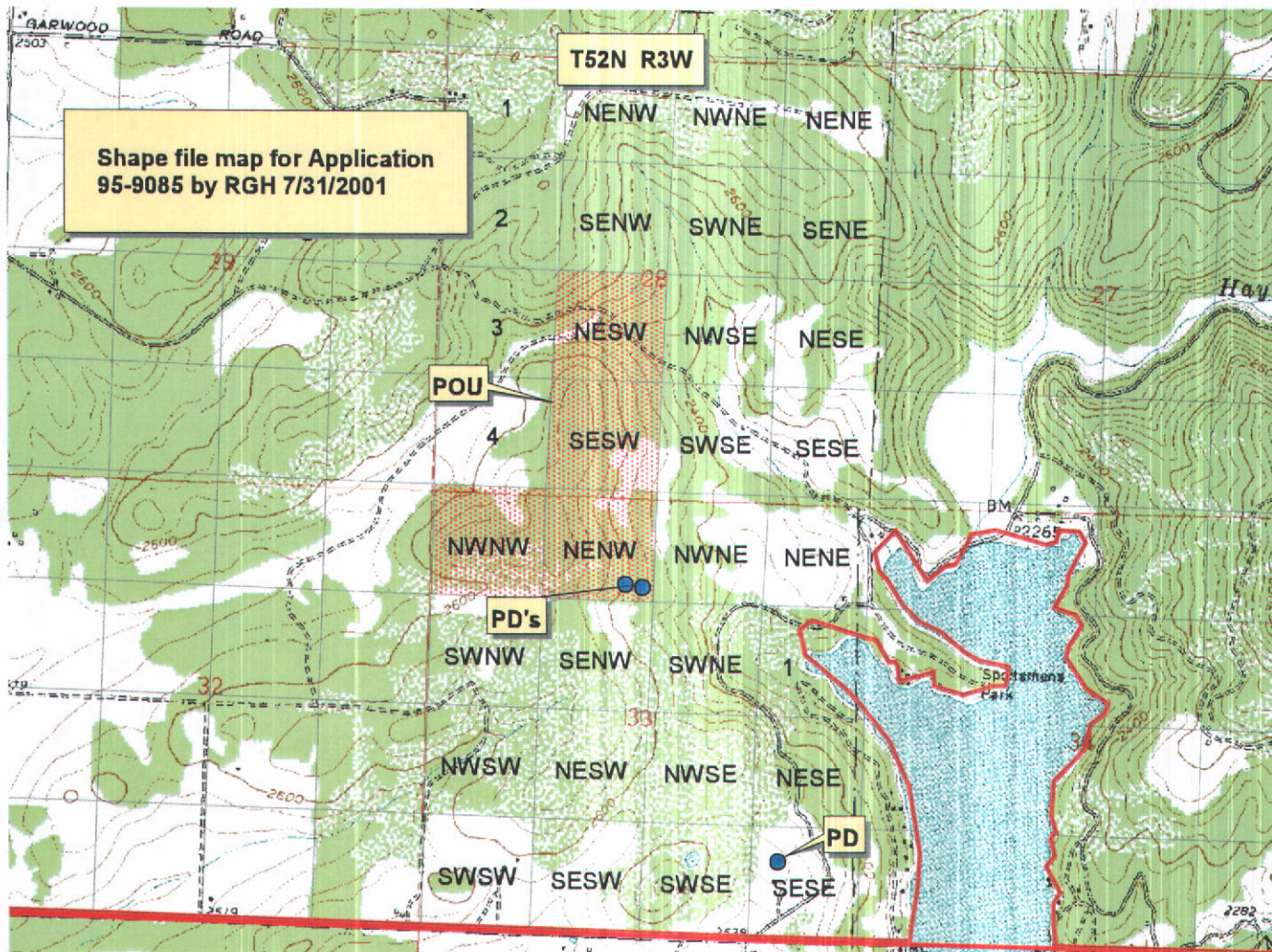
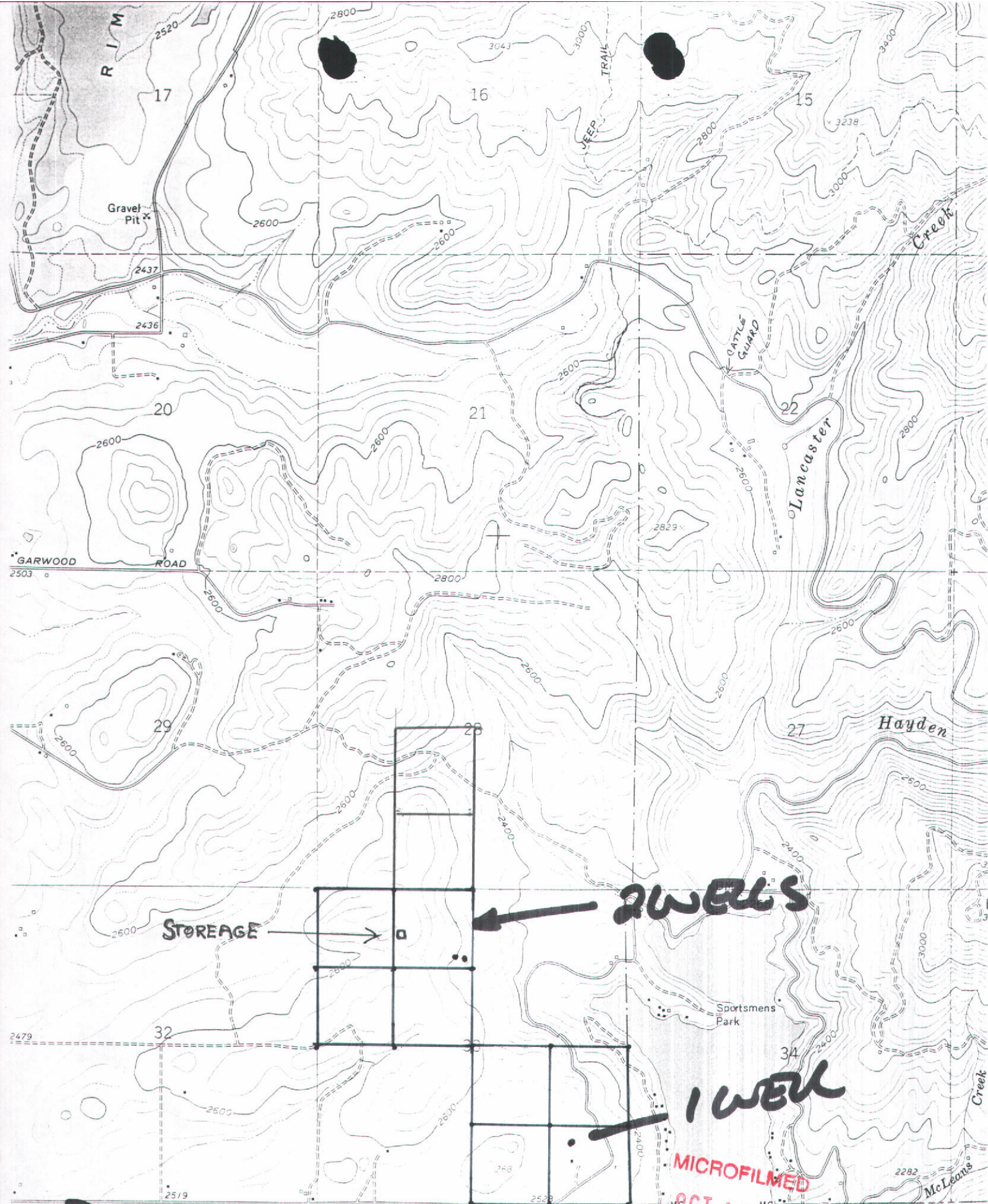




- GCDBT52N03W.shp
- POD- Application
- Application POU
- Townships

MICROFILMED
OCT 12 2001





POINT OF DIVERSION
MAP

T. 52 N., R. 36 W.

SEE V* **SECRET**

'AUG -3 2001

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION ANALYSIS SHEET69147
APPLICATION # 95-9085

Department of Water Resources INITIAL REVIEW

APPLICANT: M.B. BUILDERS BY: B DATE: 5/15/01

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

(Yes) (No)

- x Field check: by _____
- x Field report attached
- x Analysis Supp. attached (>5cfs/500af)
- x Water delivered by water master?
- Water District # _____

GROUNDWATER SECTION

WD Permit No.'s:	TAG #	Type:	Fees	Receipt No.	Upgrade Needed?
99 90 N 25	95-93-N-229	Dom. Non-Dom.	Paid \$35.00		Y () N ()
95 94 N 80	Blakely	Dom. X Non-Dom.	Paid \$35.00	N007597	Y (x) N ()
me Builders	D0013421	Dom. Non-Dom.	Paid \$75.00	N013761	Y (x) N ()
			\$445.00	N014467	

- x Groundwater management area
- x Critical ground water area
- x Well Drilling Permit required
- x Well Drilling Application and Fees received
- x Well Drilling Application approved?

FINAL REGIONAL PROCESSING/REVIEW

(Yes) (No)

- x Notice of pending void order issued. Final order response date: _____
- x Further information required from applicant
- x Affidavit of publication received
- x Application published correctly. If not, record action taken: _____
- x Publication dates and paper recorded on application | Sr. Agent initial B
- x Protests received, Final protest date: 6/25/01
- x Measuring device required
- x Measuring port required
- x Special conditions:
- x Special conditions of approval supplement and/or cover letter attached:

PROCESSING

(Yes) (No) PRIORITY DATE: 5/15/01x (Include Moratorium Remark)x Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).ADVERTISE IN: KOOTENAI County

LETTERS SENT REQUESTING:

() Dam Information () Fish Information

() Power Information () Other: B

INFORMATION RECEIVED:

() Dam Information () Fish Information

() Power Information () Other: BRemarks: Can't locate 1st well listedLetter sent 6/14/01+ Upgrade needed \$165 for 95-94-N-80+ Upgrade needed \$125 for D13421+ Upgrade needed \$165 for 95-93-N-229Rec'd 6/19/01Approval Recommended by: BRADate: 7/19/01

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09085

Priority: 05/15/2001

Maximum Diversion Rate: 0.33 CFS

This is to certify, that M B BUILDERS INC
7400 N COLFAX
DALTON GARDENS ID 83815

And/Or

4 S RANCH
7400 N COLFAX
DALTON GARDENS ID 83815

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>
DOMESTIC	01/01 to 12/31	0.18 CFS
IRRIGATION	03/15 to 11/15	0.15 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NE $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 33, Twp 52N, Rge 03W, B.M.	KOOTENAI County
GROUND WATER	SE $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 33, Twp 52N, Rge 03W, B.M.	KOOTENAI County
GROUND WATER	NE $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 33, Twp 52N, Rge 03W, B.M.	KOOTENAI County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
52N 03W 28									2.0				2.0				4.0
52N 03W 33					2.0	1.5											3.5

Total Acres: 7.5

PLACE OF USE: DOMESTIC, same as Irrigation

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **August 1, 2006**.
2. Subject to all prior water rights.
3. 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.

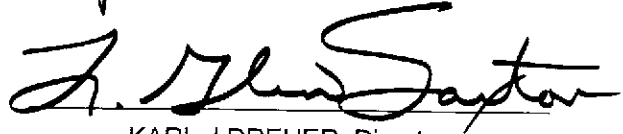
State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09085

CONDITIONS OF APPROVAL

4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. 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.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
7. Domestic use is for 15 homes and does not include lawn, garden, landscape, or other types of irrigation.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 16th day of August, 2001.


for KARL J DREHER, Director

RECEIVED

AUG - 3 2001

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No.

95-9075

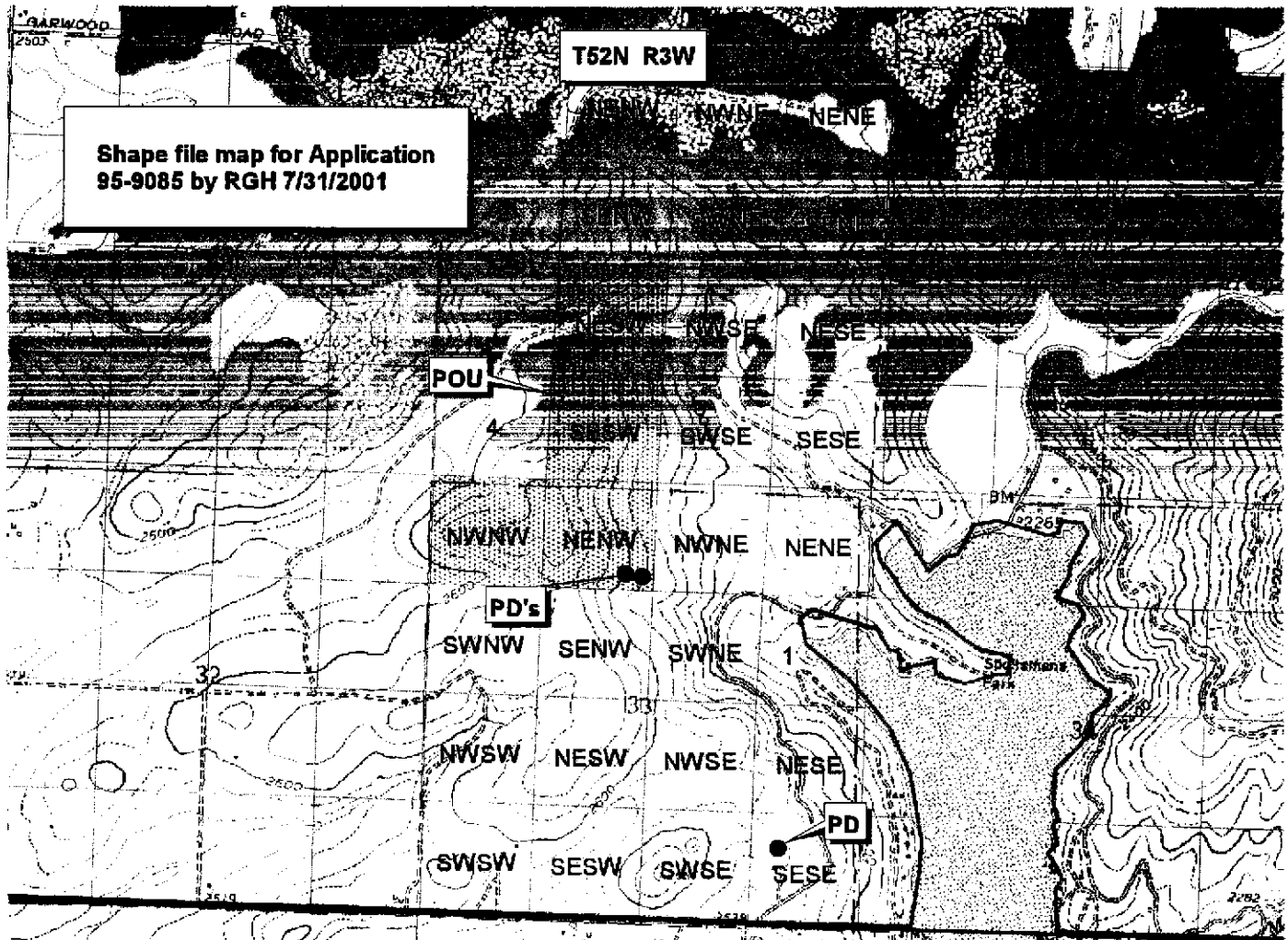
1. Name of Applicant M. B. Builders Inc. / 4-S Ranch Phone 208-772-2799
 Mailing address 7400 N. Colfax, Dalton Garden Idaho 83815
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is Township S2N Range 3W Sec. 33 in the _____ 1/4,
SE 1/4, SE 1/4, Govt. Lot _____, B.M., KOOTENAI County;
 additional points of diversion if any: NE 1/4 NW 1/4 SEC. 33 T. 52N., R. 3W.
4. Water will be used for the following purposes:
- | |
|---|
| Amount <u>.18</u> for <u>DOMESTIC</u> purposes from <u>4/1</u> to <u>12/31</u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount <u>.15</u> for <u>IRRIGATION</u> purposes from <u>3/15</u> to <u>1/15</u> (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) .33 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 3 WELLS - 18,000 GAL RESERVOIR + DELIVERY SYSTEM
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
- d. Is ground water with a temperature of greater than 85°F being sought? _____
- e. If well is already drilled, when? _____; Drilling firm _____
 Well was drilled for (well owner) _____; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 5 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. _____
- d. Domestic; show number of households. 15 HOMES
- e. Other; describe fully. _____

9. Description of place of use:

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

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

TWP	RGE	SEC				
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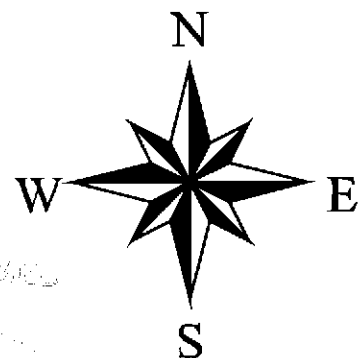


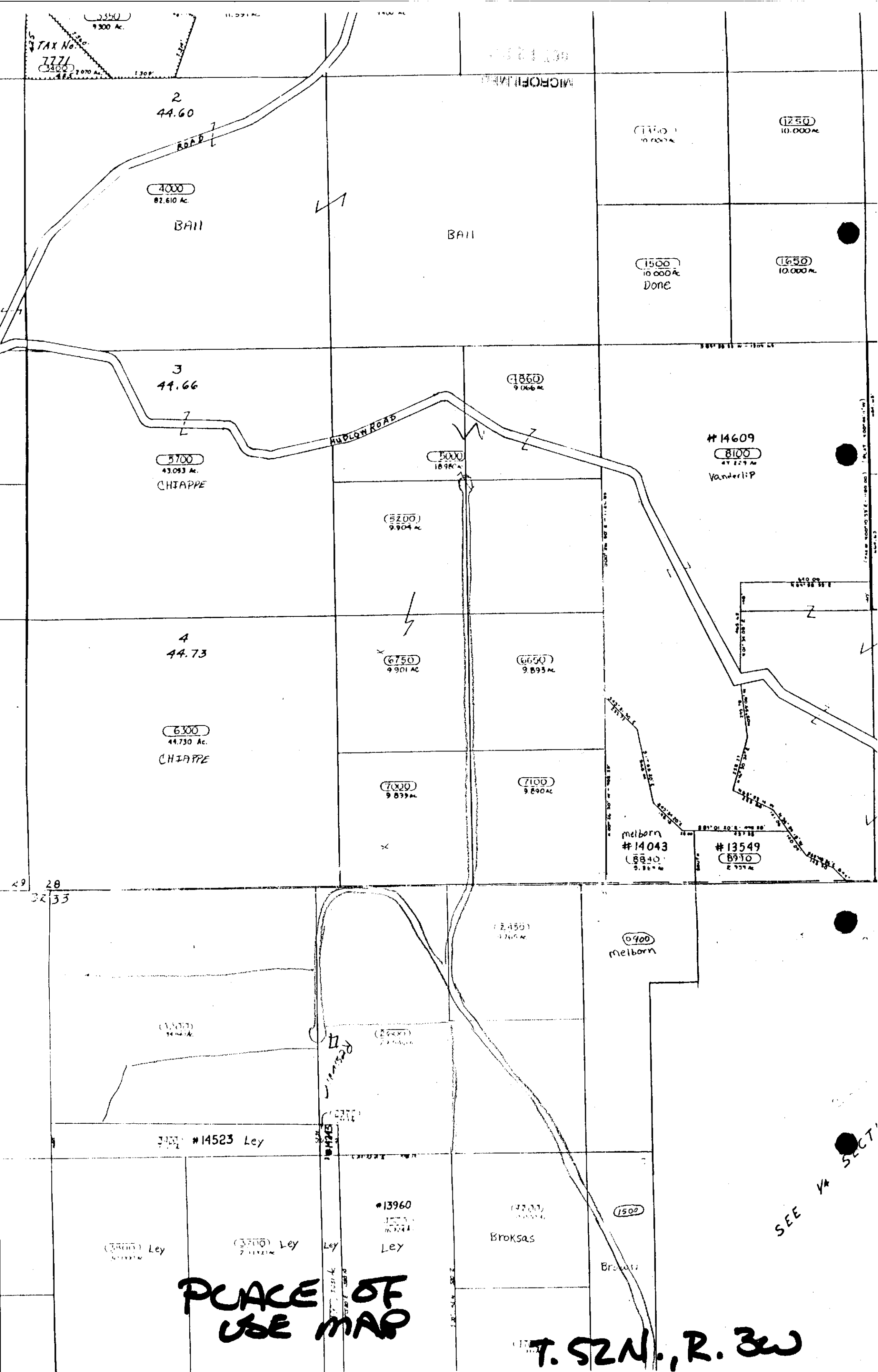
Shape file map for Application
95-9085 by RGH 7/31/2001

T52N R3W

0.7 0 0.7 1.4 Miles

- GCDBT52N03W.shp
- POD- ApplicationApplication POD
- Application POU
- Townships







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

August 16, 2001

M B BUILDERS INC
4 S RANCH
7400 N COLFAX
DALTON GARDENS ID 83815

RE: Permit No. 95-9085

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.

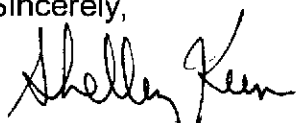
The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened 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.

W000051100

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 208-327-7946.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley Keen". The signature is fluid and cursive, with the first name "Shelley" written in a larger, more prominent script than the last name "Keen".

Shelley W. Keen

Water Rights Supervisor

SWK:klr

Enclosure(s)

MICROFILMED

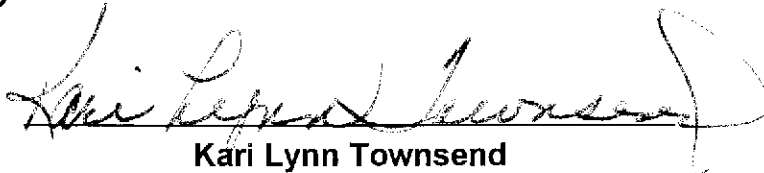
11/1/00

CERTIFICATE OF MAILING

I hereby certify that on August 16, 2001 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. 95-9085

**M B BUILDERS INC
4 S RANCH
7400 N COLFAX
DALTON GARDENS ID 83815**


**Kari Lynn Townsend
Secretary**

MAILED 08/16/01

U.S. MAIL

**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.

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

Reviewed by Sharla Curtis on 8/6/01

No. 95-9085 Name: MB Builders Corp. Officers ✓ Ad ok ✓ Govt Lots

AREA OF CONCERN: No/Yes 45 Ranch ✓ Moratorium ✓ GWMA ✓ TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 34 - 084 (if necessary)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
≥ 0.24 cfs/5 acres - 067
~~WMD~~
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
≥ 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121
Trust - 051 (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18C-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE/PROT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
or 17M (not FERC regulated)
025-027-R22-08A

BENEFICIAL USE DUE: 8/01/2006

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
> 1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE
WD - R04 (WD#)
≤ 0.20 cfs/others - 01H, 01P or No MD
> 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WB

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W23, N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - W23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL
Restricted area - 022,075
Irr. GW supp to SW - 102
Future needs - 007,109
FISH PROP - 029 (70's only)-007-042-106
DOMESTIC
Surface water - WB5 (Big Wood/Boise above Star Bridge)
- 27A (Payette R)
>1 in restricted area - 070-071-075 (no parks/common areas)
Irr separate or none allowed - WB5 (IS)
GW w/irrigation from SW evident - 065-104
Moratorium approvable - W03 (2500 gpd - meets domestic def
i.e. D/convenience store)

Multiple pds per ¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single pd intended - 076

IRRIGATION SEASON 3/15 - 11/15 (Per updated map)

IRR VOLUME/ACRE 3.0

OTHER CONDITIONS/REMARKS

COMMENTS

491015 on
16 dom

No overlaps

RECEIVED

'AUG - 3 2001

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET69147
APPLICATION # 95-9085

Department of Water Resources INITIAL REVIEW

APPLICANT: M.B. BUILDERS BY: JB DATE: 5/15/01

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

(Yes) (No)

- Field check: by
- Field report attached
- Analysis Supp. attached (>5cfs/500af)
- Water delivered by water master?
- Water District #

PROCESSING

(Yes) (No) PRIORITY DATE: 5/15/01X (Include Moratorium Remark)X Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).ADVERTISE IN: KOOTENAI County

LETTERS SENT REQUESTING:

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

INFORMATION RECEIVED:

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

GROUNDWATER SECTION

WD Permit No.'s:	TAG #	Type:	Fees	Receipt No.	Upgrade Needed?
95-90-N-25	95-93-N-229	Dom.	Paid \$35.00		Y () N ()
95-94-N-80	Blakely	Dom. X	Paid \$35.00	N007597	Y (X) N ()
mo Builders	D0013421	Dom.	Paid \$75.00	N013761	Y (X) N ()
			\$445.00	N014467	

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

Remarks: Can't locate 1st well locatedLetter sent 4/14/01+ Upgrade needed \$165 for 95-94-N-80+ Upgrade needed \$125 for D13421+ Upgrade needed \$165 for 95-93-N-229

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:

Publication dates and paper recorded on application | Sr. Agent initial ABProtests received, Final protest date: 6/25/01Measuring device requiredMeasuring port requiredSpecial conditions:Special conditions of approval supplement and/or cover letter attached:Approval Recommended by: BRMDate: 7/19/01

RECEIVED

JUN 15 2001

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

SS.

Jennifer Standridge

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 issue of said newspaper for *2* consecutive *Thursday* weeks commencing on the *7* day of *June*, 2001, and ending on the *14* day of *June*, 2001, and such publication was made as often during said period as said *daily* newspaper was regularly issued.

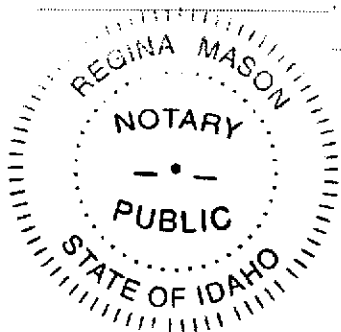
4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Jennifer Standridge

Personally appeared before me this *14* day of *June*, 2001

Regina Mason

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



MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-9081

W STACEY COWLES
1908 E 25TH AVE
SPOKANE WA 99203
Point(s) of Diversion L5 SWNE S3 T48N R04W 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: 05/10/2001
Place of Use: DOMESTIC T48N R04W S3 SWNE Lot 5
Remark: Domestic use is for 1 home

95-9082

GREEN FERRY WATER & SEWER DISTRICT
PO BOX 1105
POST FALLS ID 83854
Point(s) of Diversion SWNW S12 T50N R05W KOOTENAI
County.
Source: GROUNDWATER
Point(s) of Diversion SENW S12 T50N R05W KOOTENAI
County.
Source: GROUNDWATER
Use: MUNICIPAL 01/01 To 12/31 1 CFS
Total Diversion: 1 CFS

Date Filed: 05/10/2001
Remark: Municipal use is for applicant's service area

95-9083

WILLIAM BYERS
2587 LEISURE WORLD
MESA AZ 85206-5421
Point(s) of Diversion L5 NWSW S4 T49N R03W KOOTENAI
County.
Source: COEUR D'ALENE LAKE Tributary To SPOKANE RIVER
Use: IRRIGATION 03/15 To 11/15 0.07 CFS
Total Diversion: 0.07 CFS

Date Filed: 05/10/2001
Place of Use: IRRIGATION T49N R03W S4 NWSW Lot 5
Number of Acres 0.5

95-9084

DAVID R MATHER
606 W SQUIRREL TRAIL
COEUR D'ALENE ID 83814
Point(s) of Diversion NWSE S1 T49N R04W 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: 05/14/2001
Place of Use: DOMESTIC T49N R04W S1 NWSE
Remark: Domestic use is for 1 home

95-9085

MB BUILDERS INC
4 S RANCH
7400 N COLFAX
DALTON GARDENS ID 83815
Point(s) of Diversion SESE S33 T52N R03W KOOTENAI
County.
Source: GROUNDWATER
Point(s) of Diversion NENW S33 T52N R03W KOOTENAI
County.
Source: GROUNDWATER
Use: IRRIGATION 03/15 To 11/15 0.15 CFS
Use: DOMESTIC 01/01 To 12/31 0.18 CFS
Total Diversion: 0.33 CFS

Date Filed: 05/15/2001
Place of Use: DOMESTIC T52N R03W S28 NESW SESW
T52N R03W S33 NENW NWNW
Place of Use: IRRIGATION same as DOMESTIC
Number of Acres 7.5

Remark: Domestic use is for 18 homes

95-9087

JOSEPH H LONAM
4401 HOLMES
COEUR D'ALENE ID 83815
Point(s) of Diversion SESW S27 T50N R03W KOOTENAI
County.
Source: SPRING Tributary To SINKS
Point(s) of Diversion SESW S27 T50N R03W KOOTENAI
County.
Source: GROUNDWATER
Use: IRRIGATION 03/15 To 11/15 0.02 CFS
Use: IRRIGATION STORAGE 03/15 To 11/15 1AFA
Use: IRRIGATION FROM STORAGE 03/15 To 11/15 1AFA
Use: STOCKWATER 01/01 To 12/31 0.02 CFS
Use: STOCKWATER STORAGE 01/01 To 12/31 1AFA
Use: STOCKWATER FROM STORAGE 01/01 To 12/31 1AFA
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Use: DOMESTIC STORAGE 01/01 To 12/31 1AFA
Use: DOMESTIC FROM STORAGE 01/01 To 12/31 1AFA
Use: FIRE PROTECTION 01/01 To 12/31 1AFA
Total Diversion: 0.02 CFS

Date Filed: 05/24/2001
Place of Use: FIRE PROTECTION STORAGE T50N R03W S27 SESW
Place of Use: IRRIGATION, IRRIGATION STORAGE, IRRIGATION FROM STORAGE, DOMESTIC, and STOCKWATER same as FIRE PROTECTION.
Remark: Domestic use is for 1 home
Stockwater use is for 7-8 head of mixed stock.

96-9075

UEBERROTH FAMILY TRUST
C/O MICK BLAKELY
16284 RIM ROCK RD
HAYDEN ID 83835
Point(s) of Diversion NENW S36 T53N R03W KOOTENAI
County.
Source: UNNAMED STREAM Tributary To SAGE CREEK
Point(s) of Diversion NWNW S36 T53N R03W KOOTENAI
County.
Source: UNNAMED STREAM Tributary to SAGE CREEK
Use: IRRIGATION 03/15 To 11/15 0.02 CFS
Use: IRRIGATION STORAGE 03/15 To 11/15 2AFA
Use: IRRIGATION FROM STORAGE 03/15 To 11/15 2AFA
Use: STOCKWATER STORAGE 01/01 To 12/31 2AFA
Use: STOCKWATER FROM STORAGE 01/01 To 12/31 2AFA
Use: RECREATION STORAGE 01/01 To 12/31 2AFA
Use: FIRE PROTECTION STORAGE 01/01 To 12/31 2AFA
Use: DIVERSION TO STORAGE 01/01 To 12/31 0.2CFS
Total Diversion: 0.02 CFS

Date Filed: 05/22/2001
Place of Use: IRRIGATION T53N R03W S36 NENW NWNW
Number of Acres 10
Place of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, DIVERSION TO STORAGE, STOCKWATER STORAGE and RECREATION STORAGE same as IRRIGATION
Remark: Recreation use is for fishing and swimming.
Stockwater use is for 10 horses.
Recreation use is for fishing and swimming.
Stockwater use is for 10 horses.

96-9076

WAYNE AUTHUR HOMAN
311 MONTGOMERY PLACE
POST FALLS ID 83854
Point(s) of Diversion L4 NWSW S14 T53N R05W KOOTENAI County.
Source: SPIRIT LAKE Tributary To SPIRIT CREEK
Use: IRRIGATION 03/15 To 11/15 0.8 CFS
Use: DOMESTIC 01/01 To 12/31 0.4CFS
Total Diversion: 0.12 CFS

Date Filed: 05/22/2001
Place of Use: IRRIGATION T53N R05W S14 NWSW Lot 4
T53N R05W S15 NESE
Number of Acres 3
Place of Use: DOMESTIC T53N R05W S14 NWSW Lot 4
T53N R05W S15 NESE

Remark: Recreation use is for fishing and swimming.
Stockwater use is for 10 horses.
Recreation use is for fishing and swimming.
Stockwater use is for 10 horses.

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 06/25/2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Legal 179
June 7, 14, 2001

NOT RECORDED



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 14, 2001

MICK BLAKELY
MB BUILDERS INC / 4-S RANCH
7400 N COLFAX
DALTON GARDEN ID 83815

Handwritten signature and date: 6/19/01

Re: Application for Permit No. 95-09085
Well Drilling Permit/Tag Nos. 95-94-N-80; D13421 & well 95-93-N-229

Dear Mr. Blakely

The Department of Water Resources is processing your application for a water right. However, before we can complete the processing, the status of the well drilling permits which were **obtained by you and/or MB Builders or 4-S Ranch** prior to the drilling of your wells, must be upgraded from that of domestic wells to a non-domestic status. The fee for these changes is as follows:

Well Number	Original Fee Paid	Upgrade Fee Needed
Well No. 95-94-N-80	\$35.00	\$165.00
Well No. D13421	\$75.00	\$125.00
Well No. 95-93-N-229	\$35.00	\$165.00

Please send your check in the total amount of **\$455.00** for the upgrade fees on the three above (3) referenced wells, payable to the Idaho Department of Water Resources. Please refer to the above referenced numbers so that we may ensure proper credit is given.

If you have any questions, please contact me.

Sincerely,

Handwritten signature: Robert G. Haynes

ROBERT G. HAYNES, P.E.
Regional Manager

MICROFILMED



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 14, 2001

MICK BLAKELY
MB BUILDERS INC / 4-S RANCH
7400 N COLFAX
DALTON GARDEN ID 83815

Re: Application for Permit No. 95-09085
Well Drilling Permit/Tag Nos. 95-94-N-80; D13421 & well 95-93-N-229

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Please send your check in the total amount of **\$455.00** for the upgrade fees on the three above (3) referenced wells, payable to the Idaho Department of Water Resources. Please refer to the above referenced numbers so that we may ensure proper credit is given.

If you have any questions, please contact me.

Sincerely,

Robert G. Haynes

ROBERT G. HAYNES, P.E.
Regional Manager

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RECEIVED

*These are the wells
needing upgrade fees
per Al. 6/14/01 S*

RECEIVED
Form 238-7
11/97
JUL 27 2000

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

Office Use Only
Inspected by _____
Twp _____ Rge _____ Sec _____
1/4 1/4 1/4
Lat: _____ Long: _____

IDWR/North

1. WELL TAG NO. D0013421

DRILLING PERMIT NO _____

Other IDWR No. 765542

2. OWNER:

Name MB Builders

Address 2427 W Hayden Ave

City Hayden

State ID

Zip 83835

3. LOCATION OF WELL by legal description:

N
Twp 52N North ☒ or South ☐
Rge 03W East ☐ or West ☒
Sec 28 1/4 SE 1/4 SE 1/4
Gov't Lot _____ County Kootenai
Lat _____ Long _____
Address of Well Site: (see next line)
Lancaster to N Morgan Lane _____ City _____
Lot _____ Blk _____ Sub. Name (see next line) _____

4. USE:

- ☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK check all that apply (Replacement etc.)

- ☒ New Well ☐ Modify ☐ Abandonment ☐ Other

6. DRILL METHOD

- ☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK			Amount	Method
Material	From	To	Sacks/Lbs	
Bentonite	0	50	18 sacks	pour in

Drive Shoe Used? ☐ Y ☒ N Shoe Depth(s) _____

Drive Shoe Seal Tested? ☐ Y ☒ N How? _____

8. CASING/LINER

Diam	From	To	Gauge	Material	Casing	Liner	Weld	Thrded
8	2	138	0.320	steel	☒	☐	☒	☐
4	5	183	0.200	PVC	☐	☒	☐	☐
					☐	☐	☐	☐

Length Headpipe _____

Length Tailpipe _____

9. PERFORATIONS/SCREENS

- ☒ Perforations? Method Drill
☐ Screens? Screen Type _____

From	To	Slot	Nmbr	Diam	Material
227	287	1/8"	1000	1/8"	PVC

Casing ☐ Liner ☒

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10. STATIC WATER LEVEL or ARTESIAN PRESSURE

250 ft. below ground. Artesian pressure _____ lb.

Depth flow encountered 265 ft. Describe access port or

control devices: steel cap welded

11. WELL TESTS

- ☐ Pump ☐ Bailor ☒ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pump Level	Time
26	100%	280	2 hrs.

Water Temp. _____ cold Bottom hole temp. _____ cold

Water Quality test or comments: (below) Depth first Water Encountered 89
clear, cold, no smell

12. LITHOLOGIC LOG (Describe repairs or abandonment)

Bore Diam	From	To	Remarks: Lithology, Water Quality and Temperature	Water	
				Y	N
12	0	15	Clay & topsoil - brown	☐	☒
12	15	17	Basalt - black	☐	☒
10	18	85	Basalt - black - hard	☐	☒
10	85	89	Clay - brown/orange	☐	☒
10	89	110	Sand/Silt - brown water	☒	☐
10	110	130	Clay - brown	☐	☒
10	130	138	Basalt & clay mix - medium	☐	☒
8	138	180	Basalt & clay mix - medium	☐	☒
8	180	185	Basalt - black - hard	☐	☒
8	185	190	Basalt - black - broken	☐	☒
8	190	205	Basalt - black - hard	☐	☒
8	205	220	Basalt - very broken	☐	☒
8	220	265	Basalt - black - hard	☐	☒
8	265	266	Basalt - broken - water - 26 GPM	☒	☐
8	266	284	Basalt - black - hard	☐	☒
8	284	287	Clay - gray - soft	☐	☒

Upgrade needed
pd 75 - well 125

Completed Depth 284 (Measurable)
Date: Started 7/17/00 Completed 7/24/00

13. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name United Drilling Inc.

Firm No 414

Firm Official and

Jason C. Beckham

Date 7/25/00

Supervisor or Operator Jason C. Beckham

Date 7/25/00

FORWARD WHITE COPY TO WATER RESOURCES

FORWARD WHITE COPY TO WATER RESOURCES

Receipt Details for ID N007168

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
11/15/93 1:37:30 PM	11/15/93	Northern	\$175.00	Check
Payer UNITED DRILLING INC.				

Account Information:

Check #	Account #	Credit Card Name	Authorization #
11441			
Card Expiration Date	Credit Card Transaction #		

Comment MILLENACKER, GUTIERREZ

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$105.00	W/D PERMITS - ADAMS, BLAKELY (2)	65115	229	21	0	1205
\$70.00	MILLENACKER, GUTIERREZ	65115	229	21	0	1205

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Show References

Next Step

Previous Steps:

Select Receipt

Screen ID 394

95-9081

W STACEY COWLES
1908 E 25TH AVE
SPOKANE ID 99203
Point(s) of Diversion L5 SWNE S3 T48N R04W 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: 05/10/2001
Place Of Use: DOMESTIC T48N R04W S3 SWNE Lot 5
Remark: Domestic use is for 1 home.

95-9082

GREEN FERRY WATER & SEWER DISTRICT
PO BOX 1105
POST FALLS ID 83854
Point(s) of Diversion SWNW S12 T50N R05W KOOTENAI County
Source GROUND WATER
Point(s) of Diversion SENW S12 T50N R05W KOOTENAI County
Source GROUND WATER
Use: MUNICIPAL 01/01 To 12/31 1 CFS
Total Diversion: 1 CFS
Date Filed: 05/10/2001
Remark: Municipal use is for applicant's service area

95-9083

WILLIAM BYERS
2587 LEISURE WORLD
MESA AZ 85206-5421
Point(s) of Diversion L5 NWSW S4 T49N R03W KOOTENAI County
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER
Use: IRRIGATION 03/15 To 11/15 0.07 CFS
Total Diversion: 0.07 CFS
Date Filed: 05/10/2001
Place Of Use: IRRIGATION T49N R03W S4 NWSW Lot 5
Number of Acres 0.5

95-9084

DAVID R MATHER
606 W SQUIRREL TRAIL
COEUR D ALENE ID 83814
Point(s) of Diversion NWSE S1 T49N R04W 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: 05/14/2001
Place Of Use: DOMESTIC T49N R04W S1 NWSE
Remark: Domestic use is for 1 home.

95-9085

M B BUILDERS INC
4 S RANCH
7400 N COLFAX
DALTON GARDENS ID 83815
Point(s) of Diversion SESE S33 T52N R03W KOOTENAI County
Source GROUND WATER
Point(s) of Diversion NENW S33 T52N R03W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.15 CFS
Use: DOMESTIC 01/01 To 12/31 0.18 CFS
Total Diversion: 0.33 CFS
Date Filed: 05/15/2001
Place Of Use: DOMESTIC T52N R03W S28 NESW SESW
T52N R03W S33 NENW NWNW
Place Of Use: IRRIGATION same as DOMESTIC
Number of Acres 7.5
Remark: Domestic use is for 15 homes.

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OCT 12 2001



Continued on next page

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 06/25/2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on June 7 and 14, 2001.

MICROFILMED

OCT 12 2001



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 30, 2001

Legal Notice Department
Coeur D Alene Press
201 N 2nd
COEUR D ALENE ID 83814

RE: Application for Permit No. 95-9081, 95-9082, 95-9083, 95-9084, 95-9085, 95-9087, 96-9075, and 96-9076

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 06/25/2001. Your cooperation is appreciated.

Shanks & Co

Sincerely

Dianne Ball

Dianne Ball
Administrative Assistant

MICROFILMED

OCT 12 2001



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 30, 2001

M B BUILDERS INC
7400 N COLFAX
DALTON GARDENS ID 83815

RE: Application for Permit No 95-9085

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 7 and 14, 2001. 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 sixty to ninety days.

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

Sincerely,

Al Beardslee
Senior Water Resource Agent

MICROFILMED

OCT 12 2001