

SCANNED

MAR 09 2004

Transfer No.

71095
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Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

FEB 17 2004

PART 1

IDWR/North

Name of applicant

Harbor View Estates Water & Sewer Dist

Phone

208 765-6000

Post Office address

c/o HOA Administration 1044 NW Blvd. Suite E
OIA ID 83814

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other

2. Describe the reason for the proposed changes To take advantage of the flexibility that municipal use provides

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 95-08447 Priority 6/26/1984 Amount (cfs/ac-ft) 0.39 ^{255.6} Nature of Use Municipal Period of Use 1/1 to 12/31
2. Total amount of water being transferred 0.39 cubic feet per second and/or 255.6 acre-feet per annum.
3. Source of water Coeur d'Alene Lake tributary to Spokane River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
5		NW	NW	6	49N	3W	Kootenai	

5. Lands irrigated or place of use: (WITHIN SERVICE AREA OF HARBORVIEW ESTATES WATER & SEWER DIST.)

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
49N	4W	1	1/4	1/4			1/4												
49N	3W	6					1/4												
50N	4W	36							1/4		1/4	1/4							
50N	4W	35	1/4	1/4	M	M					M			M	M		M		

Total acres _____

PART 1

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6. General Information:

a. Description of diversion system Water is pumped through slow sand filters
to 125,000 gallon storage facilities and then to
patrons of the district

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

None

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

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Transfer No. 71695

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IDWR/North

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 95-8447 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other Quit claim deed

3. Source of water _____ tributary to _____

4. Date or priority June 26 1984

5. Water is used for the following purpose:

amount 0.39 for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount 0.39 for Domestic purposes from 1/1 to 12/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.39 cubic feet per second and/or 255.6 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
X		NW	NW	6	49N	3W	Kootenai	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
49N	3W	6					30												3
49	4W	1	30		10														6
50N	4W	35					10								10	30	20	10	52

9. Describe any other water rights used for the same purpose as described above None

Total acres 61

PART 2

STANNEC

Transfer No. 71095

MAR 30 2014

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

NA

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

PART 3

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MAY 09 2004

B. CHANGES IN NATURE OF USE

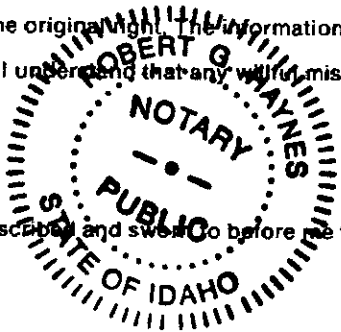
1 New Nature of Use Amount Hours/days/year Period of Use
Municipal (cfs/ac-ft) all year 1/1 to 12/31
 _____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this _____ day of _____, 192004

Charles M. Shaw Treas.
 (Signature of Applicant)

Robert G. Haynes
 (Notary Public)

My commission expires 11/10/2004

FOR DEPARTMENT USE ONLY

Transfer contains 5 pages and 5 attachmentsReceived by [Signature] Date 2-27-04

Protest filed by _____

Prelim. check by [Signature] Fee \$250.00Received by [Signature] Date 2-27-04

Published in _____

Copies of protest forwarded by _____

Pub. dates _____

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

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EXHIBIT A HARBOR VIEW ESTATES WATER AND SEWER DISTRICT BOUNDARY MAP

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LINE DATA:				LINE DATA:				LINE DATA:			
LINE	BEARING	LENGTH		LINE	BEARING	LENGTH		LINE	BEARING	LENGTH	
L1	N00°05'13"W	132.00'		L36	S18°51'39"E	86.09'		L71	S88°51'49"W	332.63'	
L2	N89°45'53"E	600.64'		L37	S02°28'38"E	141.16'		L72	N01°55'35"W	340.00'	
L3	N89°45'53"E	725.46'		L38	S09°00'19"E	33.50'		L73	S88°51'44"W	441.25'	
L4	N00°26'31"E	1190.66'		L39	S26°01'34"W	123.73'		L74	S89°43'41"W	2215.05'	
L5	S88°50'32"E	275.44'		L40	S02°12'50"W	144.91'		L75	S89°44'45"W	443.47'	
L6	N80°32'16"E	98.17'		L41	S18°41'38"W	58.17'		L76	S89°42'23"W	308.83'	
L7	S88°50'32"E	836.79'		L42	S04°57'05"W	20.04'		L77	N00°08'20"W	381.00'	
L8	N00°59'45"E	212.35'		L43	S08°58'32"E	42.16'		L78	S24°00'23"W	52.82'	
L9	S88°50'32"E	159.57'		L44	S31°15'00"E	68.52'		L79	S89°42'23"W	54.86'	
L10	S00°59'45"W	100.00'		L45	S28°50'16"E	78.77'		L80	N24°00'23"E	152.37'	
L11	S38°25'55"E	90.83'		L46	S02°23'59"E	46.34'		L81	N10°34'08"W	64.40'	
L12	N88°50'32"W	19.59'		L47	S05°48'17"E	123.44'		L82	N32°04'09"W	680.37'	
L13	S12°38'28"E	84.94'		L48	S11°31'56"W	130.38'		L83	N20°37'25"E	500.83'	
L14	S12°38'28"E	96.12'		L49	S15°51'16"W	127.66'		L84	N89°21'00"W	713.32'	
L15	S08°25'14"E	40.34'		L50	S11°01'56"W	119.83'		L85	N01°00'46"E	410.71'	
L16	S08°23'44"E	180.65'		L51	S00°15'48"E	114.94'		L86	N73°00'00"E	135.00'	
L17	S13°25'55"E	225.00'		L52	S03°15'29"E	57.88'		L87	N21°00'00"E	162.00'	
L18	S75°45'08"W	197.70'		L53	S34°40'28"E	69.88'		L88	N52°48'31"E	277.34'	
L19	S00°59'45"W	367.93'		L54	S19°53'31"E	145.06'		L89	N59°18'40"E	258.80'	
L20	N90°00'00"E	113.08'		L55	S00°14'53"W	125.81'		L90	N00°05'13"W	193.50'	
L21	S45°21'08"E	29.45'		L56	S88°51'26"W	6.32'		L91	N90°00'00"E	599.42'	
L22	S14°03'20"W	154.25'		L57	S00°10'35"W	100.00'		L92	N00°00'00"E	800.00'	
L23	S63°41'46"W	112.00'		L58	S88°51'26"W	200.00'		L93	S06°01'15"W	362.39'	
L24	S00°59'45"W	130.35'		L59	S00°02'00"E	100.00'		L94	S66°03'46"E	90.98'	
L25	S00°08'55"E	60.00'		L60	N88°51'49"E	221.95'		L95	S14°32'50"W	278.59'	
L26	N89°10'04"E	741.27'		L61	S25°41'09"E	54.80'		L96	N82°52'24"W	19.59'	
L27	S03°01'09"W	250.57'		L62	S01°05'01"W	58.17'		L97	S01°10'57"W	15.70'	
L28	S03°01'09"W	136.71'		L63	S34°23'21"E	68.20'		L98	S80°48'46"W	194.81'	
L29	S03°07'09"W	102.18'		L64	S26°32'43"E	104.36'		L99	N38°35'35"W	165.51'	
L30	S50°15'20"W	18.41'		L65	S22°35'58"E	31.69'		L100	N01°55'57"E	266.50'	
L31	S24°44'15"W	23.81'		L66	S26°58'15"W	132.60'		L101	S81°19'03"E	298.58'	
L32	S11°43'47"E	10.84'		L67	S28°02'05"W	180.30'		L102	N00°05'13"W	165.37'	
L33	S17°05'41"E	153.85'		L68	S30°09'54"W	123.15'		L103	N89°20'37"W	150.00'	
L34	S43°28'56"E	39.70'		L69	S04°27'14"W	89.11'		L104	N48°08'04"E	92.36'	
L35	S42°59'13"E	47.96'		L70	S11°04'29"E	53.35'		L105	S00°05'13"E	395.87'	
								L106	N90°00'00"W	100.00'	

CURVE TABLE			
CURVE	LENGTH	RADIUS	DELTA
C1	692.11'	991.26'	40°00'16"
C2	78.60'	140.00'	32°09'57"
C3	185.99'	140.00'	76°07'02"

NOTE: THIS MAP WAS COMPILED FROM ELECTRONIC VERSIONS OF THE KOOTENAI COUNTY ASSESSOR'S MAPS FOR THE AREA SHOWN. ITS PURPOSE IS TO SERVE AS A VISUAL AID FOR THE ASSOCIATED LEGAL DESCRIPTION, AND TO COMPLY WITH THE REQUIREMENTS OF THE IDAHO STATE TAX COMMISSION. AN ACTUAL BOUNDARY SURVEY WAS NOT PERFORMED. IT IS NOT INTENDED THAT THE BEARINGS AND DISTANCES SHOWN HEREON OR CITED IN THE ASSOCIATED LEGAL DESCRIPTION SUPERCEDE THE ACTUAL BEARINGS AND DISTANCES RELEVANT TO ANY OF THE DEPICTED LINES OR PROPERTIES.

HARBOR VIEW ESTATES WATER & SEWER DISTRICT FORMATION, BY DISTRICT COURT ORDER, CASE NO. _____, EFFECTIVE DATE: _____

LEGEND:

- DISTRICT BOUNDARY
- SECTION LINE
- QUARTER SECTION LINE
- PROPERTY LINE
- TAX PARCEL ID
- TAX NUMBER
- QUARTER SECTION CORNER
- STANDARD CORNER
- CLOSING CORNER
- MEANDER CORNER
- SECTION CORNER
- CENTER QUARTER CORNER

