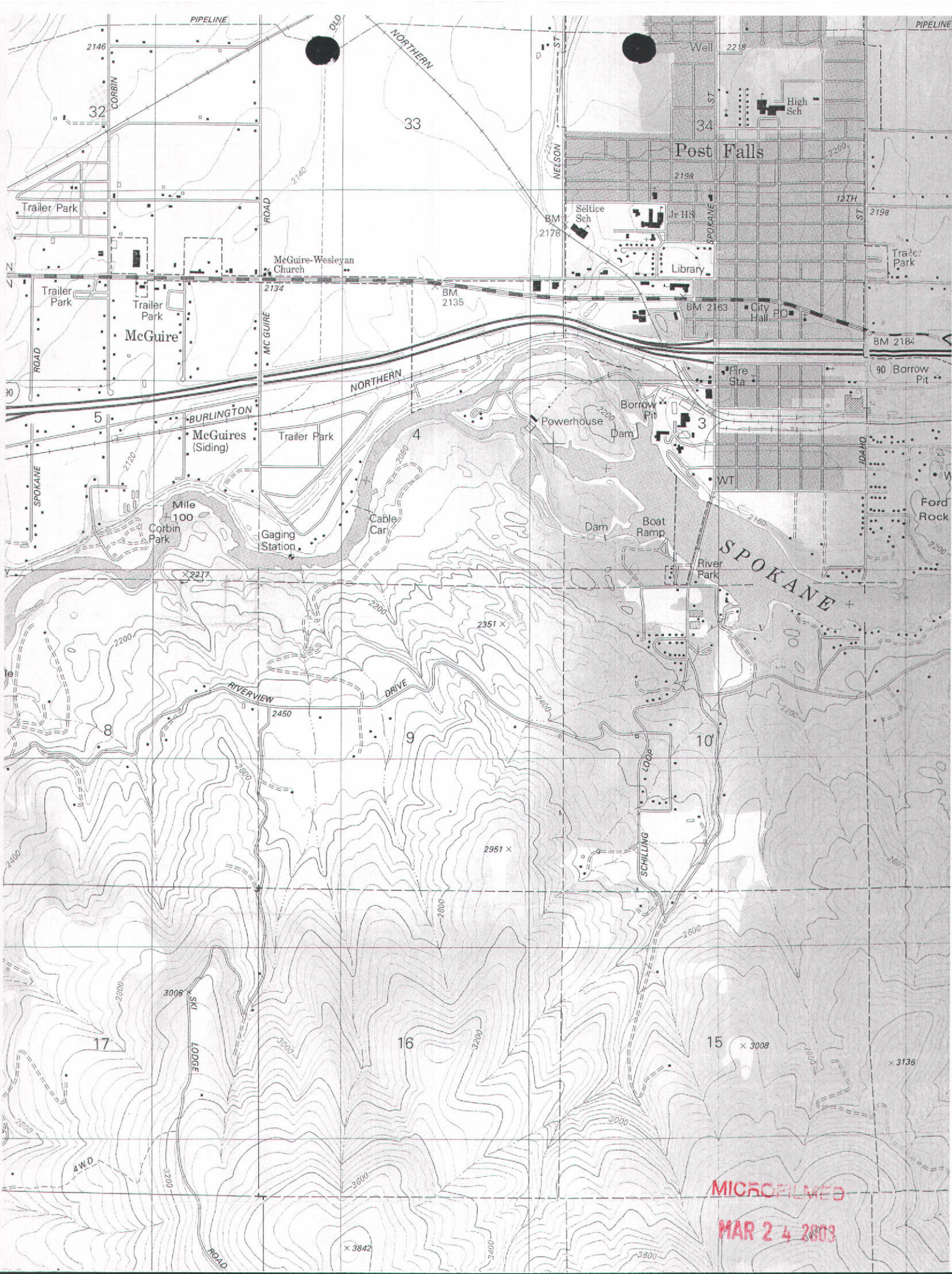




MICROFILMED

MAR 24 2003

10-10-97

00-00-00

and distances were
calculated with the
given information
using planimeter, scaling
method. Acres shown
are approximate, have
been rounded to the
nearest 50' may not be
shown in parentheses
for dimensions.

DESCRIPTION

E

1	2	3
10	11	12
16	17	18
24	25	26
32	33	34
40	41	42
48	49	50

COUNTY
HO

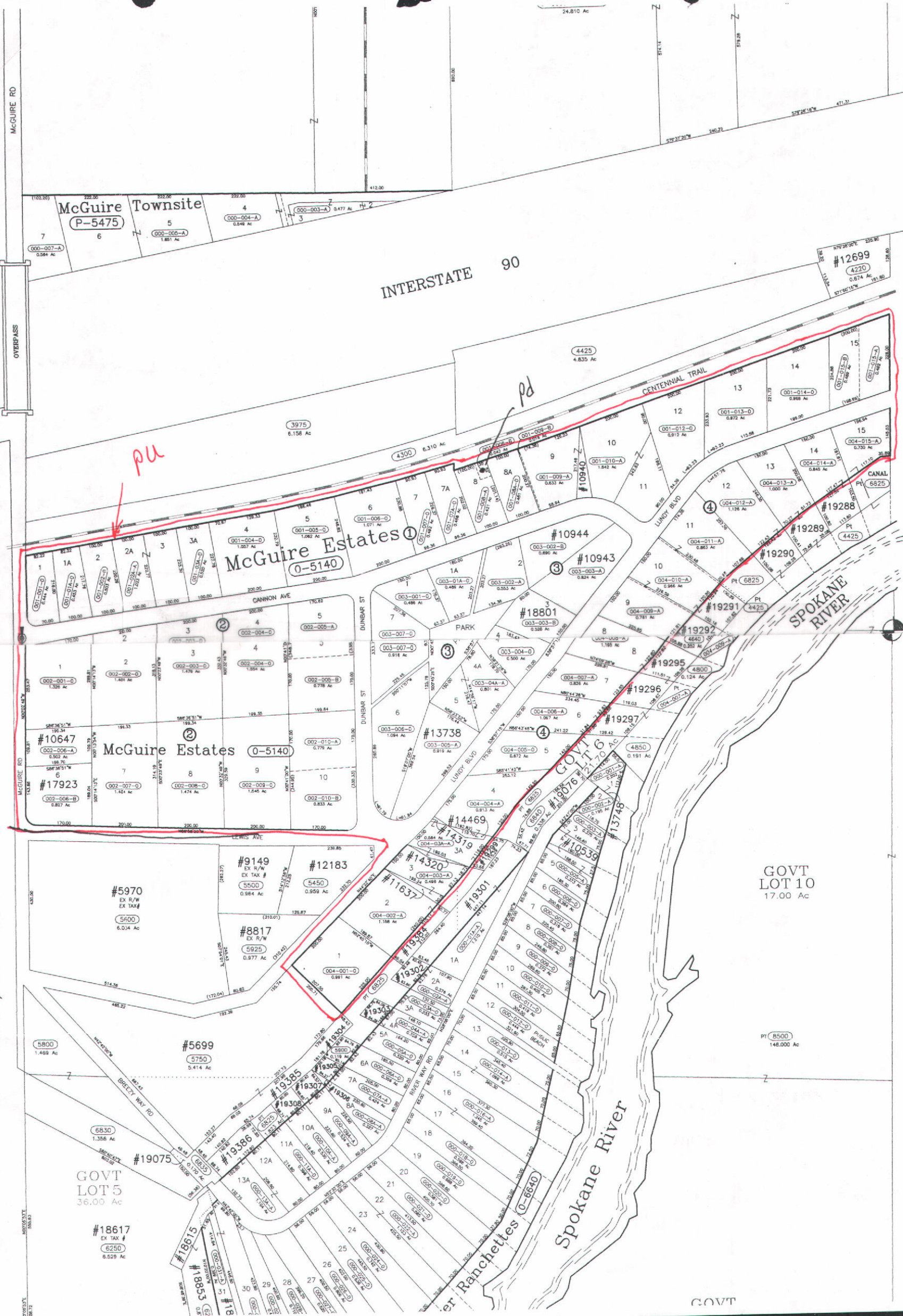
IONS

DATE
09-28-95

00-00-00

prings and distances were
calculated with the given
information using planimeter,
scaling method. Acres shown
are approximate, have been
rounded to the nearest 50' may
not be shown in parentheses
for dimensions.

SW1/4 Sec.4 Twp. 50 N. R. 5 W. 1



GOVT

Amt. of Fee \$: 50.00
Receipt No. 0871417
Receipt By: [Signature]
Date Received: 10-29-03

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 29 2003

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 95-09152 Telephone No. 208-457-9597

2. Name of Permit Holder(s): McGuire Estate Water Users, Inc.

3. Mailing Address: 2037 W Cannon

City Post Falls State ID Zip 83854

4. Source of Water: Groundwater If GROUNDWATER (well), Date Drilled: mo. _____ / yr. 1970

Well Driller: _____ Drilling Permit Number: NA

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

Domestic (No. of households): _____ Stockwater (No. and type of stock): _____

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

6. Total rate of diversion and/or volume for which proof is submitted: 0.17 cfs OR _____ acre-feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?

Yes _____ or No X

Has the measuring device been installed?

Yes _____ or No X

8. Fee Enclosed: \$ 50- (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: John Riley Telephone Number: 208-773-5223

Address: P.O. Box 453 Post Falls ID 83877

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Joe C. Eckerston Pres. Date: 10-29-03
(include your title, if on behalf of company or organization)

MAR 29 2004

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09152

Priority: August 12, 2002

Maximum Diversion Rate: 0.17 CFS

This is to certify, that MC GUIRE ESTATES WATER USERS ASSN INC
2037 W CANNON
POST FALLS ID 83854-9406

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
MUNICIPAL	01/01 to 12/31	0.17 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENW Sec. 4, Twp 50N, Rge 05W, B.M. KOOTENAI County

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **December 01, 2003**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Place of use is within the area served by the public water supply system of McGuire Estates Water Users Association. The place of use is generally located within Section 4, T50N, R5W.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 20th day of November, 2002


for KARL J DREHER, Director

MICROFILMED

MAR 24 2003

70132
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

NOV 19 2002

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant McGuire Estates Water Users Assn., Inc Phone 208 773 2009
Mailing address 2037 West Cannon Post Falls, Id. 83854
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is Township 50N. Range 5W. Sec. 4 in the _____
SE $\frac{1}{4}$, NW $\frac{1}{4}$, Govt. Lot _____, B.M., KOOTENAI County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 17 for MUNICIPAL purposes from 7/1 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)
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) .17 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source WELL, PUMP & PIPELINE
b. Height of storage dam NA feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
c. Proposed well diameter is 8 inches; proposed depth of well is 300 feet
d. Is ground water with a temperature of greater than 85°F being sought? NO
e. If well is already drilled, when? 1970; Drilling firm LUNDY
Well was drilled for (well owner) Lundy; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is _____ years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity in kW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. MCGUIRE ESTATES WATER USERS
d. Domestic; show number of households. ASSOCIATION - 100 MEMBERS
e. Other; describe fully. _____

MICROFILMED

MAR 24 2003

9. Description of place of use:

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

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
50N	13W																		

PLACE OF USE IS WITHIN
THE MCGUIRE ESTATES WATER
USERS ASSOCIATION.

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 95-07117- .44 CFS

4660 ABA (INCLUDING IRRIGATION)

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

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

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: _____

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

Signature of Applicant (and title, if applicable)

MICROFILMED

MAR 24 2003

Received by DZ Date 8/12/02 Time 1:00 pm Preliminary check by _____
 Fee \$ 100- Receipted by DZ # N015210 Date 8/12/02
 Publication prepared by cb Date 9/11/02 Published in CDA PWS 9/19+26/02
 Publication approved cb Date 10/3/02

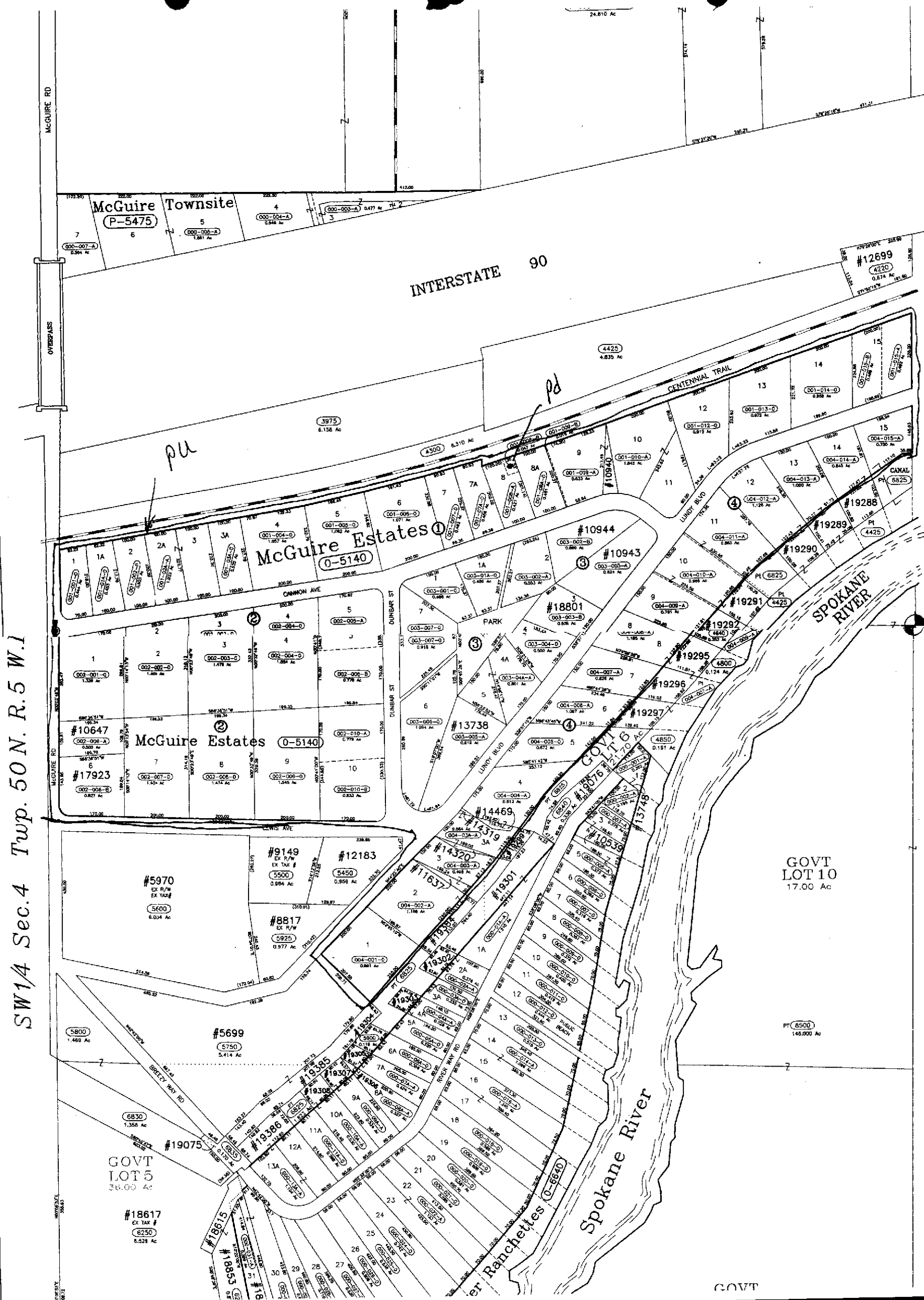


and distances were
- periods were calculated
with the given information
tion, planimeter, scaling
metry). Accuracy shown
is applicable, has been
is then 50' may not be
nations in parentheses
divisions.

09-25-95

00-00-00

angles and distances were
other parcels were calculated
with the given information
triangulation, planimeter, scaling
(geometry). Acres/ages shown
where applicable, has been
less than 50' may not be
Dimensions in parentheses
line dimensions.





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 16, 2004

MC GUIRE ESTATE WATER USERS INC
2037 W CANNON
POST FALLS ID 83854

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-9152

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 contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.state.id.us.

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

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office (w/encl.)

MICROFILMED
MAR 29 2004

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 95-9152

Reviewed By: dgibson

Date: January 15, 2004

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?	X	
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		N015210, C071417	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received	10/29/2003
Date proof due	- 12/01/2003
Lapse notice sent	-
No. of days late	= 0
Holiday allowance	+
Priority date	+ 08/12/2002
New priority date	= 08/12/2002

Deficiencies of Actions Items

Acknowledge proof.

September 30, 2003

MC GUIRE ESTATES WATER USERS ASSN INC
2037 W CANNON
POST FALLS, ID 83854-9406

PROOF DUE NOTICE

RE: PERMIT NO. 95-9152

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 December 01, 2003. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

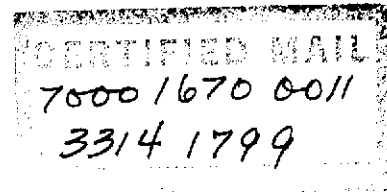
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures



MICROFILMED
MAR 29 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 20, 2002

MC GUIRE ESTATES WATER USERS ASSN INC
2037 W CANNON
POST FALLS ID 83854-9406

RE: Permit No. 95-9152

Permit Approval Notice

Dear Permit Holder:

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

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

Enclosed is 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 licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

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

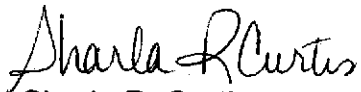
Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's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

MICROFILMED

MAR 2 1 2003

If you have any questions, please contact me at 208-327-5452.

Sincerely,

A handwritten signature in cursive script that reads "Sharla R. Curtis".

Sharla R. Curtis

Sr. Water Right Agent

SRC:klt

Enclosure(s)

MICROFILMED

MAR 24 2003

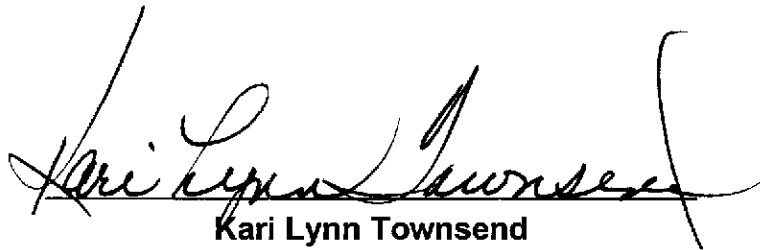
CERTIFICATE OF SERVICE

I hereby certify that on November 20, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

95-9152

**MC GUIRE ESTATES WATER USERS ASSN INC
2037 W CANNON
POST FALLS ID 83854-9406**



**Kari Lynn Townsend
Secretary**

MICROFILMED

MAR 24 2003

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

**IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET**

W.R. # 95-9152

APPLICATION ID # 70133
INITIAL REVIEW

ENT 9/3/02 BCA 9/5 OK to Publish 9/3/02

APPLICANT: Mc Guire Estates BY: RAH DATE: 8/26/2002

ITEM REQUIRED INFORMATION

1. ☒ Name and Address
2. ☒ Source
3. ☒ Point of Diversion & County
4. ☒ Quantity
5. ☒ Nature of Proposed Use
6. ☒ Period of Use
7. ☒ Total Quantity
8. ☒ Description of diverting works
9. ☒ Time required for b/u
10. ☒ Proposed use
11. ☒ Place of use or acres irrigated
12. ☒ Other water Rights
13. ☒ Ownership
14. ☒ Map
15. ☒ Signature
16. ☒ Fee (Amt, receipt, acknowledgement)

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

ADDITIONAL INFORMATION
(Yes)(No)

Shape File Created Date _____ By: _____
Field check: by _____
Field report attached _____
Analysis Supp. attached(>5cfs/500af) _____
Water delivered by water master? Water District # _____

PROCESSING

(Yes)(No)

PRIORITY DATE: 8/12/2002

RECEIVED
NOV 19 2002
Department of Water Resources

(Include Moratorium Remark)

Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: Kootenai Count

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
() Power Information () Other: _____

INFORMATION RECEIVED:

- () Dam Information () Fish Information
() Power Information () Other: _____

GROUNDWATER SECTION

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

Groundwater management area _____ Remarks: _____
Critical ground water area _____
Well Drilling Permit required _____
Well Drilling Application and Fees received _____
Well Drilling Application approved? _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)
Notice of pending void order issued. Final order response date: _____
Further information required from applicant _____
9/27 Affidavit of publication received _____
10/3 Application published correctly. If not, record action taken: _____
9/11 Publication dates and paper recorded on application _____ Sr. Agent initial _____
Protests received, Final protest date: 10/7/02
Measuring device required _____
Measuring port required _____
Special conditions: _____
Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by:

RAH

Date: 11/15/2002

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

Misti Flood

SEP 27 2002

IDWR/North

being first duly sworn

upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

legal notice

of which the annexed is a printed copy, was published in the regular *Thursday* issue of said newspaper for *2* consecutive *weeks* commencing on the *19* day of *September* 20 *02*, and ending on the *26* day of *September* 20 *02*, and such publication was made as often during said period as said *Daily* newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

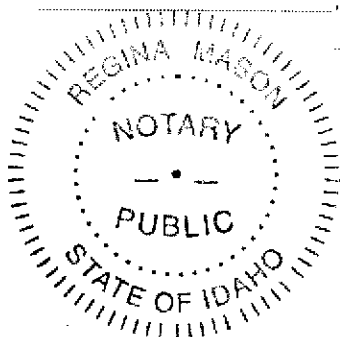
Misti Flood

Personally appeared before me this *26* day of *September* 20 *02*.

Regina Mason

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

MY COMMISSION EXPIRES 6/18/03



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

95-9152
MCGUIRE ESTATES WATER USERS ASSN INC
2037 W CANNON
POST FALLS ID 83854-9406
Point(s) of Diversion SENW S4 T50N R05W KOOTENAI County
Source GROUND WATER
Use: MUNICIPAL 01/01 To 12/31 0.17 CFS
Total Diversion: 0.17 CFS

Date Filed: 08/12/2002
Remark: Place of use is within service area of McGuire Estates Water Users Assn. Inc.

95-9154
WALTER SINGER
711 N GARRY DR
LIBERTY LAKE WA 99019
Point(s) of Diversion SWNW S32 T52N R04W KOOTENAI County
Source GROUND WATER
Use: Irrigation 03/15 To 11/15 0.7 CFS
Total Diversion: 0.7 CFS

Date Filed: 08/19/2002
Place of Use: IRRIGATION
T52N R04W S32 SWNW
Number of Acres 35

95-9155
STAN CHAPPLE
90 MACAWA TRAIL
SEQUIM WA 98382
Point(s) of Diversion NWSW S4 T49N R03W KOOTENAI County
Source COEUR D'ALENE LAKE Tributary to SPOKANE RIVER
Use: IRRIGATION 03/15 To 11/15 0.02 CFS
Total Diversion: 0.02 CFS

Date Filed: 08/19/2002
Place of Use: IRRIGATION
T49N R03W S4 NWSW
Number of Acres 1

95-9156
WILLIAM P KIEFER
PO BOX 363
RATHDRUM ID 83858
Point(s) of Diversion SESE S3 T51N R05W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.06 CFS
Use: STOCKWATER 01/01 To 12/31 0.02 CFS
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion: 0.06 CFS
Date Filed: 08/27/2002
Place of Use: IRRIGATION
T51N R05W S3 SESE
Number of Acres 2
Place of Use: DOMESTIC and STOCKWATER same as IRRIGATION
T51N R05W S3 SESE
Remark: Domestic use is for one home.
Stockwater use is for 6 horses.

95-9157
WARREN OLSON
8113 STONEHAVEN DR
HAYDEN ID 83835
Point(s) of Diversion L7 NWSE S2 T49N R03W KOOTENAI County
Source COEUR D'ALENE LAKE Tributary to SPOKANE RIVER
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 09/09/2002
Place of Use: DOMESTIC
T49N R03W S2 NWSE Lot 7 SESE
Remark: Domestic use is for 1 home.

96-9111
JAMES L MILLER
12139 BUNCO RD
ATHOL ID 83801
Point(s) of Diversion NWSE and SWSE S24 T53N R03W KOOTENAI County
Source LEWELLEN CREEK Tributary to SINKS
Use: IRRIGATION 03/15 To 11/15 0.2 CFS
Use: IRRIGATION STORAGE 03/15 To 11/15 2AFA
Use: IRRIGATION FROM STORAGE 03/15 To 11/15 2AFA
Use: RECREATION STORAGE 01/01 To 12/31 2AFA
Use: DIVERSION TO STORAGE 01/01 To 12/31 0.2 CFS
Total Diversion: 0.2 CFS

Date Filed 08/28/2002
Place of Use: IRRIGATION
T53N R03W S24 NWSE SWSE
Number of Acres 11
Place of Use: IRRIGATION FROM STORAGE
T53N R03W S24 NWSE SWSE
Number of Acres: 11
Place of Use: IRRIGATION STORAGE and RECREATION STORAGE same as IRRIGATION
Remark: Recreational use is for swimming, fishing and boating.
Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code.
Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur d'Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 10/07/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER
Director

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

95-9152

MC GUIRE ESTATES WATER USERS ASSN INC
2037 W CANNON
POST FALLS ID 83854-9406

Point(s) of Diversion SENW S4 T50N R05W KOOTENAI County
Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 0.17 CFS

Total Diversion: 0.17 CFS

Date Filed: 08/12/2002

Remark: Place of use is within service area of McGuire Estates Water Users Assn. Inc.

95-9154

WALTER SINGER
711 N GARRY DR
LIBERTY LAKE WA 99019

Point(s) of Diversion SWNW S32 T52N R04W KOOTENAI County
Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.7 CFS

Total Diversion: 0.7 CFS

Date Filed: 08/19/2002

Place Of Use: IRRIGATION

T52N R04W S32 SWNW

Number of Acres 35

95-9155

STAN CHAPPLE
90 MACAWA TRAIL
SEQUIM WA 98382

Point(s) of Diversion NWSW S4 T49N R03W KOOTENAI County
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER

Use: IRRIGATION 03/15 To 11/15 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 08/19/2002

Place Of Use: IRRIGATION

T49N R03W S4 NWSW

Number of Acres 1

95-9156

WILLIAM KIEFER
PO BOX 363
RATHDRUM ID 83858

Point(s) of Diversion SESE S3 T51N R05W KOOTENAI County
Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.06 CFS

Use: STOCKWATER 01/01 To 12/31 0.02 CFS

Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Total Diversion: 0.06 CFS

Date Filed: 08/27/2002

Place Of Use: IRRIGATION

T51N R05W S3 SESE

Number of Acres 2

Place Of Use: DOMESTIC and STOCKWATER same as IRRIGATION

T51N R05W S3 SESE

Remark: Domestic use is for 1 home.

Stockwater use is for 6 horses.

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CONTINUED ON NEXT PAGE

CONTINUED FROM PREVIOUS PAGE

95-9157

WARREN OLSON
8113 STONEHAVEN DR
HAYDEN ID 83835

Point(s) of Diversion L7 NWSE S2 T49N R03W KOOTENAI County
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 09/09/2002
Place Of Use: DOMESTIC
T49N R03W S2 NWSE Lot 7 SESE

Remark: Domestic use is for 1 home.

96-9111

JAMES L MILLER
12139 E BUNCO RD
ATHOL ID 83801

Point(s) of Diversion NWSE and SWSE S24 T53N R03W KOOTENAI County
Source LEWELLEN CREEK Tributary To SINKS
Use: IRRIGATION 03/15 To 11/15 0.2 CFS
Use: IRRIGATION STORAGE 03/15 To 11/15 2 AFA
Use: IRRIGATION FROM STORAGE 03/15 To 11/15 2 AFA
Use: RECREATION STORAGE 01/01 To 12/31 2 AFA
Use: DIVERSION TO STORAGE 01/01 To 12/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 08/28/2002
Place Of Use: IRRIGATION
T53N R03W S24 NWSE SWSE
Number of Acres 11
Place Of Use: IRRIGATION FROM STORAGE
T53N R03W S24 NWSE SWSE
Number of Acres 11
Place Of Use: IRRIGATION STORAGE and RECREATION STORAGE same as IRRIGATION

Remark: Recreational use is for swimming, fishing and boating.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 10/07/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published in Coeur d'Alene Press on 9/19 and 9/26/02

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MAR 24 2003



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 11, 2002

LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2nd
COEUR D ALENE ID 83814

FAXED TO MISTI SAYLOR 9/11/02

Please call to confirm receipt of FAX 664-0212

Thank you.

do 3 pages

RE: Application for Permit No. 95-9152, 95-9154, 95-9155 95-9156, 95-9157, 96-9111

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 10/07/2002. Your cooperation is greatly appreciated.

Thanks to ☺

Sincerely

Dianne

Dianne Ball
Administrative Assistant

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MAR 24 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615

(208) 769-1450

Fax (208) 769-1454

September 11, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MC GUIRE ESTATES WATER USERS ASSN INC
2037 W CANNON
POST FALLS ID 83854-9406

RE: Application for Permit No 95-9152

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Coeur d'Alene Press on September 19 and 26, 2002. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight to twelve weeks.

Please feel free to contact this office if you have any questions.

Sincerely,

Allen Beardslee
Senior Water Resource Agent

Enclosure(s) - Receipt No. N015210

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SEP 14 2002

McGuire Estates Water Users Assn., Inc.
2037 West Cannon
Post Falls, Id. 83854-9406

Telephone 208 773 2009 208 457 8198 ⁸⁹¹⁸
E-mail geczer.elm@verizon.net

COPY

August 6, 2002

To: State of Idaho
Department of Water Resources
1910 Northwest Blvd.
Coeur d'Alene, Id. 83814-2615

List of Corporate Officers

President	Joel Eatherton 1846 West Lundy Post Falls, Idaho 83854
Vice President	Bruce Kegley 1792 West Lundy Post Falls, Idaho 83854
Treasurer	Elmer Bechtold 2021 West Lundy Post Falls, Idaho 83854
Secretary	Margret Evenson 2076 West Lundy Post Falls, Idaho 83854
Board Member	Don Ells 1658 West Lundy Post Falls, Idaho 83854

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MAR 24 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

July 28, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Elmer Bechtold, Treasurer
McGuire Estates Water Users Association
2021 West Lundy
Post Falls, ID 83854

RECEIVED

AUG 02 2002

IDWR/North

RE: Loan Application for water system replacement

Dear Mr. Bechtold,

The loan application from the McGuire Estates Water Users Association has been received. After my initial review of the information, I have the following comments:

- 1) I can find no record of a water right owned by the McGuire Estates Water Users Association. Since this water system supplies 60 homes from a well, a water right is required. Before the Idaho Water Resource Board may authorize loan funds for this project, the Association will be required to either prove a valid water right exists for this water use or obtain a water right for this use. The Department of Water Resources office in Coeur d'Alene (769-1450) may be able to assist you with this item.
- 2) Your letter states the project will replace a 32-year old, failing 1,500-gallon storage tank with a new variable frequency drive (VFD) and a new storage tank. The proposal by R.C. Worst Pump Co. does not include a new storage tank. It appears that R.C. Worst's proposal is to replace the tank with the VFD and let the VFD provide equalization of water flows. While this approach may be acceptable, you may want to verify the scope of R.C. Worst's proposal. The Department of Environmental Quality will need to review this approach from their regulatory viewpoint.

After these items are resolved, this application will go before the Idaho Water Resource Board. The Board is supportive of projects to rebuild and improve water delivery system. Please call me with any questions.

Sincerely,

BRIAN W. PATTON, P.E.
Water Resource Engineer

CC: Bob Graham, Idaho Water Resource Board Member
John Homan, Idaho Deputy Attorney General
Bob Haynes, IDWR - Northern Region
Steve Tanner, IDEQ - Coeur d'Alene Office

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AUG 24 2002