
Spokane, WA 99212

Dear Ms. Walker:

RE: Permit No. 96-8392

Enclosed is a copy of the approved request for extension of time form. The time within which to submit proof of beneficial use is extended to June 1, 1994.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MICROFILMED

JUL 18 1989

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 96-8392Reviewed by JGDate 6-9-1989

BASIC INFORMATION

y Date stamp received
y Extension received timely
(not prior to 6 month before proof due date or after reinstatement period)
y Fee received and receipted
y Name and signature same as permit
N Address change (indicate on coding sheet)

BASIS FOR EXTENSION REQUEST

y Has adequate work been completed to demonstrate due diligence?
y 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 - *Recommend approval based on due diligence for five years*

Special conditions or remarks:

2/14 Reinstatement Date extension received _____ = _____
Proof due date _____ = _____
No. of days late _____ = _____
Priority date _____ = + _____
ADJUSTED PRIORITY DATE _____ = _____

____ Prepare coding sheet
____ Change rolodex cardf

MICROFILMED

JUL 18 1989

April 5, 1989

Elberta Walker
E. 8002 Sprague Ave.
Spokane, WA 99212

Re: Permit No. 96-8392

Dear Ms. Walker:

In reference to your telephone call to this office April 3, 1989, please refer to the enclosed copy of your approved application for permit. I believe this will help to identify the permit in question.

I was unable to return your call; the number you gave me and the number in your file, 926-3322, produces a recording which says the number has been disconnected.

If you have further questions or requests, feel free to contact this office.

Sincerely,

JODI I. SCHULTZ
Clerical Assistant

Enclosure

MICROFILMED

JUL 18 1989

ELBERTA WALKER
E. 8002 SPRAGUE AVE.
SPOKANE, WA 99212

March 31, 1989

138137

PROOF DUE NOTICE

RE: PERMIT NO. 96-08392

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 June 1, 1989. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

JUN 1 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

August 14, 1984

Elberta Walker
E. 8002 Sprague Ave.
Spokane, WA 99212

RE: Permit No. 96-7131 and Permit No. 96-8392

Dear Mr. Walker:

Enclosed please find an Order which cancels Permit No. 96-7131, and a copy of your approved Permit No. 96-8392. Be sure to note the conditions of approval on the fourth page of the approved permit.

Please be advised that I have received and reviewed your letter dated June 8, 1984, which was sent in response to the Order to Show Cause why the Department should not cancel Permit No. 96-7131 dated May 30, 1984. In addition, I have carefully reviewed both water right files and have spoken with Mr. Tom King about the Algoma Village water system. The conclusion drawn is that Permit No. 96-7131 can not be considered to be valid because the water had not been beneficially used on April 20, 1983, when we received your statement of beneficial use postcard. This conclusion is based on Mr. King's field inspections dated May 20, 1983 and June 1, 1983. Therefore, Permit No. 96-7131 has been cancelled.

Permit No. 96-8392, however, provides a water right for the same project. Because proof of beneficial use is not due for the project until June 1, 1989, and because construction of the diverting works has already been completed, no additional documentation will be required by this office until that date. Enclosed for your information is a copy of "Instructions for Making Proof of Beneficial Use".

Note that the allowed rate of flow for domestic use for Permit No. 96-8392 has been increased to 0.91 cubic feet per second, to allow for irrigation use under the "domestic" heading, as this was apparently intended when the predecessor application, No. 96-7131, was originally filed. See "remarks" on page 2 of Permit No. 96-8392 for a further explanation.

Elberta Walker
August 14, 1984
Page 2

If you have any questions about these water rights, please feel free to contact this office.

Sincerely,

David R. Tuthill

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc

Enclosures

cc: Northern Region

RECEIVED
AUG 15 1984
NORTH REGION

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JA

APPLICATION NUMBER: 96-8392

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 Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* 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 Richard Healt

Copies sent by: _____

Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising. 4/23/84
Final date for protests: _____
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 5/10/84
☒ 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 Measuring device required.
☐ Yes ☐ No Access port required.
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what district? _____
☒ 3/27/84 Date of priority recommended.
Special conditions of approval or cover letter. _____

RECEIVED
JUN 12 1984

By: RAH

Date: 5/14/84

Department of Water Resources

STATE OFFICE REVIEW:

L17

36

RECEIVED
MAY 13 1984

- ☐ See attached sheet for more information.

By: kw

Date: 6-12-84

Department of Water Resources

CONFIDENTIAL

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

96-8392

WALKER, ELBERTA

E. 8002 SPRAGUE AVE., SPOKANE, WA 99212

Source: GROUNDWATER

Date Filed: 03/27/1984

Diversion Pt: SESE Sec 16 T 56N R 02W

Use: COMMERCIAL (0.06 CFS)
DOMESTIC (0.91 CFS)

In: SWSE SESE Sec 16 T 56N R 02W

↑ .21
std: 0.27

Chgd. on
computer
9/6/84

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~Ex. Director~~
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

APR 4 1984

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

Re:

Gentlemen:

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

Sincerely,

ROBERT C. HAYNES, P.E.
Regional Supervisor

pms

Enc. - Appln.

11-4-84