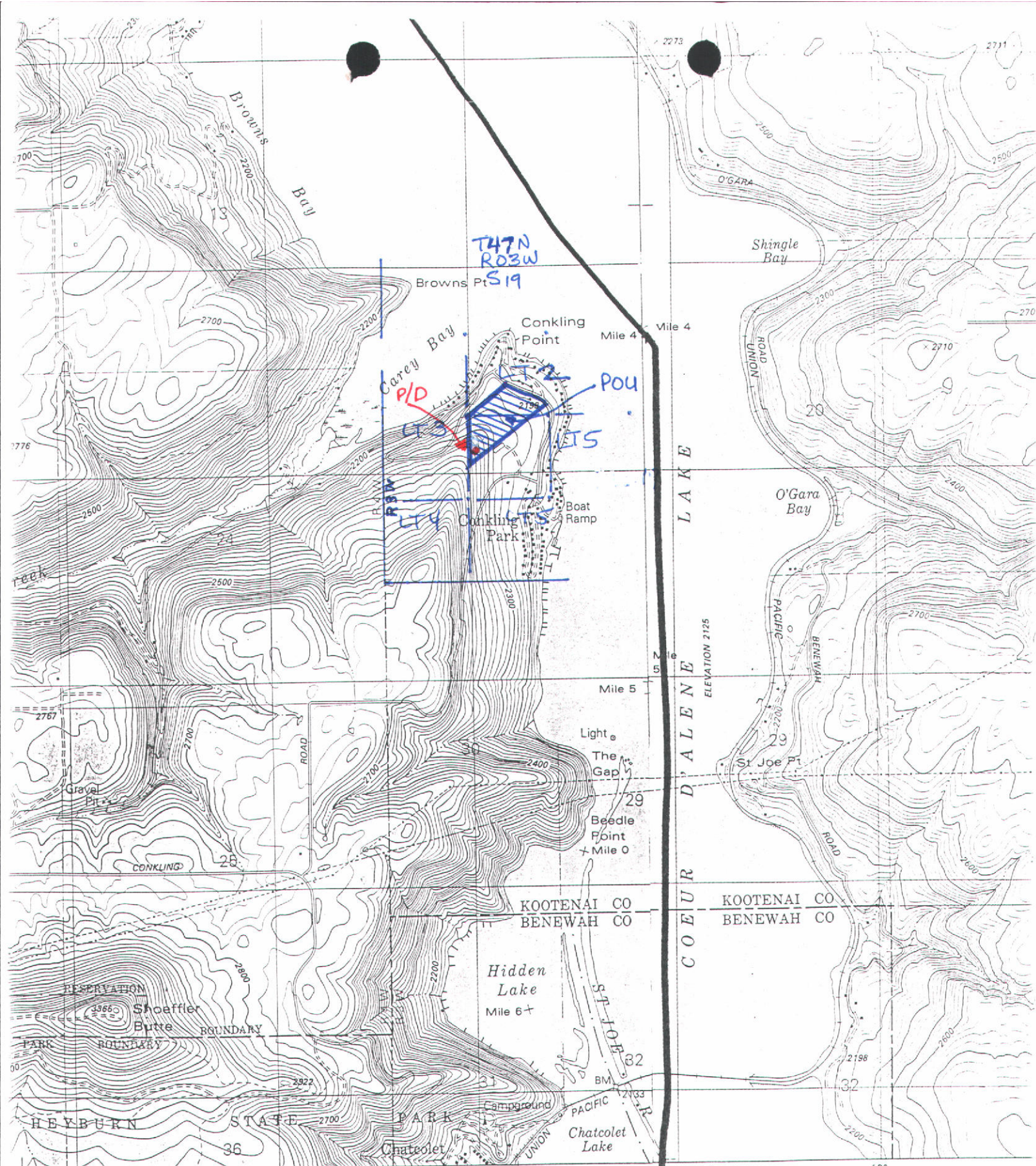




95-08976

95 94

ROAD CLASSIFICATION

Primary highway,
hard surface

Secondary highway,
hard surface

Interstate Route

Light-duty road, hard or
improved surface

Unimproved road

U. S. Route

State Route

Maped, dited, and published by the Geological
Control by USGS and NOS/NOAA
Topography by photogrammetric methods from aerial photogi
taken 1975. Field checked 1976. Map edited 1981
Projection and 10,000-foot grid ticks: Idaho coordinate
system, west zone (transverse Mercator)
1000-meter Universal Transverse Mercator grid, zone 11

MICROFILMED

APR 15 1989

1 MILE

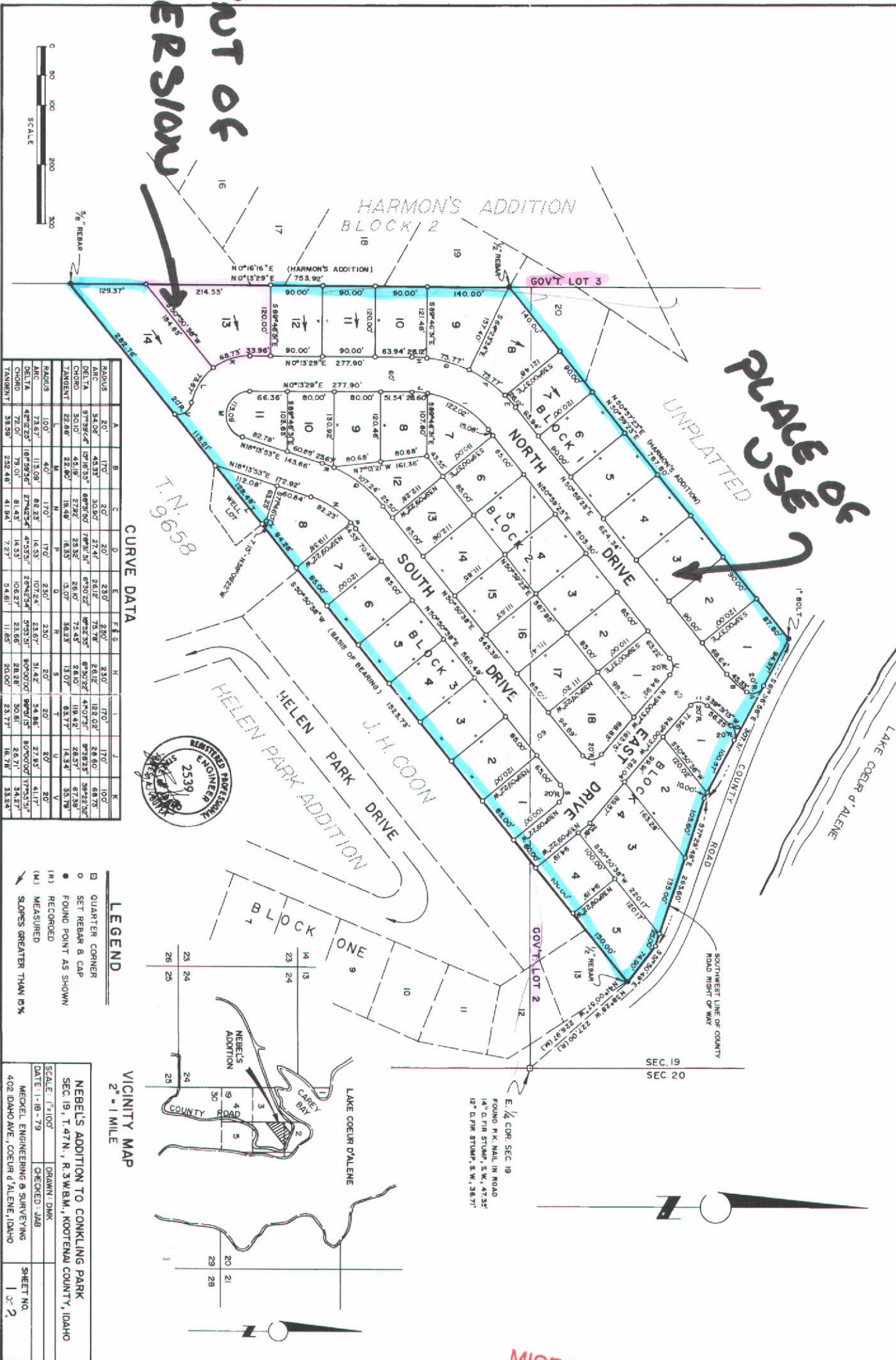


INTERIOR—GEOLOGICAL SURVEY, RESTON, VIRGINIA—1982
2.2 MI. TO IDAHO 5

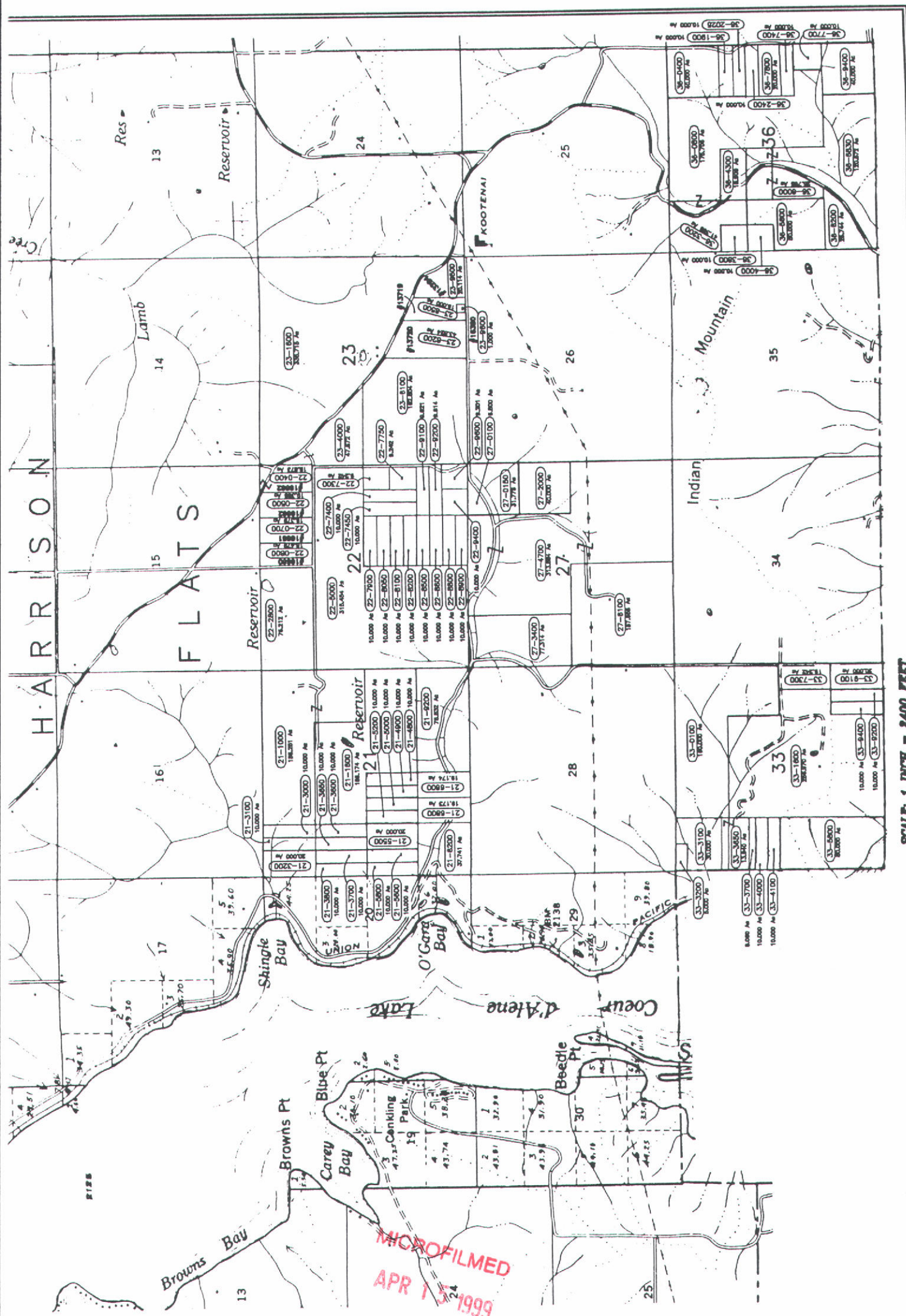
NEBEL'S ADDITION TO KONKLING PARK

PLACE OF
UNPLATTED

POINT OF
DIVERSION



MICROFILMED
APR 15 1999



Twp. 47 N.R. 3W.B.M.

SCALE: 1 INCH = 2400 FEET

Sec. 18.
4.6

Sec. 17.
46.35
3
2570

13

NORTH

D'AILENE

Sec. 20.
211.65

Sec. 19.
204.89

W.C. 6.23 CHS. S.

22

Sec. 30.
316.40

Sec. 29.
300.35

25

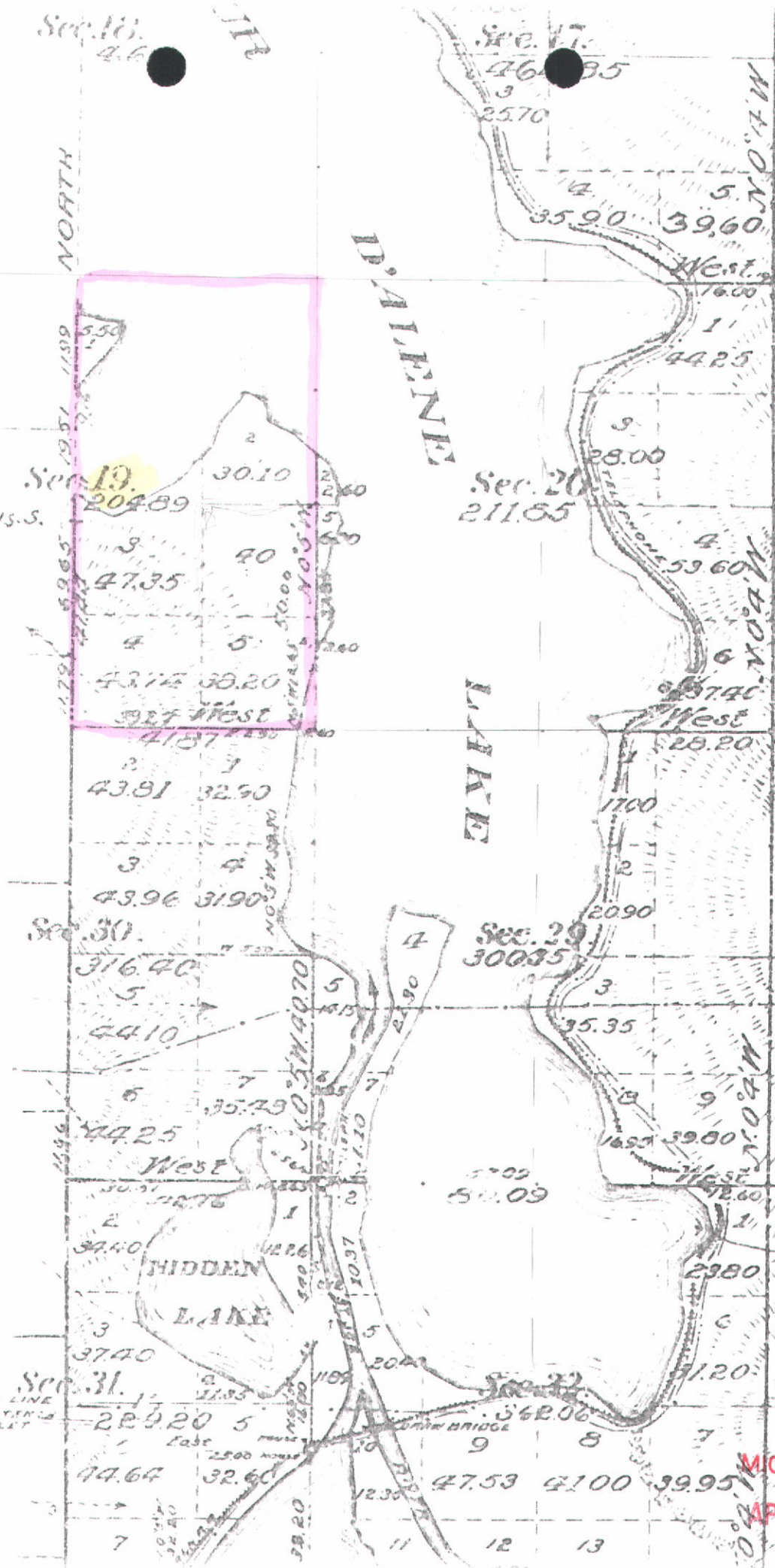
Sec. 31.
229.20

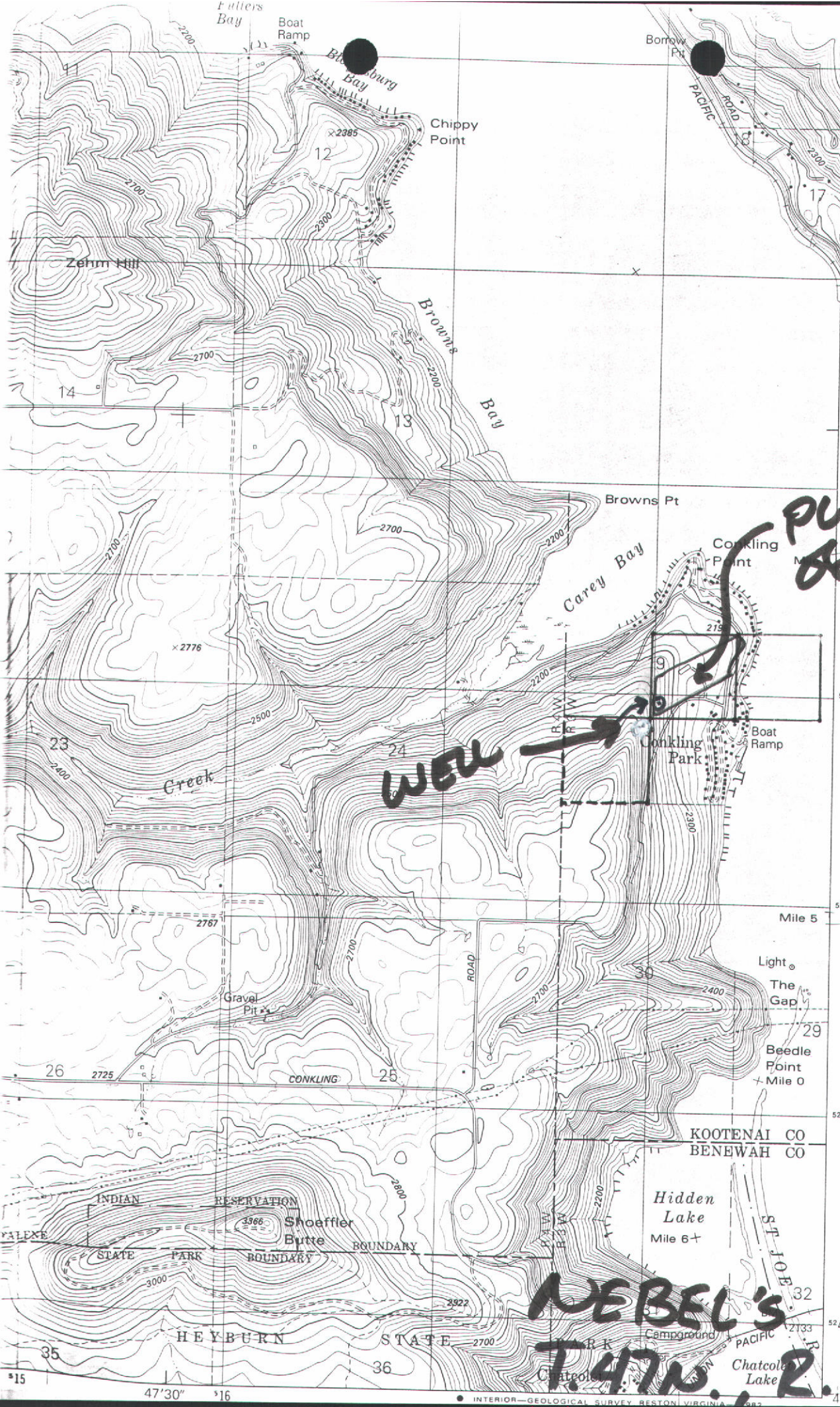
Sec. 32.
362.06

TELEPHONE LINE
ROAD FROM TOWN
TO CARTCOLE

95-08976

MICROFILMED
APR 15 1999





**PLATE
OF USE**

7/21/98
NOTE:
THIS MAP WAS
SUBMITTED WITH
APPLICATION AND
APPEARS TO BE
INCORRECT.
✓ SEE SURVEY MAP.
B

WELL

**MICROFILMED
APR 15 1999**

NEBEL'S

T. 47N. R. 3W.

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-08976

Proposed Priority: October 14, 1997 Maximum Diversion Rate: 0.70 CFS

This is to certify, that NEBELS ADDITION WATER & SEWER ASSN
C/O DUANE HEINTZ
1136 BRYDEN
LEWISTON ID 83501

has applied for a permit to appropriate water from: GROUNDWATER

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>
IRRIGATION	03/15 to 11/15	0.40 CFS
DOMESTIC	01/01 to 12/31	0.30 CFS
	Totals	0.70 CFS

LOCATION OF POINT(S) OF DIVERSION: NESE , Sec. 19, Township 47N, Range 03W
KOOTENAI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
47N	03W	19	Lot 2 (SENE)	10.0	NESE 10.0	20.0

Total number of acres irrigated: 20.0

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 2003.
2. Subject to all prior water rights.
3. 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 permit holder had no control.
4. 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.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

MICROFILMED

APR 15 1995

State of Idaho
Department of Water Resources

Permit To Appropriate Water

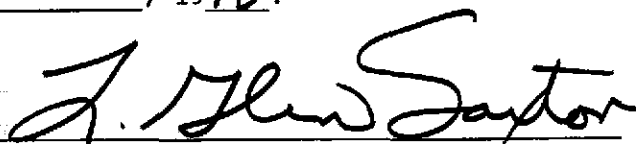
NO. 95-08976

CONDITIONS OF APPROVAL AND REMARKS

7. The issuance of this right does not grant any right-of-way or easement across the land of another.
8. Point of diversion is located within Lot 13, Nebel's Addition to Conkling Park Subdivision.
9. Place of use is located within Lots 1-14, Blk. 1; Lot 1-5, Blk. 2, Lots 1-8, Blk. 3; and Lots 1-18, Blk. 4; Nebel's Addition to Conkling Park Subdivision.
10. Domestic use is for 41 homes and does not include lawn, garden, landscape, or other types of irrigation.

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

21st day of August, 1998.


for
Karl J. Dreher, Director

MICROFILMED
APR 15 1998

Note new address to since all correspondence -
Mons. Heintz
1136 Brydon
Lewiston, Idaho 83501

Ident. No. 95-08976

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
AUG 06 1998

To appropriate the public waters of the State of Idaho

AMENDED

Department of Water Resources
743-3834

1. Name of Applicant Nebel's Addition Water & Sewer Association Phone 208-686-8002
Mailing address N. 29185 Florida Circle Worley, Idaho 83876

2. Source of water supply GROUND WATER which is a tributary of _____

3. Location of point of diversion is Township 47N. Range 3W. Sec. 19 in the _____ 1/4.
NE 1/4, SW 1/4, Govt. Lot 3, B.M., KOOTENAI County;
additional points of diversion if any: _____

4. Water will be used for the following purposes:
Amount 0.30 cfs for DOMESTIC purposes from 4/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.40 cfs for IRRIGATION purposes from 3/15 to 11/15 (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) 0.70 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 9000 GAL CONC. STORAGE TANKS
6" PVC WATER LINES DIST. SYST. - 5 HP DEEPWELL PUMP -
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
c. Proposed well diameter is 5 inches; proposed depth of well is 400 ± feet
d. Is ground water with a temperature of greater than 85°F being sought? NO
e. If well is already drilled, when? NO; Drilling firm _____
Well was drilled for (well owner) _____; Drilling Permit No. _____

7. Time required for completion of works and application of water to proposed beneficial use is 5 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. _____
d. Domestic; show number of households. 41 LOT MAX. - CURRENTLY 7 HOUSEHOLDS USING
e. Other; describe fully. _____

MICROFILMED

APR 15 1999

a. If water is for irrigation, indicate acreage in each subarea.

7/21/98
MADE CHANGES
INCREASED ON
DECREASED ON
ADDITION
SUBTRACTION

[illegible]

02

- 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

12. Remarks: OFFICERS: Duane Heintz - President

~~Johna Helmer - Secretary - phone # 808-288-5957~~

Hazel Nobel - Pres.

SEAN HOUGHTON OF IAS #15 our Engineer

Gil Harmon is our general contractor for our well project.

- 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.

MICROFILMED

0001 2 1 808

Signature of Applicant (and title, if applicable)

Almona J. Neeson, Secretary

Preliminary check by

017992

Date

DATE: 10/16/97

Date 11/14/97

Publication prepared by:

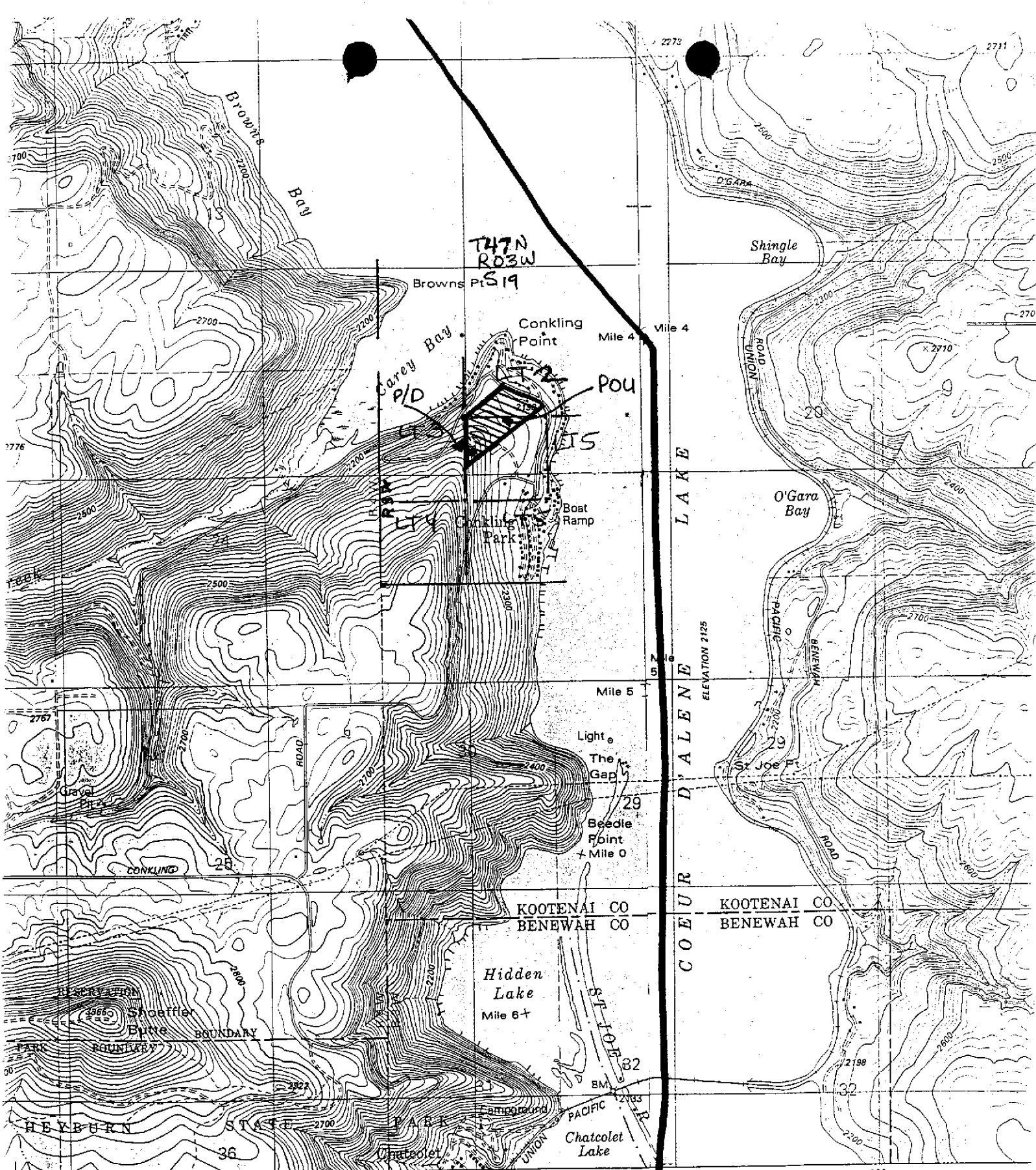
100.00 =ees

Received by _____

Date 10/29/01

Date 10/14/97 Time 5

30



95-08976

1 MILE

95-08976

ROAD CLASSIFICATION

Primary highway, hard surface

Secondary highway, hard surface

Light-duty road, hard or improved surface

Unimproved road

Interstate Route

U. S. Route

State Route

95-08976

Map compiled, edited, and published by the Geological Survey of the United States

Topography by photogrammetric methods from aerial photography taken 1975. Field checked 1976. Map edited 1981

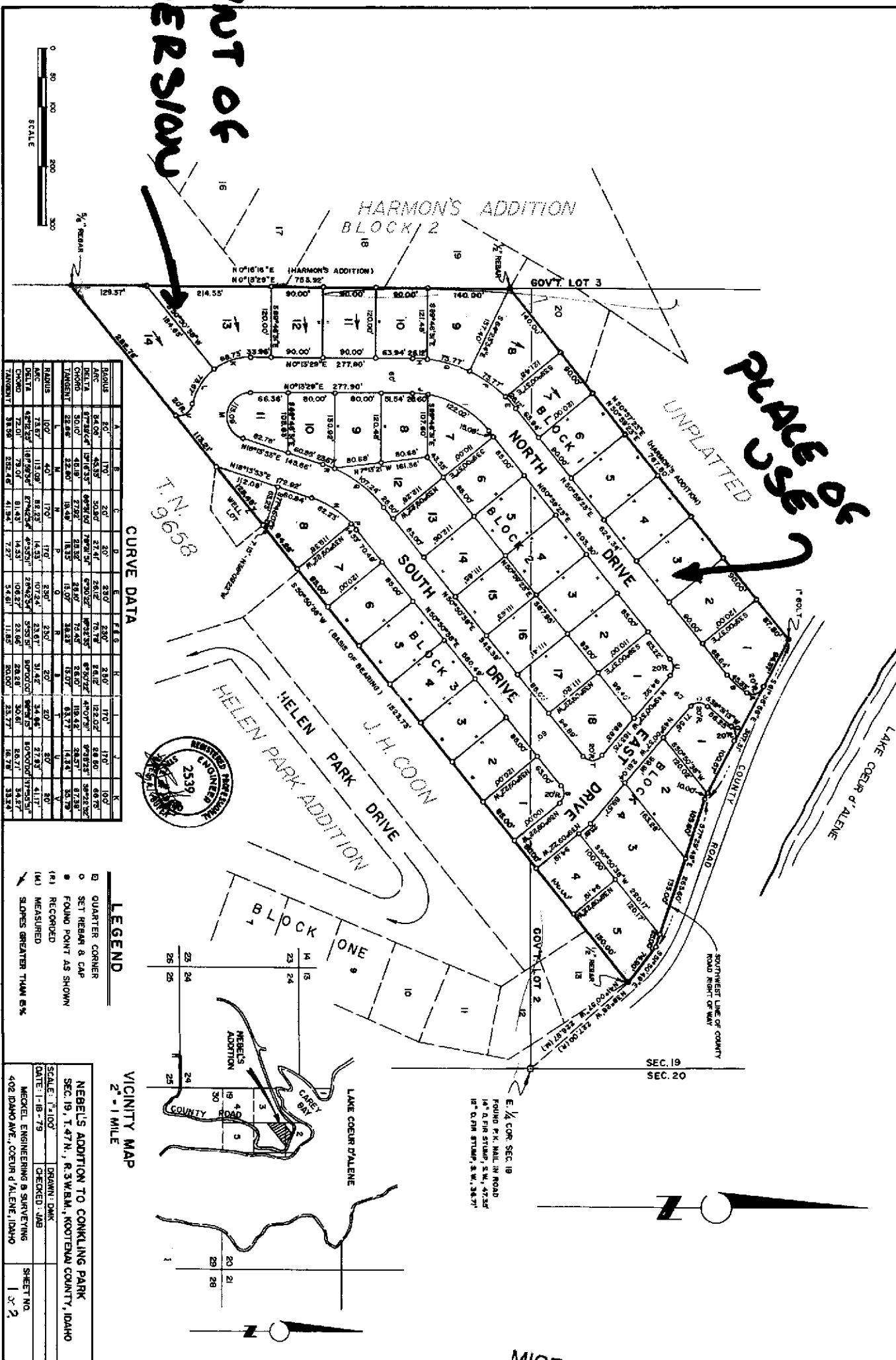
Projection and 10,000-foot grid ticks: Idaho coordinate system, west zone (transverse Mercator)

1000-meter Universal Transverse Mercator grid, zone 11

MICROFILMED

APR 15 1980

RECEIVED



MICROFILMED
APR 15 1999

NEBEL'S ADDITION TO CONKLING PARK

ENGINEER'S CERTIFICATE

OWNERS CERTIFICATE

I, JAMES A. BUFFA, R.P.E. #2539, A REGISTERED ENGINEER UNDER THE LAWS OF THE STATE OF IDAHO, HEREBY CERTIFY THAT IN JANUARY, 1979, THE LAND HEREIN DESCRIBED TO BE KNOWN AS NEBEL'S ADDITION TO CONKLING PARK, KOOTENAI COUNTY, IDAHO WAS SURVEYED UNDER MY DIRECTION, THAT IRON MARKERS WERE PLACED IN THE GROUND ON THIS PLAT AND THAT THIS PLAT IS A TRUE REPRESENTATION OF THAT SURVEY, THAT THE LAND IS LOCATED IN GOVERNMENT LOT 2 AND THE EAST-HALF OF THE NORTH-HALF OF THE SOUTH-HALF OF SECTION 19, TOWNSHIP 47 NORTH, RANGE 3 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO, AND IS DESCRIBED AS FOLLOWS:

BEGINNING AT THE EAST QUARTER CORNER OF SECTION 19, THENCE--NORTH 47°00'57" WEST 226.97 FEET TO THE NORTHERMOST CORNER OF HELEN PARK ADDITION AND THE TRUE POINT OF BEGINNING; THENCE--SOUTH 50°50'38" WEST, 159.73 FEET ALONG THE NORTHEASTERLY LINE OF HELEN PARK ADDITION AND SAID LINE EXTENDED AND THE NORTH LINE EXTENDED OF TAX NUMBER 9858 TO THE EAST LINE OF GOVERNMENT LOT 3, SECTION 19, THENCE--NORTH 0°13'29" EAST, 759.92 FEET ALONG SAID EAST LINE TO THE SOUTHERMOST CORNER OF LOT 20, BLOCK 2, HARMON'S ADDITION; THENCE--NORTH 50°59'23" EAST, 767.80 FEET ALONG THE SOUTH LINE OF SAID LOT 20 AND SAID LINE EXTENDED TO THE SOUTHWEST RIGHT-OF-WAY LINE OF COUNTY ROAD; THENCE--ALONG SAID SOUTHWEST RIGHT-OF-WAY LINE AS FOLLOWS: SOUTH 61°55'56" EAST, 307.31 FEET; THENCE--SOUTH 71°29'49" EAST, 285.60 FEET; THENCE--SOUTH 51°50'49" EAST, 74.90 FEET TO THE TRUE POINT OF BEGINNING.

JAMES A. BUFFA, R.P.E. #2539



STATE OF IDAHO : ss.
County of Kootenai:

ON THIS 16th DAY OF September, 1979, BEFORE ME PERSONALLY APPEARED JAMES A. BUFFA KNOWN TO ME TO BE THE PERSON WHO EXECUTED THE ABOVE ENGINEER'S CERTIFICATE AND ACKNOWLEDGED TO ME THAT HE SIGNED THE SAME.

Quaker Concrete
NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING IN Quaker Concrete
MY COMMISSION EXPIRES 12-31-80

PANHANDLE HEALTH DISTRICT OFFICER'S APPROVAL

THIS PLAT APPROVED THIS 17th DAY OF March, 1979.

Barry P. Davis
PANHANDLE HEALTH DISTRICT OFFICER

COUNTY SURVEYOR

I HEREBY CERTIFY THIS 18th DAY OF March, 1979, THAT I HAVE EXAMINED THIS PLAT AND APPROVE SAME FOR FILING.

K. C. McNeil
KOOTENAI COUNTY SURVEYOR

CONDITIONS OF APPROVAL

THE LAND DESCRIBED IN THE ABOVE ENGINEER'S CERTIFICATE IS TO BE SERVED BY A PRIVATE WATER SYSTEM AND A PRIVATE SEWER SYSTEM, BOTH SYSTEMS TO BE MAINTAINED BY A HOMEOWNERS ASSOCIATION UNTIL CONNECTION TO A PUBLIC TRUNK SYSTEM IS MADE.
LOT OWNERS WILL WAIVE THEIR RIGHT TO OBJECT TO FUTURE MAINTENANCE AND OPERATION OF SUCH SYSTEMS BY A PUBLIC ENTITY, THE STREETS SHOWN HEREON ARE DEDICATED TO THE PUBLIC AS STATED IN THE ABOVE OWNERS' CERTIFICATE.

BE IT KNOWN THAT ME, JERRY F. NEBEL AND BRUCE P. BUDGE ARE THE OWNERS OF THE LAND DESCRIBED IN THE ABOVE ENGINEER'S CERTIFICATE AND HAVE CAUSED THE SAME TO BE SUBDIVIDED INTO LOTS, BLOCKS, AND STREETS AS HEREIN PLATTED TO BE KNOWN AS NEBEL'S ADDITION TO CONKLING PARK, KOOTENAI COUNTY, IDAHO. WE RESERVE SUCH EASEMENTS AS MAY BE NECESSARY FOR PUBLIC UTILITIES AND HEREBY DEDICATE THE STREETS HEREON SHOWN TO THE PUBLIC FOREVER. LOTS 1, 2, 3 AND 4 OF BLOCK 1, ARE RESERVED FOR A COMMUNITY DRAINFIELD UNTIL A CONNECTION TO A TRUNK SEWER IS MADE. LOT 1 OF BLOCK 4, IS RESERVED FOR DRAINAGE PURPOSES.

Jerry F. Nebel
JERRY F. NEBEL

Bruce P. Budge
BRUCE P. BUDGE

STATE OF IDAHO : ss.
County of Kootenai:

ON THIS 5th DAY OF June, 1979, BEFORE ME PERSONALLY APPEARED JERRY F. NEBEL AND BRUCE P. BUDGE, KNOWN TO ME TO BE THE PERSONS WHO EXECUTED THE ABOVE OWNERS' CERTIFICATE AND ACKNOWLEDGED TO ME THAT THEY SIGNED THE SAME.

Quaker Concrete
NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO, RESIDING IN Quaker Concrete
MY COMMISSION EXPIRES 12-31-80

COUNTY TREASURER

I HEREBY CERTIFY THIS 8th DAY OF June, 1979, THAT THE REQUIRED TAXES ON THE HEREIN PLATTED LAND HAVE BEEN PAID. My return is paid thru Dec 31, 1978

James A. Buffa
KOOTENAI COUNTY TREASURER

COUNTY PLANNING COMMISSION

I HEREBY CERTIFY THAT THIS PLAT WAS ACCEPTED BY THE PLANNING COMMISSION OF KOOTENAI COUNTY, THIS 21st DAY OF March, 1979.

Barry P. Davis
CHAIRMAN

COUNTY COMMISSIONERS' APPROVAL

THIS PLAT APPROVED AND ACCEPTED BY THE BOARD OF COUNTY COMMISSIONERS OF KOOTENAI COUNTY, IDAHO, THIS 8th DAY OF June, 1979.

ATTEST: *Donna Davis*
CLERK

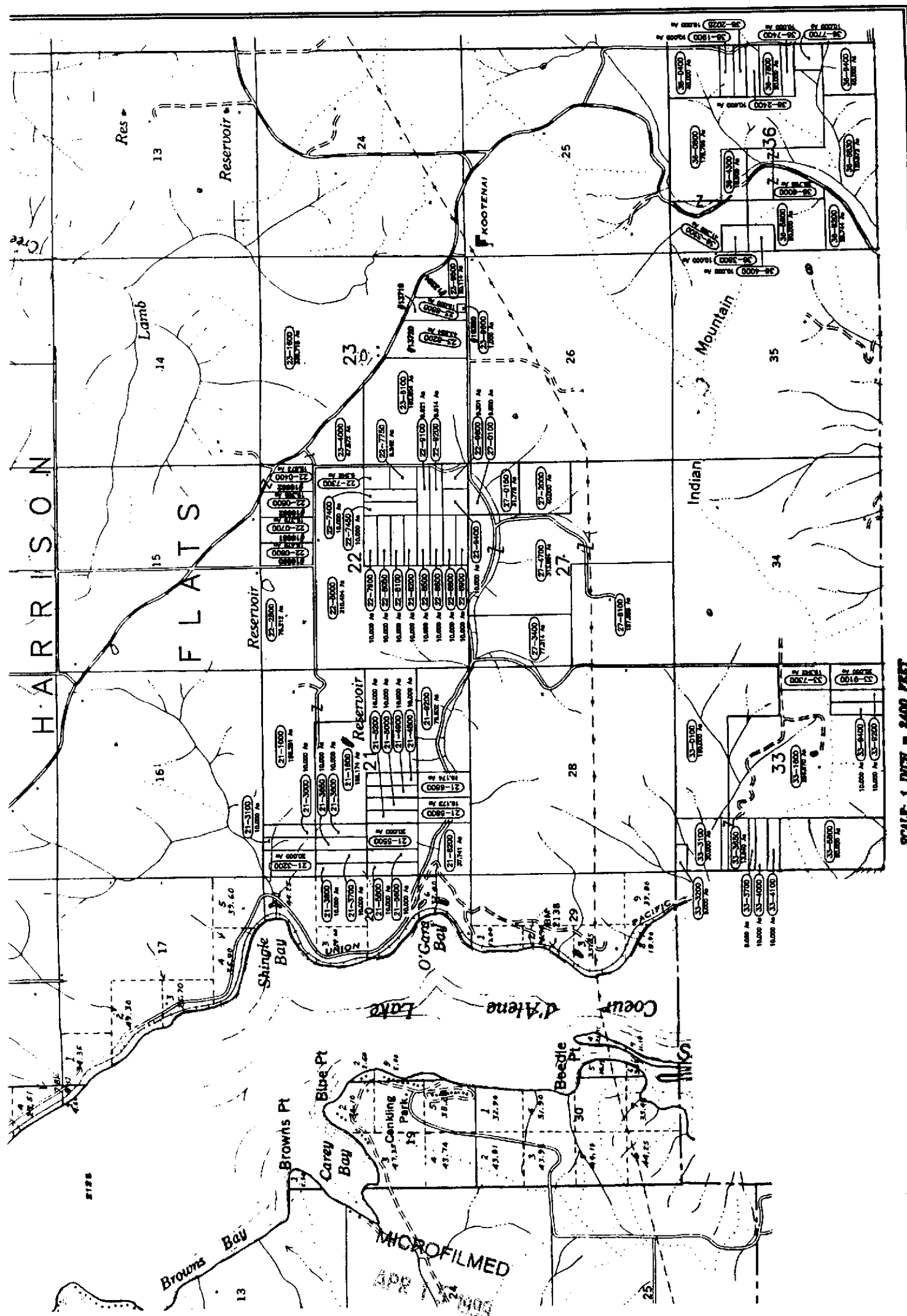
COUNTY RECORDER

808161

I HEREBY CERTIFY THAT THIS PLAT WAS FILED FOR RECORD IN THE OFFICE OF THE RECORDER OF KOOTENAI COUNTY, IDAHO, AT THE REQUEST OF James A. Buffa, CHAIRMAN, AND DULY RECORDED IN PLAT BOOK F, PAGE 41.

Donna Davis
KOOTENAI COUNTY RECORDER

NEBEL'S ADDITION TO CONKLING PARK			
SEC. 19, T. 47 N., R. 3 W. 6 E., KOOTENAI COUNTY, IDAHO			
SCALE:	DRAWN: DMK	CHECKED: LAB	
DATE: 1-18-79			
MEYER ENGINEERING & SURVEYING			SHEET NO.
402 IDAHO AVE., COEUR D'ALENE, IDAHO			2 OF 2



Twsp. 47 N.R. 3W.B.M.

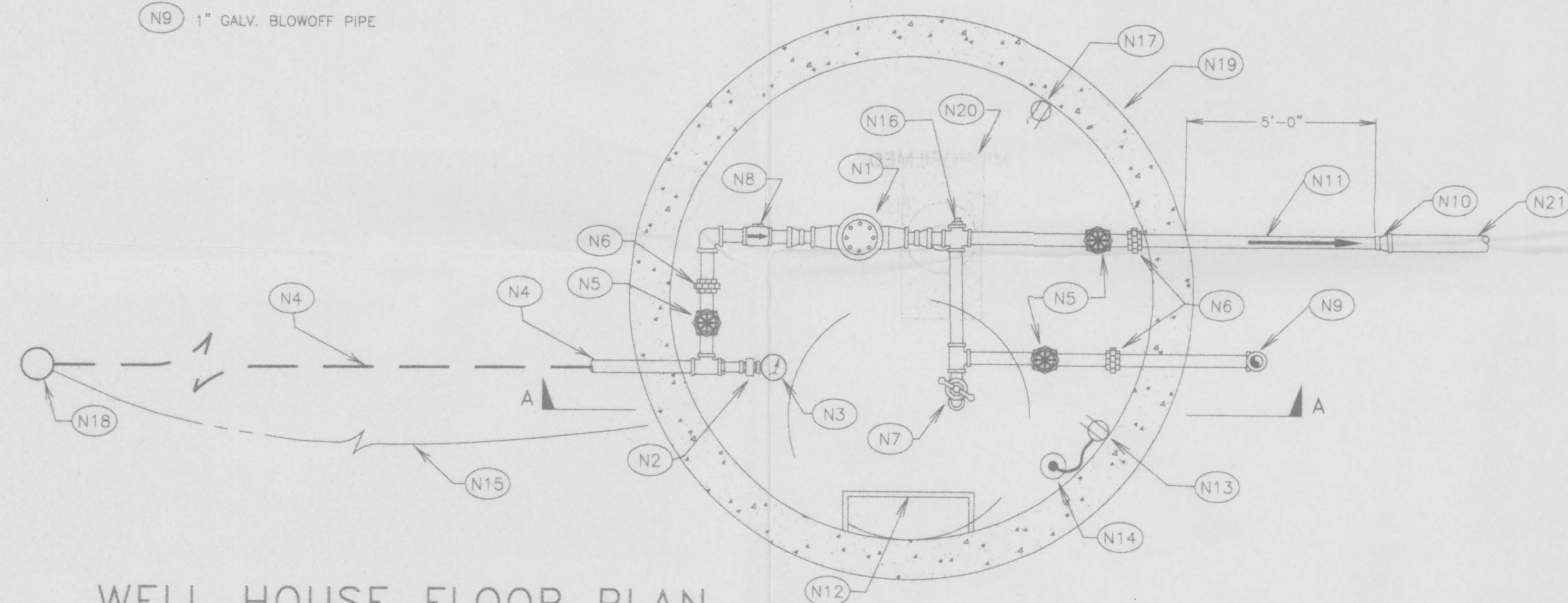
SCALE: 1 INCH = 2400 FEET

NOTES FOR WELL HOUSE FLOOR PLAN

- N1 FLOW METER
- N2 3/4" BALL VALVE
- N3 PRESSURE GAUGE
- N4 2" GALV. PIPE FROM WELL
- N5 GATE VALVE
- N6 PIPE UNION
- N7 BOILER DRAIN
- N8 CHECK VALVE
- N9 1" GALV. BLOWOFF PIPE

- N10 3"x2" ADAPTER
- N11 2" GALV. DISCHARGE LINE
- N12 ACCESS LADDER
- N13 DUPLEX OUTLET, NEAR TOP OF MANHOLE
- N14 2" GALV. FITTING FOR ELECTRICAL SERVICE FROM CONTROL PANEL
- N15 URO ELECTRICAL

- N16 PORT FOR FUTURE CHLORINE INJECTION
- N17 DUPLEX OUTLET - ACTIVATED WITH WELL PUMP, NEAR TOP OF MANHOLE
- N18 WELL
- N19 PRECAST CONCRETE MANHOLE, 48" I.D.
- N20 8"x16"x2" CONCRETE BLOCK FOR PIPE SUPPORT
- N21 3" SCH. 40 PVC TO RESERVOIR

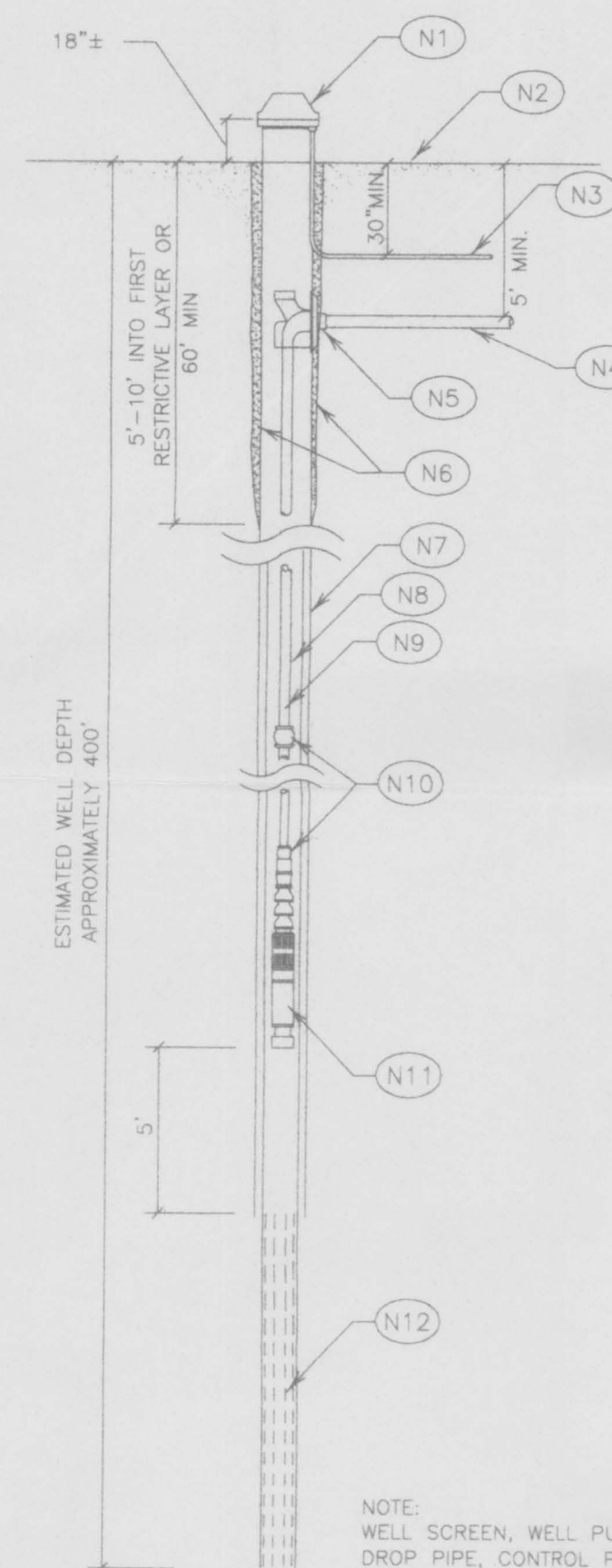


WELL HOUSE FLOOR PLAN

SCALE - 1"=1'-0"

NOTES FOR WELL DETAIL

- N1 WATER TIGHT WELL CAP W. SCREEN VENT
- N2 EXISTING GROUND
- N3 2" PVC CONDUIT TO CONTROL PANEL
- N4 GALVANIZED STEEL PIPE TO WELL HOUSE
- N5 PITLESS ADAPTER BY DICKEN OR EQUAL PITLESS ADAPTER SHALL BE LEAK TESTED 2" BENONITE SEAL
- N6 6" ASTM 211 STEEL CASING
- N7 WELL CABLE SHALL BE ATTACHED TO DROP PIPE AT 20' MAXIMUM INTERVALS
- N8 GALVANIZED STEEL DROP PIPE
- N9 IN-LINE CHECK VALVE
- N10 SUBMERSIBLE WELL PUMP
- N12 STAINLESS STEEL WELL SCREEN



NOTE: WELL SCREEN, WELL PUMP, PITLESS ADAPTER, DROP PIPE, CONTROL PANEL, DISCHARGE PIPE, AND FLOW METER ARE TO BE SIZED AFTER WELL IS DRILLED AND TESTED.

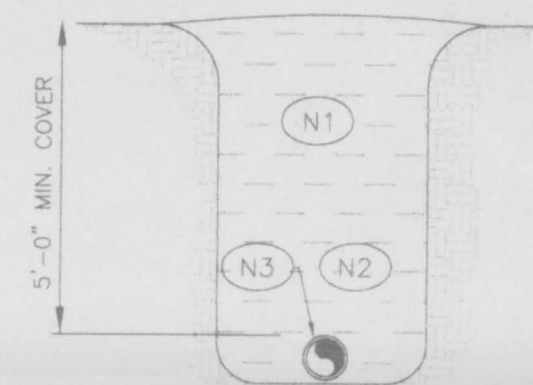
ANTICIPATED WELL PRODUCTION 50GPM.

WELL DETAIL

N. T. S.

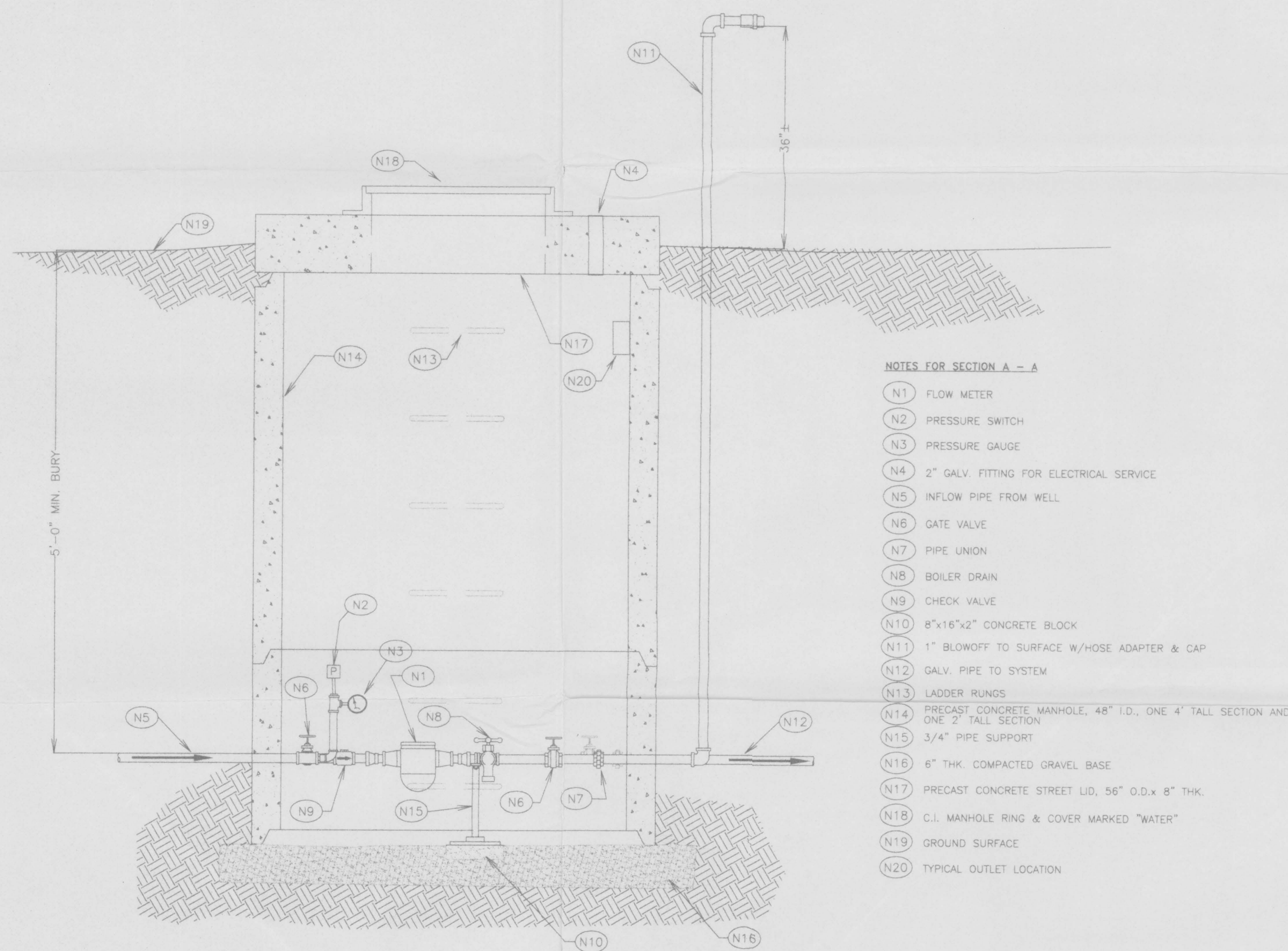
NOTES FOR TRENCH DETAIL

- N1 BACKFILL W/NATIVE MATERIAL TO DENSITY AS SPECIFIED
- N2 AREA WITHIN 4" OF PIPE SHALL CONTAIN NO MATERIAL LARGER THAN 3/4"
- N3 BURIED PIPELINE



TYPICAL PIPE LINE TRENCH

N. T. S.

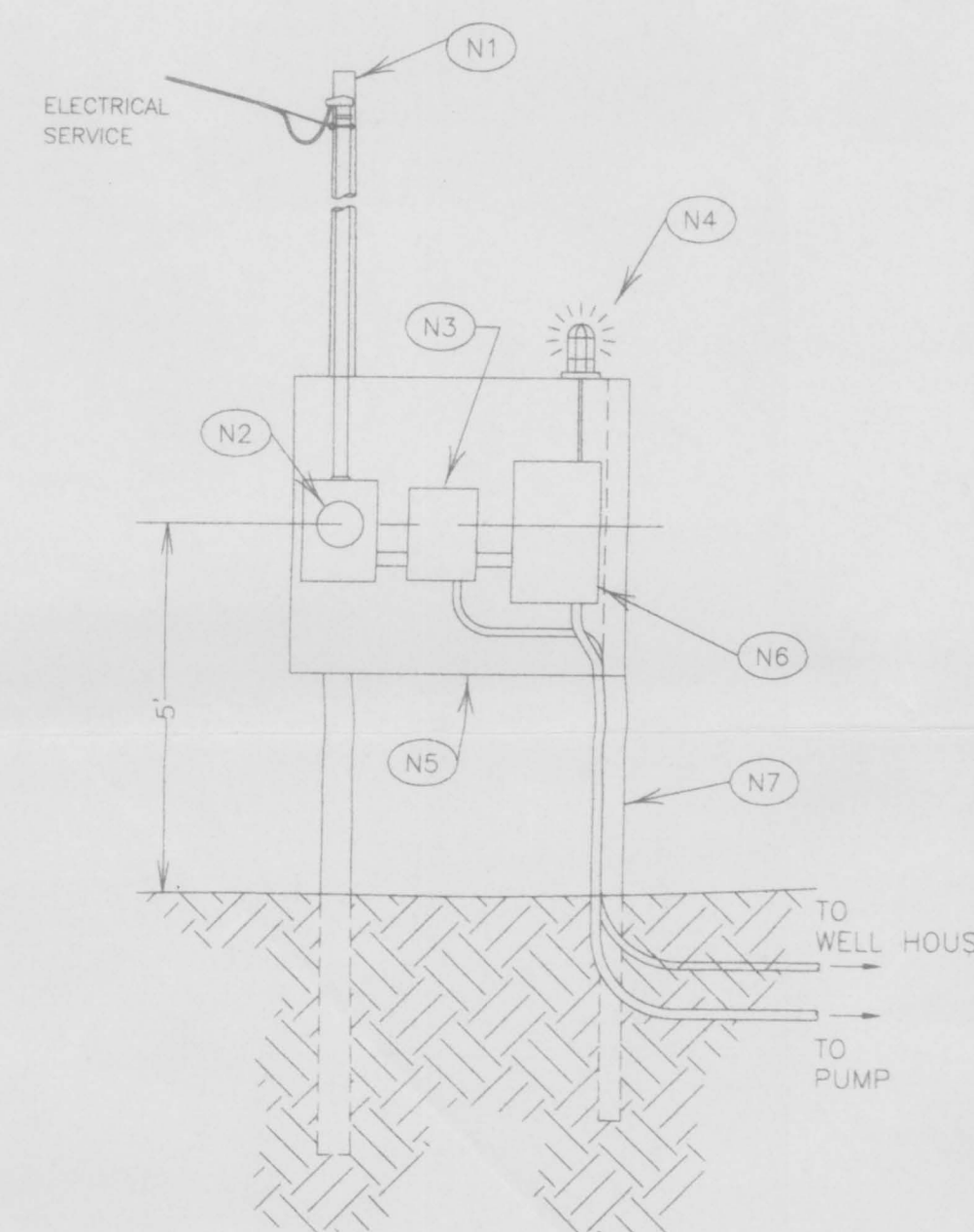


NOTES FOR SECTION A - A

- N1 FLOW METER
- N2 PRESSURE SWITCH
- N3 PRESSURE GAUGE
- N4 2" GALV. FITTING FOR ELECTRICAL SERVICE
- N5 INFLOW PIPE FROM WELL
- N6 GATE VALVE
- N7 PIPE UNION
- N8 BOILER DRAIN
- N9 CHECK VALVE
- N10 8"x16"x2" CONCRETE BLOCK
- N11 1" BLOWOFF TO SURFACE W/HOSE ADAPTER & CAP
- N12 GALV. PIPE TO SYSTEM
- N13 LADDER RUNGS
- N14 PRECAST CONCRETE MANHOLE, 48" I.D., ONE 4' TALL SECTION AND ONE 2' TALL SECTION
- N15 3/4" PIPE SUPPORT
- N16 6" THK. COMPACTED GRAVEL BASE
- N17 PRECAST CONCRETE STREET LID, 56" O.D.x 8" THK.
- N18 C.I. MANHOLE RING & COVER MARKED "WATER"
- N19 GROUND SURFACE
- N20 TYPICAL OUTLET LOCATION

SECTION A - A

SCALE 1"=1'-0"

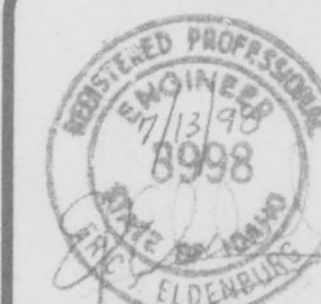


NOTES FOR THIS DETAIL

- N1 SERVICE POLE PER POWER COMPANY REQUIREMENTS
- N2 ELECTRICAL METER BASE PER POWER COMPANY REQUIREMENTS
- N3 LOCKING CIRCUIT BREAKER PANEL
- N4 ALARM SIGNAL LIGHT
- N5 4' x 4' x 3/4" TREATED EXTERIOR PLYWOOD, FASTEN TO SUPPORTS WITH 3/8" LAG BOLTS AND WASHERS
- N6 LOCKING PUMP CONTROL PANEL
- N7 4 x 4 TREATED POST, MINIMUM 3'-0" BURIAL

ELECTRICAL SERVICE & CONTROL PANEL

N. T. S.



ENGINEER'S STAMP

DRW/CHK'D

REVISION

DATE

No.

James A. Sewell and Associates

CONSULTING ENGINEERS

NEWPORT, WASHINGTON 99156

(509) 447-3626

WATER IMPROVEMENT PROJECT

NEBEL ADDITION WATER SYSTEM

WORLEY, IDAHO

WELL HOUSE PLAN, SECTION, WELL DETAIL AND POWER DETAIL

PROJECT:

DATE: 7-13-98

SCALE: AS SHOWN

DRAWN BY: JKV/KAK

CHECKED BY: EJE

CHECKED BY: NEB-WEL10

SHEET 2 OF 2

I certify that file No. 95- 8976

has been reviewed and is ready to be

MICROFILMED and DESTROYED.

D. Gibson
Reviewer

2/11/04
Date

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 95-8976

WATER RIGHT NUMBER: 95-8976

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NEBELS ADDITION WATER & SEWER ASSN C/O DUANE HEINTZ 1136 BRYDEN LEWISTON, ID 83501 (208)743-3834

Priority Date: 10/14/1997

Basis:

Status: Lapsed

<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>
IRRIGATION	3/15 to 11/15	0.400 CFS	
DOMESTIC	1/01 to 12/31	0.300 CFS	
	<u>Total Diversion:</u>	0.700 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 19, Twp 47N, Rge 03W, B.M.
KOOTENAI County		

Place of Use

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	
47N	03W	19				10.0									10.0				20.0
						L 2													

Total Acres: 20

DOMESTIC same as IRRIGATIONConditions of Approval:

1. 004 The issuance of this right does not grant any right-of-way or easement across the land of another.
2. 01M 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.
3. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. 26A 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 permit holder had no control.
5. R62 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 95-8976

Remarks:

1. General Point of diversion is located within Lot 13, Nebel's Addition to Conkling Park Subdivision.
Place of use is located within Lots 1-14, Blk. 1; Lot 1-5, Blk. 2, Lots 1-8, Blk. 3; and Lots 1-18, Blk. 4; Nebel's Addition to Conkling Park Subdivision.
Domestic use is for 41 homes and does not include lawn, garden, landscape, or other types of irrigation.

Comments:

1. DBALL 10/16/1997 DIVERSION DESCRIPTION
Comment: Proposed 8" well. 9000 gal concrete storage tanks, 6" PVC water lines distribution system, 5 HP deep well pump.
2. JJOHNSON 8/26/1998 Drilling Permit and Well Tag Number
Comment: The drilling permit number for this right is 95-98-0159. The well tag number is D0005349.

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>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------



Idaho Secretary of State Viewing Business Entity

[[New Search](#)] [[Back to Summary](#)]

NEBEL'S ADDITION TO CONKLING PARK WATER AND SEWER ASSOCIATION, INC.

RT. 1-N. DRIVE
WORLEY, ID 83876

Type of Business: CORPORATION, GENERAL NON PROFIT

Status: FORFEITED 01 Dec 1987

State of Origin: IDAHO

Date of 19 Nov 1986

Origination/Authorization:

Current Registered Agent: JERRY NEBEL
RT. 1-N. DRIVE
WORLEY, ID 83876

Organizational ID / Filing C82566
Number:

Number of Authorized Stock N/A

Shares:

Date of Last Annual Report: 19 Nov 1986

Amendments:

Amendment 0 filed **19 Nov 1986** INCORPORATION

[View Document Online](#)
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[Idaho Secretary of State's Main Page](#)

[State of Idaho Home Page](#)

Comments, questions or suggestions can be emailed to: sosinfo@idsos.state.id.us



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

August 12, 2003

NEBELS ADDITION WATER & SEWER ASSN
C/O DUANE HEINTZ
1136 BRYDEN
LEWISTON, ID 83501

LAPSE NOTICE

RE: PERMIT NO. 95-8976

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in the proof due notice dated May 31, 2003. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

Sincerely,

A handwritten signature in dark ink, appearing to read 'L. Glen Saxton', is written over a faint, larger signature that is partially obscured.

L. Glen Saxton, Administrator
Water Management Division

Enclosures

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

FILED

CERTIFIED MAIL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098



Return Service Requested

7000 1670 0011 3313 8720

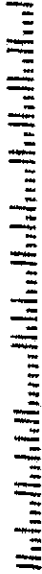


Wendy
NAME _____
1st Notice _____
2nd Notice _____
Return _____

RECEIVED
JUN - 6 2003

Department of Water Resources

#33501+3331 22



August 12, 2003

NEBELS ADDITION WATER & SEWER ASSN
C/O DUANE HEINTZ
1136 BRYDEN
LEWISTON, ID 83501

LAPSE NOTICE

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Sincerely,

L. Glen Saxton, Administrator
Water Management Division

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 8/13/03
a copy/an original of this document was
deposited in the United States mail,
postage paid and addressed to the
individual, named below.

dg



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

May 31, 2003

NEBELS ADDITION WATER & SEWER ASSN
C/O DUANE HEINTZ
1136 BRYDEN
LEWISTON, ID 83501

PROOF DUE NOTICE

RE: PERMIT NO. 95-8976

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before August 01, 2003. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

Sincerely,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures

May 31, 2003

NEBELS ADDITION WATER & SEWER ASSN
C/O DUANE HEINTZ
1136 BRYDEN
LEWISTON, ID 83501

PROOF DUE NOTICE

RE: PERMIT NO. 95-8976

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before August 01, 2003. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

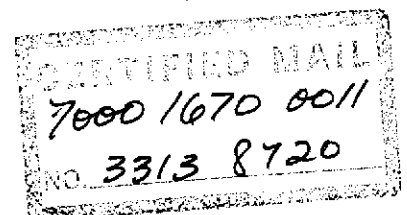
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

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Sincerely,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures





IDAHO DEPARTMENT
OF HEALTH AND WELFARE

DIVISION OF
ENVIRONMENTAL QUALITY

RECEIVED

AUG 28 1998

Department of Water Resources

2110 Ironwood Parkway, Coeur d'Alene, ID 83814-2648, (208) 769-1422

Philip E. Batt, Governor

July 10, 1998

Duane Heintz, President
Nebels Addition Water and Sewer Association
1136 Bryden
Lewiston, ID 83501

RECEIVED

JUL 14 1998

NORTHERN REGION
IDWR

RE: Well Lot Waiver, Nebel's Addition Water System

Dear Mr. Heintz:

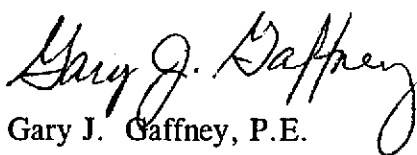
Enclosed please find a copy of the approved waiver allowing the Association to proceed with efforts to install a drinking water well on Lot 13 in Block 1 of the Nebel's Addition to Conkling Park subdivision. This waiver has been approved based on an application submitted on June 12, 1998 by Kevin Koesel of James A. Sewell and Associates Consulting Engineers.

Please take some time with the other members of the Association Board of Directors to closely read the four conditions placed on the waiver. The Association must initially accept and eventually comply with all four conditions for the waiver to remain in effect.

Please consider this letter as notification to the Association that the site for the well in Lot 13 as proposed by your engineer is acceptable per §16.01.08.550.03.m of the Idaho Rules for Public Drinking Water Systems.

If the Association accepts the four conditions placed on the waiver, the next step is for your engineer to submit plans and specifications for drilling the proposed well. Along with the customary well drilling plans and specifications must be evidence of Association ownership of the well lot, details concerning construction and stabilization of the access road to the well site, and plans for installation of a surface runoff diversion ditch above the well site. These items are conditions specified by the waiver. Construction of the proposed well cannot be initiated before DEQ approves the plans and specifications and an amended well drilling permit has been secured from the Idaho Department of Water Resources.

Sincerely,


Gary J. Gaffney, P.E.

MICROFILMED

APR 15 1999

Enclosure

c: Kevin Koesel, Sewell and Associates, 600 4th Street West, Newport, WA 99156 (w/enc.)
Tony Davis/Steve Tanner, DEQ-CdA
Robert Haynes, Dept. of Water Resources, 1910 Northwest Blvd. #210, Coeur d'Alene, ID



IDAHO DEPARTMENT
OF HEALTH AND WELFARE

DIVISION OF
ENVIRONMENTAL QUALITY

2110 Ironwood Parkway, Coeur d'Alene, ID 83814-2648, (208) 769-1422

August 11, 1998

Duane Heintz, President
Nebel's Addition Water and Sewer Association
1136 Bryden
Lewiston, ID 83501

47-1300
10-1
2000
RECEIVED
AUG 12 1998
NORTHERN REGION
IDWR

Phil E. Batt, Governor

RE: Nebel's Addition to Conklin Park Subdivision - Lot 13 Well Drilling

Dear Mr. Heintz:

Plans and specifications submitted by Kevin Koesel and stamped by Eric Eldenburg, P.E. of Sewell and Associates Consulting Engineers and Land Surveyors on July 15, 1998 for drilling of a public drinking water well on Lot 13 of Nebel's Addition to Conklin Park and for installation of nearby structures containing well controls, flow meter, piping and valving have been reviewed.

The plans and specifications were found to be in accordance with the Idaho Rules for Public Drinking Water Systems (Rules) and are approved for construction purposes in accordance with Section 39-118 of Idaho Code. A copy of the well test pumping data, the well drilling report (well log), and water sampling receipts need to be submitted to DEQ for review upon completion of the well and before construction to install the well pumphouse is undertaken.

We will rely on the engineer to see that the well seal is extended 5 to 10 feet into the first restrictive layer and showing this feature on the as-built plans.

The design calls for installation of a manhole to contain the well valves, flow meter, and associated items. While the below grade installation avoids the costs of having to heat an above ground structure, it does constitute a confined space that can present safety issues to the Association and the operator. Since the operator's need to access to the manhole should be infrequent, we will accept this type of installation on this small system if the Association provides the operator with proper OSHA procedures for entering a confined space.

Furthermore, we recommend that the entryway to the manhole be lockable (the design shows a standard cast iron manhole cover) to prevent unwanted entry and improve security. We also recommend that the bottom of the manhole be equipped with a 4-inch diameter floor drain discharging by gravity downhill to daylight. This will improve ventilation and reduce the possibility of flooding the manhole if a leak should develop or if seasonal groundwater is present at the site.

Installation is recommended on the control panel of an elapsed time meter to record pump operating hours. A remote register for the flow meter located on the control panel is also recommended to reduce the need to enter the manhole and to make recording flows easier for the operator.

MICROFILMED

APR 15 1999

RE: Nebel's Addition to Conklin Park Subdivision -Lot 13 Well Drilling

August 11, 1998

Page 2

Although not required by the Rules, we recommend that the well be sampled for iron and manganese. The presence of either of either iron or manganese will not influence the safety of the drinking water but may cause aesthetic concerns (staining, taste, and precipitation) that will influence consumers use of the water.

It appears from the submittal that the four conditions in the waiver for the well lot as approved by DEQ on July 10,1998 have been addressed and/or accepted.

If the proposed Lot 13 well proves to have sufficient capacity and be of acceptable quality, then we understand the engineer will submit plans and specifications to connect the well to the existing water distribution system and to provide the water storage necessary to satisfy peak demand.

While only one source of water (well) is required by the Rules to supply this water system, we recommend that the Association consider connecting to a neighboring water system for a backup water supply or implement a plan to develop a second will in the future when connections increase.

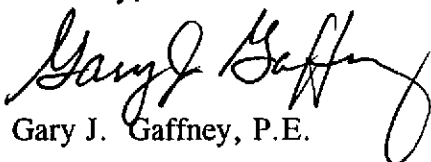
By accepting the well lot waiver, the Association Board of Directors has agreed to complete the water system improvements before July 10, 2000.

Inspection of construction activities approved herein must be done by someone under direct supervision of or by an Idaho licensed Professional Engineer (P.E.). If major modifications to this accepted design are necessary, approval by this office must be secured prior to implementation of the changes.

Section 39-118 of Idaho Code requires that as-built plans as certified by the inspecting engineer be submitted to this office for review and approval within thirty (30) days of completion of construction. If construction is not completed within one year of the date of this letter, this construction approval expires and you must request in writing reapproval of the plans and specifications by DEQ.

Please be sure to secure the necessary well drilling permit and approval from the Idaho Department of Water Resources before starting the well. One copy of the approved well drilling plans are enclosed for your records.

Sincerely,



Gary J. Gaffney, P.E.

Enclosure

c: Kevin Koesel, Sewell and Associates, 600 4th Street West, Newport, WA 99156 (w/enc.)
Tony Davis/Steve Tanner, DEQ-CdA
Jon Frank, S. 29125 Conkling Road, Worley, ID 83876
Robert Haynes, Dept. Of Water Resources, 1910 Northwest Blvd., Coeur d'Alene, ID

MICROFILMED
APR 15 1999

Computer printed
permit issued

WELL DRILLER: PLEASE COMPLETE FOR VERBAL
IDWR Employee Issuing Verbal: _____
Verbal Issued Date: _____ Time: _____



RECEIVED

AUG 25 1998

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT
(FOR THE CONSTRUCTION OF A WELL)

NORTHERN REGION
IDWR

RECEIVED

1. Applicant (please print): Nebel's add. Conklin Park
2. Mailing Address: 1136 Brydew ave Robt Heintz
City & State Lewiston Idaho Zip Code 83501 Telephone 208-743-3834
[] Well Owner [] Well Operator [☒] Contractor or Other, specify _____
3. Proposed Well Location: Twp. 47N Rge. 3W Sec. 19 1/4 NE 1/4 Sec 19
Gov't Lot No. 2 County Kootenai Lat. _____ Long. _____
Street Address of Well Site _____ City _____
Lot, block and subdivision Lot 13 Block 1 Nebel's add.

4. Proposed Use of Well:
[] DOMESTIC: The use of water for homes, organization camps, public campgrounds, livestock (1,000 head or less) and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.
Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.
NON-DOMESTIC: [] Irrigation [☒] Municipal [] Industrial
[] Stock [] Test [] Other _____
(Over 1,000 Head) (Describe)
[] INJECTION
[] MONITORING: A well bore schematic and map is required for each blanket permit.
No. of proposed wells: _____

5. Well Construction Information:
A. [☒] New well [] Modify [] Replace
B. Proposed Casing Diameter 6 Proposed Maximum Depth 400
C. Anticipated bottom hole temperature:
☒ 85°F or less [] 85°F to 212°F [] 212° F. or more
(Cold Water Well) (Low Temp. Geo. Well) (Geothermal Well)
6. Construction Start Date: 8-30
7. Anticipated Well Driller: H2O Well Service Inc Driller's Lic. No. 448
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's Signature John Wheeler Date 8-25-98
Title pres
(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is approved

Date 8-25-98

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum of 50 feet and 100 feet respectively from a septic tank.
3. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

SPECIFIC CONDITIONS:

Robert D. James

Signature of Authorized Department Representative

Regional manager
Title

Receipt No. N012353 Received by CD Fee \$200.00 Date 8-25-98

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension expires: _____

MICROFILMED
APR 15 1999

Ident. No. 95-98-N-0158-000
Well Tag No. D0005349
Water Right No. 95-08976

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR DRILLING PERMIT

1. Name: NEBELS ADDITION CONKLIN PARK O 208-743-3834
Address: 1136 BRYDEN AVE
LEWISTON ID 83501

2. Proposed Well Location: Township 47N, Range 03W, Sec. 19, NESE, Lot 2
KOOTENAI County

Lot, Block, and Subdivision: Lt 13
Blk 1

COPY

NEBELS ADDITION
3. Proposed Use of Well: Non-Domestic Municipal

4. Well Construction Information:

- A. NEW WELL
 - B. Proposed Surface Diameter 6 In. Proposed Maximum Depth 400 Ft.
 - C. Anticipated Bottom Hole Temperature: 85 F or less (Cold water well)
- (NOTE: Construction diagrams and/or other information may be requested for monitor, low temperature geothermal, municipal and artesian wells.)

5. Construction Start Date: 8/30/1998

6. Anticipated Well Driller: H2O WELL SERVICE (No. 0448)

NOTE: The actual well driller must be identified to IDWR prior to drilling commencement.

7. Applicant's Signature _____ Date _____

Title _____
(Owner, Firm Representative, Other)

Fee \$ 200.⁰⁰ Received by do No. N012353 Date 8/25/98

MICROFILMED
APR 15 1999

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This permit is **APPROVED**

Date: **8/25/1998**

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. **READ CAREFULLY!**

CONDITIONS OF APPROVAL:

1. This drilling permit is valid for two (2) months from the approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required prior to construction of this well. The local Health Department should be contacted for septic tank/drainfield locations. Domestic wells must not be drilled closer than 100' from any drainfield and 50' from any septic tank. Public Water Supply wells must not be drilled closer than 100' from any drainfield or septic tank.
3. The well shall be constructed by a driller currently licensed in the state of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85 Degrees F (29.44 oC) or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. Idaho Code, S 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "Digline" (DigLine is a one-call center for utility notification) not less than 2 working days prior to the start of any excavation for this project. The "Dig Line " Number for your area is 1-800-428-4950.
9. Applicant requests issuance of this Drilling Permit prior to approval of a Water Right or Transfer of a Water Right. Applicant acknowledges that by accepting a drilling permit and commencing construction he accepts all risk that the diversion of water from this well may not ultimately be approved for use.

IOI - conditions of approval

Signature of Authorized Dept. Representative

Title

EXTENSION OF DRILLING PERMIT

Extension Approved by: _____

Approval Date: _____

Expires On: _____

MICROFILMED
APR 15 1999

From: DWR50::DBALL 25-AUG-1998 16:27:37.06
To: DBALL, DWR03::KTOWNSEN
CC:
Subj: WATER RIGHT 95-08976 - NEBELS ADDITION

Hi, Karilynn,

I am sending you this information because the file is now in the state office and indicates the permit has been approved.

We now have a well drilling number to be entered into the file information probably under comments. The number id 95-98-N-158, and was issued today, 8/25/98.

If you have any questions, please reply to this message.

Thank you, Dianne Ball - Northern Region

Tag 9508

DS349

Well Tag. D0005349 -

Data Entered: 8/26/98 Jim J

MICROFILMED

APR 15 1999



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 21, 1998

NEBELS ADDITION WATER & SEWER ASSN
C/O DUANE HEINTZ
1136 BRYDEN
LEWISTON ID 83501

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-08976

Dear Permit Holder:

The Department of Water Resources (IDWR) 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 IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief 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.

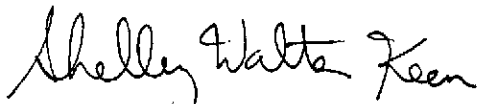
The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this right were drilled or deepened after July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

MICROFILMED

APR 15 1999

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

MICROFILMED

APR 15 1999

CERTIFICATE OF MAILING

I hereby certify that on the 21st day of August, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 95-08976

NEBELS ADDITION WATER & SEWER ASSN
C/O DUANE HEINTZ
1136 BRYDEN
LEWISTON ID 83501


Kari Lynn Townsend
Secretary

SENT BY MAIL
AUG 21 1998

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief 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 the 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED

APR 15 1999

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department 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 Department 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.

MICROFILMED

APR 15 1999

MEMORANDUM

DATE: August 20, 1998

TO: Water Right File 95-08976

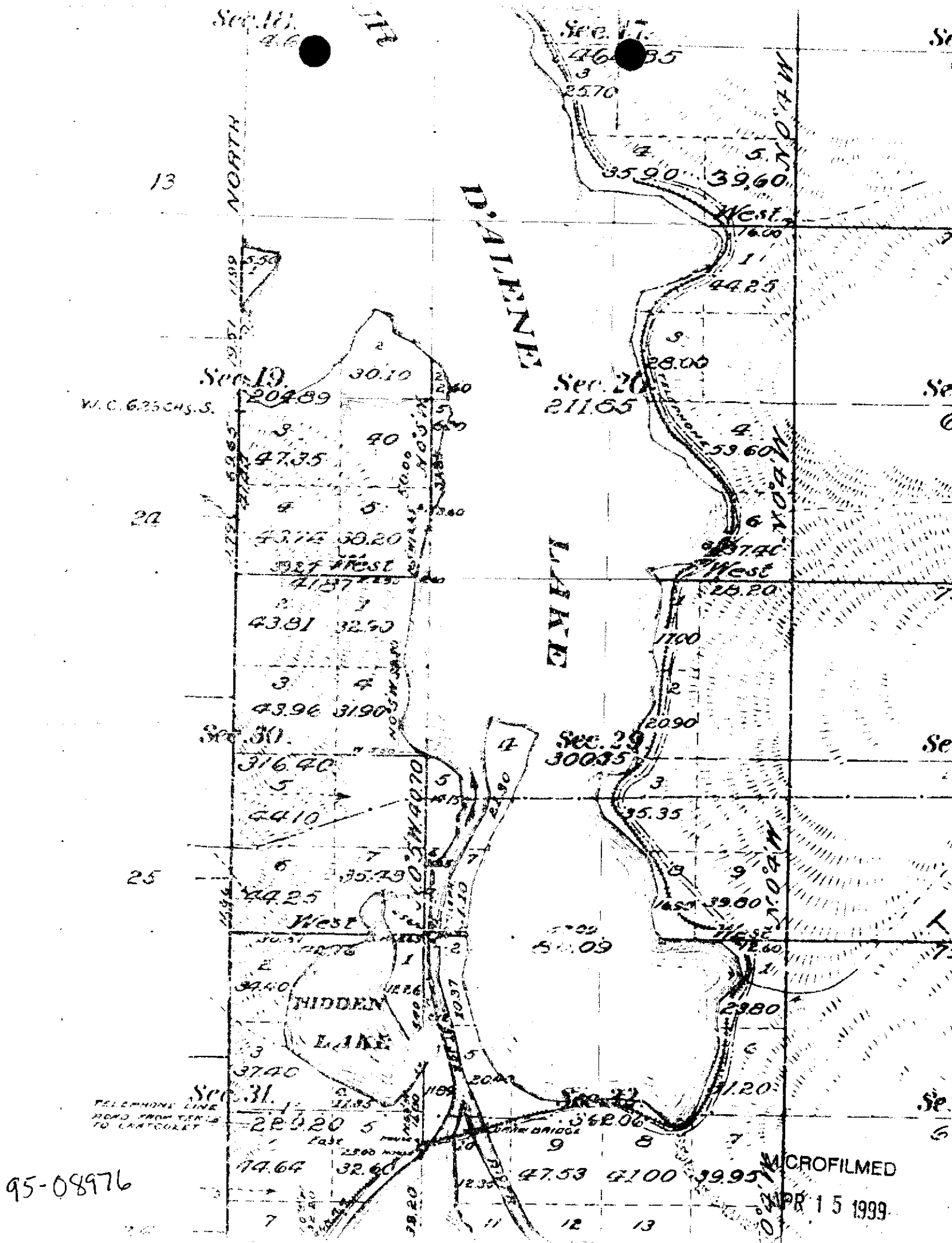
FROM: Shelley W. Keen ^{SWK}

RE: Point of diversion and place of use descriptions

The applicant described the point of diversion and place of use as being in the SW $\frac{1}{4}$ of Section 19, T47N, R3W, B.M. Section 19 is a correction section approximately half as wide as a normal section. Therefore, it has only an east half. The permit should describe the point of diversion and place of use in the SE $\frac{1}{4}$. Readvertisement is not necessary because the applicant has not changed intent; IDWR is simply clarifying the description.

MICROFILMED

APR 15 1999



95-08976

MICROFILMED
APR 15 1999

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by Cindy Lou

No.: 95-8976 Name: Nebel's Addition W&S Assn Date: 8/14/98 Ad OK? NO Gvmt Lts: ✓

AREA OF CONCERN:

- No/Yes: _____ Mor / _____ GWMA / Trust / Non-trust

PROTESTED:

- 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

> 1 year

- 26A-P17

≤ 1 year/no proof

- P16**GROUNDWATER: (✓ FLO-CH)****WMD (✓ MAP)**

> 0.24 cfs/5 acres

- North / East / West

≤ 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

WMD Supplemental use

> 0.24 cfs/5 acres

- No MD

≤ 0.24 cfs/5 acres

- 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

- 01M (report when notified)

- No MD

DRILLING PERMIT:

All wells (✓ WDQ3)

- 046-P23

In Basin 34?

- 085

Irr. within WD

- P05 (new well location)

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):**IN/ABOVE MIN. STR. FLOW (✓ MAP)**

- *WB9

WD (✓ MAP & LISTING)

> 0.10 cfs

- R04 (WD # _____)

≤ 0.10 cfs

- 01J-P08 (MD & LD)

WMD (✓ MAP)

> 0.24 cfs/5 acres

- 01H-P01 (LD), 01P or No MD (in-stream stock)

≤ 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

- No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

- 01M or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

RIVER BASINS: (*Surface water):

Snake R (01)

- *W22 -P04, NA

(02/03-irr)

- 007 (w/ remark *WB9 if above Weiser), NA

Payette R(65)

- *W22 (regulated uses), 047-P04 (Payette Lake), NA

Salmon R (70's)

- 029 (fish screens), NA

USE:

Domestic surface

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA

>1 in rest. area

- 071-070

Fire Protection

- 077

Fish Propagation

- 029-007-042(req)-081 (WQ)-P10

Heating/Cooling

- R07 (injection well)

Irr ≤ 5 acres

- R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)

> 5 acres

- R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)

Mining

- 054(req)-081-P10

Municipal

- 022, 075, 004 (+memo?), NA (not in restricted area)

Power

- 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);

17G (FERC) or 17M (FERC); 18B-P09; >25 cfs-P18

Stockwater

- R37 (BLM/USFS); NA

Storage (✓ 3 compo.)

- 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

LOCATION:

42-248 area

- P84 (in 20/30/40/50/60/70/80 (87) basin)

Boise Front LoGeo

- 058 (<85° GW temp only)

In-stream dev.

- P52 (stream channel alteration)

Mitigation

- 120

SWAN FALLS FLAG (See Code Chart)

Trust

- 051-052-053-P74 (Consumptive Uses), NA

Non-Trust (1)

- 048-049 (Consumptive Uses), NA

OWNERSHIP:- 004 (PD/PU) Home Owners**OTHER CONDITIONS:****STANDARD REMARKS:**

- ① W59 LT 13 ② W60 ③ W85/41

BENEFICIAL USE DUE:

- 8/1/ 2003

COMMENTS:- * amended application need not be advertised per Bob Hargis.

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCE
APPLICATION ANALYSIS SH

RECEIVED

WR1
WRA
BL

AUG 06 1998

APPLICATION # 95-8976

DEPARTMENT OF WATER RESOURCES

***** INITIAL REVIEW *****

APPLICANT: NEBELS ADDITION

BY: AB

DATE: 10/14/97

ITEM REQUIRED INFORMATION

1. (X) Name and Address
2. (X) Source
3. (X) Point of Diversion & County
4. (X) Quantity
(X) Nature of Proposed Use
(X) Period of Use
5. (X) Total Quantity
6. (X) Description of diverting works
7. (X) Time required for b/u
8. (X) Proposed use
9. (X) Place of use or acres irrigated
10. (X) Other Water Rights
11. (X) Ownership
13. (X) Map
(X) Signature
(X) Fee (Amt, recpt, acknowledgment)

*** Send info sheet Y() N()

PROCESSING

Yes No

PRIORITY DATE: 10/14/97

X (Include Moratorium Remark)

X Statewide Avertising: (Diversion rate greater than 10 cfs or 1,000 af).

CA/shuss/oh
ADVERTISE IN: KOOTENAI County.

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
() Power Information () Other: N/A

ADDITIONAL INFORMATION

Yes No

- X Field check: by _____
X Field report attached
X Analysis Supp. attached (>5cfs/500af)
X Water delivered by water master?
Water District # _____

INFORMATION RECEIVED:

- () Dam Information () Fish Information
() Power Information () Other: N/A

***** GROUNDWATER SECTION *****

(Yes) (No)

Checked by: _____ Date: ____/____/____

Remarks: _____

- X Groundwater management area
X Critical ground water area
X Well Drilling Permit required
X Well Drilling Application and Fees received
X Well Drilling Application approved?
Well Drilling Application Number _____

***** FINAL REGIONAL PROCESSING/REVIEW *****

(Yes) (No)

Notice of pending void order issued. Final order response date: ____/____/____

Further information required from applicant

11/17/97 Affidavit of publication received

11/17/97 Application published correctly, If not, record action taken: _____

10/29 Publication dates and paper recorded on application

Sr. Agent initial AB

X Protests received. Final protest date: 11/24/97

X Measuring device required

X Measuring port required

X Special conditions: _____

X Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AB

Date: 12/2/97

2/31/98

JAMES A. SEWELL & ASSOCIATES

Consulting Engineers & Land Surveyors

Spokane

Hutton Building
9 South Washington, Suite 708
Spokane, Washington 99201
(509) 747-5794
(509) 747-5798 Fax

Newport

600 4th Street West
Newport, Washington 99156
(509) 447-3626
(208) 437-2641
(509) 447-2112 Fax

Sandpoint

Pend Oreille Professional Center
30336 Highway 200, Suite C
Sandpoint, Idaho 83864
(208) 263-4160
Fax (208) 263-5229

*Civil Engineering *Electrical Engineering *Land Surveying *Building Inspection

July 13, 1998

Division of Environmental Quality
2110 Ironwood Parkway,
Coeur d'Alene, ID 83814-2648

ATTN: Mr. Gary Gaffney, P.E.
SUBJ: Nebel Water and Sewer Association
REF: Construction Plans for Proposed Well Lot

Dear Mr. Gaffney:

Enclosed please find two sets of construction plans for the Nebel Addition Water and Sewer Association proposed well and well lot. We have addressed each of the four required contingencies for complying to the well lot waiver. These conditions have been discussed with the Nebel Water and Sewer Association and are acceptable. I have also enclosed a copy of the quitclaim deed for the proposed well lot. The plans address proposed stormwater routing around the well and access road, surfacing the road with gravel, stabilization of cuts and fills with vegetative cover, and providing a well seal extending down to the first restrictive layer. If you have any questions or comments please feel free to contact our office.

Sincerely,

JAMES A SEWELL & ASSOCIATES
Consulting Engineers

By 
Kevin Koesel, EIT

encl

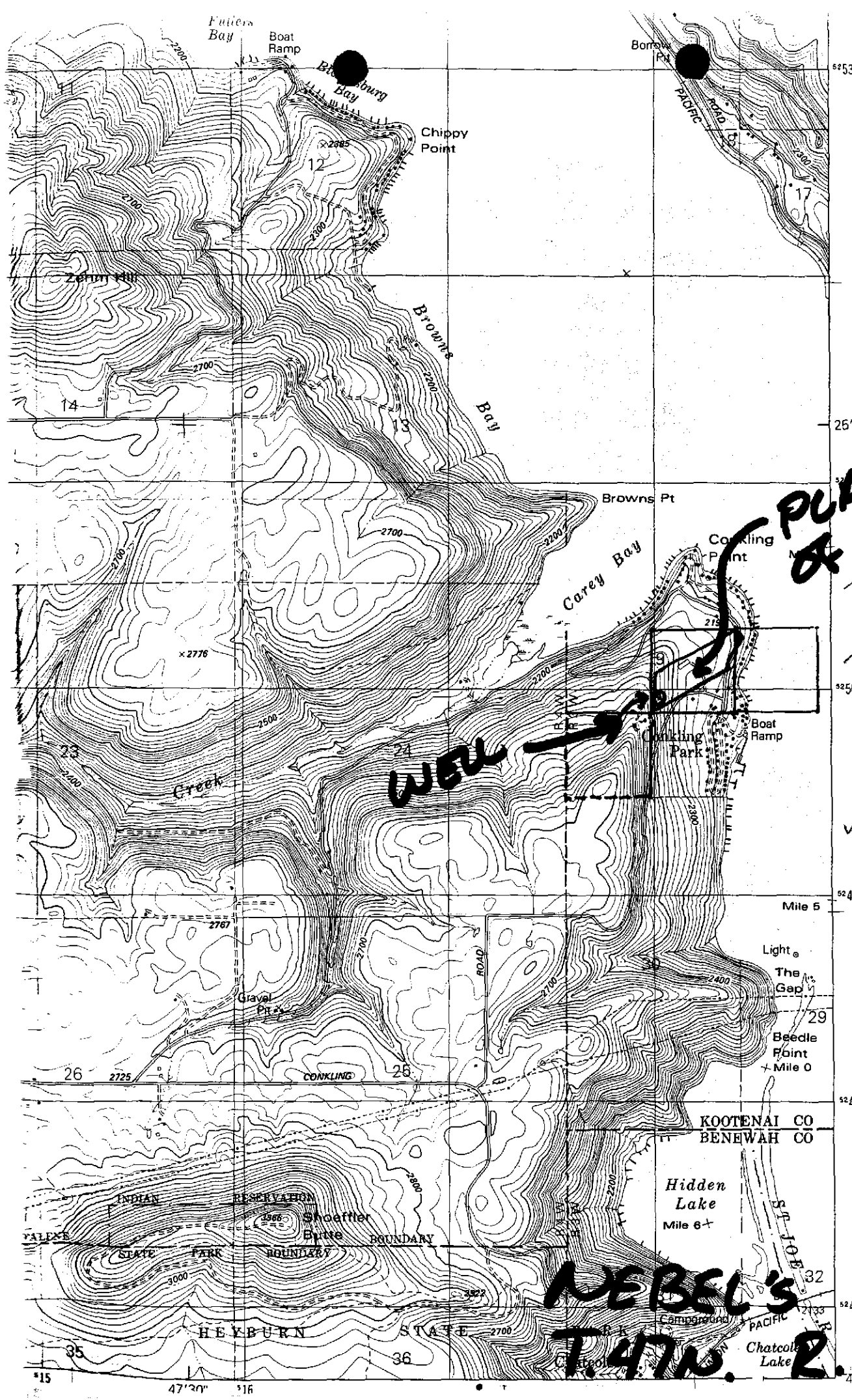
pc: Idaho Department of Water Resources, Al Beardslee, 1910 Northwest Blvd., Coeur d'Alene, ID 83814 w/ one print
Duane Heintz, 1136 Bryden Avenue, Lewiston, ID 83501 w/ one print
Jon Frank, S 29125 Conkling Rd, Worley, ID 83876 w/ one print
File w/ one print

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APR 15 1999

Licensed in Washington, Idaho, & Montana

RECEIVED
JUL 15 1998
NORTHERN REGION
IDWR



**PLACE
OF
USE**

7/21/98
NOTE:
THIS MAP WAS
SUBMITTED WITH
APPLICATIONS AND
APPEARS TO BE
INCORRECT.
✓ SEE SURVEY MAP.
B

MICROFILMED
APR 15 1999

**NEBEL'S
T. 47N. R. 3W.**

CAMAS PRAIRIE RAILROAD

LEWISTON, IDAHO

Phone (208) 743-2550

Fax (208) 743-4647

DATE: 4-16-98 TIME: 8:15 ATOTAL NO. OF PAGES (INCLUDING COVER): 3To: AK Beardly

ADDRESS: _____

TELEPHONE NO: _____ FAX NO: _____

Noble Water - Sewer
map of well lotFrom: R.D. HeintzLew Ida 208 743 3811 work- 243 3834 Home

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APR 15 1999

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai, } ss.

Beth Bender

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

Regular 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 *6* day of *Nov.*, 19*97*, and ending on the *13* day of *Nov.*, 19*97*, 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.

Beth Bender

Subscribed and sworn to before me this *13* day of *Nov.*

19*97*

Regina Mason

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

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-08976

NEBELS ADDITION WATER & SEWER
ASSN

C/O DUANE HEINTZ

1136 BRYDEN

LEWISTON, ID 83501

Source: GROUNDWATER

Diversion Pt: LOT 3 (SWSW)

Sec 19 T 47N R 03W in KOOTENAI
County.

Use: IRRIGATION (0.400 CFS)

DOMESTIC (0.300 CFS)

Total Diversion: (0.700 CFS)

Date Filed: 10/14/1997

In: KOOTENAI County

T47N R03W S19 NESW NWSE

20.0 ACRES TOTAL

95-08973

SEASONS ACRES 1ST ADDITION

21017 COUNTRY PARK LANE

SALINAS, CA 93908

Source: GROUNDWATER

Diversion Pt: NWNW

Sec 28 T 53N R 04W in KOOTENAI
County.

Use: IRRIGATION (0.100 CFS)

DOMESTIC (0.130 CFS)

Total Diversion: (0.250 CFS)

Date Filed: 10/9/1997

In: KOOTENAI County

T53N R04W S28 NWNW SWNW

5.0 ACRES TOTAL

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before NOVEMBER 24, 1997.

KARL J. DREHER, Director

Legal 286

November 6, 13, 1997

RECEIVED

NOV 14 1997

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MY COMMISSION EXPIRES 6/18/03

NORTHERN REGION
IDWR

95-08976

NEBELS ADDITION WATER & SEWER ASSN
C/O DUANE HEINTZ
1136 BRYDEN
LEWISTON, ID 83501

Source: GROUNDWATER

Diversion Pt: LOT 3 (SWSW) Sec 19 T 47N R 03W in KOOTENAI County.

Use: IRRIGATION	(	0.400 CFS)
DOMESTIC	(	0.300 CFS)
Total Diversion:	(	0.700 CFS)

Date Filed: 10/14/1997

In: KOOTENAI County
T47N R03W S19 NESW NWSE

20.0 ACRES TOTAL

MICROFILMED

APR 15 1999

October 29, 1997

Duane Heintz, President
Nebel's Addition Water & Sewer Association
1136 Bryden
Lewiston ID 83501

Re: Water Appropriation Application No. 95-08976

Dear Mr. Heintz:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application. Enclosed for your file is Receipt Number N011663.

Your appropriation application is currently being prepared for advertising in the local county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the application is not protested.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. State office personnel will then conduct a complete review, and you will be notified by mail of the outcome. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State office in Boise.

If your source is groundwater, a Well Drilling Permit is required for all wells constructed after July 1, 1987.

A "Domestic" well drilling permit should be obtained for a rate of diversion of up to 18 gallons per minute (0.04 CFS) and a daily volume of up to 2,500 gallons per day. The cost for this permit is \$75.00. For any other use, including multiple homes, or municipal, etc., the Drilling Permit fee is \$200. These Permits can be obtained by your driller, also. It is sometimes possible to upgrade an existing Domestic Drilling Permit by submitting a fee for the difference. This, however, depends on the individual well.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

MICROFILMED

APR 15 1999



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 3, 1997

Nebels Addition Water & Sewer Association
Jon Frank, President
Donna Heinen, Secretary
N 29185 Florida Circle
Worley, ID 83876

RECEIVED

OCT 08 1997

NORTHERN REGION
IDWR

RE: Funding approval for Nebels Addition water supply project

Dear Mr. Frank and Ms. Heinen,

This letter is to inform you that the Idaho Water Resource Board approved the Association's funding request for the water supply project in the form of a \$34,180, 5% loan with a 10-year repayment period. Enclosed are a set of contract documents for the loan. Please review the contracts and sign them if acceptable. Your signatures must be notarized where indicated. After you have signed the contracts, return them to me and I will have the IDWR Director sign them. Copies of the signed contracts will be returned to you for the Association's records. The following items are conditions of the loan approval and must be satisfied:

- A water right and well drilling permit must be obtained from the Department of Water Resources. It is my understanding that you are currently working with Bob Haynes and Al Beardslee at our Coeur d'Alene office to obtain these items.
- I will need to review and approve the project plans and specifications ("blueprints") prepared by your engineer. All copies of the plans and specifications shall state that this project is funded by the Idaho Water Resource Board.
- Regulatory approval of the Division of Environmental Quality (DEQ) must be obtained for the plans and specifications. I will need documentation of DEQ's approval.

I am pleased that we are able to assist the Association with this water supply project. If you have any questions, please contact me.

Sincerely,

BRIAN W. PATTON
Water Resource Engineer
Water Planning Bureau

CC: Bob Haynes/Al Beardslee, IDWR Coeur d'Alene Office
Steve Tanner, IDEQ Coeur d'Alene Office

MICROFILMED

MICROFILMED
APR 15 1998

10/14/97
JOHN NEBEL
CALLED CONCERNING
CONSTRUCTION OF NEW
ADVISED THAT WE HAD
NOT REVIEWED WR APPLICATION
NOR DID B. BELIEVE A WD PERMIT
HAD BEEN FILED.

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources.

Receipt No:

N011991

Date:

Time:

4/22/1998

11:52:44

Received

From:

NEBEL'S ADDITION WATER

Type of Payment

Program Acct

Amount

WR AMENDMENT RE 95-08976

65105

229 21 1155

50.00

Total

\$

50.00

CHECK

186

Region: NORTHERN

Signature: 

MICROFILMED

APR 15 1999