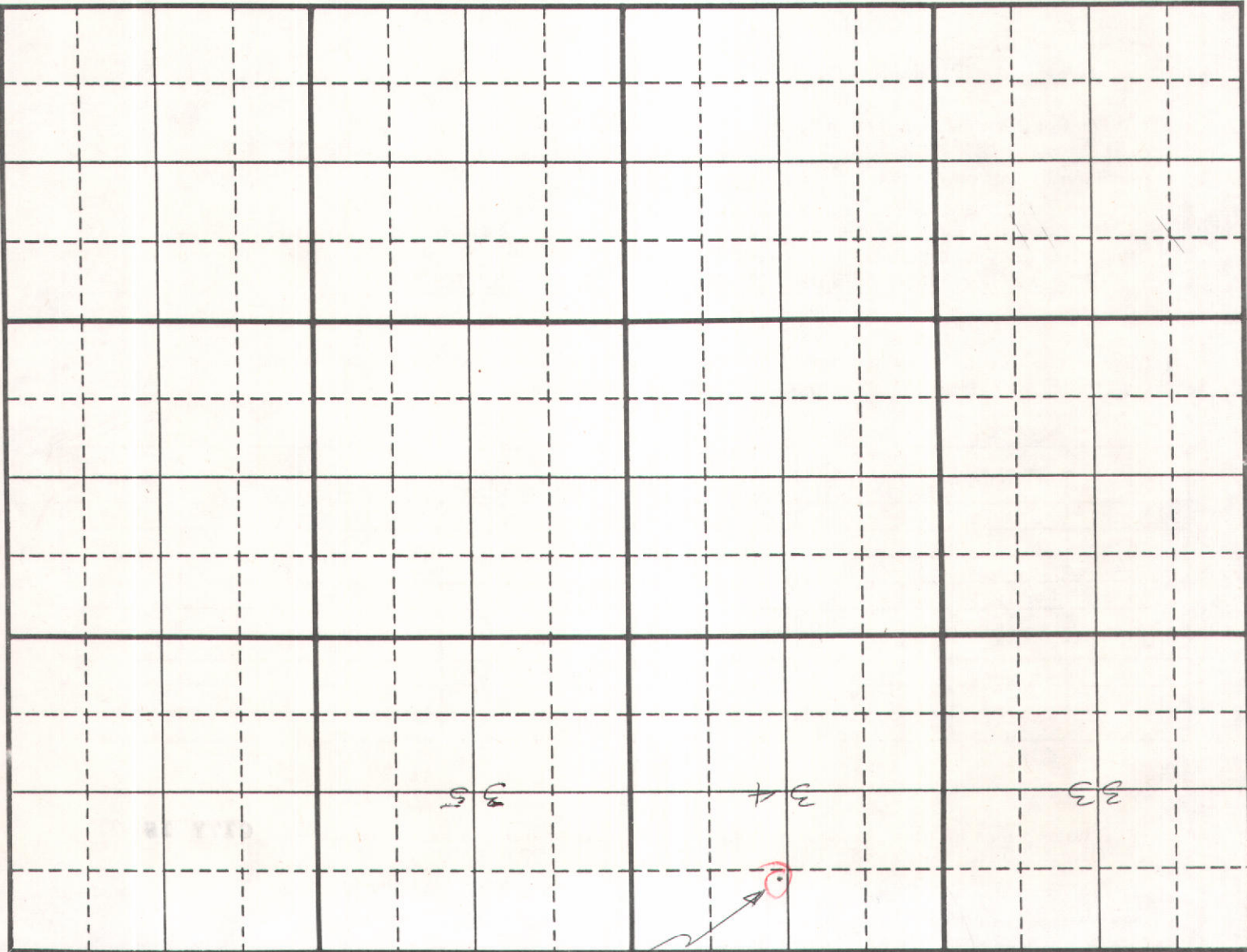


WELL LOCATION



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho
)
) ss.
) County of Kootenai

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 9 day of July, 1980.
(Claimant)
John R. McManus
For City of Post Falls

Notary Public
Residing at Post Falls
Marilyn J. Hickey

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by _____ Date 7/17/80
Prelim. check by _____ Date 7/17/80
\$20.00 fee received by _____ Date 7/17/80
Published in _____ Date 7/17/80
Exception filed by: _____
Forwarded to _____
claimant by: _____
Date _____

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Kootenai, } ss.

Jinda Arwauling 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 Notice of Water Rights

of which the annexed is a printed copy, was published in the regular Three
issue of said newspaper for 2 consecutive Weeks,
commencing on the 31st day of July, 1980 and
ending on the 1st day of Aug, 1980, and such
publication was made as often during said period as said
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.

Jinda Arwauling
Subscribed and sworn to before me this 20 day of Aug

19 80
AUG 13 1980

Department of Water Resources
Northern District Office

LEADER

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

Legal Notice

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

95-4457

CITY OF POST FALLS, P.O.
Box 789, Post Falls, ID. 83854.
Source: Groundwater. Priority
Date: 01/01/1948. Amount: 1.20
CFS. Diversion Point: NWNW
Sec. 34, T. 51N, R. 05W, Kootenai
Co. Use: Municipal. (1.20 CFS)
from 01/01 to 12/31. Place of Use:
Located within the city limits of
Post Falls.

95-4458

CITY OF POST FALLS, P.O.
Box 789, Post Falls, ID. 83854.
Source: Groundwater. Priority
Date: 01/01/1945. Amount: 1.69
CFS. Diversion Point: NWNE
Sec. 34, T. 51N, R. 05W, Kootenai
Co. Use: Municipal. (1.69 CFS)
from 01/01 to 12/31. Place of Use:
Located within the city limits of
Post Falls.

Any exception to any claim of
water right may be filed with the
Director of the Idaho Department
of Water Resources, 4055 Gov't
Way, Coeur d'Alene, ID. 83814.

C. STEPHEN ALLRED
Director

Legal # 181
July 31 & Aug. 7, 1980. 15.96

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70678

This is to certify that: CITY OF POST FALLS
408 N SPOKANE ST
POST FALLS ID 83854
(208)777-9857

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
95-4457	WR/Statutory Claim	01/01/1948	1.20 cfs	N/A	N/A	N/A	GROUND WATER
95-4458	WR/Statutory Claim	01/01/1945	1.69 cfs	N/A	N/A	N/A	GROUND WATER
95-4460	WR/Statutory Claim	01/01/1946	2.50 cfs	N/A	N/A	N/A	GROUND WATER
95-7436	WR/License	04/30/1974	4.00 cfs	N/A	N/A	N/A	GROUND WATER
95-8048	WR/License	08/11/1980	3.79 cfs	N/A	N/A	N/A	GROUND WATER
95-8862	WR/License	03/23/1994	4.68 cfs	N/A	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
95-4457	NO	NO	NO	YES	NO	NO
95-4458	NO	NO	NO	YES	NO	NO
95-4460	NO	NO	NO	YES	NO	NO
95-7436	NO	NO	NO	YES	NO	NO
95-8048	NO	NO	NO	YES	NO	NO
95-8862	NO	NO	NO	YES	NO	NO

MICROFILMED

MAR 23 2004

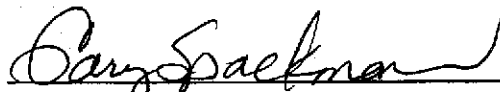
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70678

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
95-4457	95-4457	1.20 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
95-4458	95-4458	1.69 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
95-4460	95-4460	2.50 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
95-7436	95-7436	4.00 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
95-8048	95-8048	3.79 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
95-8862	95-8862	4.68 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		17.86 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 22nd day of December, 2003



Chief, Water Allocation Bureau

MICROFILMED

MAY 29 2004

WATER RIGHT NO. 95-4457
As Modified by Transfer No. 70678

In accordance with the approval of Transfer No. 70678, Water Right No. 95-4457 is now described as follows.

Right Holder: CITY OF POST FALLS
408 N SPOKANE ST
POST FALLS ID 83854

Priority Date: August 16, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	to 12/31	1.20 CFS	
			1.20 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSW	Sec. 1 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 2 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNW	Sec. 34 Twp 51N Rge 05W KOOTENAI County

MICROFILMED

MAR 23 2004

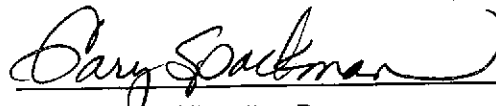
WATER RIGHT NO. 95-4457
As Modified by Transfer No. 70678

CONDITIONS OF APPROVAL

1. Approval of Transfer 70678 does not confirm Claimed Right 95-4457.
2. The total instantaneous diversion of water from all points of diversion under Rights 95-4457, 95-4458, 95-4460, 95-7436, 95-8048 and 95-8862 shall not exceed 17.86 cfs.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. Rights 95-4458, 95-4460, 95-7436, 95-8048 and 95-8862 are also diverted through the points of diversion described above.
5. After specific notification by the Department, the right holder shall measure the diversion 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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7. Place of use is within the service area of the City of Post Falls municipal water supply system as provided for under Idaho Law.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of December, 2003



Chief, Water Allocation Bureau

MICROFILMED

460 2 9 2004

WATER RIGHT NO. 95-4458
As Modified by Transfer No. 70678

In accordance with the approval of Transfer No. 70678, Water Right No. 95-4458 is now described as follows.

Right Holder: CITY OF POST FALLS
408 N SPOKANE ST
POST FALLS ID 83854

Priority Date: July 01, 1947

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	1/01	to 12/31	1.69 CFS	
			1.69 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSW	Sec. 1 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 2 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNW	Sec. 34 Twp 51N Rge 05W KOOTENAI County

MICROFILMED

MAR 23 2005

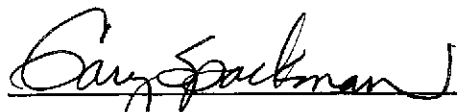
WATER RIGHT NO. 95-4458
As Modified by Transfer No. 70678

CONDITIONS OF APPROVAL

1. Approval of Transfer 70678 does not confirm Claimed Right 95-4458.
2. The total instantaneous diversion of water from all points of diversion under Rights 95-4457, 95-4458, 95-4460, 95-7436, 95-8048 and 95-8862 shall not exceed 17.86 cfs.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. Rights 95-4457, 95-4460, 95-7436, 95-8048 and 95-8862 are also diverted through the points of diversion described above.
5. After specific notification by the Department, the right holder shall measure the diversion 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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7. Place of use is within the service area of the City of Post Falls municipal water supply system as provided for under Idaho Law.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of December, 20 03



Chief, Water Allocation Bureau

MICROFILMED
MAR 29 2004

WATER RIGHT NO. 95-4460
As Modified by Transfer No. 70678

In accordance with the approval of Transfer No. 70678, Water Right No. 95-4460 is now described as follows.

Right Holder: CITY OF POST FALLS
408 N SPOKANE ST
POST FALLS ID 83854

Priority Date: July 01, 1947

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	1/01	to 12/31	2.50 CFS	
			2.50 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSW	Sec. 1 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 2 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNW	Sec. 34 Twp 51N Rge 05W KOOTENAI County

MICROFILMED

MAR 29 2006

WATER RIGHT NO. 95-4460
As Modified by Transfer No. 70678

CONDITIONS OF APPROVAL

1. Approval of Transfer 70678 does not confirm Claimed Right 95-4460.
2. The total instantaneous diversion of water from all points of diversion under Rights 95-4457, 95-4458, 95-4460, 95-7436, 95-8048 and 95-8862 shall not exceed 17.86 cfs.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. Rights 95-4457, 95-4458, 95-7436, 95-8048 and 95-8862 are also diverted through the points of diversion described above.
5. After specific notification by the Department, the right holder shall measure the diversion 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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7. Place of use is within the service area of the City of Post Falls municipal water supply system as provided for under Idaho Law.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of December, 2003


Chief, Water Allocation Bureau

MICROFILMED

MAR 29 2004

WATER RIGHT NO. 95-7436
As Modified by Transfer No. 70678

In accordance with the approval of Transfer No. 70678, Water Right No. 95-7436 is now described as follows.

Right Holder: CITY OF POST FALLS
408 N SPOKANE ST
POST FALLS ID 83854

Priority Date: April 30, 1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	1/01	to 12/31	4.00 CFS	
			4.00 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSW	Sec. 1 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 2 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNW	Sec. 34 Twp 51N Rge 05W KOOTENAI County

MICROFILMED

MAR 29 2006

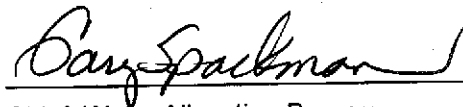
WATER RIGHT NO. 95-7436
As Modified by Transfer No. 70678

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 95-4457, 95-4458, 95-4460, 95-7436, 95-8048 and 95-8862 shall not exceed 17.86 cfs.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. Rights 95-4457, 95-4458, 95-4460, 95-8048 and 95-8862 are also diverted through the points of diversion described above.
4. After specific notification by the Department, the right holder shall measure the diversion 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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. Place of use is within the service area of the City of Post Falls municipal water supply system as provided for under Idaho Law.
7. This right does not grant any right-of-way or easement across the land of another.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of December, 2003



Chief, Water Allocation Bureau

MICROFILMED

MAR 29 2004

WATER RIGHT NO. 95-8048
As Modified by Transfer No. 70678

In accordance with the approval of Transfer No. 70678, Water Right No. 95-8048 is now described as follows.

Right Holder: CITY OF POST FALLS
408 N SPOKANE ST
POST FALLS ID 83854

Priority Date: August 11, 1980

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	1/01	to 12/31	3.79 CFS	
			3.79 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSW	Sec. 1 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 2 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNW	Sec. 34 Twp 51N Rge 05W KOOTENAI County

MICROFILMED

MAR 23 2004

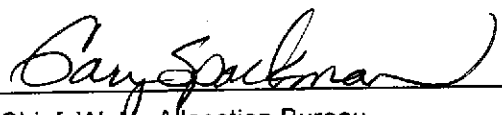
WATER RIGHT NO. 95-8048
As Modified by Transfer No. 70678

CONDITIONS OF APPROVAL

1. Approval of Transfer 70678 does not confirm Claimed Right 95-4457.
2. The total instantaneous diversion of water from all points of diversion under Rights 95-4457, 95-4458, 95-4460, 95-7436, 95-8048 and 95-8862 shall not exceed 17.86 cfs.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. Rights 95-4457, 95-4458, 95-4460, 95-7436 and 95-8862 are also diverted through the points of diversion described above.
5. After specific notification by the Department, the right holder shall measure the diversion 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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7. Place of use is within the service area of the City of Post Falls municipal water supply system as provided for under Idaho Law.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of December, 2003



Chief, Water Allocation Bureau

MICROFILMED

MAR 29 2004

WATER RIGHT NO. 95-8862
As Modified by Transfer No. 70678

In accordance with the approval of Transfer No. 70678, Water Right No. 95-8862 is now described as follows.

Right Holder: CITY OF POST FALLS
408 N SPOKANE ST
POST FALLS ID 83854

Priority Date: March 23, 1994

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	to 12/31	4.68 CFS	
			4.68 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSW	Sec. 1 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 2 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNW	Sec. 34 Twp 51N Rge 05W KOOTENAI County

MICROFILMED

MAR 29 2004

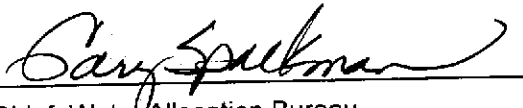
WATER RIGHT NO. 95-8862
As Modified by Transfer No. 70678

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 95-4457, 95-4458, 95-4460, 95-7436, 95-8048 and 95-8862 shall not exceed 17.86 cfs.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. Rights 95-4457, 95-4458, 95-4460, 95-7436 and 95-8048 are also diverted through the points of diversion described above.
4. After specific notification by the Department, the right holder shall measure the diversion 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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. Place of use is within the service area of the City of Post Falls municipal water supply system as provided for under Idaho Law.
7. This right does not grant any right-of-way or easement across the land of another.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of December, 2003


Chief, Water Allocation Bureau

MICROFILMED

MAR 29 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that THE CITY OF POST FALLS
P.O. BOX 789 POST FALLS, IDAHO 83854 Telephone No. 208-773-3511
(Mailing Address) (Name of Claimant) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1945[±]

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
DEEP WELL- SOUTH SPOKANE STREET tributary to AT NORTH FIELD

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive) (Mo., Day)	(Mo., Day)
Quantity <u>760 GPM CAP.</u>	Use <u>INTERMITTENT MUNICIPAL</u>	Period of Use From <u>JAN 1</u>	To <u>DEC 31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) 1,094,400 GPD MAX TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NE ¼, Sec. 34 Twp. 51N Rge. 5W B.M., County of KOOTENAI
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 75 HP SUBMERSIBLE PUMP 12" I.D. CASING

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
51N	5W	34		X															

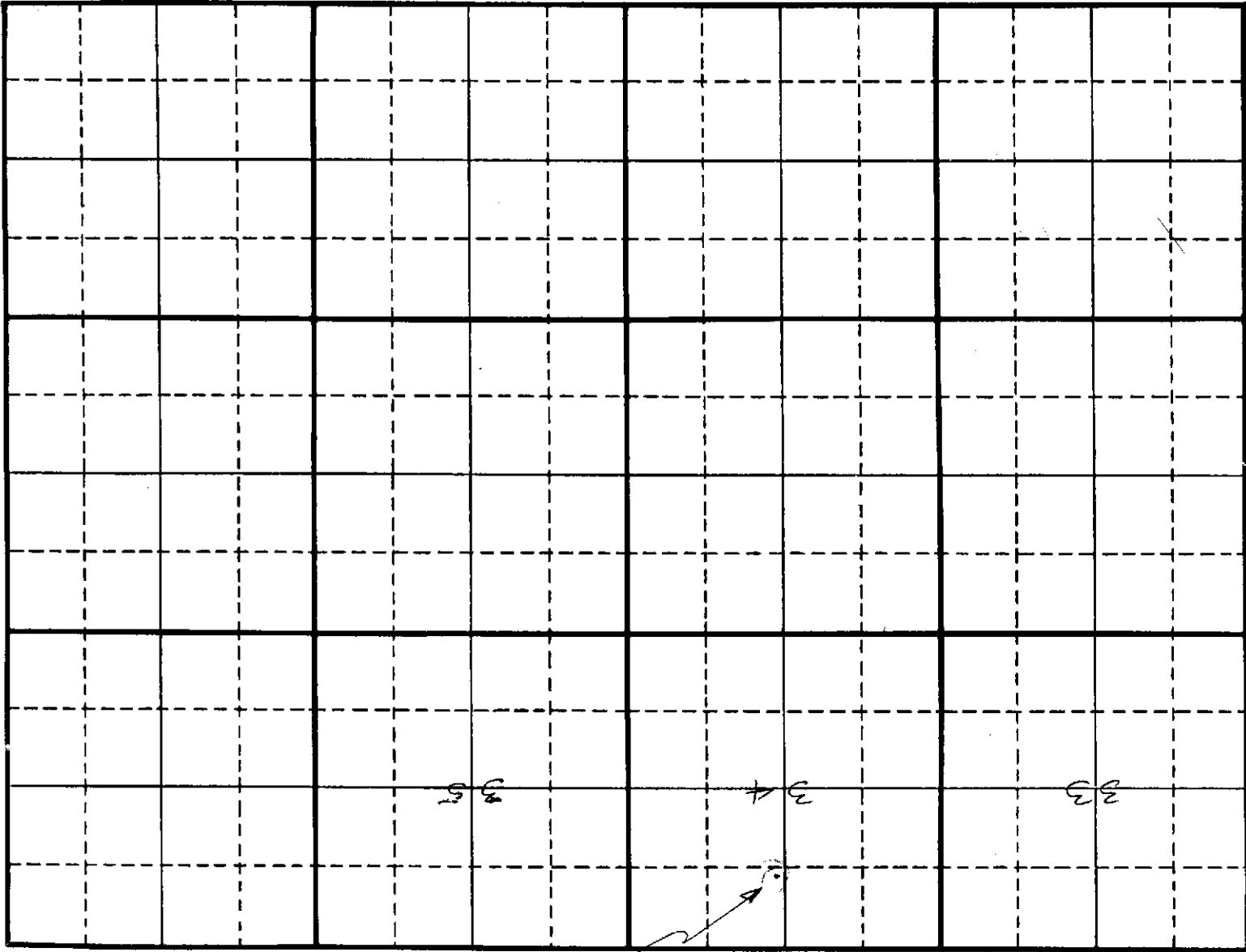
No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: SERVICE IS FOR ENTIRE CITY OF POST FALLS MUNICIPAL

NOTE: Include here the type and number of stock watered: _____

(7) If you are claiming water as a member of an organization, list name of organization: FOR MUNICIPAL USE, CITY OF POST FALLS, IDAHO

WELL LOCATION



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of Kootenai)
ss.)
)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 9 day of July, 1980.
(Claimant)

Notary Public
Residing at Post Falls
Mary G. Helling

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by _____ Date 7/12/80
Prelim. check by _____ Date 7/12/80
\$20.00 fee received by _____ Date 7/12/80
Published in _____ Date 7/12/80
Dates 7/31-8/1/80
Exception filed by: _____
Forwarded to _____
claimant by: _____
Date _____

CITY ZONING DISTRICT MAP 1979

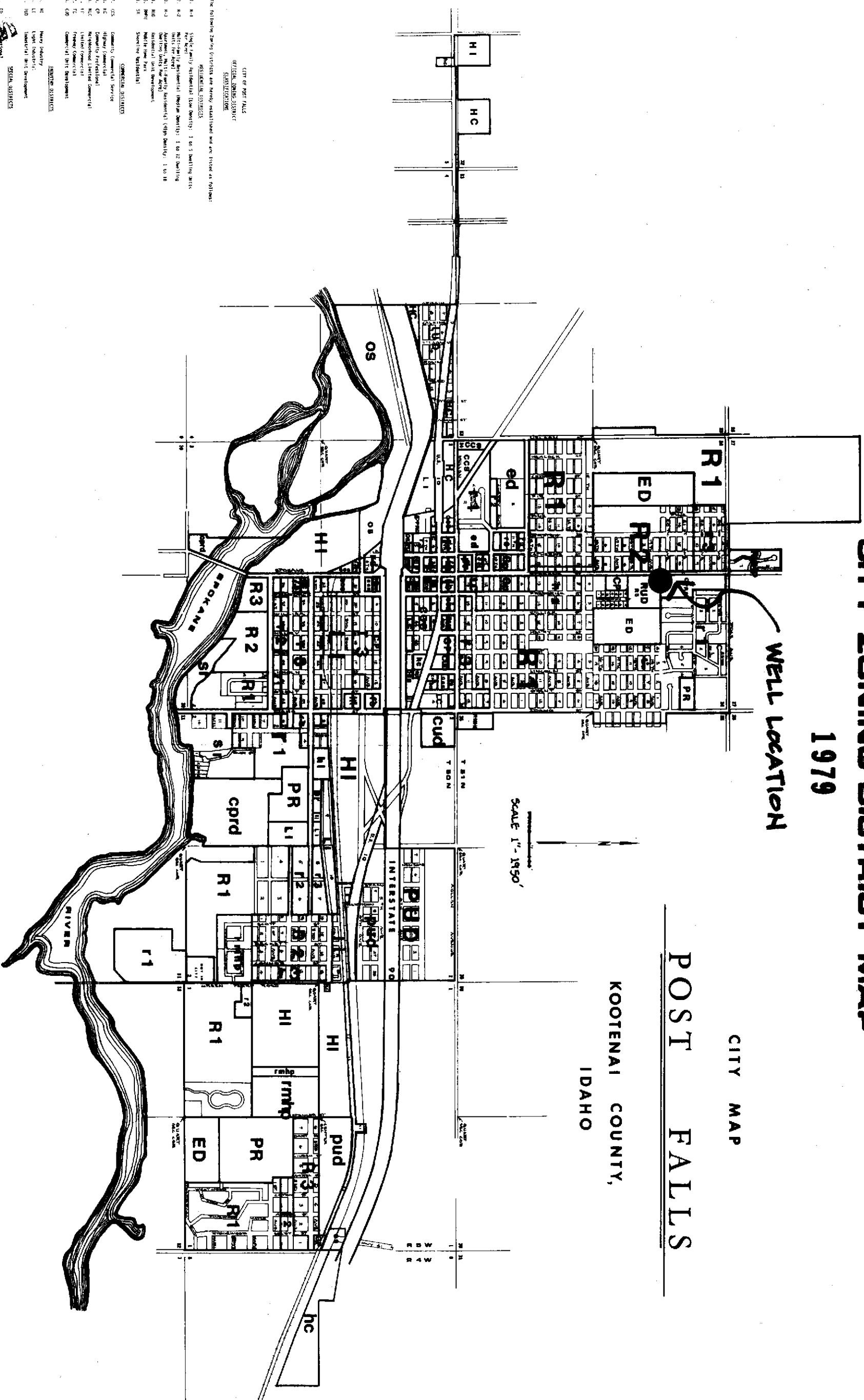
CITY MAP

POST FALLS

KOOTENAI COUNTY,
IDAHO

WELL LOCATION

SCALE 1" = 1950'



CITY OF POST FALLS
OFFICIAL ZONING DISTRICT
CLASSIFICATION

The following zoning districts are hereby established and are listed as follows:

1. R-1 Single-Family Residential (Low Density) 1 to 3 dwelling units per acre
2. R-2 Medium-Density Residential (Medium Density) 1 to 12 dwelling units per acre
3. R-3 Medium-Density Residential (High Density) 1 to 18 dwelling units per acre
4. R-4 Medium-Density Residential (High Density) 1 to 18 dwelling units per acre
5. R-5 Medium-Density Residential (High Density) 1 to 18 dwelling units per acre
6. R-6 Medium-Density Residential (High Density) 1 to 18 dwelling units per acre

COMMERCIAL DISTRICTS

7. C-1 Community Commercial Service
8. C-2 Community Commercial Service
9. C-3 Community Commercial Service
10. C-4 Community Commercial Service
11. C-5 Community Commercial Service
12. C-6 Community Commercial Service
13. C-7 Community Commercial Service

INDUSTRIAL DISTRICTS

14. I-1 Heavy Industry
15. I-2 Light Industry
16. I-3 Industrial and Development

SPECIAL DISTRICTS

17. S-1 Special District
18. S-2 Special District
19. S-3 Special District
20. S-4 Special District
21. S-5 Special District

UNCLASSIFIED DISTRICTS

22. U-1 Unclassified District
23. U-2 Unclassified District
24. U-3 Unclassified District

PROPOSED

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Kootenai, } ss.

John A. Crawford 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 Notice of Water Rights

of which the annexed is a printed copy, was published in the regular Times issue of said newspaper for 2 consecutive issues, commencing on the 31st day of July, 1980 and ending on the 1st day of Aug, 1980, and such publication was made as often during said period as said 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.

John A. Crawford
Subscribed and sworn to before me this 1st day of Aug, 1980.

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

Legal Notice

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

95-4457

CITY OF POST FALLS, P.O.
Box 789, Post Falls, ID. 83854.
Source: Groundwater. Priority
Date: 01/01/1948. Amount: 1.20
CFS. Diversion Point: NWNW
Sec. 34, T. 51N, R. 05W, Kootenai
Co. Use: Municipal. (1.20 CFS)
from 01/01 to 12/31. Place of Use:
Located within the city limits of
Post Falls.

95-4458

CITY OF POST FALLS, P.O.
Box 789, Post Falls, ID. 83854.
Source: Groundwater. Priority
Date: 01/01/1945. Amount: 1.00
CFS. Diversion Point: NWNE
Sec. 34, T. 51N, R. 05W, Kootenai
Co. Use: Municipal. (1.00 CFS)
from 01/01 to 12/31. Place of Use:
Located within the city limits of
Post Falls.

Any exception to any claim of
water right may be filed with the
Director of the Idaho Department
of Water Resources, 4055 Gov't
Way, Coeur d'Alene, ID. 83814.

C. STEPHEN ALLRED
Director

Leg
July 31, 1980. 15496

MICROFILMED

Transfer 70678 Reference Sheet

DATE: December 23, 2003

TO: File(s) 95-4458, 4460, 7436, 8048, 8862

**Original Transfer Application form,
correspondence and review documents
regarding Transfer 70678 are located within
Water Right file 95-4457.**

**MICROFILMED
MAR 29 2004**

Transfer 70678 Reference Sheet

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 95-4458 Applicant Jose Gallo

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By JK Date 8/19/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Naureen Date 8/25/80

RECEIVED
SEP 1 1980
WATER RESOURCES

95-4458.

CITY OF POST FALLS

P.O. BOX 789, POST FALLS, ID 83854

Source: GROUNDWATER

Priority Date: 01/01/1945

Amount: 1.69 CFS

Diversion Point: NWNE Sec 34 T 51N R 05W, KOOTENAI Co.

Use: MUNICIPAL (1.69 CFS) from 01/01 to 12/31

Place of Use: Located within the city limits of Post Falls.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

AUGUST 18, 1980

CITY OF POST FALLS
P.O. BOX 789
POST FALLS ID 83854

RE: Claim No. 95-4458

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

Robert G. Haynes, P.E.
Regional Supervisor

Enclosure - Receipt 15318 \$ 60.00 2 claim { 95-4458
95-4457

MICROFILMED