

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09140

Priority: June 19, 2003

Maximum Diversion Rate: 0.20 CFS

This is to certify, that J HANK HESTER And JANET HESTER
C/O EDWIN B HOLMES, ATTORNEY
PO BOX 909
COEUR D ALENE ID 83816-0909

have applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.14 CFS
IRRIGATION	03/15 to 11/15	0.14 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 13, Twp 53N, Rge 04W, B.M., KOOTENAI County

PLACE OF USE: IRRIGATION AND 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	
53N	04W	13					2.0	1.5	.5	.5									4.5

Total Acres: 4.5

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **August 01, 2004**.
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. Domestic use is for 9 homes. Irrigation of lawn, garden and landscaping associated with the homes is authorized under the irrigation component of this right.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
6. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of any management plan approved by the director for the RPGWMA. If the director determines that the ground water supply in the RPGWMA is insufficient to meet the demands of prior water rights within the RPGWMA, the director may order the diversion and use of water under this right to be reduced or curtailed until the director determines that there is sufficient ground water available for 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 30th day of July, 2003.

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KARL J DREHER, Director

Ident. No. 96-9140

RECEIVED

JUL 30 2003

Department of Water Resources

70644
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

96-9140

1. Name of Applicant J. Hank Hester and Janet Hester Phone (208) 664-2351
Mailing address % Edwin B. Holmes, Attorney, POB 909 Coeur d'Alene ID 83816-0909
2. Source of water supply Aquifer / groundwater which is a tributary of N/A
3. Location of point of diversion is Township 53N Range R4W Sec. 13, in the NE $\frac{1}{4}$,
NE $\frac{1}{4}$, NW $\frac{1}{4}$, Govt. Lot _____, B.M., Kootenai County;

additional points of diversion if any: N/A

4. Water will be used for the following purposes:

Amount 0.14 for Domestic purposes from JAN 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.14 for IRRIGATION purposes from 3/15 to 1/15 (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) 0.20 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source Well, pump & PIPELINE TO HOMES

b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total reservoir capacity N/A acre-feet

c. ^{Existing} Proposed well diameter is 8 inches; ^{Existing} proposed depth of well is 560 feet

d. Is ground water with a temperature of greater than 85°F being sought? NO

e. If well is already drilled, when? 1995; Drilling firm Hester Well Drilling ^{96-95-N-236}
Well was drilled for (well owner) Applicants; Drilling Permit No. 96-95-N-236

7. Time required for completion of works and application of water to proposed beneficial use is 1 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. N/A

b. Stockwatering; list number and kind of livestock. N/A

c. Municipal; show name of municipality. N/A

d. Domestic; show number of households. 9 households

e. Other; describe fully. IRRIGATION USE IS FOR LAWNS AND GARDENS.

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9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
53N	4W	13					D	D	D	D									
							2	1.5	.5	.5									4.5

Total number of acres to be irrigated ~~N/A~~ 4.5

10. Describe any other water rights used for the same purposes as described above. N/A

- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant - to be Resold to 3rd parties
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: N/A

12. Remarks: Application is for change from domestic single Residence to multiple (9) domestic residences

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

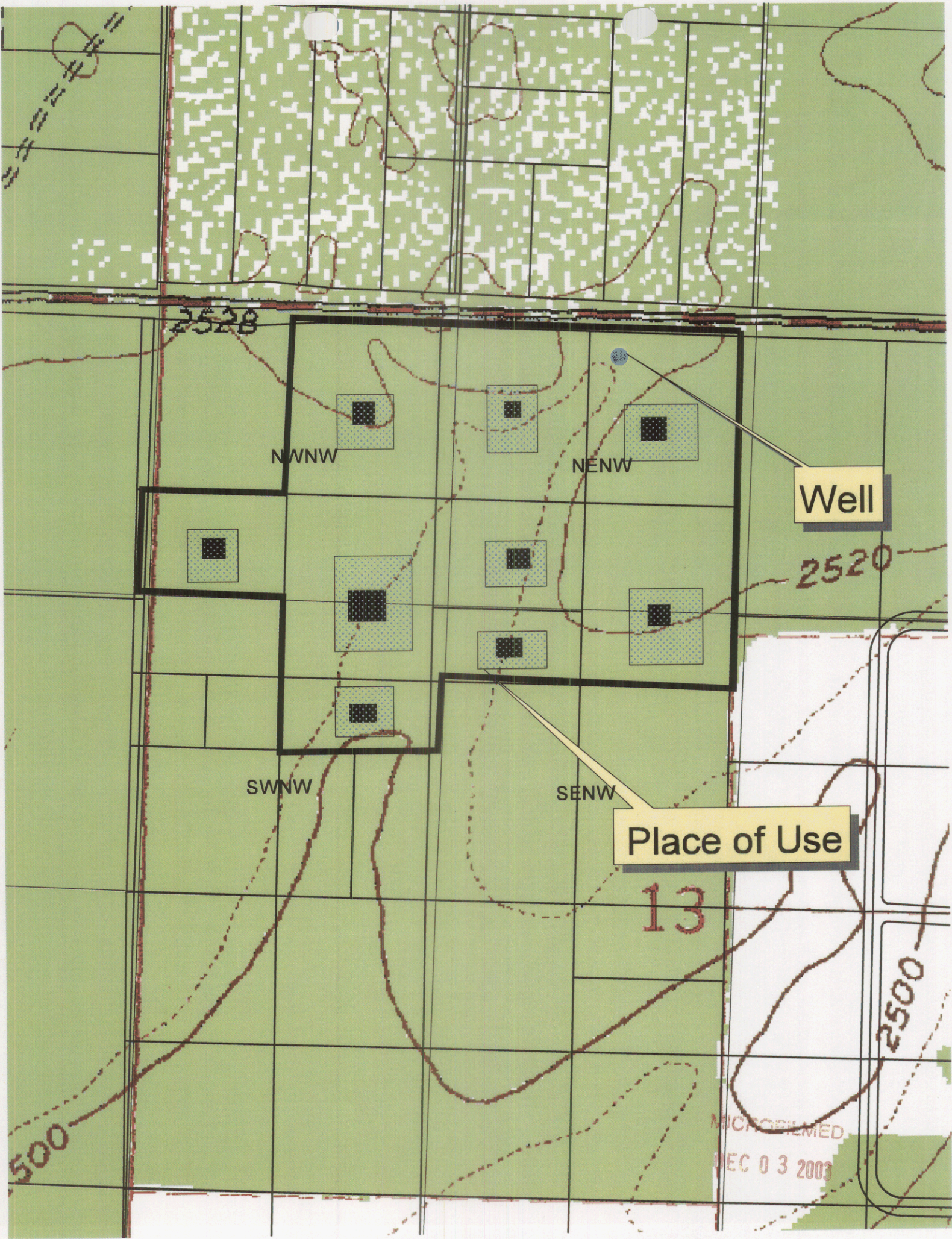
JANET Janet S. Venter

[Signature]
Signature of Applicant (and title, if applicable)

Received by [Signature] Date 6-19-03 Time 8:45 Preliminary check by [Signature]
 Fee \$ 1000 Received by [Signature] # 1015717 Date 6-19-03
 Publication prepared by [Signature] Date 6/20/03 Published in Idaho Press 7/2+10/03
 Publication approved [Signature] Date 7/11/03

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2528

NWNW

NENW

Well

2520

SWNW

SENW

Place of Use

13

2500

500

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2528

NWNW

NENW

Well

2520

SWNW

9 Homes with Lawns & Gardens
SENW

13

2500

500

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ED I WOULD LIKE TO USE THIS WELL TO SERVICE
 THESE 9 PARCELS CIRCLED WHICH I OWN *Dark*

Sec.13 Twp. 53 N. R.4 W.B.M.

THIS IS TO BE USED FOR REFERENCE PURPOSES
 THE COUNTY IS NOT RESPONSIBLE FOR ANY
 HEREIN CONTAINED.



6	8	4	8	8	1
7	8	9	10	11	12
13	14	15	16	17	18
19	20	21	22	23	24
25	26	27	28	29	30
31	32	33	34	35	36

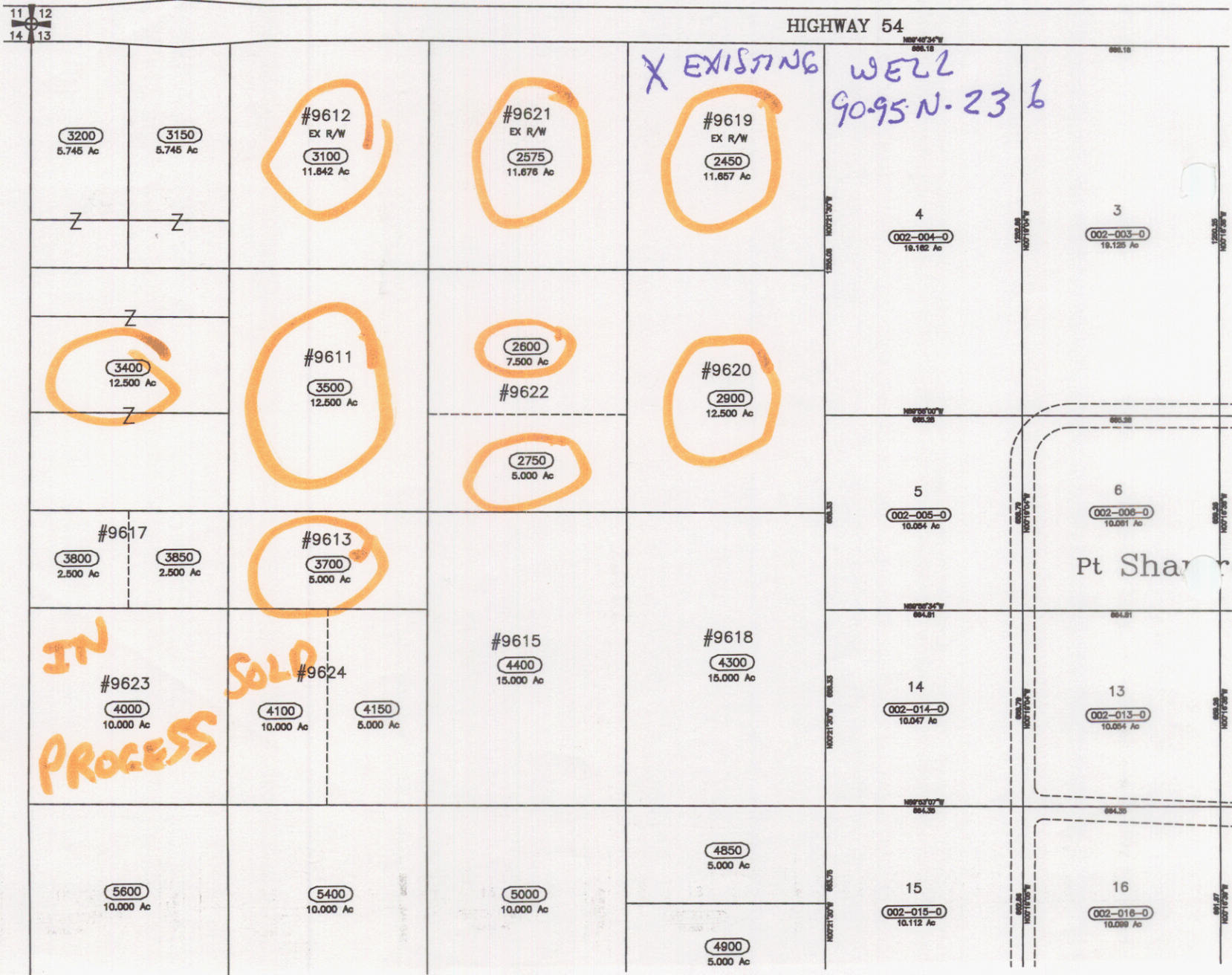
KOOTENAI COUNTY
 IDAHO

REVISIONS

ACTIVITY	DATE
SHAMROCK RANCH II REVISIONS	07-07-95 09-23-96

USED
 54W13.DWG 07-07-95

He with given bearings and distances were
 over a closure. All other parcels were calculated
 curate means possible with the given information
 piled by width, triangulation, planimeter, scaling
 up, and coordinate geometry. Acres shown
 able; right-of-way, where applicable, has been
 not less than 50' may not be shown
 mitations.



**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 31, 2003

J HANK HESTER
JANET HESTER
C/O EDWIN B HOLMES, ATTORNEY
PO BOX 909
COEUR D ALENE ID 83816-0909

RE: Permit No. 96-9140

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.

Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

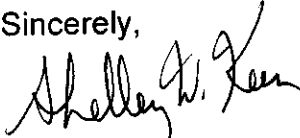
MICROFILMED

JUL 03 2003

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,



Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

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DEC 03 2003

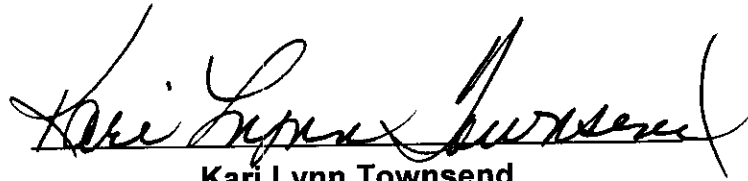
CERTIFICATE OF SERVICE

I hereby certify that on July 31, 2003 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

96-9140

J HANK HESTER
JANET HESTER
C/O EDWIN B HOLMES, ATTORNEY
PO BOX 909
COEUR D ALENE ID 83816-0909

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", is written over a horizontal line.

Kari Lynn Townsend
Secretary

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DEC 03 2003

**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.

JUL 1 2003

AFFIDAVIT OF PUBLICATION

IDWR/Non

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 *Thursday* issue of said newspaper for *2* consecutive *weeks* commencing on the *3* day of *July*, 20 *03*, and ending on the *10* day of *July*, 20 *03*, 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.

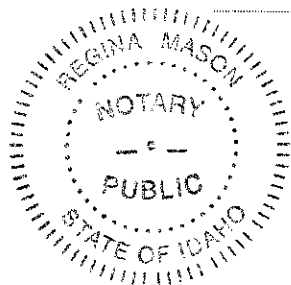
Kattie L. Hay

Personally appeared before me this *10* day of *July*, 20 *03*

Regina Mason

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

MY COMMISSION EXPIRES 6/18/09



NOTICE OF APPLICATION FOR WATER RIGHT

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

95-9189

GREEN FERRY WATER & SEWER DIST
PO BOX 1105
POST FALLS ID 83854
Point(s) of Diversion: L5 (SWNW) and L6 (SENW) S12 T50N R05W
KOOTENAI County
Source GROUND WATER
Use: MUNICIPAL 01/01 To 12/31 0.25 CFS
Total Diversion 0.25 CFS
Date Filed: 06/10/2003
Remark: Municipal use is within the service area of Green Ferry Water and Sewer District.

95-9190

ROGER J LEWIS
PO BOX 889
RATHDRUM ID 83858
Point(s) of Diversion: SWSE S34 T52N R04W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.2 CFS
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion 0.2 CFS
Date Filed: 06/10/2003
Place Of Use: IRRIGATION T52N R04W S34 SWSE
Number of Acres: 15
Place Of Use: DOMESTIC same as IRRIGATION
Remark: Domestic use is for 1 home.

95-9191

LOST CREEK TRUST
12381 WINCH AVE
RATHDRUM ID 83858
Point(s) of Diversion: NWSW, SWSW, SESW, S3 T51N R05W
KOOTENAI County
Point(s) of Diversion: NWSW, SWSW, SESW, S34 T52N R05W
KOOTENAI County
Source LOST CREEK Tributary To SINKS
Use: IRRIGATION 03/15 To 11/15 4.86 CFS
Use: IRRIGATION STORAGE 03/15 To 11/15 10 AFA
Use: IRRIGATION FROM STORAGE 03/15 To 11/15 10 AFA
Use: STOCKWATER 01/01 To 12/31 0.06 CFS
Use: RECREATION STORAGE 01/01 To 12/31 10 AFA
Total Diversion 4.86 CFS
Date Filed: 06/20/2003
Place Of Use: IRRIGATION
T51N R05W S3 NENW NWNW SWNW SENW
T52N R05W S34 NESW NWSW SWSW SESW
Number of Acres: 243
Place Of Use: IRRIGATION FROM STORAGE, IRRIGATION STORAGE,
STOCKWATER and RECREATION STORAGE same as IRRIGATION
Remark: Stockwater is for 200 range cattle.
Recreational storage is for swimming and fishing.

95-9192

MIKE P LEACH
12300 WINCH AVE
RATHDRUM ID 83858
Point(s) of Diversion: SENW S3 T51N R05W KOOTENAI County
Source LOST CREEK Tributary To SINKS
Use: IRRIGATION 03/15 To 11/15 2.3 CFS
Use: IRRIGATION STORAGE 03/15 To 11/15 19 AFA
Use: IRRIGATION FROM STORAGE 03/15 To 11/15 19 AFA
Use: STOCKWATER 01/01 To 12/31 0.06 CFS
Use: STOCKWATER FROM STORAGE 01/01 To 12/31 19 AFA
Use: POWER 01/01 To 12/31 3 CFS
Use: POWER STORAGE 01/01 To 12/31 19 AFA
Use: POWER FROM STORAGE 01/01 To 12/31 19 AFA
Use: RECREATION STORAGE 01/01 To 12/31 19 AFA
Total Diversion 3 CFS
Date Filed: 06/20/2003
Place Of Use: IRRIGATION T51N R05W S3 NW
Number of Acres: 115
Place Of Use: IRRIGATION FROM STORAGE, IRRIGATION STORAGE,
RECREATION STORAGE, and STOCKWATER STORAGE same as IRRIGATION
Place Of Use: POWER, POWER STORAGE, and POWER FROM STORAGE
T51N R05W S3 NENW SENW
Remark: Stockwater use is for 200 head of range cattle.
Recreation Storage use is for swimming and fishing.

96-9140

J HANK HESTER
JANET HESTER
C/O EDWIN B HOLMES, ATTORNEY
PO BOX 909
COEUR D'ALENE ID 83816-0909
Point(s) of Diversion: NENW S13 T53N R04W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.14 CFS
Use: DOMESTIC 01/01 To 12/31 0.14 CFS
Total Diversion 0.2 CFS
Date Filed: 06/19/2003
Place Of Use: IRRIGATION T53N R04W S13 NW
Number of Acres: 4.5
Place Of Use: DOMESTIC same as IRRIGATION
Remark: Domestic use is for 9 homes.

Permits will be subject to all prior water rights. Protests must 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 07/21/2003. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Legal 3378
July 3, 10, 2003

MICROFILMED

DEC 03 2003

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

95-9189

GREEN FERRY WATER & SEWER DIST

PO BOX 1105

POST FALLS ID 83854

Point(s) of Diversion L5 (SWNW) and L6 (SENW) S12 T50N R05W KOOTENAI County

Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 0.25 CFS

Total Diversion: 0.25 CFS

Date Filed: 06/10/2003

Remark: Municipal use is within the service area of Green Ferry Water and Sewer District.

95-9190

ROGER J LEWIS

PO BOX 889

RATHDRUM ID 83858

Point(s) of Diversion SWSE S34 T52N R04W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.2 CFS

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

Total Diversion: 0.2 CFS

Date Filed: 06/10/2003

Place Of Use: IRRIGATION T52N R04W S34 SWSE

Number of Acres 15

Place Of Use: DOMESTIC same as IRRIGATION

Remark: Domestic use is for 1 home.

95-9191

LOST CREEK TRUST

12381 WINCH AVE

RATHDRUM ID 83858

Point(s) of Diversion NWSW, SWSW, SESW, S3 T51N R05W KOOTENAI County

Point(s) of Diversion NWSW, SWSW, SESW S34 T52N R05W KOOTENAI County

Source LOST CREEK Tributary To SINKS

Use: IRRIGATION 03/15 To 11/15 4.86 CFS

Use: IRRIGATION STORAGE 03/15 To 11/15 10 AFA

Use: IRRIGATION FROM 03/15 To 11/15 10 AFA

STORAGE

Use: STOCKWATER 01/01 To 12/31 0.06 CFS

Use: RECREATION STORAGE 01/01 To 12/31 10 AFA

Total Diversion: 4.86 CFS

Date Filed: 06/20/2003

Place Of Use: IRRIGATION

T51N R05W S3 NENW NWNW SWNW SENW

T52N R05W S34 NESW NWSW SWSW SESW

Number of Acres 243

Place Of Use: IRRIGATION FROM STORAGE, IRRIGATION STORAGE, STOCKWATER and RECREATION STORAGE same as IRRIGATION

Remark: Stockwater is for 200 range cattle.

Recreational storage is for swimming and fishing.

~~MICROFILMED~~ CONTINUED ON NEXT PAGE

DEC 03 2003

95-9192

MIKE P LEACH
12300 WINCH AVE
RATHDRUM ID 83858

Point(s) of Diversion SENW S3 T51N R05W KOOTENAI County
Source LOST CREEK Tributary To SINKS

Use: IRRIGATION	03/15 To 11/15	2.3 CFS	
Use: IRRIGATION STORAGE	03/15 To 11/15		19 AFA
Use: IRRIGATION FROM STORAGE	03/15 To 11/15		19 AFA
Use: STOCKWATER	01/01 To 12/31	0.06 CFS	
Use: STOCKWATER STORAGE	01/01 To 12/31		19 AFA
Use: STOCKWATER FROM STORAGE	01/01 To 12/31		19 AFA
Use: POWER	01/01 To 12/31	3 CFS	
Use: POWER STORAGE	01/01 To 12/31		19 AFA
Use: POWER FROM STORAGE	01/01 To 12/31		19 AFA
Use: RECREATION STORAGE	01/01 To 12/31		19 AFA
Total Diversion:		3 CFS	

Date Filed: 06/20/2003
Place Of Use: IRRIGATION T51N R05W S3 NW
Number of Acres 115
Place Of Use: IRRIGATION FROM STORAGE, IRRIGATION STORAGE, RECREATION
STORAGE, and STOCKWATER STORAGE same as IRRIGATION
Place Of Use: POWER, POWER STORAGE, and POWER FROM STORAGE
T51N R05W S3 NENW SENW

Remark: Stockwater use is for 200 head of range cattle.
Recreation Storage use is for swimming and fishing.

96-9140

J HANK HESTER
JANET HESTER
C/O EDWIN B HOLMES, ATTORNEY
PO BOX 909
COEUR D ALENE ID 83816-0909

Point(s) of Diversion NENW S13 T53N R04W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.14 CFS
Use: DOMESTIC 01/01 To 12/31 0.14 CFS
Total Diversion: 0.2 CFS

Date Filed: 06/19/2003
Place Of Use: IRRIGATION T53N R04W S13 NW
Number of Acres 4.5
Place Of Use: DOMESTIC same as IRRIGATION
Remark: Domestic use is for 9 homes.

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 07/21/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director . Published in Coeur d'Alene Press on July 3 and 10, 2003.

DEC 03 2003



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 26, 2003

*** PLEASE FAX PROOF PRIOR TO PUBLICATION ***

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

FAXED TO MISTI AT 664-0121 on 6/26/03

3 pages total

RE: Application for Permit No. 95-9189, 95-9190, 95-9191, 91-9192 and 96-9140

Dear Misti:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, July 3 and 10, 2003, (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 07/21/2003. Your cooperation is GREATLY appreciated.

Thanks D

Especially due to the length of this legal, offering me a last minute review to make sure I have covered all bases, I will appreciate receiving a proof prior to publication.

Thank you very much.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

MICROFILMED
DEC 03 2003



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 26, 2003

J HANK HESTER
JANET HESTER
C/O EDWIN B HOLMES, ATTORNEY
PO BOX 909
COEUR D ALENE ID 83816-0909

RE: Application for Permit No 96-9140

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 July 3 and 10, 2003. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

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

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

Sincerely,

Allen Beardslee

Senior Water Resource Agent

MICROFILMED
DEC 13 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-26
(208) 769-1450

DIRK KEMPTHORN
GOVERNOR

KARL J. DREHER
DIRECTOR

FAX TRANSMITTAL COVER SHEET

DATE: 6-19-03

TO: HOLMES

FROM: BEAROSEE

FAX #: _____

NOTE: BLANK FORMS ARE AVAILABLE ON THE INTERNET AT:
www.idwr.state.id.us/info/forms.htm

DOCUMENT DESCRIPTION:

PLEASE NOTE CHANGES MADE TO HESTER'S
APPLICATION FOR PERMIT - CALL IF YOU HAVE
QUESTIONS/CONCERNS.

TOTAL PAGES SENT: 2 PLUS (+) COVER SHEET

CONTACT: _____
(NAME OF SENDER)

CHARGES: One (1) free copy per request, cover sheet not included. Two (2) or more copies per request are \$0.25 per page with a \$0.50 minimum

PLEASE CONSIDER THIS DOCUMENT AS A BILLING STATEMENT.

THE CHARGE FOR YOUR FAX COPIES IS \$ _____

PLEASE REMIT BY RETURN MAIL TO THE ABOVE ADDRESS.

PHONE NO: (208) 769-1450

FAX NO: (208) 769-1454

REC 03 2003

RECEIVED

Form 238-7

3/95

SEP 21 1995



IDaho DEPARTMENT OF WATER RESOURCES

WELL DRILLER'S REPORT

Use Typewriter or Ballpoint Pen

NORTHERN REGION

1. DRILLING PERMIT NO. 76-95-N-236

Other IDWR No. _____

2. OWNER:

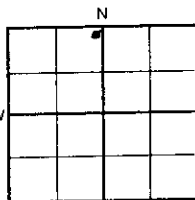
Name J Hank Hester

Address Rt 1 Box 142

City Priest River State ID Zip 83856

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.



Twp. 53 North ☒ or South ☐
Rge. 4 East ☐ or West ☒
Sec. 13 NE 1/4 NE 1/4 NW 1/4
Gov't Lot _____ County Kootenai
Lat: _____ Long: _____

Address of Well Site Unit 54 & Riffle

City ATL
(Give at least name of road + Distance to Road or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

4. USE:

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

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

☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
<u>Bentonite</u>	<u>0</u>	<u>20</u>	<u>7</u>	<u>overbored</u>

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) 560'

Was drive shoe seal tested? ☐ Y ☒ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
<u>8</u>	<u>1 1/2</u>	<u>160</u>	<u>250</u>	<u>Steel</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☒ Perforations Method Air perforator
☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
<u>525</u>	<u>555</u>	<u>1/4 x 1</u>	<u>75</u>	<u>8</u>	<u>Steel</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE

490 ft. below ground Artesian pressure _____ lb.

Depth flow encountered _____ ft. Describe access port or

control devices: _____

NENENW 13 53N 4W

FORWARD WHITE COPY TO WATER RESOURCES

Office Use Only

Inspected by _____

Twp _____ Rge _____ Sec _____

1/4 1/4 1/4

Lat: _____ Long: _____

☒ Air ☐ Flowing Artesian

11. WELL TESTS:

☐ Pump ☐ Bailor

Yield gal/min.	Drawdown	Pumping Level	Time
<u>100+</u>			<u>6 Hours</u>

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: _____

Depth first Water Encountered 490

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
<u>10</u>	<u>0</u>	<u>2</u>	<u>Top Soil</u>		<input checked="" type="checkbox"/>
<u>16</u>	<u>2</u>	<u>33</u>	<u>SAND and GRAVEL</u>		<input checked="" type="checkbox"/>
<u>10</u>	<u>33</u>	<u>160</u>	<u>Large GRAVEL</u>		<input checked="" type="checkbox"/>
<u>10</u>	<u>160</u>	<u>166</u>	<u>Granite Bolder</u>		<input checked="" type="checkbox"/>
<u>10</u>	<u>166</u>	<u>320</u>	<u>Large GRAVEL</u>		<input checked="" type="checkbox"/>
<u>10</u>	<u>320</u>	<u>325</u>	<u>Granite Bolder</u>		<input checked="" type="checkbox"/>
<u>10</u>	<u>325</u>	<u>408</u>	<u>Large GRAVEL</u>		<input checked="" type="checkbox"/>
<u>10</u>	<u>408</u>	<u>416</u>	<u>Granite Bolder</u>		<input checked="" type="checkbox"/>
<u>10</u>	<u>416</u>	<u>490</u>	<u>GRAVEL</u>		<input checked="" type="checkbox"/>
<u>10</u>	<u>490</u>	<u>560</u>	<u>SAND, Large GRAVEL</u>	<input checked="" type="checkbox"/>	

Completed Depth 560' (Measurable)
Date: Started 8-2-95 Completed 8-8-95

13. DRILLER'S CERTIFICATION

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

Firm Name HESTER WELL DRILLING INC. Firm No. 528

Firm Official [Signature] Date 8-14-95

and Supervisor or Operator [Signature] Date 8-14-95

(Sign once if Firm Official & Operator)