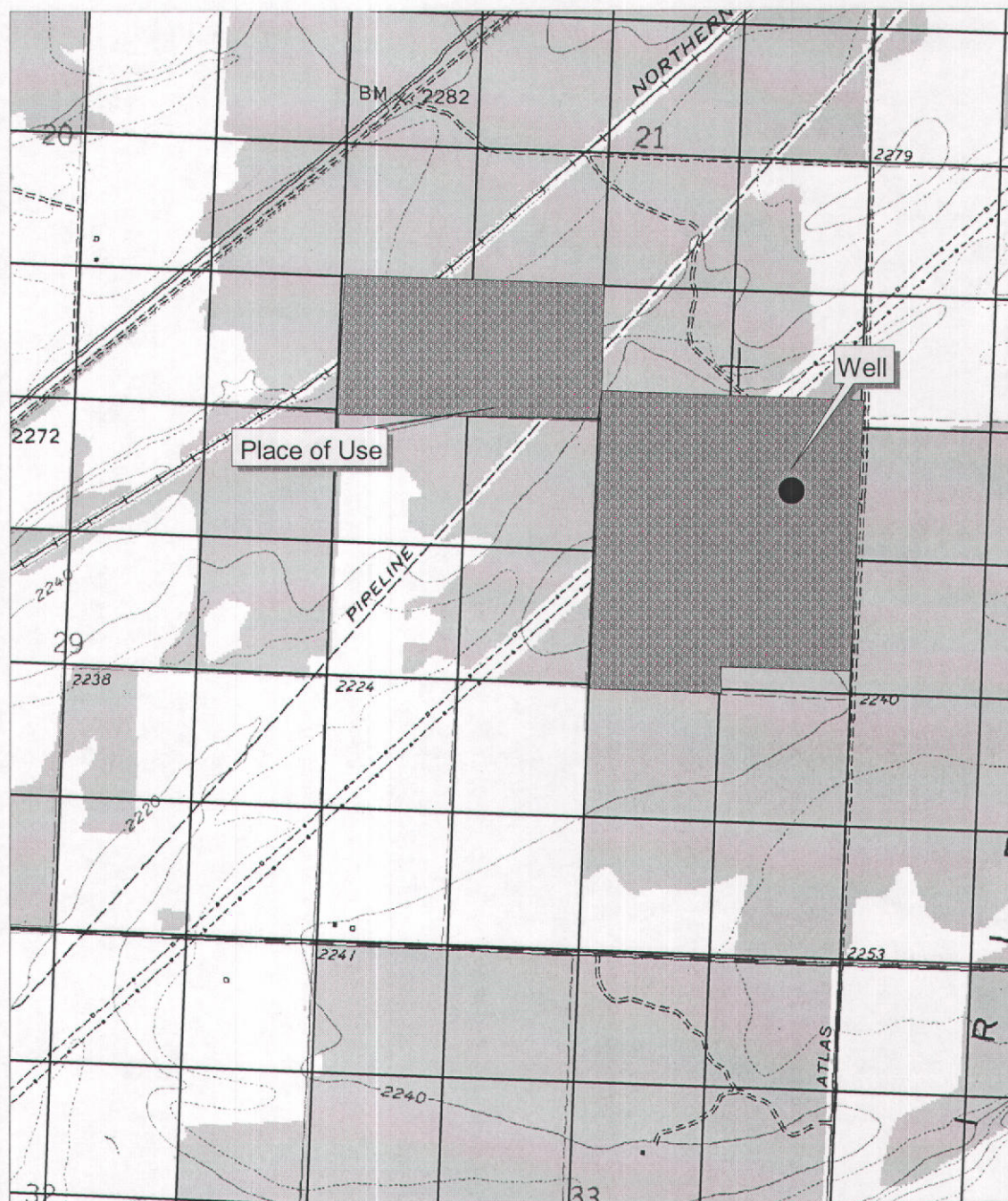




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r.shp



T.52N., R.4W.

Sylte Development, LLC

MICROFILMED
MAR 26 2003

PRELIMINARY MAP OF SELKIRK MEADOWS

LOCATED IN PORTIONS of SECTIONS 21 & 28,
T.52N., R.4W., B.M., KOOTENAI COUNTY, IDAHO
MARCH 2002

LEGAL DESCRIPTION

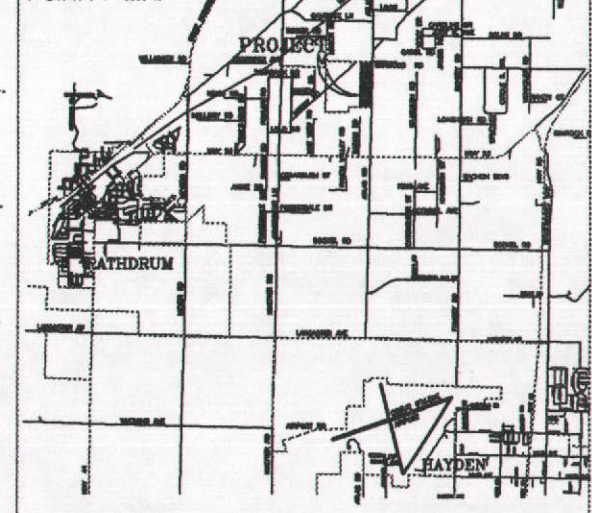
THE SOUTH ONE HALF OF THE SOUTHEAST ONE QUARTER OF THE SOUTHEAST ONE QUARTER OF THE SOUTHEAST ONE QUARTER OF SECTION 21, TOWNSHIP 52 NORTH, RANGE 4 WEST, B.M.; AND THE EAST ONE HALF OF THE EAST ONE HALF OF THE NORTHEAST ONE QUARTER OF SECTION 28, TOWNSHIP 52 NORTH, RANGE 4 WEST, B.M. LESS THE SOUTH ONE HALF OF THE SOUTHEAST ONE QUARTER OF THE SOUTHEAST ONE QUARTER OF THE NORTHEAST ONE QUARTER OF SAID SECTION 28. BOTH IN KOOTENAI COUNTY, IDAHO

NOTES:

1. PARCELS 8800, 8820, 7100, & 6370 IN SECTION 21; AND PARCELS 0820 & 1420 IN SECTION 28, ARE OWNED SEPARATELY BY GORDON SYLVE, JOHN SYLVE, AND THE SYLVE FAMILY PARTNERSHIP.
2. PRIOR TO THIS SUBDIVISION BEING PLATTED, THAT PORTION OF THE ABOVE MENTIONED PARCELS THAT IS WITHIN THIS SUBDIVISION WILL BE LOT LINE ADJUSTED TO A SINGLE PARCEL UNDER THE OWNERSHIP OF AN ENTITY (not to be created) WHICH WILL ACT IN BEHALF OF THE ABOVE MENTIONED OWNERS. THE REMAINING LANDS WILL REMAIN IN THEIR RESPECTIVE OWNER SHIPS UNTIL SUCH TIME AS THEY TOO MIGHT BE SUBDIVIDED.
3. THERE IS A TOTAL OF 40.45 AC. (gross) WITHIN THIS SUBDIVISION. THERE ARE TO BE 3 TOTAL LOTS IN 3 BLOCKS PLATTED. THEY WILL BE ALL BE ALMOST PARTS OF APPROXIMATELY 5 AC. (gross area) TWO 80' by 280'± STRIPS (see shown) WILL BE RESERVED FOR FUTURE RIGHT OF WAYS TO THE REMAINING LANDS. & THE EXISTING UTILITY EASEMENTS CROSSING THESE PROPERTIES, (as shown) DO NOT ALLOW PERMANENT STRUCTURES TO BE CONSTRUCTED WITHIN THEM.
4. THERE ARE NO YEAR ROUND WATER COURSES WITHIN THE PROPERTY. THERE IS LITTLE RELIEF WITHIN THE PROPOSED SUBDIVISION, (less than 30'). THE LAND IS COMPLETELY VEGETATED WITH SMALL PINE TREES (40' tall or less, except within the cleared Utility Easements).
5. THERE ARE NO STRUCTURES, OTHER THAN A RESIDENCE AND OUTBUILDINGS ON WHAT WILL BE LOT 2 BLOCK 3.
6. THERE IS AN EXISTING WELL AND PUMP HOUSE ON LOT 1 BLOCK 3, WHICH IS RECORDED AS "SUNRISE WATER ASSOCIATION" UNDER INET. #12080058 15-2-91. IT IS ANTICIPATED EITHER THIS SYSTEM WILL BE UPGRADED IN ACCORDANCE WITH EXISTING REGULATIONS, OR A NEW WELL, PUMP, STORAGE & PRESSURE SYSTEM WILL BE INSTALLED TO SERVE THESE PROPOSED LOTS FOR DOMESTIC USE AND FIRE PROTECTION, WITH AN OVERALL INTENTION OF EXPANDING WITH ANY FUTURE ADDITIONS THAT MAY OCCUR.
7. SEWAGE TREATMENT AND DISPOSAL SHALL BE BY INDIVIDUAL SYSTEMS.
8. THE EAST 30' OF THE ABOVE LEGAL DESCRIPTION IS DEDICATED TO THE PUBLIC AS RIGHT OF WAY FOR ATLAS ROAD. AN ADDITIONAL 10' LAYING WEST OF SAID RIGHT OF WAY IS RESERVED FOR ACCESS, DRAINAGE AND UTILITIES.
9. 10' EASEMENTS FOR UTILITIES SHALL BE RESERVED ALONG ALL LOT LINES AS WELL AS EASEMENTS ON AND ACROSS LOT 1 BLOCK 3 FOR WATER WORKS.

CONTACTS:
OWNERS: GORDON SYLVE, 8826 Sylve Ranch Rd. Rothrum, Id. 83866, ph 887-1213
ENGINEER: Jeff Block, 9751 Govt. way, suite 4, Hayden, Id. 83835 ph. 786-8790
SURVEYOR: Jim Stillinger, P.O. Box 704, Hayden Id. 83835 ph. 772-2233

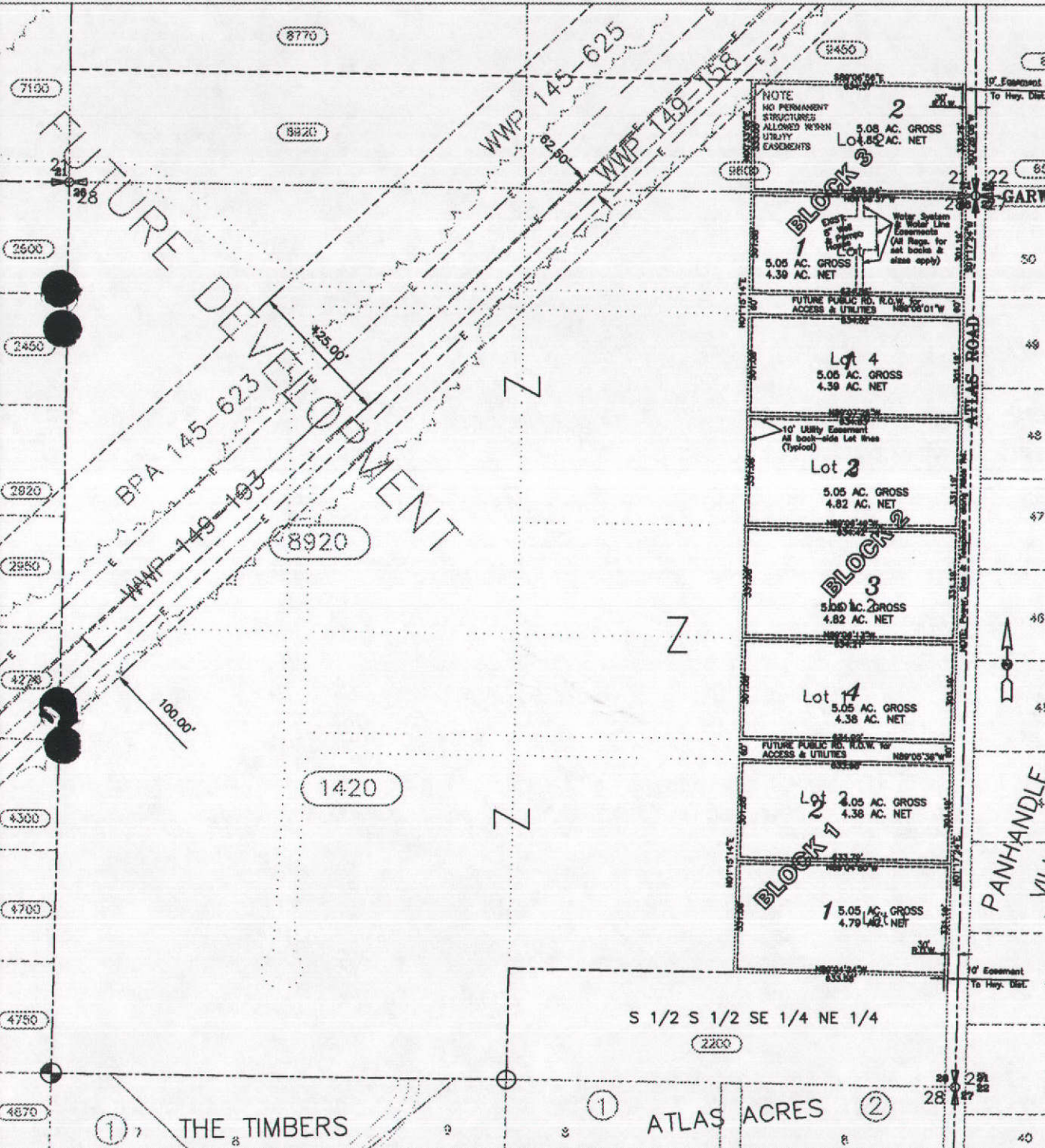
VICINITY MAP



SCALE 1"=200'
0 100 200 400



KA DURTSCHE & ASSOC., INC.
LAND SURVEYING
P.O. BOX 790
9751 GOVT. WAY, SUITE 5
HAYDEN LAKE, IDAHO 83835
509.2.2797 FAX: 509.2.2797/509.2797/509.2797

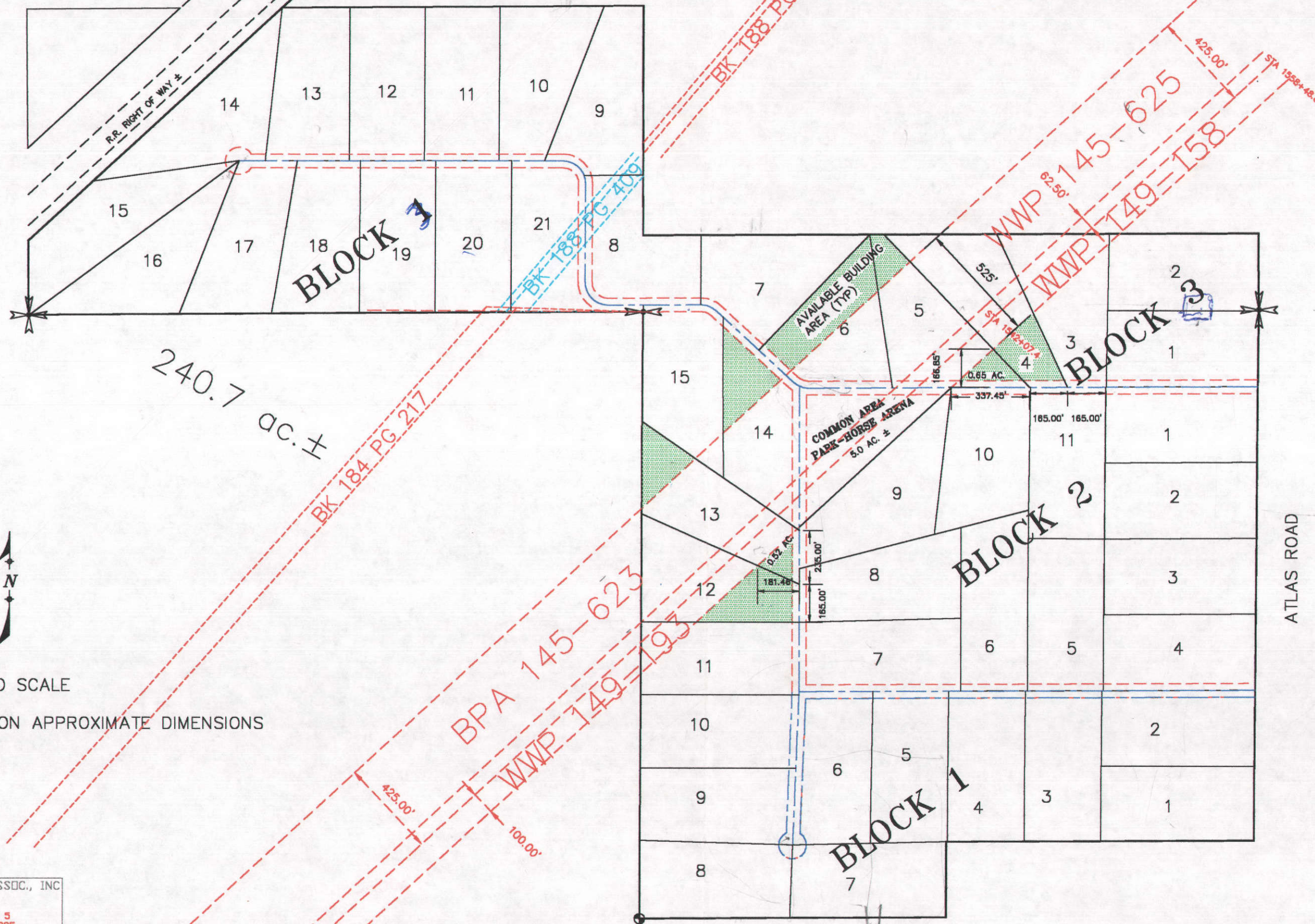


MICROFILMED

MAR 26 2003

SYLTE PRELIMINARY PROPERTY SKETCH #2

LOCATED IN SECTIONS 21 & 28 T.52N., R.4W.
KOOTENAI COUNTY IDAHO



AFFIDAVIT OF PUBLICATION

RECEIVED

JUN 14 2002

IDWR/North

STATE OF IDAHO,
County of Kootenai,

SS.

misti Saylor

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 *6* day of *June*, 20 *02*, and ending on the *13* day of *June*, 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 Saylor

Personally appeared before me this

13

day of

June

, 20

02

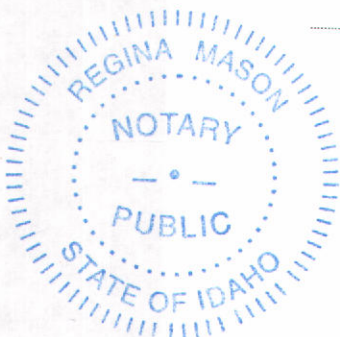
Regina Mason

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

MY COMMISSION EXPIRES 6/18/03

MICROFILMED

MAR 26 2003



NOTICE OF APPLICATION FOR WATER RIGHT

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

95-9129

SYLTE DEVELOPMENT LLC
8626 W SYLTE RD
RATHDRUM ID 83858

Point(s) of Diversion: NENE S28 T52N R043W
Source GROUND WATER
Use: MUNICIPAL
01/01 To 12/31 0.95 CFS
Total Diversion 0.95 CFS

KOOTENAI County

Date Filed: 04/30/2002

Place Of Use: MUNICIPAL
T52N R04W S21 SWSW SESW SWSE SESE
T52N R04W S28 NENE NWNE SWNE SENE

Remark: Municipal use is within the service area of Sylte Development LLC

95-9130

BAR CIRCLE S WATER INC
ROBERT N TURNIPSEED
PO BOX 971
HAYDEN ID 83835

Point(s) of Diversion: NENW S26 T52N R04W
Source GROUND WATER
Use: MUNICIPAL
01/01 To 12/31 3.3 CFS
Total Diversion 3.3 CFS

KOOTENAI County

Date Filed: 03/28/2002

Remark: Municipal use is for applicants service area

95-9131

ALAN M HEEL
VERDA L HEEL
4527 E 16TH AVE
POST FALLS ID 83854

Point(s) of Diversion: SENW S31 T51N R04W
Source GROUND WATER
Use: IRRIGATION
03/15 To 11/15 0.08 CFS
Use: STOCKWATER
01/01 To 12/31 0.04 CFS
Use: DOMESTIC
01/01 To 12/31 0.04 CFS
Total Diversion 0.16 CFS

KOOTENAI County

Date Filed: 03/15/2002

Place Of Use: IRRIGATION
T51N R04W S31 SENW

Number of Acres: 4

Place Of Use: STOCKWATER and DOMESTIC same as IRRIGATION
Remark: Stockwater use is for 11 head of mixed stock.
Domestic use is for 1 house and 1 shop.

95-9132

DWIGHT DIRKMAAT
2200 W APPLEWAY
COEUR D'ALENE ID 83814

Point(s) of Diversion: NWNW S3 T51N R03W
Source HAYDEN LAKE
Use: DOMESTIC
Tributary To SINKS
01/01 To 12/31 0.04 CFS
Total Diversion 0.16 CFS

KOOTENAI County

Date Filed: 04/24/2002

Place Of Use: DOMESTIC
T51N R03W S3 NWNW

Remark: Domestic use is for 1 home.

95-9133

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1808 N 3RD ST
COEUR D'ALENE ID 83814

Point(s) of Diversion: L4 NWNW S14 T50N R04W
Source GROUND WATER
Use: IRRIGATION
03/15 To 11/15 0.11 CFS
Total Diversion 0.11 CFS

KOOTENAI County

Date Filed: 04/24/2002

Place Of Use: IRRIGATION
T50N R04W S14 NWNW Lot 4
Number of Acres: 3.5

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 06/24/2002. The protestant must also send a copy of the protest to the applicant.

Legal 1142
June 6, 13, 2002

KARL J. DREHER, Director

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09129

Priority: April 30, 2002

Maximum Diversion Rate: 0.95 CFS

This is to certify, that SYLTE DEVELOPMENT LLC
8626 W SYLTE RD
RATHDRUM ID 83858

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	0.95 CFS

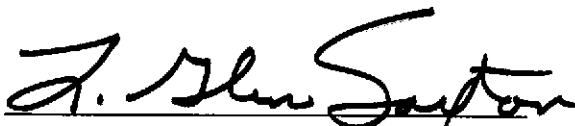
LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NE1/4NE1/4 Sec. 28, Twp 52N, Rge 04W, B.M. KOOTENAI County

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **March 1, 2008**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
6. This right shall be subject to the provisions of the Rathdrum Prairie Ground Water Management Plan.
7. Place of use is within the area served by the public water supply system of Sylte Development LLC. The place of use is generally located within Sections 21 and 28, Township 52N, Range 4W.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 6th day of March, 2003.


for KARL J DREHER, Director

MICROFILMED

MAY 2 5 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	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
52N	4W	28	Municipal																
52N	4W	21											Municipal				Municipal		

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? Sylte Development LLC

b. Who owns the land to be irrigated or place of use? Sylte Development LLC

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

12. Remarks: Development will occur in 3 Phases

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"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.)

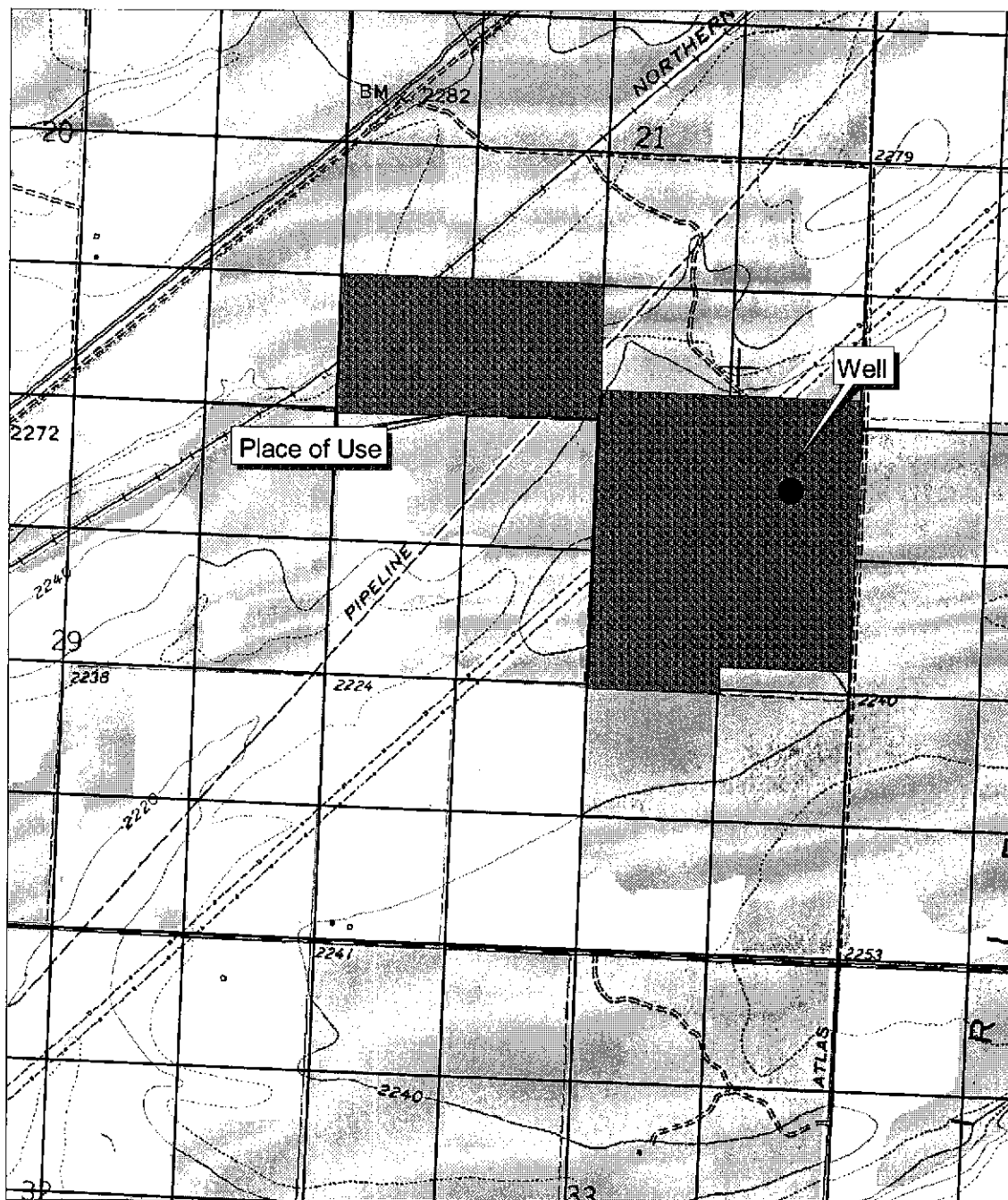
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MICROFILMED

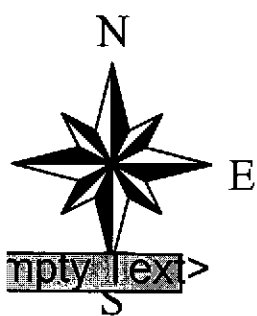
APR 26 2003

Sylte Development LLC
Signature of Applicant (and title, if applicable)

Received by RLH Date 7/30/02 Time 2:30 PM Preliminary check by AB
Fee \$ 250.00 Receipted by RLH # N 14977 Date 7/30/02
Publication prepared by RLH Date 8/29/02 Published in IDAHO Date 7/12/02
Publication approved RLH Date 7/12/02



Quadcov.shp
r.shp



Sylte Development, LLC

T.52N., R.4W.

MICROFILMED

MAR 26 2003

LOCATED IN PORTIONS OF SECTIONS 21 & 28,
T.52N., R.4W., B.M., KOOTENAI COUNTY, IDAHO

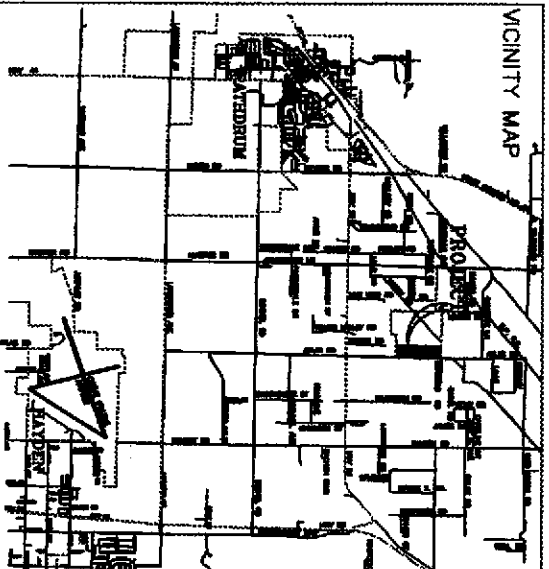
March 2002

LEGAL DESCRIPTION
THE SOUTH ONE HALF OF THE SOUTHEAST ONE QUARTER OF THE SOUTHEAST ONE QUARTER OF THE SOUTHEAST ONE QUARTER OF SECTION 21, TOWNSHIP 63 NORTH, RANGE 4 WEST, BLM., AND

THE EAST ONE HALF OF THE EAST ONE HALF OF THE NORTHEAST ONE QUARTER OF SECTION 28, TOWNSHIP 32 NORTH, RANGE 4 WEST, BLM, LESS THE SOUTH ONE HALF OF THE SOUTHWEST ONE QUARTER OF THE SOUTHEAST ONE QUARTER OF THE NORTHEAST ONE QUARTER OF SAID SECTION 28, BOTH IN KOOTENAI COUNTY, IDAHO

[illegible]

VICINITY MAP



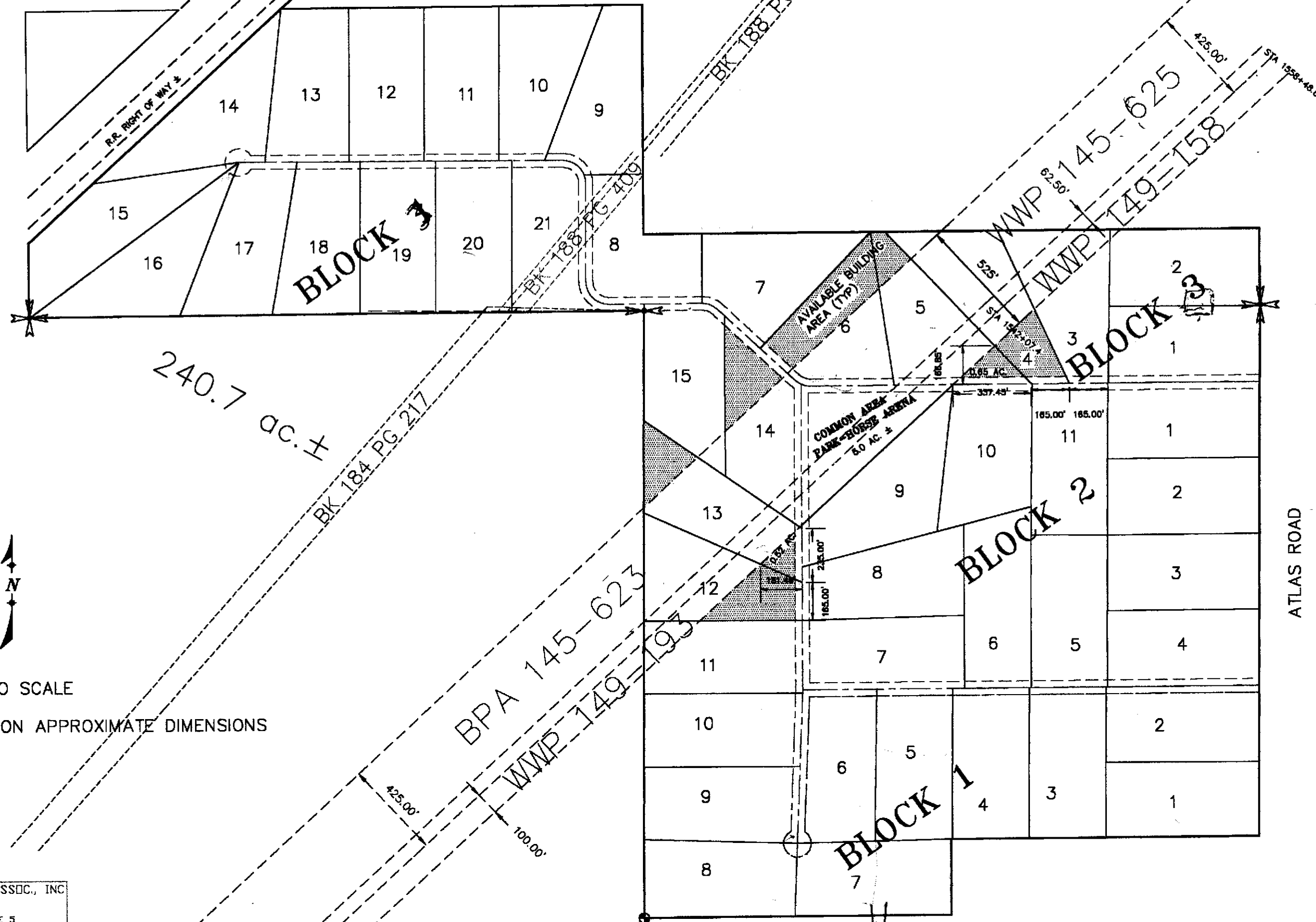
SCALE 1"=200'

NOT A SURVIVAL & BUSINESS
LAND SURVEYING
SEE HOW YOU

NOT A SURVIVAL & BUSINESS
LAND SURVEYING
SEE HOW YOU

LOCATED IN SECTIONS 21 & 28 T.52N., R.4W.
KOOTENAI COUNTY IDAHO

LOCATED IN SECTIONS 21 & 28 T.52N., R.4W.
KOOTENAI COUNTY IDAHO



NOT TO SCALE

BASED ON APPROXIMATE DIMENSIONS

K.A. DURTSCHI & ASSOC., INC
LAND SURVEYING
P.O. BOX 700
9751 GOV'T. WAY, SUITE 5
HAYDEN LAKE, IDAHO 83835

JOB #	FILE: ACAD\DWG\	.DWG
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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

March 6, 2003

SYLTE DEVELOPMENT LLC
8626 W SYLTE RD
RATHDRUM ID 83858

RE: Permit No. 95-9129

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.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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.

MICROFILMED

MAR 26 2003

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.

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

Sincerely,



Sharla R. Curtis

Sr. Water Resource Agent

SRC:klt

Enclosure(s)

MICROFILM

MAR 26 2001

CERTIFICATE OF SERVICE

I hereby certify that on March 6, 2003 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.

95-9129

SYLTE DEVELOPMENT LLC
8626 W SYLTE RD
RATHDRUM ID 83858



Karl Lynn Townsend
Secretary

MICROFILMED

MAR 26 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
APPLICATION ANALYSIS

W.R. # 95-9129

APPLICATION ID # 69885
INITIAL REVIEW

ENT. 5/9 BCA 5/9 OK to Publish 5/9

APPLICANT: SYLTG BY: B DATE: 04/30/02

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)

RECEIVED
MAR - 4 2003

Department of Water Resources

PROCESSING

(Yes)(No)

PRIORITY DATE: 04/30/02

(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: B.D. + P.W.S.

INFORMATION RECEIVED:

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

*** 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 #

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
Critical ground water area
Well Drilling Permit required
Well Drilling Application and Fees received
Well Drilling Application approved?

Remarks: NEW WELL NOT DRILLED AS OF WR APP + EXISTING WELL DRILLED PRIOR TO '87.

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

- Notice of pending void order issued. Final order response date: / /
Further information required from applicant
Affidavit of publication received
Application published correctly. If not, record action taken: Readvertised Paper Error

Publication dates and paper recorded on application

Sr. Agent initial B
Final protest date: 6/24/02
7/22/02

- Protests received,
Measuring device required
Measuring port required
Special conditions:
Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by:

Date: 7/2/02

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, July 30, 2002 10:53 AM
To: Zimmerman, Cindy
Subject: Recall of 2 WRs for e-mailed to you 7/29/02 for your review

Cindy - of the three WRs I scanned and sent to you yesterday (7/29/02), we are going to HOLD **95-9129 SYLTE**, and **96-9105 HECKET, ANGLIN & STIPEK** in our office - ignore these, at least for the time being. They will NOT go to the State Office until a later date. You can print them off and hold them until later, or just keep those in your e-mail folder until such time as I notify you that they will be going to the State Office.

These are both over the aquifer, and Bob has told me, as of this morning, not to send any to you that are in that area. I guess there is just too much controversy in that area at this time.

My grand total of files being scanned and e-mailed to you will no longer be 14. At this point, I don't know how many will actually come to you.

I will just number them like Number 1 for 7/30/02, Number 2 for 7/30/02, etc.

Have I succeeded in thoroughly confusing you by now? If not, I can try again.

Dianne

MICROFILMED

MAR 26 2003

7/30/2002

Ball, Dianne

From: Ball, Dianne
Sent: Monday, July 29, 2002 4:56 PM
To: Zimmerman, Cindy
Subject: 95-9129



Document3.TIF

Number 3 in the series of 14 files.

Have a great day. DIANNE

*

MICROFILMED

MAR 26 2003

RECEIVED

JUL 12 2002

IDWV/North

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

Misti Saylor

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 *4* day of *July* 20 *02*, and ending on the *11* day of *July* 20 *02*, and such publication was made as often during said period as said *paper* 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 Saylor

Personally appeared before me this *11* day of *July* 20 *02*.

Regina Mason

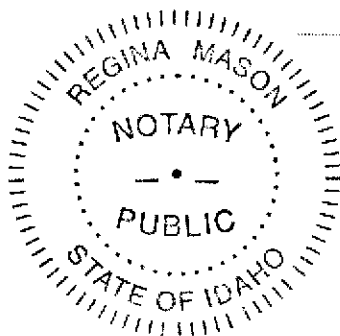
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

NOTICE OF CORRECTION
NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 95-9129 in the name of SYLTE DEVELOPMENT LLC, 8626 W Sylte Rd, Rathdrum, ID 83858, was incorrectly advertised on June 6 and 13, 2002. The POINT OF DIVERSION was incorrectly advertised as being in R043W, whereas correctly is should be in R044W.

(For additional information concerning the property location, call the Northern Regional Office at 769-1450.) Any protests against the approval of the above-referenced correction must be filed with the applicant and with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before July 22, 2002.

KARL J. DREHER, Dir.

Legal 1306
July 4, 11, 2002

sk

MY COMMISSION EXPIRES 6/18/03

401 20 000

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 95-9129 in the name of SYLTE DEVELOPMENT LLC, 8626 W Sylte Rd, Rathdrum, ID 83858, was incorrectly advertised on June 6 and 13, 2002.

The POINT OF DIVERSION was incorrectly advertised as being in R043W, whereas correctly it should be in **R04W**.

(For additional information concerning the property location, call the Northern Regional Office at 769-1450.)

Any protests against the approval of the above-referenced correction must be filed with the applicant and with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before July 22, 2002.

KARL J. DREHER, Dir.

Published in the Coeur d'Alene Press on July 4 and 11, 2002.

MICROFILMED

MAR 25 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

June 26, 2002

MISTI SAYLOR
LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814

FAXED TO MISTI SAYLOR 6/26/02 664-0212

2 pages

11:59a

RE: Application for Permit No. 95-9129 - Sylte - NOTICE OF CORRECTION

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal Notice of Correction 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. Please send the affidavit to this office before 07/22/2002. Your cooperation is appreciated.

*NOTE: There should be no charge for this because our legal notice was correct as originally submitted. If you have ANY questions, please contact me prior to publication.

Thank you,
Sincerely

Dianne Ball
Administrative Assistant

MICROFILMED

MAR 26 2003

Ball, Dianne

From: Ball, Dianne
Sent: Monday, June 24, 2002 10:36 AM
To: Curtis, Sharla
Subject: 95-9129 - SYLTE DEVELOPMENT



Good morning pretty lady.

I am going to have to re-advertise the above referenced water right application because the newspaper listed the POD as being in Range **043W**.

Obviously, we don't have such a critter in Northern Idaho.

Please do not list these as a new water right on our internet home site.

Thanks, and have a wonderful day.

Those that don't know how to weep with their whole heart, don't know how to laugh either. Dianne



MICROFILMED
MAR 26 2003

6/24/2002

RECEIVED

JUN 14 2002

IDWR/North

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} SS.

Misti Saylor

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 *10* day of *June* 20 *02*, and ending on the *13* day of *June* 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 Saylor

Personally appeared before me this

13

day of

June

, 20

*02**Regina Mason*

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

MY COMMISSION EXPIRES 5/18/03
MICROFILMED

40N E 1/4 38E

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-9129

SYLTE DEVELOPMENT LLC
8626 W SYLTE RD
RATHDRUM ID 83858

Point(s) of Diversion: NENE S28 T52N R043W
Source GROUND WATER
Use: MUNICIPAL 01/01 To 12/31 0.95 CFS
Total Diversion 0.95 CFS

KOOTENAI County

Date Filed: 04/30/2002

Place Of Use: MUNICIPAL

T52N R04W S21 SWSW SESW SWSE SESE
T52N R04W S28 NENE NWNE SWNE SENE

Remark: Municipal use is within the service area of Sylte Development LLC

95-9130

BAR CIRCLE S WATER INC
ROBERT N TURNIPSEED

PO BOX 971

HAYDEN ID 83835

Point(s) of Diversion: NENW S26 T52N R04W
Source GROUND WATER
Use: MUNICIPAL 01/01 To 12/31 3.3 CFS
Total Diversion 3.3 CFS

KOOTENAI County

Date Filed: 03/28/2002

Remark: Municipal use is for applicants service area

95-9131

ALAN M HEEL
VERDA L HEEL
4527 E 16TH AVE
POST FALLS ID 83854

Point(s) of Diversion: SENW S31 T51N R04W
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.08 CFS
Use: STOCKWATER 01/01 To 12/31 0.04 CFS
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion 0.16 CFS

KOOTENAI County

Date Filed: 03/15/2002

Place Of Use: IRRIGATION

T51N R04W S31 SENW

Number of Acres: 4

Place Of Use: STOCKWATER and DOMESTIC same as IRRIGATION

Remark: Stockwater use is for 11 head of mixed stock.

Domestic use is for 1 house and 1 shop.

95-9132

DWIGHT DIRKMAAT
2200 W APPLEWAY
COEUR D ALENE ID 83814

Point(s) of Diversion: NWNW S3 T51N R03W
Source HAYDEN LAKE Tributary To SINKS
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion 0.16 CFS

KOOTENAI County

Date Filed: 04/24/2002

Place Of Use: DOMESTIC

T51N R03W S3 NWNW

Remark: Domestic use is for 1 home.

95-9133

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1808 N 3RD ST
COEUR D ALENE ID 83814

Point(s) of Diversion: L4 NWNW S14 T50N R04W
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.11 CFS
Total Diversion 0.11 CFS

KOOTENAI County

Date Filed: 04/24/2002

Place Of Use: IRRIGATION

T50N R04W S14 NWNW Lot 4

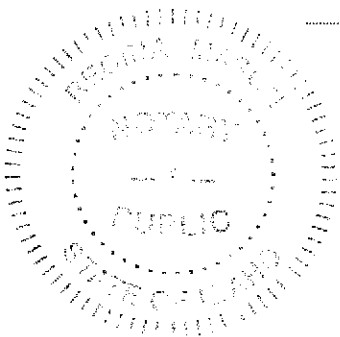
Number of Acres: 3.5

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 06/24/2002. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Legal 1142
June 6, 13, 2002



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

95-9129

SYLTE DEVELOPMENT LLC

8626 W SYLTE RD

RATHDRUM ID 83858

Point(s) of Diversion NENE S28 T52N R04W KOOTENAI County

Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 0.95 CFS

Total Diversion: 0.95 CFS

Date Filed: 04/30/2002

Place Of Use: MUNICIPAL

T52N R04W S21 SWSW SESW SWSE SESE

T52N R04W S28 NENE NWNE SWNE SENE

Remark: Municipal use is within the service area of Sylte Development LLC

95-9130

BAR CIRCLE S WATER INC

ROBERT N TURNIPSEED

PO BOX 971

HAYDEN ID 83835

Point(s) of Diversion NENW S26 T52N R04W KOOTENAI County

Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 3.3 CFS

Total Diversion: 3.3 CFS

Date Filed: 03/28/2002

Remark: Municipal use is for applicants service area

95-9131

ALAN M HEEL

VERDA L HEEL

4527 E 16TH AVE

POST FALLS ID 83854

Point(s) of Diversion SENW S31 T51N R04W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.08 CFS

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

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

Total Diversion: 0.16 CFS

Date Filed: 03/15/2002

Place Of Use: IRRIGATION

T51N R04W S31 SENW

Number of Acres 4

Place Of Use: STOCKWATER and DOMESTIC same as IRRIGATION

Remark: Stockwater use is for 11 head of mixed stock.

Domestic use is for 1 house and 1 shop.

95-9132

DWIGHT DIRKMAAT

2200 W APPLEWAY

COEUR D ALENE ID 83814

Point(s) of Diversion NWNW S3 T51N R03W KOOTENAI County

Source HAYDEN LAKE Tributary To SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 04/24/2002

Place Of Use: DOMESTIC

T51N R03W S3 NWNW

Remark: Domestic use is for 1 home.

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MAR 28 2003

Continued from previous page:

95-9133

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1808 N 3RD ST

COEUR D ALENE ID 83814

Point(s) of Diversion L4 NWNW S14 T50N R04W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.11 CFS

Total Diversion: 0.11 CFS

Date Filed: 04/24/2002

Place Of Use: IRRIGATION

T50N R04W S14 NWNW Lot 4

Number of Acres 3.5

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 06/24/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published in Coeur d'Alene Press on 6/6 and 13/2002.

MICROFILMED

MAY 26 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

May 29, 2002

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

FAXED TO - 664-0212 - JENNIFER
5/29/02 - MID AFTERNOON
3 PAGES INCLUDING COVER LETTER

RE: Application for Permit No. 95-9129 95-9130, 95-9131, 95-9132 and 95-9133

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 06/24/2002. Your cooperation is appreciated.

Sincerely

Dianne Ball

Dianne Ball
Administrative Assistant

P.S. - Please call if you have any questions.
Thanks
Dianne

MICROFILMED

MAR 26 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

May 29, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SYLTE DEVELOPMENT LLC
8626 W SYLTE RD
RATHDRUM ID 83858

RE: Application for Permit No 95-9129

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 June 6 and 13, 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. N014977

MICROFILMED

MAY 30 2002