

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 95-09298

Priority: September 06, 2005

Maximum Diversion Rate: 0.26 CFS

This is to certify, that WOODLAND SHORES WATER & SEWER ASSOCIATION
4302 S TAMPA ST
SPOKANE WA 99223

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	0.26 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L3 (SW¼NE¼) Sec. 18, Twp 48N,Rge 04W, B.M. KOOTENAI County

GROUND WATER L3 (SW¼NE¼) Sec. 18, Twp 48N,Rge 04W, B.M. KOOTENAI County

GROUND WATER L3 (SW¼NE¼) Sec. 18, Twp 48N,Rge 04W, B.M. KOOTENAI County

GROUND WATER L5 (NW¼SW¼) Sec. 17, Twp 48N,Rge 04W, B.M. KOOTENAI County

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **April 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. Place of use is within the area served by the public water supply system of Woodland Shores Water & Sewer Association. The place of use is generally located within Sections 17, 18 & 20, Township 48N, Range 4W, B. M.
5. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.
6. 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 the permit holder had no control.
7. Rights 95-9298 and 95-8402 when combined shall not exceed a total diversion rate of 0.26 cfs and a total annual maximum diversion volume of 56 afa.

State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 95-09298

CONDITIONS OF APPROVAL CONTINUED

8. 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.
9. The points of diversion for this right include two (2) existing points of diversion shared with Right 95-8402 and two (2) new points of diversion authorized under this right.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 7th day of April, 2006.


for KARL J DREHER, Director

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09298

Digital Boundary for Woodland Shores Water & Sewer Association
April 5, 2006



1000 0 1000 2000 Feet

White Outline -- Woodland Shores Water & Sewer District
Yellow Grid -- Quarter Quarter Sections



RECEIVED

MAK 29 2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

SEP 06 2005

IDWR/North

DEPARTMENT OF WATER RESOURCES

1. Name of Applicant Woodland Shores Water & Sewer Association Phone 509-921-9415

Mailing address 4302 S. Tampa St., Spokane WA 99223

2. Source of water supply 4 Wells which is a tributary of N/A

3. Location of point of diversion is Township 48N Range 4WB.M. Sec. 18 in the SW ^{LS} 1/4, (Well #5)
NE 1/4, 3 Govt. Lot 3 B.M., Kootenai County;

additional points of diversion if any: Well #2 SW NE, SEC 18, Well #4 SW NE, SEC 18, Well #3 NWSW, SEC 17

4. Water will be used for the following purposes: All TWP 48N Rng 4WB.M. (SEE MAP)

- Amount .50 for Municipal purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount for Community Domestic purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .50 cubic feet per second and/or (b) 125 acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source Well #2, 8" well 300' (50gpm)
Well #3, 8" well, 650' (20gpm) Well #4 8" well 700' (10gpm) Well #5 (proposed 250')

b. Height of storage dam feet; active reservoir capacity acre-feet; total (100gpm)
reservoir capacity acre-feet

c. Proposed well diameter is 10 inches; proposed depth of well is 250-300 feet

d. Is ground water with a temperature of greater than 85°F being sought?

e. If well is already drilled, when? yes (#2,3,4); Drilling firm H2O drilling for Well #5
Well was drilled for (well owner) Wells 2 and 3; Drilling Permit No. 95-8402

7. Time required for completion of works and application of water to proposed beneficial use is 2 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. Woodland Sh
d. Domestic; show number of households. Woodland Shores Water & Sewer Association
e. Other; describe fully. ID# 1280203, 125 members in Association
approximately 60 currently connected with potential
of 125 connections

Per T.C.
w/Geo. Schlumberger

3. Description of place of use: (SEE ATTACHED SERVICE AREA MAP)
- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

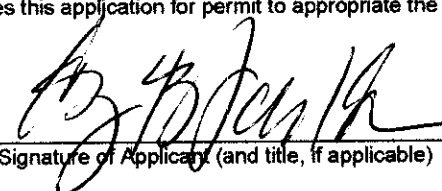
TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N	4W	18		✓															
48N	4W	18			✓														
48N	4W	18				✓													
48N	4W	18													✓				
48N	4W	17					~~ALL NW 1/4~~				ALL SW 1/4								
48N	4W	20					✓												
48N	4W	20	ALL NE 1/4																

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. Licence 95-8402, for 35 units and 2 wells
11. a. Who owns the property at the point of diversion? We have easement & lease with owners
- b. Who owns the land to be irrigated or place of use? _____
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: yes, public water system provider, each place
12. Remarks: of use has a membership in Woodland
Shores water & sewer association

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

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


 Signature of Applicant (and title, if applicable)

Received by db Date 9/6/05 Time 1:40 p Preliminary check by db Date 9/6/05
 Fee \$ 250.00 Received by db # 0017161 Date 9/15/05
 Publication prepared by db Date 9/7/05 Published in 000 pages 9/15 + 23/05
 Publication approved db Date 9/27/05

To appropriate the public water of the State of Idaho

Twp	Rge	Sec	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				<u>Totals</u>
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
48N	04W	17							X			X	X	X			X	L 6	
48N	04W	18			X L 3	X									X L 4			L 7	
48N	04W	20					X					X L 1							

Received by: _____

95-9298

T48N R4W

Sections 17, 18 & 20



Place of Use



Point of Diversion

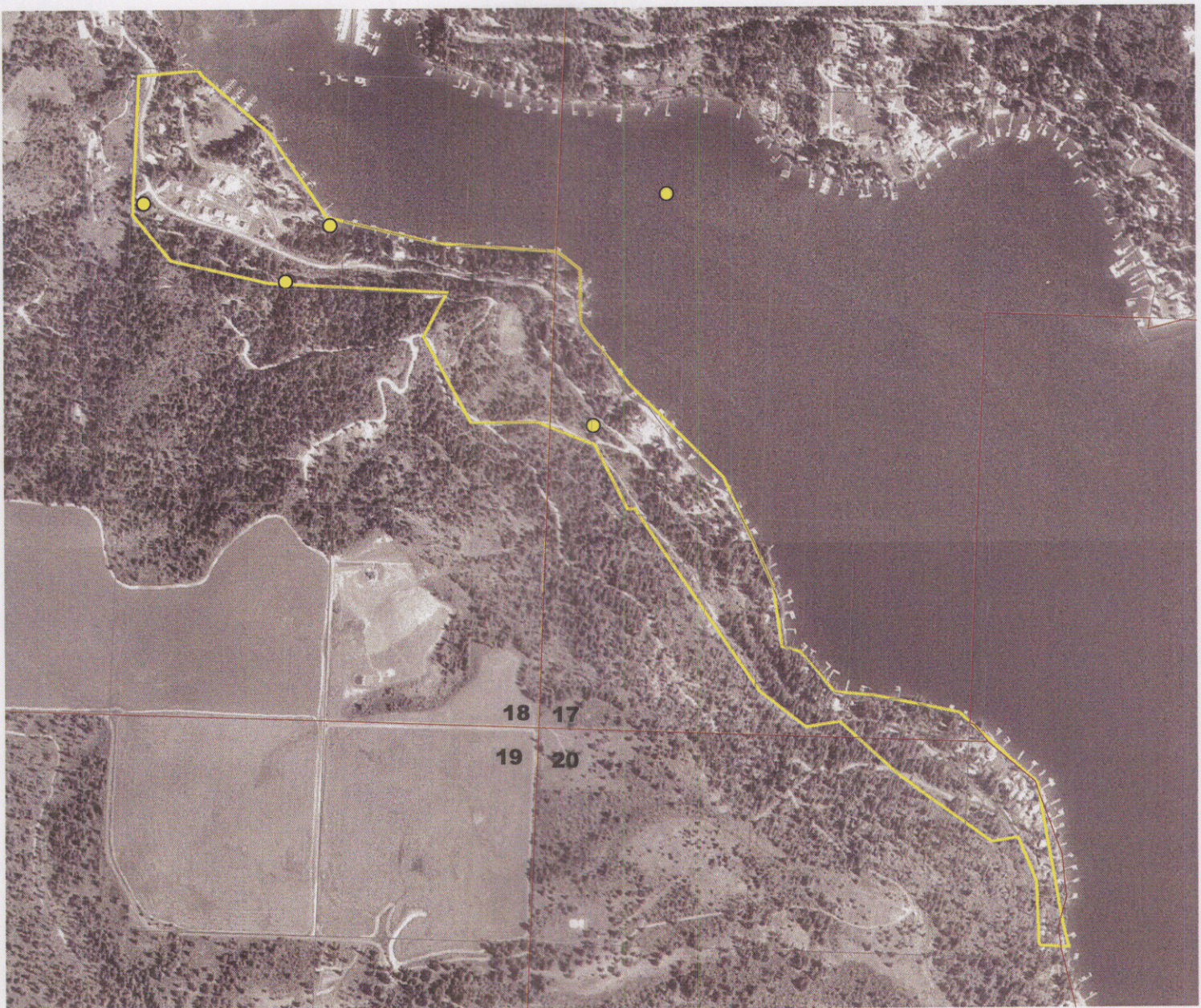
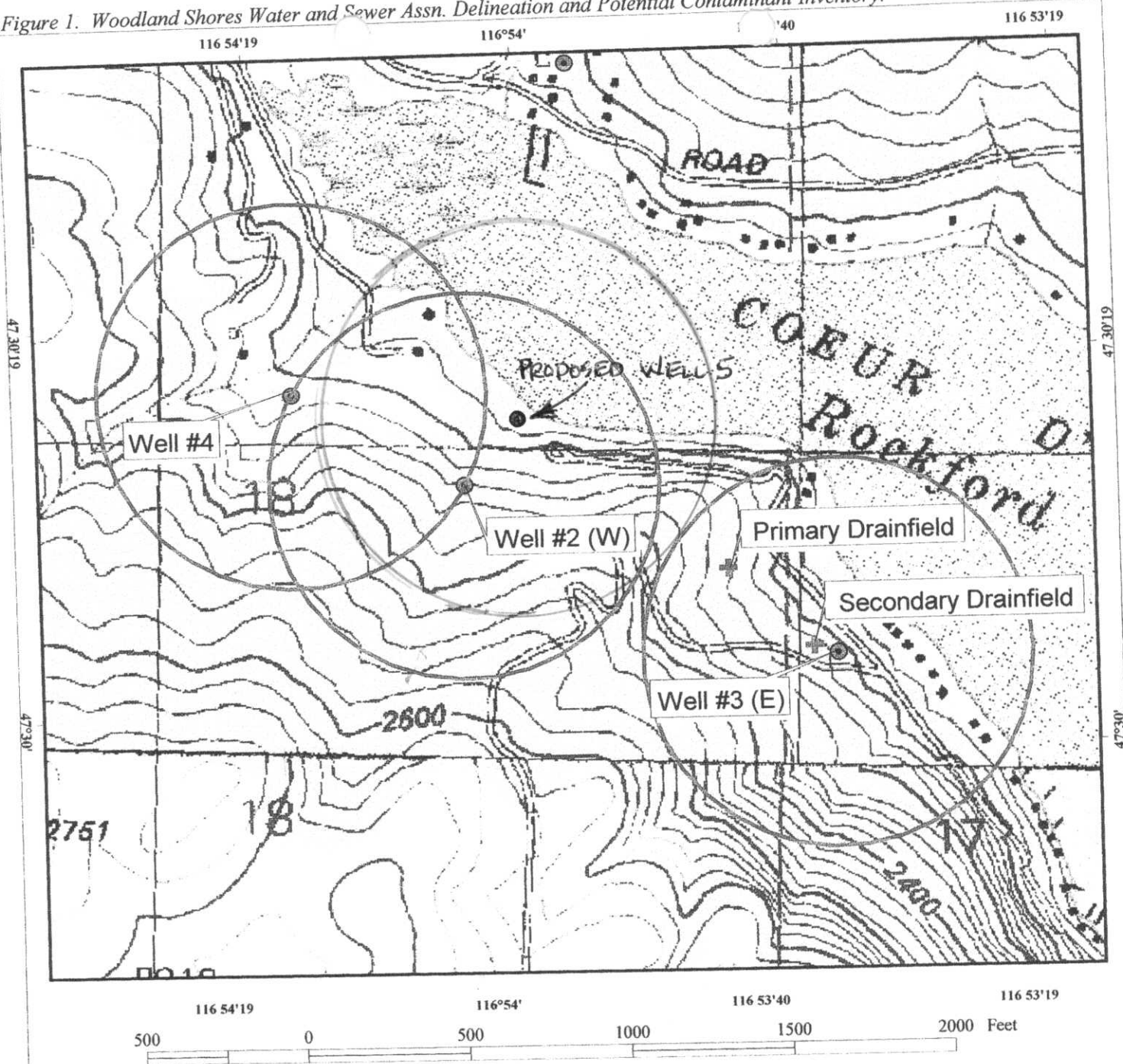


Figure 1. Woodland Shores Water and Sewer Assn. Delineation and Potential Contaminant Inventory.



Legend

- | | | |
|---------------------------|-------------------------|-------------------------------|
| ● Wellhead | ⊙ RICRIS Site | AST |
| ■ Buildings | ⊙ Business Mailing List | ● Recharge Point |
| == Roads | ☆ Dairy | ⊙ SARA Title III Site (EPCRA) |
| □ 1000 Foot Buffer Zone | ● LUST Site | ● Injection Well |
| ⌵ Mine | UST Site | ● Group I Site |
| ⊕ Enhanced Inventory | ▲ Closed | ● Cyanide Site |
| ⊕ Toxic Release Inventory | ▲ Open | ■ Landfill |
| ⊕ CERCLIS Site | ● NPDES Site | ■ Wastewater Land App. Site |

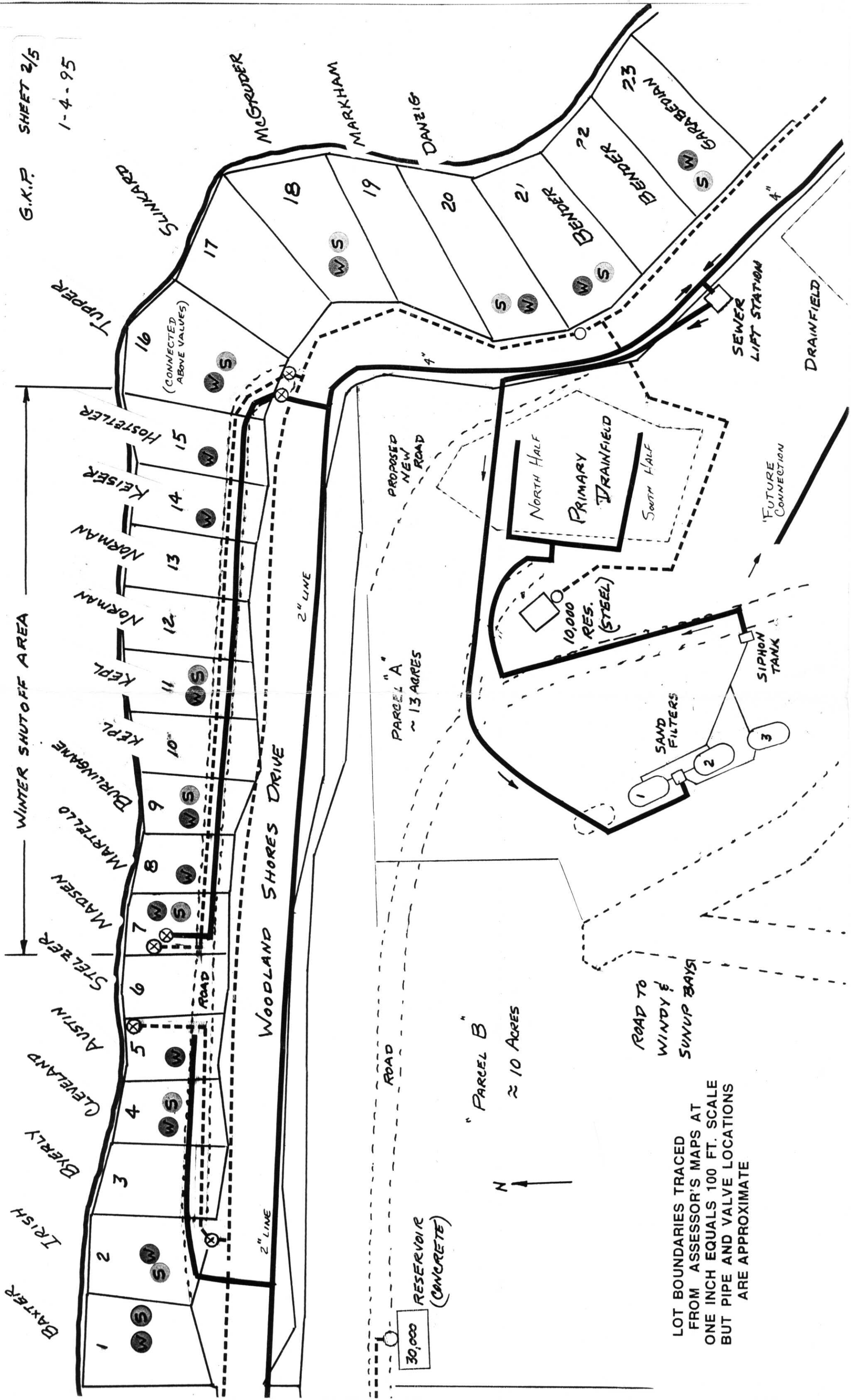


PWS # 1280203
Woodland Shores
Water and Sewer Assn.
Wells #2, #3, #4

G.K.P. SHEET 1/5

1-4-95

[illegible]



LOT BOUNDARIES TRACED FROM ASSESSOR'S MAPS AT ONE INCH EQUALS 100 FT. SCALE BUT PIPE AND VALVE LOCATIONS ARE APPROXIMATE

ROAD TO WINDY & SUNUP BAYS

"PARCEL B" ~ 10 ACRES

"PARCEL A" ~ 13 ACRES

30,000 RESERVOIR (CONCRETE)

N

10,000 RES. (STEEL)

NORTH HALF PRIMARY DRAINFIELD

SOUTH HALF

SAND FILTERS

SIPHON TANK

SEWER LIFT STATION

DRAINFIELD

FUTURE CONNECTION

PROPOSED NEW ROAD

2" LINE

WOODLAND SHORES DRIVE

MCGRUDER

MARKHAM

DANZIG

BENDER

GARABEDIAN

SLINKARD

TUPPER

HOSTETLER

KEISER

NORMAN

NORMAN

KEPL

BURLINGAME

MARTELLO

MADSEN

STELZER

AUSTIN

CLEVELAND

BYERLY

IRISH

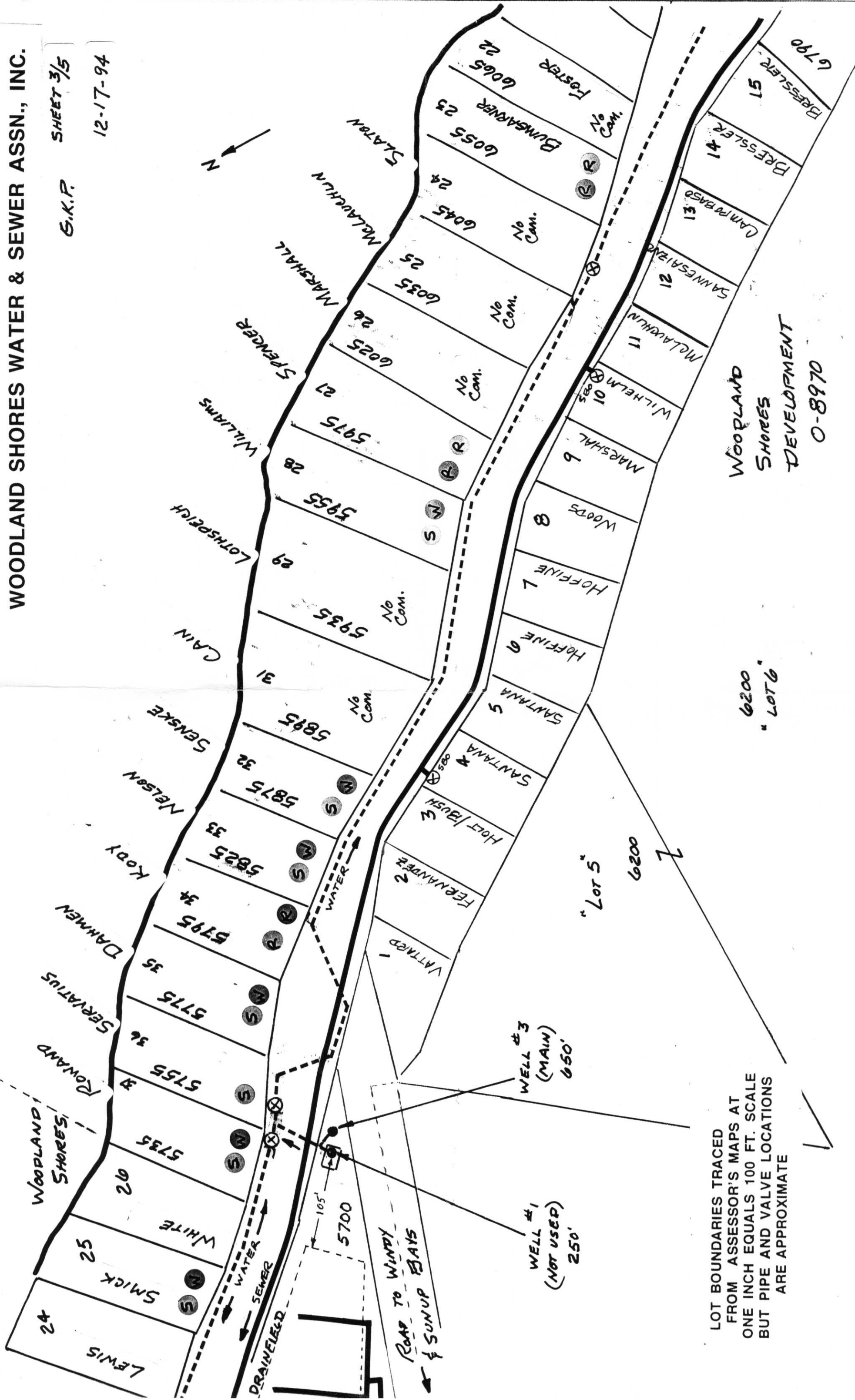
BAXTER

WOODLAND SHORES WATER & SEWER ASSN., INC.

SHEET 3/5

G.K.P.

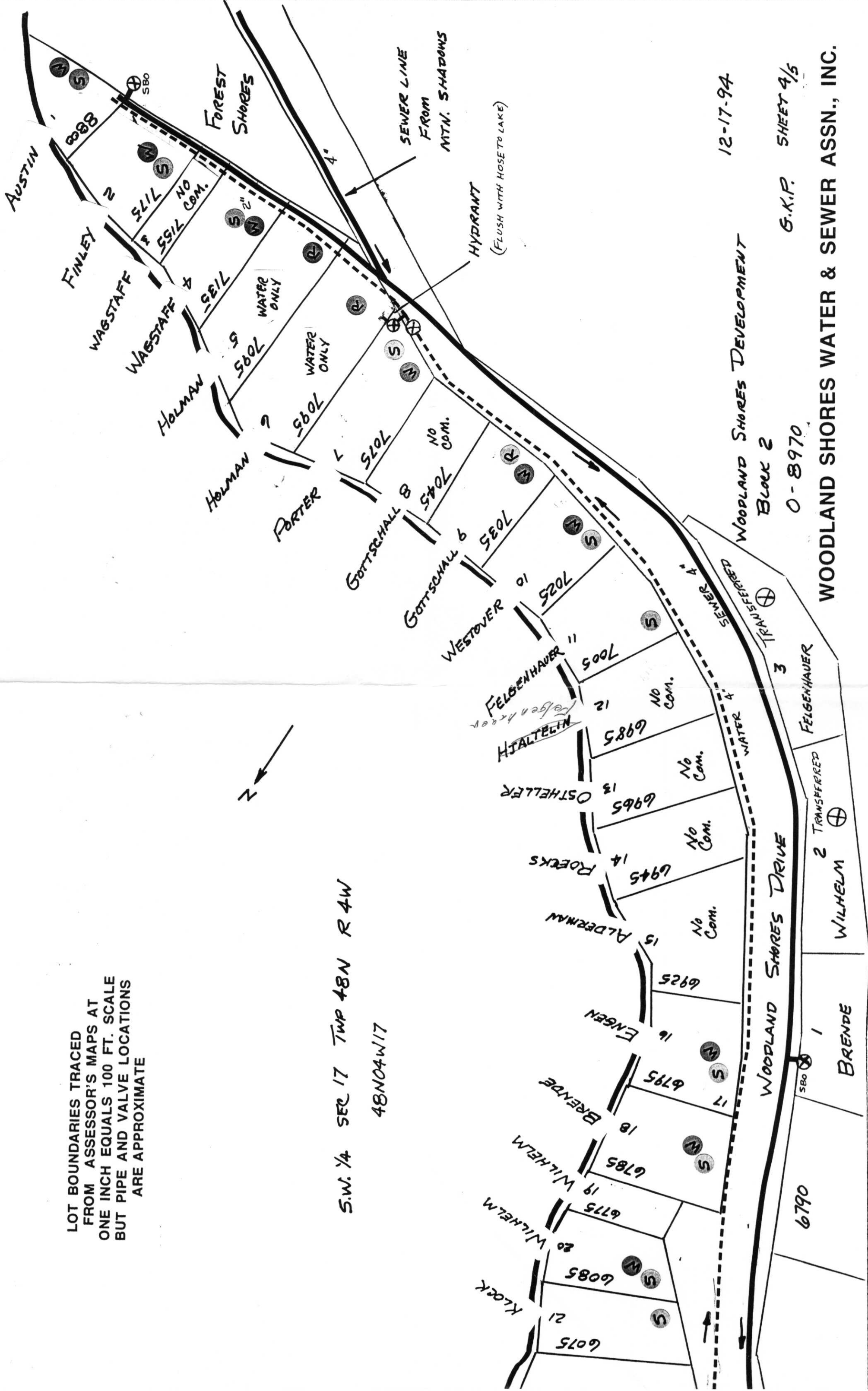
12-17-94



LOT BOUNDARIES TRACED
FROM ASSESSOR'S MAPS AT
ONE INCH EQUALS 100 FT. SCALE
BUT PIPE AND VALVE LOCATIONS
ARE APPROXIMATE

LOT BOUNDARIES TRACED
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BUT PIPE AND VALVE LOCATIONS
ARE APPROXIMATE

S.W. 1/4 SEC 17 TWP 48N R 4W
48N04W17



12-17-94

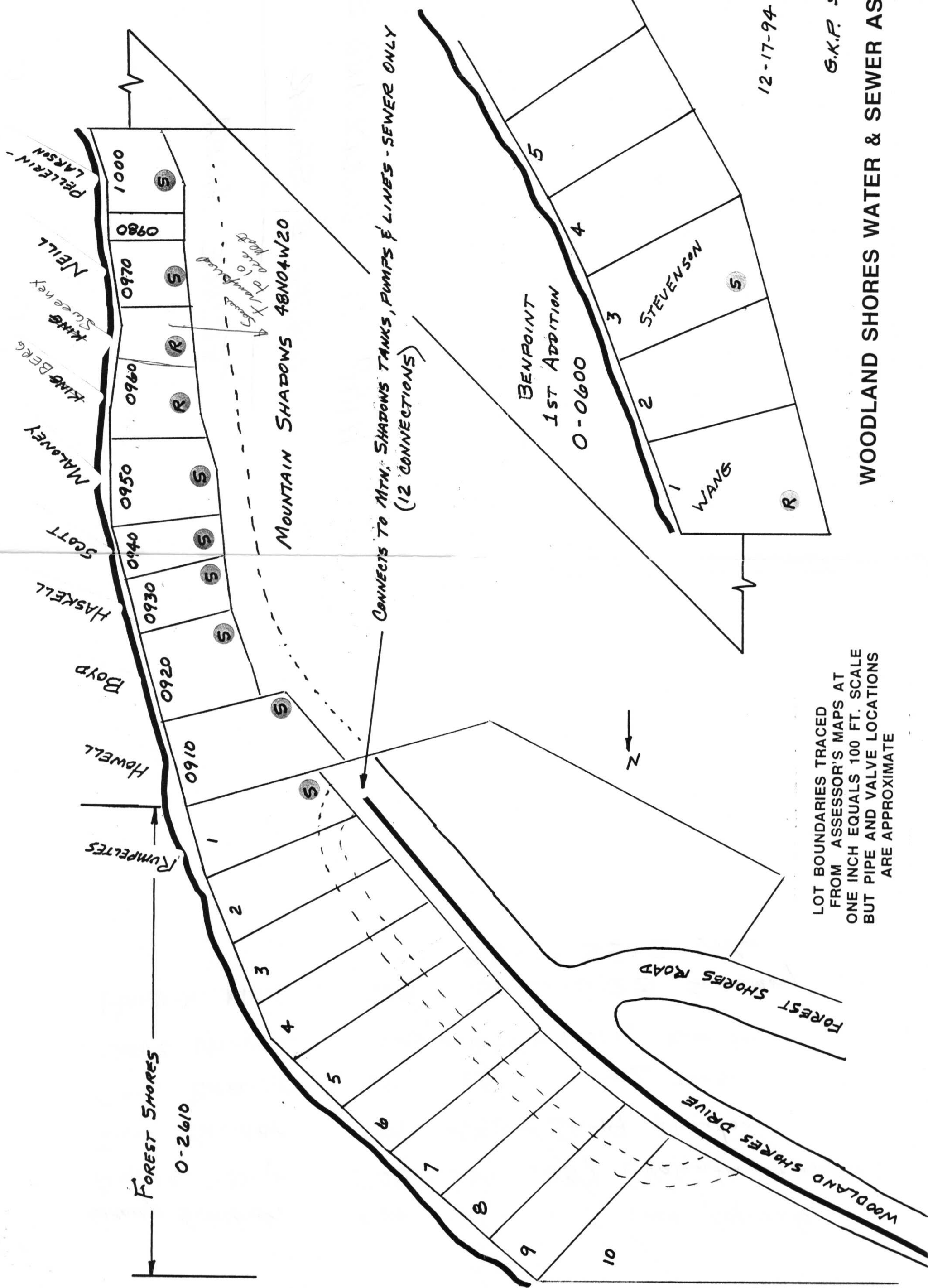
WOODLAND SHORES DEVELOPMENT

Block 2

0-8970

G.K.P. SHEET 4/5

WOODLAND SHORES WATER & SEWER ASSN., INC.



LOT BOUNDARIES TRACED
FROM ASSESSOR'S MAPS AT
ONE INCH EQUALS 100 FT. SCALE
BUT PIPE AND VALVE LOCATIONS
ARE APPROXIMATE

12-17-94

G.K.P. SHEET 5/5

WOODLAND SHORES WATER & SEWER ASSN., INC.

George Schlender	509-921-9415	pres. /operator
Ayers, Wayne	208-769-7037	(Volunteer operator)
Don Bender	509-838-5699	Director
Otis Brende	509-455-8242	Tres.
Dave Morse	208-699-1514	Director
Howard Neill	509-332-5128	Secretary
	334-3505	WK

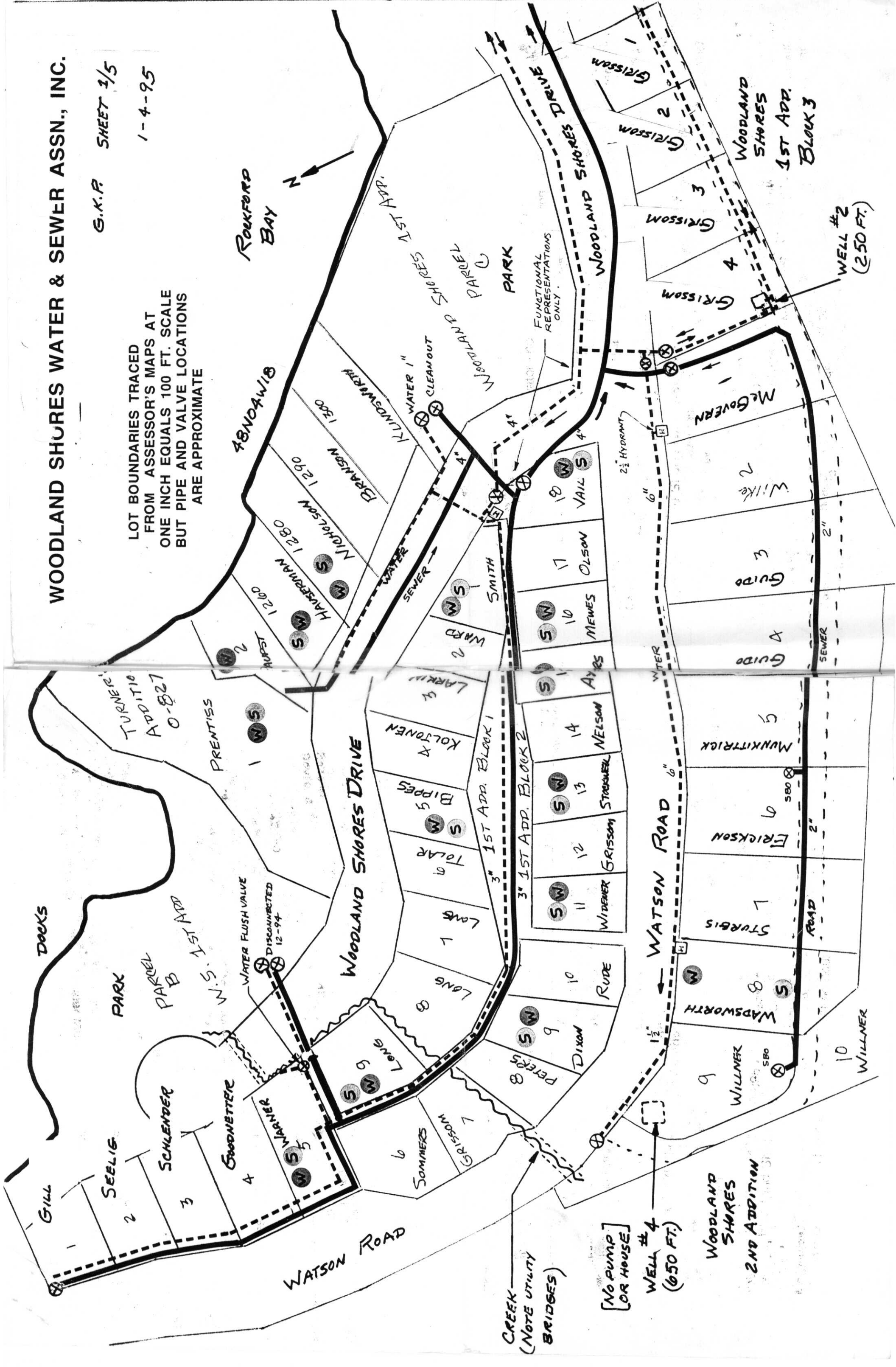
MAP OF WOODLAND STRIPS
 WATER & SEWER
 SERVICE AREA.

WOODLAND SHORES WATER & SEWER ASSN., INC.

G.K.P. SHEET 1/5

1-4-95

LOT BOUNDARIES TRACED
FROM ASSESSOR'S MAPS AT
ONE INCH EQUALS 100 FT. SCALE
BUT PIPE AND VALVE LOCATIONS
ARE APPROXIMATE



**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 11, 2006

WOODLAND SHORES WATER & SEWER ASSOCIATION
4302 S TAMPA ST
SPOKANE WA 99223

RE: Permit No. 95-9298

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.

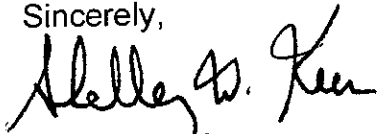
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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.

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 208-287-4947.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being more prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

cc: KOOTENAI ENVIRONMENTAL ALLIANCE

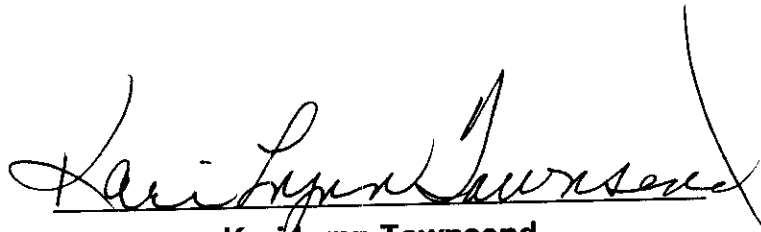
CERTIFICATE OF SERVICE

I hereby certify that on April 11, 2006 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. 95-9298

**WOODLAND SHORES WATER & SEWER ASSOCIATION
4302 S TAMPA ST
SPOKANE WA 99223**

**KOOTENAI ENVIRONMENTAL ALLIANCE
C/O BARRY ROSENBERG EXEC DIRECTOR
PO BOX 1598
COEUR D ALENE ID 83816-1598**


**Karl Lynn Townsend
Secretary**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

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 Water Resource 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.

Woodland Shores Water and Sewer Association

**4302 South Tampa St.
Spokane WA 99223
509-921-9415**

**RECEIVED
MAR 14 2006
IDWR/North**

March 13, 2006

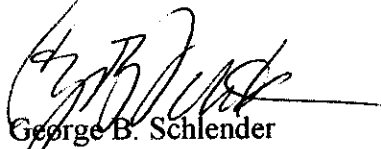
ATTEN: Gregory Taylor
State of Idaho
Department of Water Resources
1910 Northwest Blvd., Suite 210
Coeur d' Alene ID 83814-2615

RE: Application for Permit #95-9298, Draft Permit to Reflect Settlement with KEA

Dear Mr. Taylor:

I have reviewed the draft permit No. 95-09298 and find the rate and annual quantity acceptable to Woodland Shores Water and Sewer Association and consistent with the settlement agreement we signed with KEA. We have no objection to the issuance of the draft permit.

Sincerely,



George B. Schlender
President and Operator
Woodland Shores Water and Sewer Association
ID PWS No. 1280203

Cc: Barry Rosenberg, KEA

Taylor, Greg

From: Keen, Shelley
Sent: Friday, February 24, 2006 9:06 AM
To: Taylor, Greg
Subject: RE: Northern Development and then the Woodland Shores permit

Greg,

I want to take up my concerns about the Northern Water LLC agreement with Gary. Can you give me a couple of days?

As for Woodland Shores, I think the agreement is OK, but we may need to tweak the draft permit a little bit.

- The draft permit lists 4 PODs, but the agreement seems to limit them to only 2 additional wells. We should either limit them to 2 PODs or include all four but add a condition saying that the PODs include two wells shared with the existing rights and that only 2 new PODs are authorized. I prefer the latter.
- ✓ Unless the measuring device condition you used is required by the agreement, our standard is 01M. The one you used is for GW in the RPGWMA.
- To make your draft permit a little more usable, delete the maximum diversion volume and diversion volume headers. We don't want anyone to wonder whether we left data out by mistake.
- Also, edit the PODs to be on a single line.
- In your review memo, be sure to explain how you came up with the 56 AF combined limit.

Shelley

-----Original Message-----

From: Taylor, Greg
Sent: Tuesday, February 21, 2006 10:07 AM
To: Keen, Shelley
Subject: Northern Development and then the Woodland Shores permit

Here is the agreement you requested so we could discuss.

<< File: 20060201092837075.pdf >>

This is the one that you don't like the word "is".

This next one is for another agreement that I don't think I have sent to you yet. I also attached my draft permit for your perusal.

<< File: 20060210091804382.pdf >>

Ignore the Permit that is part of the above scanned document. Below is my latest draft permit.

<< File: Permit95-9298.RTF >>



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615

Phone: (208) 769-1450

Fax: (208) 769-1454

Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 6, 2006

Woodland Shores Water & Sewer Association
4302 S Tampa St
Spokane WA 99223

Re: Application for Permit #95-9298.

Dear Water Right Applicant:

The Department of Water Resources (IDWR) has reviewed the Settlement Proposal that was signed by you and Barry Rosenberg of Kootenai Environmental Alliance (KEA). Enclosed is a Permit that the department has drafted to reflect the Proposal.

The Department will hold your application for 14 days and if we do not hear from you before then, we will assume you agree with the draft Permit and continue processing the application. If you do not agree with the changes to the conditions, or, if you wish to expedite the process, you should submit written correspondence ASAP.

Sincerely,

Gregory J. Taylor
Sr. Water Resource Agent

Cc: Barry Rosenberg, KEA

FILE



Kootenai Environmental Alliance

RECEIVED
DEC 27 2005
IDWR/North

December 23, 2005

Robert Haynes, P.E.
Regional Manager
Idaho Department of Water Resources
Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615

Re: Settlement Proposal to Kootenai Environmental Alliance (KEA) for Idaho Water Resources Application for Permit NO. 95-9298

Dear Bob,

Enclosed is a copy of the Settlement Proposal to Kootenai Environmental Alliance (KEA) for Idaho Water Resources Application for Permit NO. 95-9298 submitted by Woodland Shores Water and Sewer Association.

KEA accepts the proposal and withdraws its protest of Application for Permit NO. 95-9298.

Sincerely,

Barry Rosenberg

Barry Rosenberg
Executive Director

**Woodland Shores Water and Sewer Association
4302 South Tampa St.
Spokane WA 99223
George Schlender – President**

RE: Settlement Proposal to Kootenai Environmental Alliance (KEA) for Idaho Water Resources Application for Permit NO. 95-9298

Background

On October 18, 2005 at 3Pm, George Schlender met with three board members of the KEA to provide information and a proposal for settlement for the water license application to drill Woodland Shores Water and Sewer Association Well #5 and to include Well # 4 within our water rights and correct the number of units served. An overview of the two existing wells which range in depth from 670 to 700 feet into the granite above Lake Coeur d' Alene and their production was outlined to the board members. The current production of the two wells at Woodland Shores is at 25-30 gallons per minute with the main well (Well #2) pumping air. Woodland Shores Water and Sewer Association have 125 members of which some have individual wells and Mountain Shadows Addition has their own water system. We currently have 65 connections to the water system. Woodland Shores is rated a "transient non-community" water system due to the fact we do not have 15 permanent connections or 25 people that use the water year round but have more than 25 people use water for more than 60 days out of the year. In short, we have housing connections but most are summer use with only a few permanent users year round.

On October 3, 2005 KEA protested Woodland Shores application for permit 95-9298 which requests 4 wells and up to .5 cfs of water withdrawal. Woodland shores made this request as a maximum knowing it would be reduced to actual usage by Idaho Department of Water Resources (IDWR). Woodland Shores currently enjoys water right number 95-8402 in the amount of Domestic of .2 cfs and 21 acre feet and .060 cfs for irrigation and 6.3 acre feet. Wells drilled in the Woodland Shores area are poor producers and based on a hydrogeologic study done by Dr. John Buchanan, Woodland Shores Well #5 is expected to only produce 50 GPM or less. All wells drilled in the Woodland Shores area are high in minerals (Iron, Manganese) and low PH. All this data was presented to the three KEA board members on October 18, 2005.

Proposed Settlement

At the meeting on October 18, 2005, George Schlender proposed that Woodland Shores could stay within the combined instantaneous of .260 cfs under water right number 95-8402 but would need authorization to expand the number units to 125 and allow the use of Well # 4 (not currently authorized) and the new Well #5. Mr. Schlender also proposed that Woodland Shores could live with 400 gallons per day per household or the minimum

acceptable daily quantity required by law through DEQ, but no less than 400 gallons per unit. The 400 would equate to 56 acre feet per year or an increase of 28.7 acre feet of water under application 95-9298. This concept was deemed acceptable to Dale Marcy and concurred by the other board member in attendance (the third board member left the meeting). As a condition to settlement, Mr. Marcy wanted to know the amount of water used by Woodland Shores in 2004. Both Wells 2 and 4 are metered and the water use for 2004 for 65 water hookups was 1, 998, 824 gallons or 6.13 acre feet.

Settlement Parameters:

1. Woodland Shores Water and Sewer will revise their application NO. 95-9298 to be supplemental for instantaneous quantity of .260 cfs under water right number 95-8402. We will request no new instantaneous quantity, only ask IDWR to authorize all three current wells and the new Well #5.
2. Woodland Shores Water and Sewer will request that application 95-9298 only add two points of withdrawal (wells 4 and 5) and an increase in annual quantity of 28.7 acre feet or the minimum required by DEQ for public water systems in Idaho under law, whichever is greater.

KEA Agrees:

1. By accepting Woodland Shores Water and Sewer conditions 1 and 2 above settlement, KEA agrees to rescind their protest of Woodland Shores application 95-9298 and allow IDWR to continue to process the water right to allow the drilling of Well #5.

AGREEMENT

Woodland Shores Water and Sewer Assoc.

Kootenai Environmental Alliance

_____ date _____

Barry Rosenberg date 12/23/05

**Woodland Shores Water and Sewer Association
4302 South Tampa St.
Spokane WA 99223
George Schlender – President**

**RE: Settlement Proposal to Kootenai Environmental Alliance (KEA) for Idaho
Water Resources Application for Permit NO. 95-9298**

Background

On October 18, 2005 at 3Pm, George Schlender met with three board members of the KEA to provide information and a proposal for settlement for the water license application to drill Woodland Shores Water and Sewer Association Well #5 and to include Well # 4 within our water rights and correct the number of units served. An overview of the two existing wells which range in depth from 670 to 700 feet into the granite above Lake Coeur d' Alene and their production was outlined to the board members. The current production of the two wells at Woodland Shores is at 25-30 gallons per minute with the main well (Well #2) pumping air. Woodland Shores Water and Sewer Association have 125 members of which some have individual wells and Mountain Shadows Addition has their own water system. We currently have 65 connections to the water system. Woodland Shores is rated a "transient non-community" water system due to the fact we do not have 15 permanent connections or 25 people that use the water year round but have more than 25 people use water for more than 60 days out of the year. In short, we have housing connections but most are summer use with only a few permanent users year round.

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At the meeting on October 18, 2005, George Schlender proposed that Woodland Shores could stay within the combined instantaneous of .260 cfs under water right number 95-8402 but would need authorization to expand the number units to 125 and allow the use of Well # 4 (not currently authorized) and the new Well #5. Mr. Schlender also proposed that Woodland Shores could live with 400 gallons per day per household or the minimum

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AGREEMENT

Woodland Shores Water and Sewer Assoc.

Kootenai Environmental Alliance

George B Schleuder date 12/27/05 Barry Rosenberg date 12/23/05

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 95-8402

WATER RIGHT NUMBER: 95-8402

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WOODLAND SHORES 125 S STEVENS SPOKANE, WA 99204-0279 (509)924-8010

Priority Date: 07/25/1983

Basis:	License
--------	---------

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.200 CFS	21.00 AF
IRRIGATION	3/15 to 11/15	0.060 CFS	6.30 AF
	Total Diversion:	0.200 CFS	27.30 AF

<u>Location of Point(s) of Diversion</u>		
GROUND WATER KOOTENAI County	L3 (SW1/4NE1/4)	Sec. 18, Twp 48N, Rge 04W, B.M.
GROUND WATER KOOTENAI County	L5 (NW1/4SW1/4)	Sec. 17, Twp 48N, Rge 04W, B.M.

Place of Use
DOMESTIC

[illegible]

IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 95-8402

Total Acres: 2.1

Conditions of Approval:

1. 004 The issuance of this right does not grant any right-of-way or easement across the land of another.
2. Domestic use is for 35 homes.
3. R49 This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for irrigation of the lands above.

Remarks:

Comments:

Water Supply Bank:

PROTEST INFORMATION SHEET

Application No. 95-9298

SPECIAL NOTE: _____

Protestant(s) NAME(S)	ADDRESS	PHONE	
1 <u>Kootenai Environmental Alliance</u>	<u>PO Box 1598</u>	<u>CLL 83816-1598</u>	<u>667-9093</u>
2 <u>Ch Barry Rosenberg</u>	_____	_____	
3 _____	_____	_____	
4 _____	_____	_____	
5 _____	_____	_____	
6 _____	_____	_____	
7 _____	_____	_____	
8 _____	_____	_____	
9 _____	_____	_____	
10 _____	_____	_____	

ATTORNEY

ADDRESS

PHONE

DATE FILED: 9/29/05

PROTEST DUE DATE: 10/3/05

ISSUES:

Protestant & its members will be adversely affected by
this allocation - harm to agriculture

Applicant(s)

ATTORNEY

ADDRESS

DATE

Protest Date Entered on Computer

Acknowledgment Letters Sent

Hearing Date

(Other Dates)

Other Information _____

Protest information submitted to computer following hearing: _____



State of Idaho
DEPARTMENT OF WATER RESOURCES
Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615
Phone: (208) 769-1450 Fax: (208) 769-1454 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 03, 2005

WOODLAND SHORES WATER & SEWER ASSN
4302 S TAMPA ST
SPOKANE WA 99223

Application to Permit No. 95-9298

Dear Applicant(s):

Enclosed is a copy of a protest filed against approval of the above referenced application. The Department suggests that you contact the protestant(s) directly to determine the nature of the protest and, if possible, to resolve the matter without action by the Department. In our experience, informal discussion between the parties prior to initiation of formal proceedings often leads to resolution of the protest.

If the protest cannot be resolved informally, the matter will be scheduled for conference and/or hearing. The following are criteria the Department must consider in either approving or denying the application (Section 42-203A, Idaho Code).

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?
6. Will the proposed use be contrary to the conservation of water resources within the State of Idaho?

You will be notified at a later date of the time and place of the conference and/or hearing. Please contact this office if you have any questions regarding this procedure.

Sincerely,

Robert G. Haynes, P.E.
Regional Manager

CC Kootenai Environmental Alliance



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615

Phone: (208) 769-1450

Fax: (208) 769-1454

Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 03, 2005

KOOTENAI ENVIRONMENTAL ALLIANCE
C/O BARRY ROSENBERG EXEC DIRECTOR
PO BOX 1598
COEUR D ALENE, ID 83816-1598

Application to Permit No. 95-9298 – Woodland Shores Water & Sewer

Dear Protestant(s):

The Department of Water Resources acknowledges receipt of your protest against the approval of the above referenced application. A copy of your protest has been sent to the applicant. The Department suggests that you contact the applicant directly for details regarding the application and, if possible, to resolve the matter without action by the Department. In our experience, informal discussion between the parties prior to initiation of formal proceedings often leads to resolution of the protest.

If the protest cannot be resolved informally, the matter will be scheduled for conference and/or hearing. The following are criteria the Department must consider in either approving or denying the application (Section 42-203A, Idaho Code).

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3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
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You will be notified at a later date of the time and place of the conference and/or hearing. Please contact this office if you have any questions regarding this procedure.

Sincerely,

Robert G. Haynes, P.E.
Regional Manager

CC: – Woodland Shores Water & Sewer

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
PERMIT NO. 95-9298) **PROTEST**
In the name of Woodland Shores Water & Sewer Association)

—
This protest is submitted on behalf of the Kootenai Environmental Alliance.

A. Interests of Protestant

Kootenai Environmental Alliance (KEA) is a 501(c)(3) non-profit corporation incorporated in the state of Idaho, with a mission to protect and restore the environment with an emphasis on the Idaho Panhandle and the Coeur d'Alene basin. KEA has members and supporters who live, work and recreate in north Idaho and eastern Washington, including recreating on the Spokane River. KEA members rely upon the Rathdrum Prairie-Spokane Valley Aquifer as a source of water for drinking water supply and to serve the businesses where they work. KEA members actively participate in the current comprehensive bi-state study of the Rathdrum Prairie-Spokane Valley Aquifer.

The Protestant and its members are and will continue to be adversely affected by water allocation and management decisions, including the instant application, that diminish, over-allocate, or otherwise harm the Rathdrum Prairie-Spokane Valley Aquifer and hydraulically connected water resources, including the Spokane and Little Spokane Rivers.

B. Basis of Protest

The Protestant protests a water permit application filed by Woodland Shores Water & Sewer Association. Application No. 95-9298 seeks 0.5 CFS or 322,657.5 gallons per day, year-round, for municipal use to service 24 households. This protest is based on the criteria set forth in Sec. 42-203A, Idaho Code, and groundwater statutes, as more specifically set forth below.

The applicant has provided a water supply plan with the application. For a project of this size and complexity, more information will be required pursuant to IDAPA § 37.03.08.040.05. As the applicant provides that information to IDWR, and as more information becomes available through approved discovery processes, Protestants reserve the right to raise additional issues. The application as submitted is inadequate to meet the standards set forth in controlling regulations and statutes and the applicant will not be able to meet its burden of proof under the law.

(1) The project is contrary to the conservation of resources.

The application is contrary to the conservation of water resources in Idaho, in contravention of IC §42-203A(5)(f), insofar as it proposes to withdraw 322,657.5 gallons of water per day from the Rathdrum Prairie-Spokane Valley Aquifer. Woodland Shores Water & Sewer Association has neither promulgated nor implemented a water conservation plan to limit consumption at reasonable levels as required by the Rathdrum Prairie Ground Water Management Plan.

The 0.5 CFS (continuous, year-round) requested under the application is not justified by a reasonable water balance. These quantities are excessive and wasteful and do not represent an appropriate water duty for the purposes set forth in the permit application. Water conservation alternatives are available to reduce the amount of water use contemplated by Woodland Shores Water & Sewer Association. These alternatives should be considered by IDWR in its determination of beneficial use.

(2) The proposed permits should not be granted until a study of the Rathdrum Prairie-Spokane Valley Aquifer is complete.

A bi-state study of the Rathdrum Prairie-Spokane Valley Aquifer is currently ongoing. The purpose of the study is to determine how much water is available from the Aquifer and the impacts of pumping on existing water users and local surface water resources such as the Spokane and Little Spokane Rivers. It is premature to grant water permits in the amount contemplated by the Woodland Shores Water & Sewer Association application until a comprehensive scientific study has established water availability for the region.

(3) Water supply is insufficient.

Water supply is insufficient pursuant to IC § 42-203A(5)(b). Recent hydrogeologic studies indicate that the Rathdrum Prairie-Spokane Valley Aquifer is a finite resource that may be fully allocated. Groundwater withdrawals from the bi-state area may already exceed natural recharge within the basin. As a sole source aquifer, the Rathdrum Prairie-Spokane Valley Aquifer is an invaluable resource to the 500,000-plus citizens of the region who depend upon it for drinking water supply.

Pursuant to IC § 42-226, IDWR must determine whether allocated water rights exceed future average annual recharge to the Aquifer. Idaho has not yet assessed how much water has been allocated under existing water rights or how much water is available for future allocation and use. Until such an analysis is accomplished, it is appropriate to assume that water supply is not sufficient to fulfill the

withdrawals proposed under the permit application protested herein, and that the proposed permit will lead to mining of the Rathdrum Prairie-Spokane Valley Aquifer in violation of Idaho law.

(4) The project will harm the local public interest.

Because of the hydraulic connections between the Rathdrum Prairie-Spokane Valley Aquifer and the Spokane River, the applicant's proposed use will deplete flows in the Spokane River, harming fish and wildlife habitat, aquatic life, recreation, aesthetic beauty, transportation and navigation values, and water quality.

Water quality is degraded in the Spokane River with respect to dissolved oxygen, temperature, and other flow-related parameters. Municipal sewage discharge contributes to water quality problems, including violation of water quality standards in Washington State. Withdrawal of water from the Rathdrum Prairie-Spokane Valley Aquifer in the quantity requested in the permit application will deplete flow in the Spokane River, further exacerbating water quality degradation.

The cumulative impacts of the proposed Woodland Shores Water & Sewer Association withdrawal, combined with other pending applications and existing water rights will lead to over-allocation of the aquifer, interference with other wells, impacts to the Spokane River and a variety of other potential ills, in violation of the local public interest.

Numerous water right holders in Washington State withdraw water from the Rathdrum Prairie-Spokane Valley Aquifer, including municipal water purveyors that supply virtually the entire population of the City of Spokane Valley and City of Spokane. The proposed Woodland Shores Water & Sewer Association withdrawals may interfere with the ability of Washington water right holders to access their water rights.

Ultimately, unlimited appropriations will lead to a "race to the bottom" of this finite, sole source aquifer, which will adversely affect citizens and businesses in both states. It is inappropriate for IDWR to grant this and other pending water right applications without full consideration of the impacts of such decisions on bi-state management of the Aquifer. Idaho must engage in water resource management planning that addresses these issues before approving new and sizable water rights, including the instant applications.

(5) The requested permit would reduce the quantity of water under existing water rights.

The Rathdrum Prairie-Spokane Valley Aquifer is hydraulically connected to the Spokane River. Pumping from the Aquifer influences the quantity and quality of water flowing in the Spokane River. The pumping of approximately 322,657.5 gallons per day may affect Spokane River flows in

Idaho and reduce them below the levels set forth in the minimum flow water right. This would lead to a reduction in water available to prior water right users, in violation of Section 42.203A(5)(a).

IDWR has issued hundreds of water rights authorizing withdrawals from the Aquifer in the Rathdrum Prairie region. In addition, there are significant numbers of domestic wells, many drilled prior to March 1978. Water permits issued to Woodland Shores Water & Sewer Association in the quantities requested will draw down the Aquifer, potentially causing adverse impacts to other water users, including lowering pumping levels to unreasonable depths.

These issues are of particular concern when the effects of this water permit are analyzed cumulatively with other pending applications and active permits and licenses.

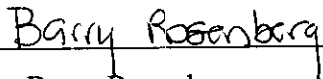
Finally, and as discussed in the "local public interest" section above, down-gradient water right holders in Washington state will be adversely affected by the pumping of water proposed in this application.

The applicant has offered no proposal to mitigate the impacts of its proposed water withdrawals.

C. Relief Sought

For the foregoing reasons, Protestants request that a protest hearing be scheduled and that Woodland Shores Water & Sewer Association Water Permit Application No. 95-9298 be denied or conditioned to mitigate the harms and impacts identified above.

DATED this 3rd day of October 2005.



Barry Rosenberg
Executive Director

CERTIFICATE OF SERVICE

I hereby certify that on the 3rd day of October 2005, I served a true and correct copy of the within and foregoing document upon the party named below by depositing a copy of the same in the United States mail, postage pre-paid, at the post office, Coeur d'Alene, Idaho.

Woodland Shores Water & Sewer Association
4302 S. Tampa St.
Spokane, WA 99223

Barry Rosenberg
Barry Rosenberg
Executive Director

Idaho Department of Water Resources Receipt

Receipt ID N017218

Payment Amount	\$50.00	Date Received	10/3/2005 4:19:35 PM	Region	Northern	Status	
Payment Type	Check	Check Number	5406				

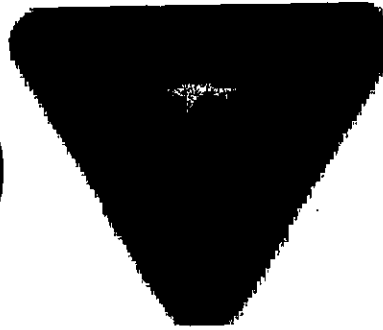
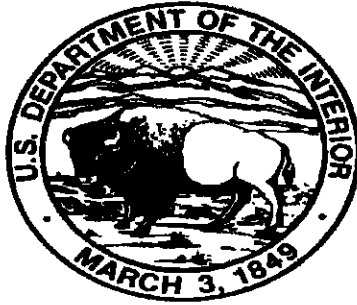
Payer BARRY ROSENBERG FOR KOOTENAI ENVIRONM**Comment** Protest against 95-9298 Woodland Shores - \$25.00 and
protest against 96-9253 Kootenai Land & Trust - \$25.00

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$50.00	PROTESTS	0229	21	65103	1155



Signature Line (Dept. Representative)



Lin Buck
ID933B - Water Rights Assistant
Department of the Interior
Bureau of Land Management - Idaho State Office
1387 South Vinnell Way - Boise, Idaho 83709
Phone: (208) 373-4097 Fax: (208) 373-3839 Email: Lin_Buck@blm.gov

FAX

September 19, 2005

To: Dianne Ball - IDWR - Northern Regional Office - Fax # (208) 769-1454

From: Lin Buck - BLM - Idaho State Office - Fax # (208) 373-3839

Re: Application for Permit #95-09298 for Woodland Shores Water & Sewer Association

Hi Dianne:

Our office reviewed the above water right application for permit from the IDWR New Water Rights filing report dated September 12, 2005 (copy attached).

Our MTP (copy attached) indicates the following may be missing a lot #:

POU: T48N R04W S17 SWNW NWSW SESW
T48N R04W S18 SENE

Our MTP (copy attached) indicates the following may have an incorrect lot

POU: T48N R04W S20 NWSW

BLM is providing this for your information.

Thank you. Have a nice day!!

cc: Mike Stevenson - BLM - Coeur d'Alene Field Office - Fax # (208) 769-5050
of pages: 4 (includes coversheet)

IDAHO DEPARTMENT OF WATER RESOURCES
NEW WATER RIGHT FILINGS

DATE: 09/12/05

Application for Permit No. 95-9298

Name: WOODLAND SHORES WATER & SEWER ASSOCIATION

Diversion Pt L3 SWNE	Sec 18 T 48N R 04W	KOOTENAI County	Source GROUND WATER
Diversion Pt L3 SWNE	Sec 18 T 48N R 04W	KOOTENAI County	Source GROUND WATER
Diversion Pt L3 SWNE	Sec 18 T 48N R 04W	KOOTENAI County	Source GROUND WATER
Diversion Pt L5 NWSW	Sec 17 T 48N R 04W	KOOTENAI County	Source GROUND WATER
Use: MUNICIPAL	01/01 To 12/31 0.5 CFS		

Total Diversion: 0.5 CFS

Date Filed: 09/06/2005

Place Of Use: MUNICIPAL

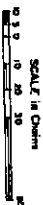
T48N R04W S17	SWNW SWNW Lot 5 NWSW NWSW Lot 5 SWSW Lot 6 SESW SESW Lot 7 SWSE Lot 7
T48N R04W S18	SWNE Lot 3 SENE SENE Lot 4 NESE Lot 4
T48N R04W S20	NENW NWSW Lot 1

Remarks: Municipal use is for applicants service area

KOOTENAI COUNTY 055
COEUR D'ALENE DISTRICT

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES AND ACQUIRED LANDS

MT PLAT

[illegible]

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITHDRAWAL ORDER.

[illegible]

Leaf 1: April 0. 50/3/1955. All (long leg by DJS)
administered as part of 'Cancer Patients' by William
Sect 13: 7/5/57. S2
Sect 14: 26/5/57
Sect 23: 26/5/57. S1, S2
Sect 25: 25/5/57
Sect 27: Leaf 1. 7/5/57

Act of Cong S/19/1958 that all unexpired cases
land in favor of Alamo Ind Nat to Tribal

100586 Da: PL 167 (Ac) of Ceq 7/23/1955)

Completed 9/28/1958. All PD instructions by RL
1 01007a Int PL 167 (Act of Cong 7/23/1955)

completed 4/19/1962. All NE surface point by US

1. The first step in the process is to identify the problem or issue that needs to be addressed. This involves gathering information and understanding the context of the problem.

1. The first line of the document is "1. The first line of the document is".

100

[illegible]

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
UNCLASSIFIED DOCUMENTS.

QUESTIONS TO	ANSWERS TO
1. What is the purpose of the study?	To determine the effect of the new drug on the rate of tumor growth.
2. What is the hypothesis?	The new drug will significantly reduce the rate of tumor growth compared to the control group.
3. What are the independent and dependent variables?	The independent variable is the treatment (new drug vs. control). The dependent variable is the rate of tumor growth (measured by tumor volume).
4. What are the experimental groups?	There are two groups: the control group (receiving a placebo) and the experimental group (receiving the new drug).
5. How were the groups assigned?	The groups were assigned randomly to ensure that the results are not biased by any pre-existing differences between the groups.
6. What were the results of the study?	The experimental group showed a significantly lower rate of tumor growth compared to the control group.
7. What are the conclusions of the study?	The new drug appears to be effective in reducing the rate of tumor growth, suggesting it may be a promising treatment for this type of cancer.

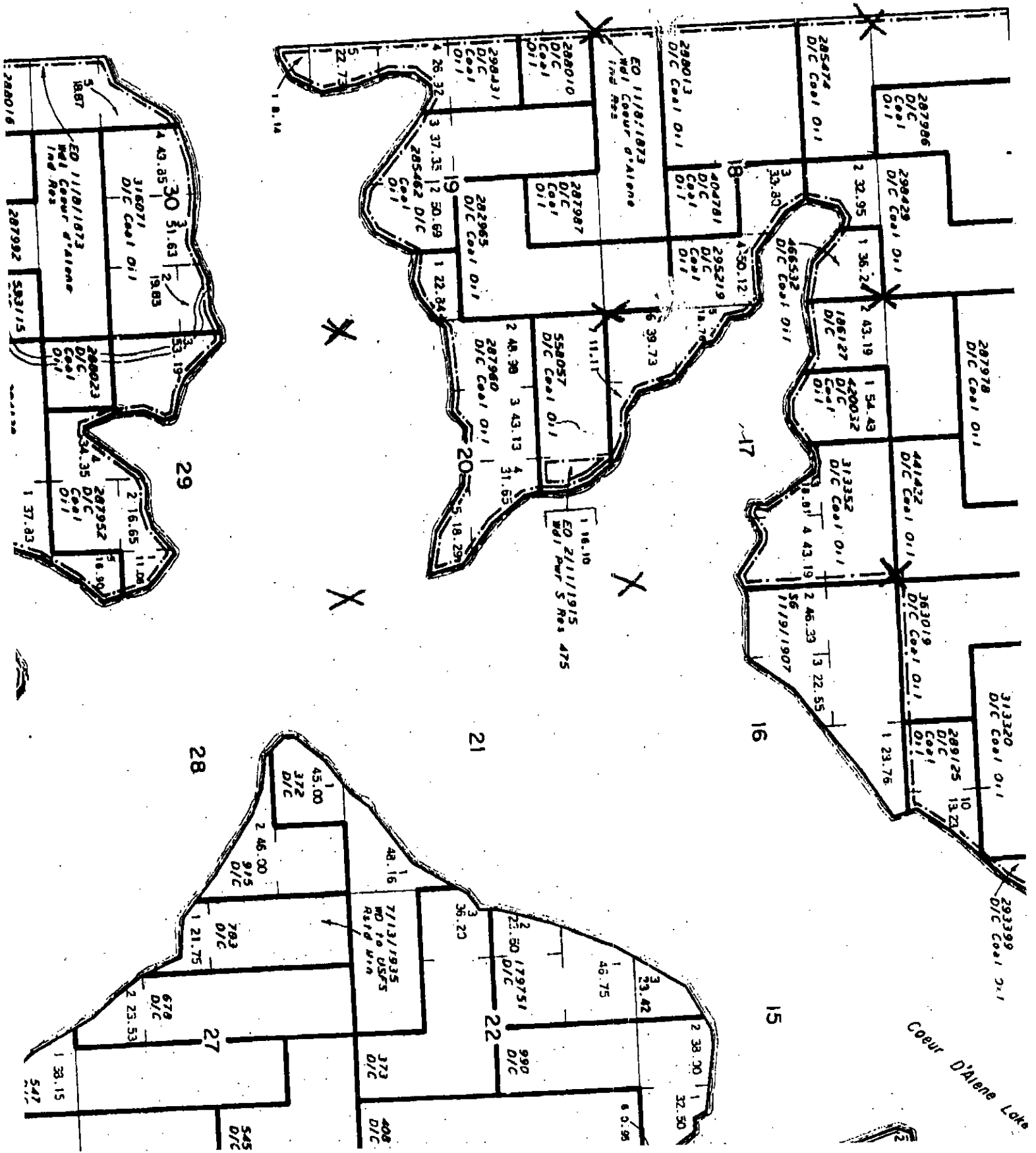
DATE	MAY 28 1998
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506

REMAINS REPRESENT THE LAST
THE EFFECTIVE DATE. SEE

DATE OF THE ORIGINAL WITH-

1480
1480
1480
1480
1480



AFFIDAVIT OF PUBLICATION

RECEIVED

SEP 23 2005

IDWR/North

STATE OF IDAHO,
County of Kootenai,

SS,

Kattie Hay

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

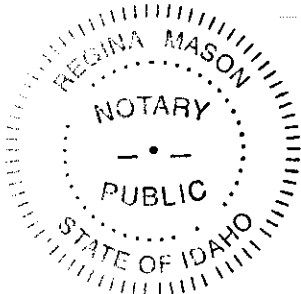
of which the annexed is a printed copy, was published in the regular issue of said newspaper for 2 consecutive Thursday weeks commencing on the 15 day of September 2005, and ending on the 22 day of September 2005, and such publication was made as often during said period as said Daily newspaper was regularly 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. On this 22 day of September in the year of 2005, before me, a Notary Public, personally appeared Kattie Hay, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Regina Mason

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

MY COMMISSION EXPIRES 6/18/09



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

LES D VAWTER
DANA VAWTER
PO BOX 226
OSBURN ID 83849
Point(s) of Diversion SENW S34 T49N R01W KOOTENAI County
Source GROUND WATER
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 08/23/2005
Place Of Use: DOMESTIC
T49N R01W S34 SWNW SENW
Remark: Domestic use is for 1 home.
95-9295

SANDRA K LARSON-SWICK
RANDALL G SWICK
PO BOX 3185
COEUR D ALENE ID 83816
Point(s) of Diversion L1 (NWNW) S12 T49N R04W KOOTENAI County
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER
Use: DOMESTIC 01/01 To 12/31 0.03 CFS
Total Diversion: 0.03 CFS
Date Filed: 08/23/2005
Place Of Use: DOMESTIC
T49N R04W S1 SWSW
Remark: Domestic use is for 1 home.
95-9296

BART NELSON
PO BOX 1065
COEUR D ALENE ID 83814
Point(s) of Diversion L1 (NENW) S29 T50N R03W KOOTENAI County
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER
Use: DOMESTIC 01/01 To 12/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 08/22/2005
Place Of Use: DOMESTIC
T50N R03W S29 NENW Lot 1
Remark: Domestic use will be for 5 homes
95-9297

PAUL ROBERGE
JOYCE ROBERGE
17222 N SMITH AVE
HAUSER ID 83854
Point(s) of Diversion NWSE S6 T51N R05W KOOTENAI County
Source GROUND WATER
Use: DOMESTIC 01/01 To 12/31 0.02 CFS
Total Diversion: 0.02 CFS
Date Filed: 08/12/2005
Place Of Use: DOMESTIC
T51N R05W S6 NESE NWSE
Remark: Domestic use is for 1 home.
95-9298

WOODLAND SHORES WATER & SEWER ASSOCIATION
4302 S TAMPA ST
SPOKANE WA 99223
Point(s) of Diversion (3) L3 (SWNE) S18 T48N R04W
Point(s) of Diversion L5 (NWSW) S17 T48N R04W
KOOTENAI County
Sources GROUND WATER
Use: MUNICIPAL 01/01 To 12/31 0.5 CFS
Total Diversion: 0.5 CFS
Date Filed: 09/06/2005
Place Of Use: MUNICIPAL
Remark: Municipal use is for applicants service area
96-9253

KOOTENAI LAND & TRUST LLC
PO BOX 1570
POST FALLS ID 83877
Point(s) of Diversion (2) L2 (NWNE) S1 T53N R03W KOOTENAI County
Source GROUND WATER
Use: MUNICIPAL 01/01 To 12/31 0.3 CFS
Total Diversion: 0.3 CFS
Date Filed: 07/29/2005
Place Of Use: MUNICIPAL
Remark: Municipal use is within service area of applicant.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.
Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur d'Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 10/03/2005. The protestant must also send a copy of the protest to the applicant.
KARL J DREHER, Director
Legal 7888
September 15, 22 2005

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

94-7407

LES D VAWTER
DANA VAWTER
PO BOX 226
OSBURN ID 83849
Point(s) of Diversion SENW S34 T49N R01W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 08/23/2005
Place Of Use: DOMESTIC
T49N R01W S34 SWNW SENW
Remark: Domestic use is for 1 home.

95-9295

SANDRA K LARSON-SWICK
RANDALL G LARSON
PO BOX 3185
COEUR D ALENE ID 83816
Point(s) of Diversion L1 (NWNW) S12 T49N R04W
KOOTENAI County
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER
Use: DOMESTIC 01/01 To 12/31 0.03 CFS
Total Diversion: 0.03 CFS
Date Filed: 08/23/2005
Place Of Use: DOMESTIC
T49N R04W S1 SWSW
Remark: Domestic use is for 1 home.

95-9296

BART NELSON
PO BOX 1065
COEUR D ALENE ID 83814
Point(s) of Diversion L1 (NENW) S29 T50N R03W
KOOTENAI County
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER
Use: DOMESTIC 01/01 To 12/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 08/22/2005
Place Of Use: DOMESTIC
T50N R03W S29 NENW Lot 1
Remark: Domestic use will be for 5 homes

95-9297

PAUL ROBERGE
JOYCE ROBERGE
17222 N SMITH AVE
HAUSER ID 83854
Point(s) of Diversion NWSE S6 T51N R05W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC 01/01 To 12/31 0.02 CFS
Total Diversion: 0.02 CFS
Date Filed: 08/12/2005
Place Of Use: DOMESTIC
T51N R05W S6 NESE NWSE
Remark: Domestic use is for 1 home.

95-9298

WOODLAND SHORES WATER & SEWER ASSOCIATION
4302 S TAMPA ST
SPOKANE WA 99223
Point(s) of Diversion(3) L3 (SWNE) S18 T48N R04W
Point(s) of Diversion L5 (NWSW) S17 T48N R04W
KOOTENAI County
Sources GROUND WATER
Use: MUNICIPAL 01/01 To 12/31 0.5 CFS
Total Diversion: 0.5 CFS
Date Filed: 09/06/2005
Place Of Use: MUNICIPAL
Remark: Municipal use is for applicants service area

CONTINUED ON NEXT PAGE

96-9253

KOOTENAI LAND & TRUST LLC

PO BOX 1570

POST FALLS ID 83877

Point(s) of Diversion(2) L2 (NWNE) S1 T53N R03W

KOOTENAI County

Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 0.3 CFS

Total Diversion: 0.3 CFS

Date Filed: 07/29/2005

Place Of Use: MUNICIPAL

Remark: Municipal use is within service area of applicant.

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

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 10/03/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published 9/15 and 9/22, 2005



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

September 07, 2005

Please FAX proof copy before publication
Thanks, Dianne

KATHIE SHOEMAKER & KATTIE HOY
LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814

e-mailed 9/7/05

RE: Application for Permit No. 94-7407, 95-9295, 95-9296, 95-9297, 95-9298, 96-9253

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, September 15 and 22, 2005, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 10/03/2005. Your cooperation is GREATLY appreciated. Thank you.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, September 07, 2005 11:51 AM
To: Legal Notices-CdA Press (E-mail); Legal Notices-CDAPress-Kathie Shoemaker (E-mail)
Subject: Legal Notice for publication on September 15 and 22, 2005 - multiple water rights

A very good day to you,

Attached is our cover letter requesting publication of a legal notice on September 15 and 22, 2005. Also attached is the legal notice.

If you have ANY questions, PLEASE CALL ME at 769-1450.

PLEASE SEND ME A PROOF PRIOR TO PUBLICATION.

This is a LONG one - and I hope you can just copy and paste and then we can adjust tabs if they need be. That should simplify it somewhat.

I appreciate your help - and I know this one can cause problems if you have to type it out from scratch.

Thanks for your help on these legals. I know they are often a headache - especially when they are long like this one.

Dianne

Dianne Ball
Administrative Assistant
Idaho Dept of Water Resources
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814
Phone (208)769-1450 FAX (208)769-1454



CoverLetter
9-07-05 CdA e-mai.



LegalNotice
9-07-05 CdA e-mai.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615

Phone: (208) 769-1450

Fax: (208) 769-1454

Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 07, 2005

WOODLAND SHORES WATER & SEWER ASSOCIATION
4302 S TAMPA ST
SPOKANE WA 99223

RE: Application for Permit No 95-9298

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the Coeur d'Alene Press on September 15 and 22, 2005. 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.

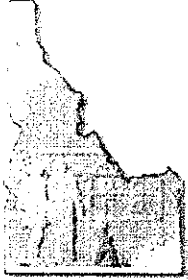
If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight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

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

Sincerely,

Gregory J. Taylor
Senior Water Resource Agent

Enclosure(s) – Receipt No. N017161



PANHANDLE HEALTH DISTRICT

Healthy People in Healthy Communities

ENVIRONMENTAL HEALTH

322 MARION AVENUE

SANDPOINT, IDAHO 83864

(208) 265-6384

<http://www2.state.id.us/phd1>

Public Health

August 15, 2005

Mr. George Schlender
Woodland Shores
4302 S Tampa
Spokane, WA 99223

Re: Well site evaluation, Woodland Shores

Dear George:

Thank you for the opportunity to inspect the proposed well site to serve Woodland Shores and Mountain Shadows. The proposed well site is located in the common area on the northeast corner of Woodland Shores Road and Watson Road, in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 18 Township 48 N Range 4W, B.M. The site appears to be in accordance with Idaho Rules for Public Drinking Water Systems, IDAPA 58.01.08 (rules), and is approved. **Drilling may not be started until the following conditions are met and, approval is given by the Idaho Department of Environmental Quality (DEQ).**

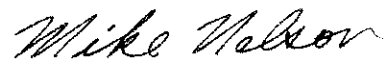
1. The well must be located a minimum of 50 feet from any potential source of contamination, and no closer to specific sources than;

Sewer line	50 feet	Livestock	50 feet
Septic tank	100 feet	Lakes, ponds, streams,	50 feet
Disposal Field	100 feet	canals, ditches, & tanks	
Seepage Pit	100 feet	used to store non-potable	
Privies	100 feet	substances	

2. Observe all other applicable setbacks.
3. Obtain a drilling permit from the Idaho Department of Water Resources, 1910 Northwest Boulevard, Coeur d'Alene, Idaho 83814.
4. In accordance with Idaho Code 39-118; plans and specifications for the construction of the well, stamped by a professional engineer registered in Idaho, must be submitted to DEQ, 2110 Ironwood Parkway, Coeur d'Alene, Idaho 83814. **These plans must be reviewed and approved prior to drilling.**

Please call me at (208) 265-6384, if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Mike Nelson".

Mike Nelson, R.E.H.S.
Sr. Environmental Health Specialist

cc: Steve Tanner, IDEQ – Coeur d'Alene
Bob Haynes, IDWR – Coeur d'Alene

Introduction

This report contains background information on the geology and hydrogeology of the area served by the Woodland Shores Water and Sewer Association, on the southwestern shore of Rockford Bay in Lake Coeur d'Alene, Idaho. The small community water system presently has four low-yielding wells, all drilled and completed in crystalline metamorphic rocks. Declining yields (one well is dry) and some water quality issues associated with specific wells is causing the community some concern at the present time. An additional water well is needed to continue to serve the present needs of the community and to accommodate an increasing demand for connections to the utility.

A new source of water in the range of 50 gallons per minute (gpm) is desired. The new water well should have acceptable water quality and be located within a reasonable distance of existing water system facilities.

Scope

This evaluation includes the following components:

1. Data gathering and literature review, including acquisition of drillers' logs for other water wells in the immediate area, and inspection of geologic maps and aerial photography.
2. Site visit to the Rockford Bay area to examine the existing wellheads, relative locations to one another, and the general geologic conditions.
3. Write a final report with recommendations as to specific potential well sites and likely conditions and issues to be confronted during drilling.
4. Be available to the Association for future consultation (schedule and price to be negotiated) during well construction.

Location and Existing Conditions

The Woodland Shores Water and Sewer Association serves a small community along the southwestern shore of Rockford Bay, a small and westward extending arm of Lake Coeur d'Alene, Idaho. At present there are about 50 seasonal and 10 year round homes served by the utility, but there is the possibility to serve about 125 total connections. The subject area generally spans the area in T. 48 N., R. 4 W., Sections 17 and 18.

The Woodland Shores Water and Sewer Association is presently served by four wells (IDEQ, 2002). The following summary information has been furnished by Mr. George Schlender (personal and written communication):

Well #1 – Approximately 250 feet in total depth, drilled in the late 1970s. Went dry in the 1980s and is no longer used.

Well #2 – About 300 feet in depth. Very good water quality (no bacteriological problems, Fe ~ 1.0 ppm.) Can yield 40 gpm early in the year but declines to 25 gpm by late summer and early fall. Deepened and lined about five years ago.

Well #3 – About 600 feet in depth, drilled around 1989 but not utilized in the last three years due to iron problem (Fe > 20 ppm, pH is about 5.5.) May produce at about 15 gpm but with large drawdown.

Well #4 – About 670 feet in depth, yields a steady 10 gpm in the summer. Good water quality (no bacteriological problems, Fe ~ 0.3 ppm.) Deepened and lined about five years ago.

Each of the well sites were inspected during a field visit on 3 July 2004 in the company of Mr. George Schlender. Wells #2 and #4 are the primary wells serving the community at present. The author of this report also attended a public meeting of the Woodland Shores Water and Sewer Association on 31 July 2004 to outline his preliminary findings.

Geology

Recent geologic mapping (Lewis and others, 2000; Lewis and others, 2002) of the subject area shows that crystalline igneous and metamorphic rocks dominate the area around the southwestern shore of Rockford Bay.

The “basement” rocks include an ancient body of metamorphic rocks generally referred to as the Priest River metamorphic complex. This consists of fractured and folded gneiss in the subject area, and was examined closely during the field visit of 3 July 2004. All of the wells serving the Woodland Shores Water and Sewer Association are completed in this group of dense, crystalline rocks. While the fractured and folded nature of these rocks can be examined on the ground in several road cuts in the area, no large scale structures can be observed in the aerial photographs that broadly cover the area.

Overlying the “basement” rocks are the mostly flat-lying basalts, assigned to the Priest Rapids Member of the Wanapum Formation, and to the Grande Ronde Formation. These horizontally-bedded volcanic rocks are typically desirable targets for groundwater exploration, but none of the crop out in the area served by the Woodland Shores Water and Sewer Association. A large escarpment of basaltic rocks can be observed towards the southern end of the Woodland Shores Water and Sewer Association utility service area, where it is slowly being eroded by natural mass wasting processes.

Thin, sandy soils and sediments, of glacial and flood origin during the last Ice Age, overly the bedrock in the subject area. However, these unconsolidated deposits do not exist at any location in sufficient thickness to be potential targets for a water well.

Drillers’ logs for nearby water wells confirm the presence of these general geologic units in the subject area. However, the existing four wells in the Woodland Shores Water and

Sewer Association service area are all developed within the "basement" metamorphic rocks. All local well logs are included in Appendix A of this report.

Hydrogeology

Igneous and metamorphic rocks can form crystalline-rock aquifers, but unfortunately the movement of water through the rocks is highly dependent on the presence of secondary openings (cracks or fractures.) Spaces between the individual mineral crystals of the crystalline rocks are few, microscopically small, and generally unconnected. Consequently, the intergranular porosity of crystalline rocks is so small as to be insignificant. Crystalline rocks are found to range in hydraulic conductivity from 0.000003 to 0.0001 foot per day in tests. For example, a water well that penetrates 200 feet of these crystalline rocks would have a yield of only 0.007 gallon per minute if all the water had to enter the well through intergranular pore spaces. Virtually all wells completed in crystalline rocks yield considerably more water; therefore, water reaches the wells through conduits other than intergranular pore spaces. Many studies have determined that virtually all movement of water in crystalline rocks is through fractures or joints in the rocks. Fractures are readily visible in most outcrops in road cuts, and, after a rainstorm, water can occasionally be observed seeping from these fractures as an illustration of their control on groundwater movement.

Fracture permeability in crystalline rocks is the result of the cooling of igneous rocks, deformation of igneous and metamorphic rocks, faulting, jointing and weathering. Openings commonly are present along relict bedding planes, cleavage planes, foliation, and other zones of weakness in the rocks; these openings typically are heterogeneous in spacing, orientation, size, and degree of interconnection. Generally, openings in the rocks are most prevalent near land surface and decrease in number and size with depth. Thus, wells commonly are not drilled past depths of 300 to 600 feet but exceptions indicate that deep water-yielding fractures are present.

Recharge of the groundwater system occurs as water from precipitation infiltrates the fracture system either directly at outcrop areas or indirectly through overlying sedimentary (soil) deposits. Recharge occurs primarily in the uplands, and the water moves down a hydraulic gradient to stream valleys where it is discharged either to the valley fill or to streams or other surface-water bodies.

Although crystalline rocks can transmit water, the volume of water in storage in the fracture system of these rocks generally is small, and drawdown is large in pumped wells that produce only small quantities of water. Water that is stored in overlying glacial deposits or soils, or water in nearby streams or other surface-water bodies is commonly hydraulically connected with the bedrock fracture system and might provide large quantities of water as recharge induced by pumping the wells completed in the crystalline rocks. Thus, although the common range of well yields is only a few gallons per minute, yields from some wells may exceed 100 to 500 gallons per minute though that can be extraordinarily rare.

Water in the crystalline-rock aquifers generally is suitable for most uses because crystalline rocks generally are composed of virtually insoluble minerals, water is in contact with a relatively small surface area in the joints and fractures, and water movement through the joints and fractures generally is rapid and along short flow paths. Consequently, only small quantities of minerals are dissolved by the water. Recharge to the crystalline-rock aquifers, however, is at least partly derived from water percolating downward through the overlying rocks and/or sediments. This water has its own unique chemical characteristics. Thus, the chemical quality of water in the crystalline-rock aquifers generally is a composite of the chemical quality of water from both sources. Locally, water in the crystalline-rock aquifers contains excessive concentrations of iron and manganese (from the overlying basalt formations), or radon.

In sum, the four wells serving the Woodland Shores Water and Sewer Association are low yielding due to their development in low porosity and low permeability metamorphic rocks. Groundwater flow rates and direction are strongly controlled by fractures in the deeper bedrock. Some of the water quality issues (high iron and manganese) are mostly likely due groundwater infiltrating downward through the overlying basalt formations which are high in iron and manganese, thereby mineralizing the groundwater during the percolation process.

Appendix B contains two excerpted technical references that describe the nature of crystalline rock aquifers, and the difficulty in developing high yielding water wells in these units.

Recommendations

Based on the field visit and literature review, the following recommendations are made to the Woodland Shores Water and Sewer Association.

Potential Well Sites - Two potential new well sites to consider include a) one located in the public park area near the intersection of Watson Road and Woodland Shores Drive, or alternatively b) a site generally north and west of the location of well #4.

The advantages of the well site in the public park include easy access for a drilling rig with no easement issues, and the recharge potential is high due to proximity to the lake and being located in a small drainage course. However, the disadvantage of the site is its close proximity to surface water which will require additional regulatory clearance for approval by the State as explained below.

Because the first preferred new well site lies close to the shoreline of Lake Coeur d'Alene, it is almost certainly being recharged by surface water, and consequently, can be regarded as "groundwater under the direct influence of surface water" (GWUDI.) Personnel with the local Idaho Department of Environmental Quality office must be consulted and issue a final written determination. Their guidelines suggest:

Geologically, the target depth of the new well, regardless of location, is between 300 and 600 feet in total depth. Below that depth the water-bearing fractures are likely to be increasingly "tight" and/or closed off and thereby limit the ability of the fractures to contribute large quantities of groundwater to the borehole.

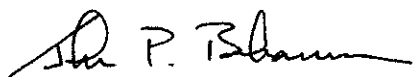
The borehole should be left largely unlined where competent bedrock is encountered (beyond that required for the surface seal and to safely stabilize the upper portion of the borehole from caving) in order to maximize the number of water-bearing fractures open to the well. The diameter of the well should be at least 6 to 8 inches in diameter, but the advice of a professional engineer should be sought in this regard.

Increase Yield at Existing Wells - Hydrofracturing can be a successful strategy, especially in crystalline rock aquifers, to increase the discharge of existing low-yielding wells. Water and sand are pumped into an existing well bore under tremendous pressure, thereby fracturing and propping open the rock and enhancing the local permeability. Select water well drillers in the region can perform this type of remediation strategy, and the Woodland Shores Water and Sewer Association may want to consider that as an option.

Limitations

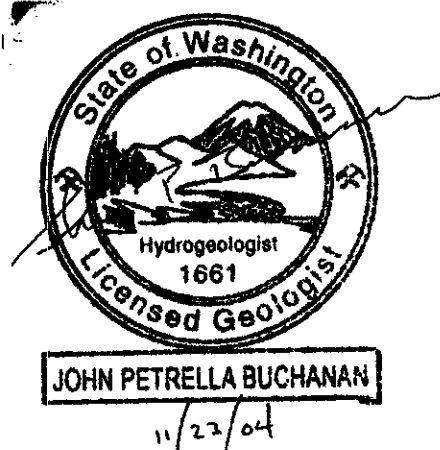
This geologic and hydrogeologic analysis and evaluation has been performed utilizing best available science. There is no warranty, either expressed or implied, regarding the recommendations and conclusions contained within this technical document. Actual conditions encountered in the subsurface during drilling may be different from what is described or predicted. Sites for water wells and their target depths are not guaranteed to meet yield and water quality expectations as specified by the client.

Signed,



John P. Buchanan, Ph.D., R.H.G.
Consulting Geologist/Hydrogeologist

STAMP:



PROPOSED WELL #5

Woodland Shores test boring, Rockford Bay area, Idaho

Boring log by John P. Buchanan

Driller: Budginer and Associates, Inc., Spokane, WA

Equipment: Longyear

Date: 5/3/05 and 5/4/05

DEPTH ENCOUNTERED MATERIAL (feet)

- 0 - 11 Soil and artificial fill material
- 11 - 16 Unconsolidated sand and gravel
- 16 - 25 Semiconsolidated sand and gravel
- 25 - 51 Basalt, vesicular on top, grading downward to dense, with some fractures
- 51 - 64 Sedimentary interbed, semiconsolidated siltstone and sandstone
- 64 - 66 Vesicular basalt
- 66 - 68 Semiconsolidated siltstone and sandstone
- 68 - 87 Variably weathered crystalline rocks (gneiss), soft
- 87-110 Competent crystalline rocks (gneiss) with micaceous partings and fractures

NOTES:

Groundwater level in boring stabilized at ~45 feet below land surface
Land surface elevation at site is ~62 feet above high stage of Lake Coeur d'Alene
Depths are in feet below land surface
Boring was pumped at ~2 gpm for 2 hours with negligible drawdown
Groundwater sample taken on 5/5/05 by Steve Burchett, Budinger and Associates

NOTE: THIS TEST WELL WAS DECOMMISSIONED &
TEMPORARY CASING PULLED.

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 95-8402

WATER RIGHT NUMBER: 95-8402

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WOODLAND SHORES 125 S STEVENS SPOKANE, WA 99204-0279 (509)924-8010

Priority Date: 07/25/1983

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.200 CFS	21.00 AF
IRRIGATION	3/15 to 11/15	0.060 CFS	6.30 AF
	<u>Total Diversion:</u>	0.200 CFS	27.30 AF

Location of Point(s) of Diversion

GROUND WATER	L3 (SW1/4NE1/4)	Sec. 18, Twp 48N, Rge 04W, B.M.
KOOTENAI County		
GROUND WATER	L5 (NW1/4SW1/4)	Sec. 17, Twp 48N, Rge 04W, B.M.
KOOTENAI County		

Place of Use

DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N 04W 17							X L 5			X L 5	X L 6	X L 7					
48N 04W 18			X L 3	X L 4													

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	
48N 04W 17										.5 L 5	.1 L 6	.5 L 7					1.1
48N 04W 18			.4 L 3	.6 L 4													1.0

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 95-8402

Total Acres: 2.1

Conditions of Approval:

1. 004 The issuance of this right does not grant any right-of-way or easement across the land of another.
2. Domestic use is for 35 homes.
3. R49 This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for irrigation of the lands above.

Remarks:Comments:Dates and Other Information:

Licensed Date: 11/24/1992
Decreed Date:
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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Water Supply Bank: