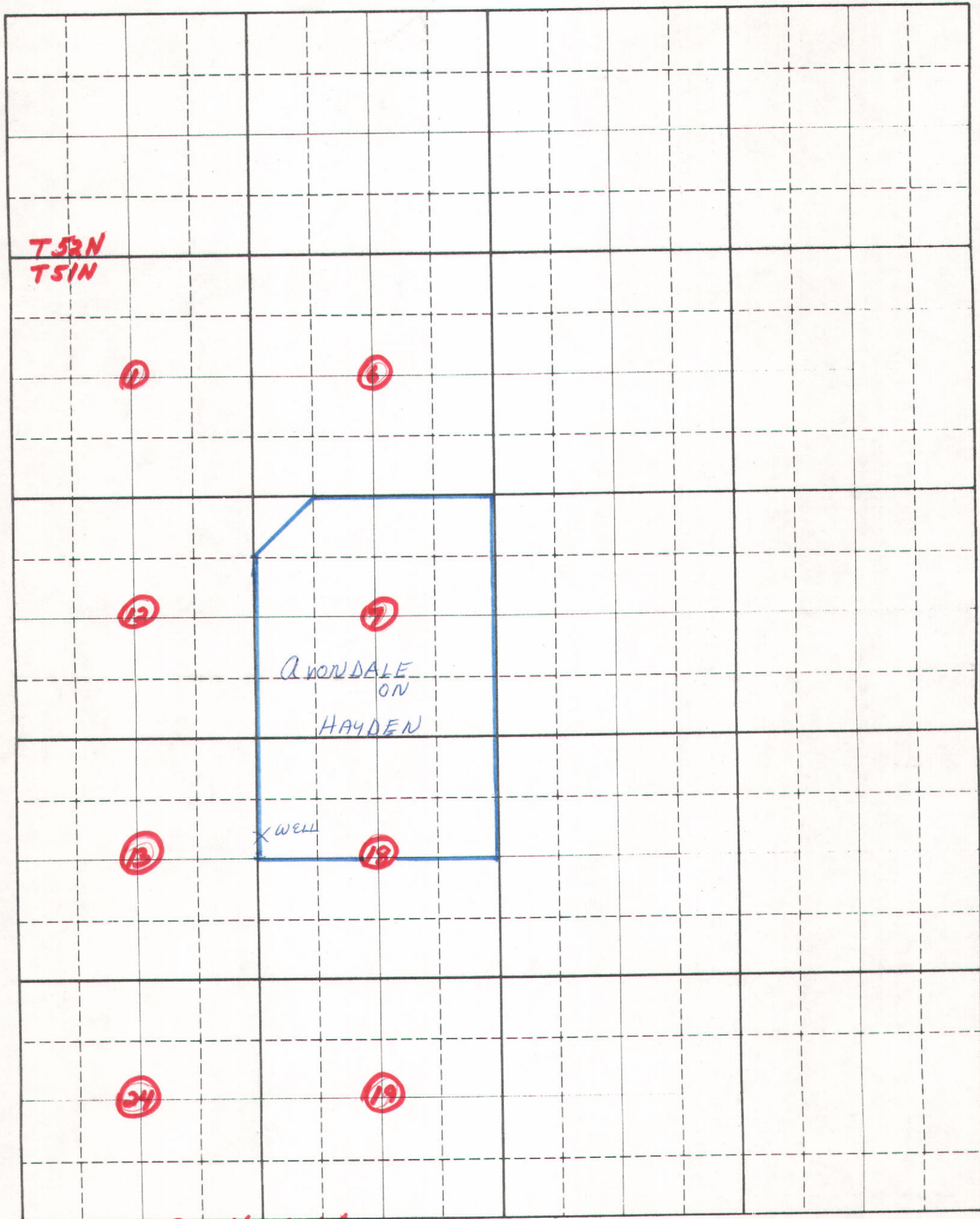


11. Map of proposed project:



Scale: 2 inches equal 1 mile

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

THE WASHINGTON WATER POWER COMPANY

BY L. A. Eisele
(Applicant) L. A. Eisele
Vice President

95-7185

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7185 Priority April 3, 1972 Amount 1.39 cfs

THIS IS TO CERTIFY, that Washington Water Power Company
of Spokane, Washington, has complied with the terms and conditions of Permit
No. 95-7185 issued pursuant to Application for Permit dated April 3, 1972,
and has submitted proof to the Department of Water Resources on March 8, 1977,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.39 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u> from <u>January 1</u> to <u>December 31</u> at <u>1.39</u> cfs and <u>624.0</u> acre feet (520 units)			
from _____ to _____ at _____ cfs and _____			
from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 1.39 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
624.0 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 18, Twp.
51N, Rge. 3W in the County of Kootenai

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
51N	3W	18	X	X	X	X	X	X	X	X									
		7	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	

Total number of acres irrigated _____

Place of use is Avondale on Hayden Subdivision through 7th Addition

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of
November, 19 81.

Acting for the Director

Norman C Young

Identification No. 95-7185
Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant The Washington Water Power Company
post office address P. O. Box 1445, Spokane, Washington 99210
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 18 Township 51N
Range 3 W.B.M. Kootenai County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3.4 for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.4 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____
1500 gpm deep well turbine pump with 250 HP motor

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 16 inches; proposed depth of well is 260 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 48,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section 18 Township 51N
Range 3 W.B.M. Avondale on Hayden Subdivision through 7th Addition
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 520.
(5) If water is to be used for other purposes describe: _____

95-7185

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

[illegible]

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes Permit No. G33485 for 1.0 cfs.

9. a. Who owns the property at the point of diversion The Washington Water Power Company

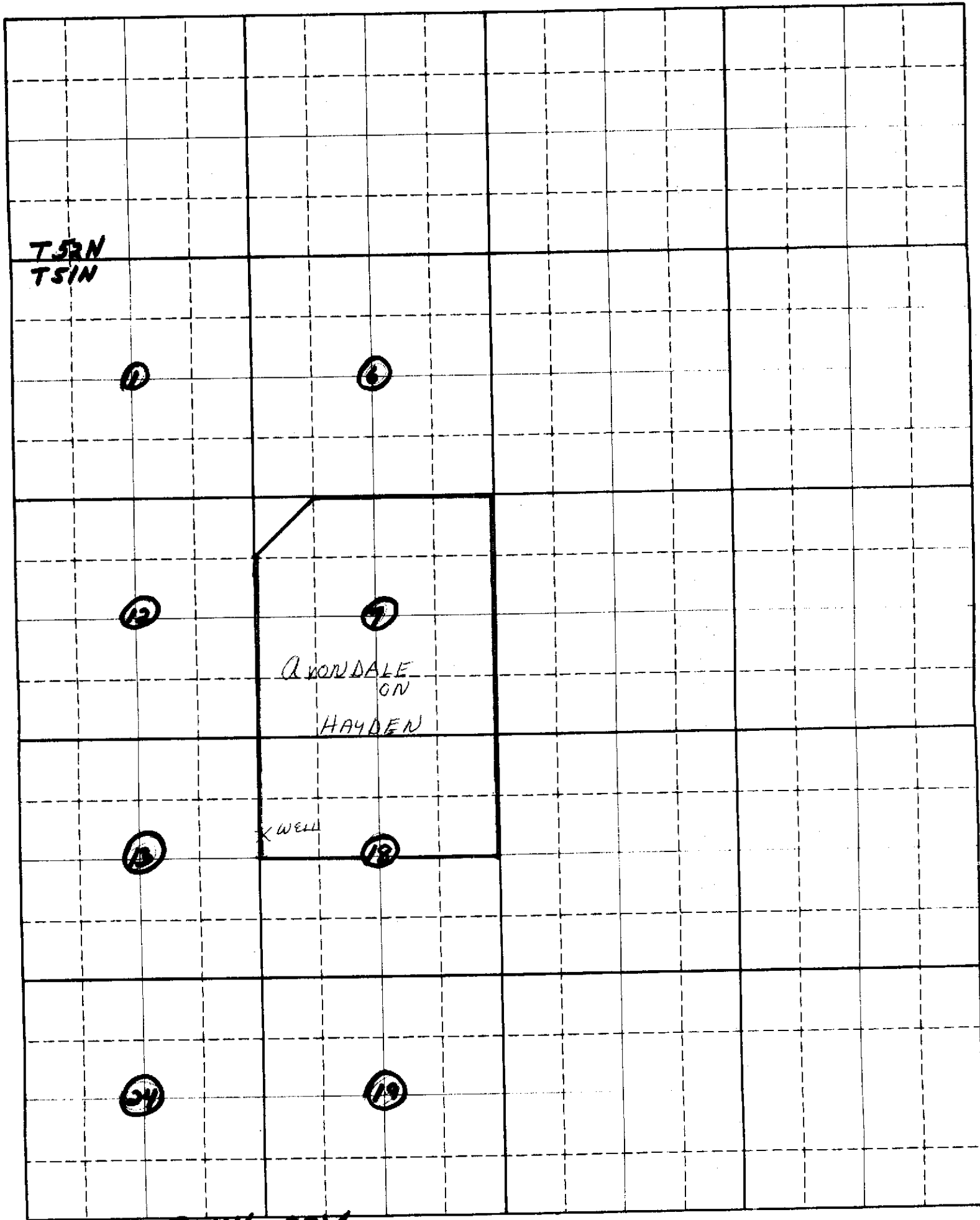
b. Who owns the land to be irrigated or place of use Individual Home Owners

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

95-765

11. Map of proposed project:



Scale: 2 inches equal 1 mile

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

THE WASHINGTON WATER POWER COMPANY

BY
(Applicant)

L. A. Eisele

L. A. Eisele
Vice President

95-7185

Received by 4 Date 4-3-72 Time 10:00 A
Preliminary check by JEB Fee \$ 55.00
Received by 4 Date 4-3-72
Publication prepared by CR Date 4-7-72
Published in COEUR D'AIENE PRESS
Publication dates 4-13 & 4-20-72
Publication approved CR Date 5-4-72
Priority ~~reduced~~ to 4-3-72 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by D BDE CR

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 95-7185, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 19 77.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 17 day of _____ May, 19 72.

R. Kirk Higin
Director

State Reclamation Engineer

95-7185

AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS
(WEEKLY)

STATE OF IDAHO, }

ss.

County of Kootenai, }

Department of Water Administration

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that The Washington Water Power Company, P. O. Box 1445, Spokane, Washington, has on April 3, 1972 submitted Application No. 95-7185 for a permit to appropriate 3.4 cubic feet per second of water from a ground water source by means of well, pump, and motor within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, T. 51N, R. 3W, B.M., Kootenai County to be used from Jan. 1 to Dec. 31 for domestic purposes for 520 families within the Avondale on Hayden Subdivision through 7th Addition, located in Sec. 18, T. 51N, R. 3W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before May 1, 1972.

R. KEITH HIGGINSON
Director

April 13, 20, 1972

Callie Painter, being first duly sworn,
deposes and says:

That affiant is now, and at all times herein mentioned has been, a citizen of the United States and a resident of Kootenai County, State of Idaho, over the age of 21 years and not a party to, nor interested in the event of, the above entitled matter, and the printer (principal clerk) of the "Coeur d'Alene Press", during all of the times herein mentioned being a legal daily newspaper, of Coeur d'Alene, Kootenai County, Idaho, as defined by Idaho Code Sec. 60-106 to Sec. 60-108 both inclusive, and Chapter 121 Idaho Session Laws of 1949, and acts amendatory thereof and correlated thereto, and qualified thereunder to publish to the same effect as a weekly

newspaper on Wednesdays; and that the

Notice of Application for Water Permit - Wash. Water Power Co.

of which a printed copy is annexed hereto, was published in all the regular Wednesday

weekly issues of said newspaper for two consecutive weeks, commencing

on the 13 day of April, 1972 and ending on the

20 day of April, 1972

Callie Painter

Subscribed and sworn to, before me, this 20 day of April

19 72

C. Patrick King

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

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 95-7185 Name The Washington Water Power Company

Source Groundwater

Point of Diversion SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, T. 51N, R. 3W, B.M., Kootenai County

Quantity 3.4 Use Domestic Period Jan. 1 to Dec. 31

Quantity Use Period

Quantity Use Period

Well Size Diameter 16 Proposed Depth 260 Feet

Use 520 families for domestic purposes

Date Forwarded 4-11-72 Date Returned 4-12-72 Received by SL

COMMENTS: Insufficient data available for a determination
of water level fluctuations.

RECOMMENDED:

Applied: Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Maximum: Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

ACTION: Approved Denied

Conditions of approval or reason for denial:

INVESTIGATION By Paul M. Castelan Title W.R.I. - T

Date April 12, 1972

95-7185



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

February 19, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Deb Mortlock
Washington Water Power Company
P.O. Box 3727
Spokane, Washington 99220-3727

Dear Ms. Mortlock:

RE: Draft Application for License, Cabinet Gorge Hydroelectric Project, FERC 2058

The letter of October 15, 1998, from Larry La Bolle on the above project requested comments to you by January 15, 1999. Our letter is recognized to be late; however, comments felt to be appropriate are quite minor in relation to FERC's responsibility but generally relate to state of Idaho water rights for the project. This letter results from my discussion with Larry La Bolle on February 17.

In regard to the Draft Application for License, on page 3-14 of the Draft Collaboratively Prepared Environmental Assessment under Idaho Water Rights, we would have preferred a listing of the License and Certificate of Water Right document numbers. These documents are as follows:

96-02179 with priority date of September 7, 1950 for 25,000 cfs
96-02180 with priority date of November 7, 1950 for 10,000 cfs (not September 7, 1950)
96-02269 with priority date of November 3, 1961 for 700 cfs

It should be noted there is no storage license of record for the Cabinet Gorge Reservoir. Therefore a Claim to a Water Right under Idaho Code 42-243 should be filed in the near future on a Idaho Department of Water Resources form no. 243, Claim to a Water Right (Statutory Claim). According to page A-4 of the draft license application, the claim would be for 105,000 acre-feet for storage and 42,780 acre-feet for use from storage for hydroelectric use.

On page 4-45, the reference to the Idaho Water Resource Board's State Water Plan should reference the January 1997 edition not a December 1986 edition.

For the Draft License Application in the Initial Statement under item 6, compliance with each of the laws cited, it would have been beneficial to repeat the above license information with a summary of the claim information. This compliance section, as you know, was not provided in the draft application for license.

In regard to the name change to Avista Corporation, good business practice suggests a name/address change filing either by letter or on form no. 42-248/42-1409(6), Notice of Change of Water Right Ownership, would be made for Idaho water rights [Cabinet Gorge, Post Falls, and any others (?)].

This letter or form should include a listing of the water rights and a copy of the document(s) that makes the legal name change. A partial review of our data base lists the following additional Idaho water filings:

<u>Filing No.</u>	<u>Priority Date</u>	<u>Source</u>	<u>Quantity</u>
95-04518	01/01/1907	Spokane River	4,250 cfs (for Post Falls) (a claim)
95-08003	03/17/1980	Spokane River	1,150 cfs (for Post Falls)
82-02070	03/11/1926	Moores Lake	715 ac-ft (power) in 71 acre lake
Water transferred to Moores Lake Creek to Johns Creek to S.F. Clearwater R. (Storage in T. 26 N., R. 05 S., Sec. 6, NENE., B.M. Transferred from Inland Power & Light Co. A court likely would rule this licensed right forfeited because of non-use.)			
95-02205	02/21/1967	Groundwater	0.29 cfs (domestic)
95-04027	09/01/1963	Groundwater	1.20 cfs (domestic)
95-07185	04/03/1972	Groundwater	1.39 cfs (domestic)
95-07271	04/03/1973	Groundwater	0.83 cfs (municipal)
95-08432	01/30/1984	Groundwater	0.08 cfs (domestic)
95-02172	Lapsed		

Both the claim and name change filings may be made through our regional office located in Coeur d'Alene, Idaho, telephone number (208) 769-1450. Forms are enclosed with a copy of this letter to Larry La Bolle and also can be duplicated from internet at www.idwr.state.us.id/idwr/idwrhome.htm.

We have deferred a concern about erosion below Cabinet Gorge Dam to the oversight review and recommendations of the Idaho Division of Environment and the Idaho Department of Fish and Game.

Sincerely,



Ralph Mellin
Special Projects Coordinator

c: Larry La Bolle, Avista Relicensing Project Manager, w/enclosures
Bob Haynes, IDWR Northern Regional Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

December 1, 1981

RE: Permit No. 95-7185

Washington Water Power Company
Box 2727
Spokane, WA 99220

Gentlemen:

Enclosed is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

RECEIVED
DEC 1 1981
WATER RESOURCES
BOISE, IDAHO

CONVERSATION MEMORANDUM

664-8291 Ex42

DATE 3-10-1981 4:00pm

Kootenai County

FILE 95-7185

NAME OF PARTY

Assessor's Office (Mr. Nagel)

EMPLOYEE

Robyn Hampe

RE:

Legal description for P/U - Avondale on
Hayden Subdivision through 7th Addition

As per Mr. Nagel - The subdivision is
quite large & is basically 7 Plats.
Offered to send plats at \$300 each.
Also suggested we contact the
Representative for Washington Water
Power Co. who works in that area.

Mr Nagel agreed with 40 Acre tract
discription on permit as to the general
location of above subdivision for

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

March 9, 1981

Washington Water Power Co.
Box 3727
Spokane, WA 99220

Dear Sirs,

A representative of this Department has made an examination of the works covered by your Permit No. 95-7185, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 1.39 cfs Source: groundwater

The maximum quantity diverted shall not exceed 624 acre feet per year.

Point(s) of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, Twp. 51N, Rge. 3W, B.M.

Beneficial use: Domestic use for 520 homes within the NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 7;
NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 18, Twp. 51N, Rge. 3W.

Priority date established: April 3, 1972

Conditions (if any): ~~A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.~~
~~Place of use for Avondale on Hayden Subdivision through 7th Addition.~~ *Removed on original letter Jm*

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

TOTAL ACREAGE

DATE OF EXAM 5/23/77 & 3-7-79

ACREAGE

Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= 1.39 c.f.s. V= _____ AF/Ann. from Jan 1 to Dec 31
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no _____

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no _____

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 625 gpm Method of measurement meter

Total Q recommended 1.39 cfs Meter No. 100557 Type Sparking Condition good

Total V recommended _____

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

1000 gals in 96 secs. $\frac{96 \text{ sec}}{60 \text{ sec}} = 1.6 \text{ min}$ $\frac{1000 \text{ gal}}{448.8} = 625 \text{ gpm}$ $= 1.39 \text{ cfs capacity}$

$V = 1.39 \times 1.9835 \times 365 = 1006.3$
520 units as per permit $\times 1.2 = 624.0$

SYSTEM DESCRIPTION:

16" x 277' well with pump & pipeline

REMARKS:

GE 200 hp motor #JKJ 925123 propelling a Worthington 1200 gpm pump #VTP 46414
First exam measured 1.39 cfs because of drought second exam made
measurement was 400 gpm.

Miner's Signature J. D. King Date 3-7-79

Checked by Bob Haynes Date 3-8-79

Approved by [Signature] Date 3/6/81

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

March 5, 1979

Washington Water Power Co.
Box 3727
Spokane, Washington 99220

RE: 95-7185

Gentlemen:

I would like to examine your water system in the near future.

Please notify me of a place and time that I can contact someone to go with me on this examination. It will also be necessary to have a list or a plat showing the location of the houses on the system.

Thank you for your cooperation.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

RECEIVED
MARCH 11 1979

ENC

March 14, 1977

Re: Permit No. 95-7185

Washington Water Power Co.
Box 3727
Spokane, WA 99220

Gentlemen,

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in ~~Coeur~~ d'Alene.

Sincerely,

JANICE RENK
Water Rights Bureau

/jr:la

MICROFILMED

Identification No. _____

Permit No. 95-7185

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder The Washington Water Power Company
b) Post Office Address P. O. Box 3727, Spokane, Washington 99220
2. Permit Number 95-7185
3. Date of Priority that you are prepared to establish April 3, 1972
4. a) Source from which water was appropriated Ground Water
b) Location of the point of diversion: SW 1/4 NW 1/4, Section 18
Township 51 North, Range 3 West of Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount 3.4 cfs for domestic purposes from January 1 to December 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 3.4 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Sparline Masterflo meter read by water service man under direction of E. S. Brown, Water Foreman
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 1200 gpm pump, 200 HP motor, 16-inch diameter and 277 feet deep well

b) Describe the type and size of measuring device which you have installed at your point of diversion: 10-inch Sparling Masterflo main line meter installed in discharge.

c) Give well driller's name and address and the date the well was completed: Holman Drilling Corporation,
East 3410 Ninth Avenue, Spokane, Washington 99202
Completed April 2, 1974
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Municipal domestic use to Avondale on Hayden Subdivisions through 7th Addition,
in Section 18, Township 51 North, Range 3 WBM

Exam typed 3/14/77 By jc

MICROFILMED

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision. vit.

[illegible]

10. Remarks: _____

A. L. Olson
(Signature) Vice President

My commission expires 10-22-80

RECEIVED

MAY 30 1977

Department of Water Resources

THE WASHINGTON WATER POWER COMPANY

Electric and Natural Gas Service

P.O. BOX 3727 • SPOKANE, WASHINGTON 99220 • (509) 489-0500

March 8, 1977

Mr. R. Keith Higginson
Director
State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

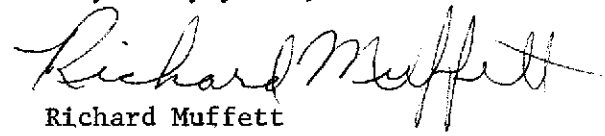
Re: Water Permit No. 95-7185

Dear Mr. Higginson:

Enclosed is a completed copy of the Proof of Application of Water to Beneficial Use for the above-captioned permit.

Please change your records to show that our mailing address is now P. O. Box 3727, Spokane, Washington 99220. Thank you.

Very truly yours,



Richard Muffett
Rights of Way Supervisor

RM:msh
Enclosure

MICROFILMED

February 28, 1977

CERTIFIED MAIL

138364

Re: Permit No. 95-7185

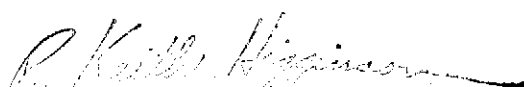
Washington Water Power Co.
Box 1445
Spokane, WA 99210

Gentlemen:

One of the conditions of approval of your water Permit No. 95-7185 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before May 1, 1977. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

MICROFILMED

Department of Water Resources

Static water level 27 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature 33 ° F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

☐ Pump ☒ Bailer ☐ Other

☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type)

☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

☒ Cable ☐ Rotary ☐ Dug ☐ Other

Diameter of hole 12 inches Total depth 230 feet
Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>44</u> inches	<u>12</u> inches	+ <u>13</u> feet	<u>219</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☒ Knife ☐ Torch
Size of perforation 1/4 inches by 2 inches

Number	From	To
400 perforations	50 feet	100 feet
perforations	feet	feet
perforations	feet	feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feet

Surface seal depth 30' Material used in seal ☒ Cement grout
☒ Puddling clay ☐ Well cuttings
Sealing procedure used ☐ Slurry pit ☒ Temporary surface casing
☐ Overbore to seal depth

Sketch map location must agree with written location.

96

N

E

Subdivision Name _____

Lot No. _____ Block No. _____

County Bonner County
NW ¼ SE ¼ Sec. 21, T. 55 N. R. 4 W.

Work started ¹⁷3-28-75 finished 4-30-75

Firm Name McT Drilling Firm No. 298
Address Newport, Wash. Date 4-30-22
Signed by (Firm Official) Frank J. Martin
and
(Operator) William L. Martin

95-7185-

1, Department of Water Administration
 Inkney Walker,
 ject No. 621

(Issued November 22, 1972)

75

The U. S. Army Corps of Engineers is now building The Lower Granite Lock and Dam, which represents the final increment of the Columbia-Snake River Slack Water Navigation System authorized by Congress to provide for ship and barge navigation channels from the Pacific Ocean to Lewiston, Idaho. When Lower Granite is completed, the Lower Granite Reservoir will extend up the Clearwater River for 5 miles to the Licensee's Lewiston Project No. 621. The tailwater of the Lewiston Project will be encroached upon to the extent that the available hydraulic head will be reduced by about 50%, thereby rendering the project inefficient and uneconomical to operate for the production of hydro-power.

95-7185-

Along with its application for surrender of license, the Licensee submitted an executed copy of a tripartite agreement among The Washington Water Power Company, The Corps of Engineers and Potlatch Forests, Inc. The agreement is identified as U. S. Government Contract No. DACW68-6-73-31 and bears an effective date of September 19, 1972.

Under this agreement the Licensee agreed to cease all hydro-power operations and convey project lands and structures partly to the Corps of Engineers and partly to Potlatch. Licensee agreed that within one year after cessation of hydro-power operations it would remove its equipment, personal property, and all installed fixtures used for generation and transmission of power. The Corps of Engineers has agreed to remove the spillway and in order to meet its construction schedule desires to begin removal of the spillway by December 1972.

Potlatch desires to utilize a portion of the log pond area to construct secondary waste treatment facilities.

The Corps has provided a copy of its final environmental impact statement covering The Lower Granite Dam and the entire length of the 39 mile reservoir including the Lewiston Project area.

On December 29, 1965, Licensee filed an application for approval of "as built" Exhibit L drawings. The Corps of Engineers had withheld the certification of drawings as required by Section 4(e) of the Federal Power Act pending study and clarification of the effects of The Lower Granite Dam on the Lewiston Project.

The Commission finds:

- (1) Acceptance of surrender of the license for the project is appropriate for the purposes of the Federal Power Act.
- (2) Surrender of the license renders moot a previously filed application for approval of "as built" Exhibit L drawings.

The Commission orders:

(A) Surrender of the License for major Project No. 621 is hereby accepted, effective as of September 19, 1972.

(B) The application for approval of "as built" Exhibit L drawings filed December 29, 1965, is hereby dismissed.

By the Commission.

(S E A L)

Kenneth F. Plumb,
Secretary.

95-7185

95-7185

May 25, 1972

Re: Permit No. 95-7185

The Washington Water Power Company
P.O. Box 1445
Spokane, Washington 99210

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 95-7185. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at the point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

Enc: Copy of permit
Information letter

bc: Northern District Office

April 12, 1972

Re: Application No. 92-7010 - R. J. Carman
" " 95-7185 - The Washington Water Power Company

Mr. Vaughn Anderson
Environmental Improvement
Department of Health
Boise, Idaho

Dear Mr. Anderson:

We are enclosing copies of two applications that may be of interest to your agency. Please review the applications and if you have any comments, please submit them to our Department as soon as possible. We normally complete the processing of an application within a 6-week period and we are required to take final action shortly thereafter.

If we may be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

BWM/BL

Enclosures

95-7185

April 7, 1972

Re: Application No. 94-7024 - Merlin J. Hymas
" " 95-7183 - John William Van Sickle
" " 95-7184 - " " "
" " 95-7185 - The Washington Water Power Company

Coeur d'Alene Press
Second & Lakeside
Coeur d'Alene, Idaho 83814

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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. In order to receive payment, the following certification must appear on the bill.

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

(signature of claimant)

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:CR

Enc: Legal Notices (4)

Bill submitted 5-4-72. CR

95-7185

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that The Washington Water Power Company,

P.O. Box 1445, Spokane, Washington

has on April 3, 1972 submitted Application No. 95-7185

for a permit to appropriate 3.4 cubic feet per second ~~some feet per second~~

of water from a ground water source

by means of well, pump, and motor

within the SW¹/₄ NW¹/₄, Sec. 18, T. 51N, R. 3W, B.M., Kootenai County

to be used from Jan. 1 to Dec. 31

for domestic purposes for 520 families

within the Avondale on Hayden Subdivison through 7th Addition, located in Sec. 18,
T. 51N, R. 3W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before May 1, 1972.

R. KEITH HIGGINSON

Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho

on April 13 and April 20, 1972.

MAKE 2 COPIES///

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that The Washington Water Power Company, P. O. Box 1445, Spokane, Washington, has on April 3, 1972 submitted Application No. 95-7185 for a permit to appropriate 3.4 cubic feet per second of water from a ground water source by means of well, pump, and motor within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, T. 51N, R. 3W, B.M., Kootenai County to be used from Jan. 1 to Dec. 31 for domestic purposes for 520 families within the Avondale on Hayden Subdivision through 7th Addition, located in Sec. 18, T. 51N, R. 3W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before May 1, 1972.

R. KEITH HIGGINSON
Director

April 13, 20, 1972

C.K.
4-12-72
21

95-7185

DATE	INVOICE NUMBER AND DESCRIPTION	AMOUNT	DISCOUNT OR DEDUCTION	NET AMOUNT
3 29 72	FEE TO COVER APPLICATION TO DEPT. OF WATER ADMINISTRATION TO APPROPRIATE PUBLIC WATERS OF THE STATE OF IDAHO, IN SECTION 18, TOWNSHIP 51 NORTH, RANGE 3 W.B.M., IN KOOTENAI COUNTY, IDAHO	\$55.00		

DATE	INVOICE NUMBER OR DESCRIPTION	AMOUNT	DISCOUNT OR DEDUCTION	NET AMOUNT
3 29 72	FEE TO COVER APPLICATION TO DEPT. OF WATER ADMINISTRATION TO APPROPRIATE PUBLIC WATERS OF THE STATE OF IDAHO, IN SECTION 18, TOWNSHIP 51 NORTH, RANGE 3 W.B.M., IN KOOTENAI COUNTY, IDAHO	\$55.00	95-7185	

PLEASE DETACH BEFORE DEPOSITING CHECK

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

April 3, 1972

Washington Water Power Company
P. O. Box 1445
Spokane, Washington 99210
ATTN: Richard Muffett

Gentlemen:

Attached herewith is your Receipt No. 8253 in the amount of \$ 55.00
for your application for permit

which was received in this office under the above date.

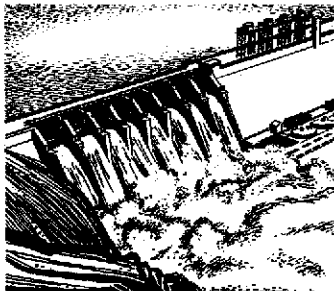
Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

95-7185



THE WASHINGTON WATER POWER COMPANY

Electric and Natural Gas Service

POST OFFICE BOX 1445

SPOKANE, WASHINGTON 99210

March 31, 1972

Mr. James Booker
Appropriation Examiner
State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Re: Ground Water Permit -- Avondale on Hayden

Dear Mr. Booker:

Thank you for your letter of March 24, 1972. We are at this time resubmitting our application.

You will note that we have omitted Item No. 4 in compliance with your suggestion. Item No. 5 will continue to read "3.4 cubic feet per second". Also, please note that the application has been signed by L. A. Eisele, Vice President of our Company.

Enclosed also please find our check No. 49810 in the amount of \$55.00 to cover the processing fee.

Thank you for your assistance in this matter.

Very truly yours,

Richard Muffett
Richard Muffett
Rights of Way Supervisor

RM:mh
Enclosures

95-7185

95-7185

March 24, 1972

The Washington Water Power Company
P.O. Box 1445
Spokane, Washington 99210

ATTN: Richard Muffett, Right-of-Way Supervisor

Dear Mr. Muffett:

We are returning your application for permit, in order that you can clarify some information for us.

Item #4 of your application indicates 200 acre feet per annum. Since you do not indicate any plans to store this water in a reservoir, we would only require a diversion rate such as the 3.4 cubic feet per second that you show under Item #5a.

The signature for this form must be signed by an elected official of the Company or an official who has the authority to obligate the Company in legal matters. Please make sure the signature is in correct form and signed by the proper official.

The proper filing fee for 3.4 cubic feet per second is \$55, which must be submitted before we can process the application for approval.

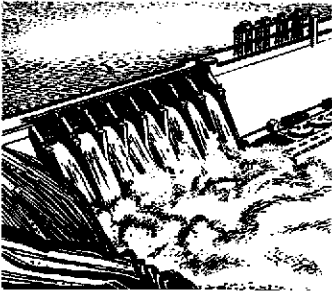
If we can be of any further assistance in this matter, please feel free to contact this Department.

Very truly yours,

James Booker
Appropriation Examiner

JB:cs

Enc: application for permit



THE WASHINGTON WATER POWER COMPANY

Electric and Natural Gas Service

POST OFFICE BOX 1445

SPOKANE, WASHINGTON 99210

March 22, 1972

Mr. R. Keith Higginson, Director
State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Dear Mr. Higginson:

We herewith submit our Application for Permit to Appropriate the Public Waters of the State of Idaho. This application involves a site in Kootenai County, Idaho, in the Coeur d'Alene area.

You will note that our Company presently has a well on the same general site operating under Permit No. G33485/95-2205. On January 10, 1972, copies of the completed form of Proof of Application of Water to Beneficial Use was forwarded to your office.

We trust this present application provides the necessary information and that it can be processed without delay. If more information is desired, please contact this office.

Very truly yours,

Richard Muffett
Richard Muffett
Rights of Way Supervisor

RM:mh
Enclosures

95-7185