

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Amendment of Permit

NO. 95-09089

Priority: June 15, 2001

Maximum Diversion Rate: 4.00 CFS

This is to certify, that HAP TAYLOR & SONS INC
PO BOX 83
BEND OR 97709

has applied for an amendment of a permit and the amendment is APPROVED for development of water as follows:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
COMMERCIAL	01/01 to 12/31	4.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NE¼NW¼ Sec. 13, Twp 51N, Rge 05W, B.M. KOOTENAI County

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N 05W 13					X												

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **September 1, 2006**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
5. This right does not grant any right-of-way or easement across the land of another.
6. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the management plan approved by the director for the RPGWMA.
7. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
8. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
9. Commercial use is for washing aggregate and concrete production.

This amendment of permit is issued pursuant to the provisions of Section 42-211, Idaho Code. Witness the signature of the Director, affixed at Boise, this 19th day of December, 2005.


FOR KARL J DREHER, Director

RECEIVED

DEC 12 2005

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR AMENDMENT OF A PERMIT

72364

 Receipt No. NO17212
 Received By DS
 Date 9-30-05
Applicant HAP TAYLOR and Sons, IncPhone (541) 388-0445Address P.O. Box 83, BEND, OR. 97709

I am the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 95-09089, and request that the permit and permit map be amended and/or changed as follows:

Purpose of Amendment: X Change point of diversion Add point of diversion
X Change place of use Change nature of use Change period of use Other

1. Point of diversion: 1/4 NE 1/4 NW 1/4, Section 13, Township 51N, Range 05W, B.M.,
 County of KOOTENAI. Other points of diversion

2. Period and nature of use: (Irrigation, domestic, stockwatering, industrial, etc.)

Amount 4 CFS for COMMERCIAL purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

3. Place of use or land to be irrigated:

T W P	R S E	S E C	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N	05W	13					X												

Total number of acres to be irrigated =

4. a. Who owns the property at the point of diversion? THE DAVID L. HAMAN TRUST
 b. Who owns the land to be irrigated at the place of use? THE DAVID L. HAMAN TRUST
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Lease for Sand and Gravel, CONCRETE OPERATIONS
ON THE NW 1/4 of Section 13, TWP 51N, Rge 05W

Show 1/4 1/4, section, township, range and ditches. (the smallest subdivision represents 40 acres)

Scale: 2 inches equal 1 mile

I hereby request approval of this change subject to the fact that no one will be injured by the change, and that the change will be made at my own risk.

X Signed this 10 day of 11, 2005

Permit Holder **CONTROLER**

ACTION OF THE DEPARTMENT OF WATER RESOURCES

Preliminary check by _____ Publication prepared by db Date 10/26/05
Published in Odq Press Publication dates Nov 3 & 10, 2005

I, _____, of the Department of Water Resources hereby

Witness my hand this _____ day of _____, 19_____

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR AMENDMENT OF A PERMIT

Applicant _____ Phone _____

Address _____

I am the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. _____, and request that the permit and permit map be amended and/or changed as follows:

Purpose of Amendment: _____ Change point of diversion _____ Add point of diversion _____
_____ Change place of use _____ Change nature of use _____ Change period of use _____ Other _____

1. Point of diversion: _____ ¼ _____ ¼ _____ ¼, Section _____, Township _____, Range _____, B.M.,
County of _____. Other points of diversion _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

3. Place of use or land to be irrigated:

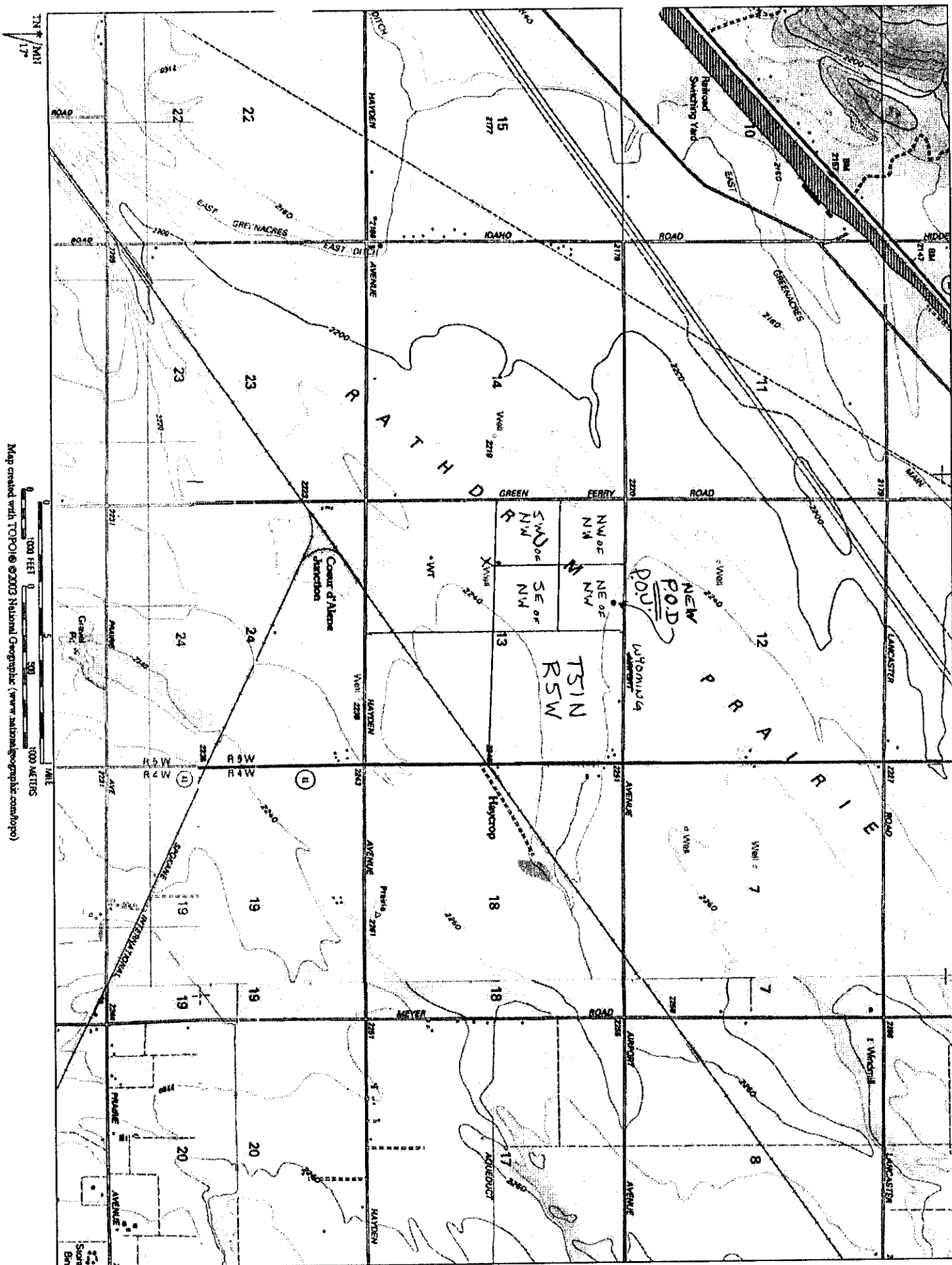
T w p	R g e	S e c	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total number of acres to be irrigated = _____

4. a. Who owns the property at the point of diversion? _____

b. Who owns the land to be irrigated at the place of use? _____

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



IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 95-9089

WATER RIGHT NUMBER: 95-9089

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HAP TAYLOR & SONS INC PO BOX 83 BEND, OR 97701 (541) 388-0445
Original Owner	J T L GROUP INC 505 W RIVERSIDE STE 500 SPOKANE, WA 99201 (509)252-5036

Priority Date: 06/15/2001

Basis:

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
COMMERCIAL	01/01 to 12/31	4.000 CFS	
	<u>Total Diversion:</u>	4.000 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 13, Twp 51N, Rge 05W, B.M.
KOOTENAI County		

Place of Use

COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N	05W	13							X										

Conditions of Approval:

1. 106 Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
2. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. 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.
4. Commercial use is for washing aggregate and concrete production.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 95-9089

5. 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.

Remarks:

Comments:

Dates and Other Information:

Permit Proof Due Date: 9/1/2006
Permit Proof Made Date:
Permit Approved Date: 8/31/2001
Permit Moratorium Expiration Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Field Exam Date:
Date Sent to State Office:
Date Received at State Office:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

11/99

For Office Use Only
\$25 filing fee ☒
Receipt # Not Mail
Date 9/30/05

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 03 2005

ASSIGNMENT OF PERMIT

To change the ownership of a permit

Department of Water Resources

I, Malcolm D. Long,
President of IRL Group, Inc., hereby assign to Hap Taylor and Sons, Inc.
of, P.O. Box 83 Bend Oregon 97701 (541) 388-0445
(Full Address) (Phone)

All ~~my~~ right, title, and interest in and to Permit No. 95-09089 to
appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to for
Permit No. _____ to appropriate the public waters of the State of Idaho.
(Describe portion of the application for permit assigned, listing the number of acres in each 40 acre
subdivision, point of diversion location, and amount of the water in cubic feet per second.)

RECEIVED
SEP 30 2005
MONTANA

Made this 21st day of September, 2005.

Permit Holder(s)

Malcolm D. Long

MONTANA

State of Idaho)

County of Yellowstone)
YES

On this 21st day of September, 2005, personally appeared before me the signer(s) of the above
instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at

Billings, MT

SEAL

My commission expires: 3/22/2006

CHERYL WELZENBACH
NOTARY PUBLIC for the State of Montana
Residing in Billings, Montana
My Commission Expires March 22, 2006

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09089

Priority: 06/15/2001

Maximum Diversion Rate: 4.00 CFS

This is to certify, that JTL GROUP INC
505 W RIVERSIDE STE 500
SPOKANE WA 99201

has applied for a permit to appropriate water from:

Source: GROUND WATER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
COMMERCIAL	01/01 to 12/31	4.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 13, Twp 51N, Rge 05W, B.M. KOOTENAI County

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
51N	05W	13							X										

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **September 1, 2006**.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. 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.
6. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
7. Commercial use is for washing aggregate and concrete production.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 31st day of August, 2001.

MICROFILMED
OCT 12 2001


for KARL J DREHER, Director

69232

Ident. No. 95-9089

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

AUG 13 2001

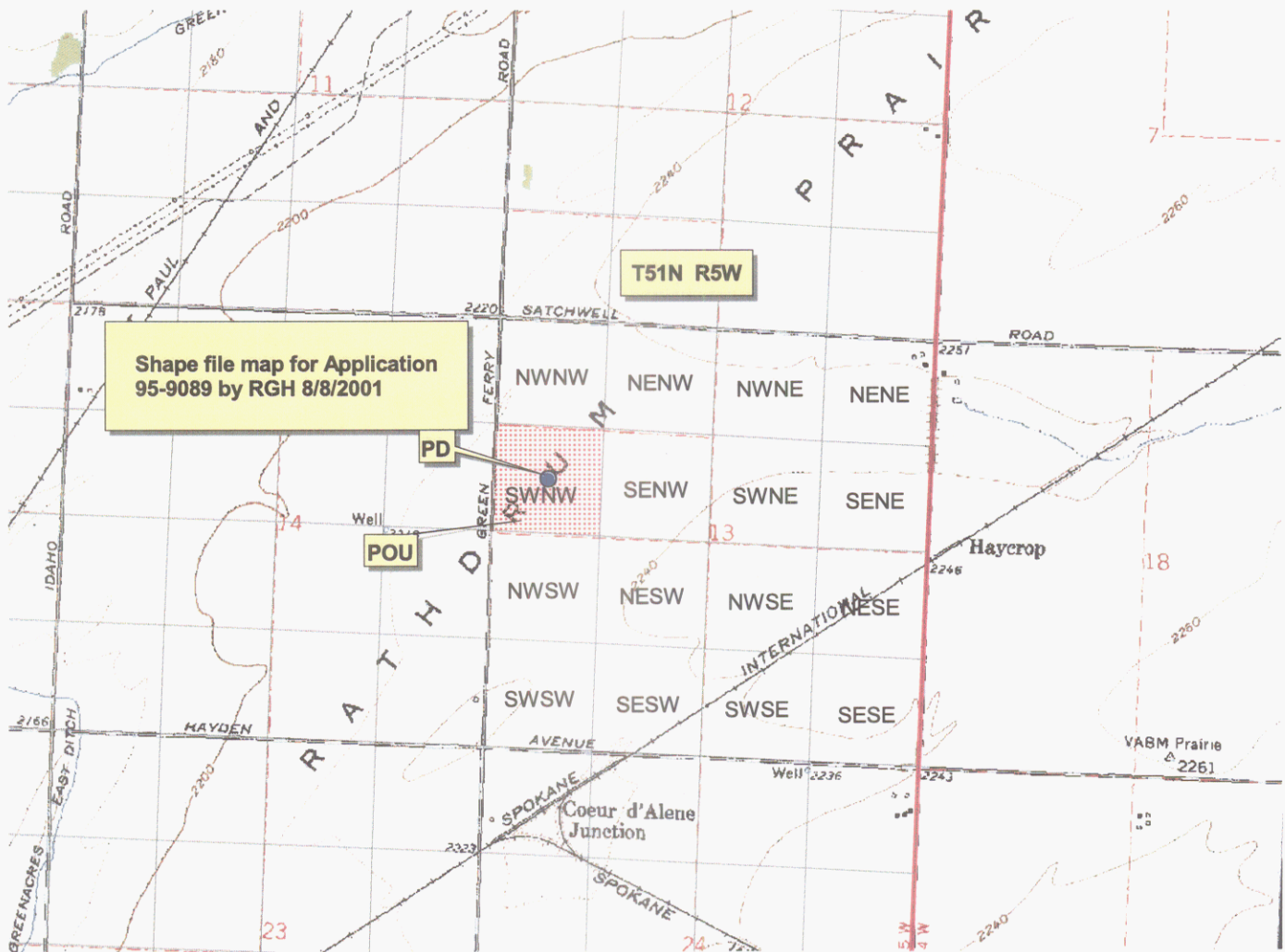
To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant ITL Group, Inc. Phone (509) 252-5036
Mailing address 505 W. Riverside Ste 500 Spokane, WA 99201
2. Source of water supply Ground water which is a tributary of N/A
3. Location of point of diversion is Township 51N Range 5W Sec. 13, in the SW 1/4,
NW 1/4, 1/4, Govt. Lot _____, B.M., Kootenai County;
additional points of diversion if any: N/A
4. Water will be used for the following purposes:
Amount 4 CFS for Commercial purposes from Jan. 1 to Dec. 31 (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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 4 CFS and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source Well, pump and pipe line
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
 - c. Proposed well diameter is 12 inches; proposed depth of well is 280 feet
 - d. Is ground water with a temperature of greater than 85°F being sought? _____
 - e. If well is already drilled, when? _____; 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. _____
 - e. Other; describe fully. Comercial Use is for washing aggregate and Redi Mix concrete production

MICROFILMED

OCT 12 2001



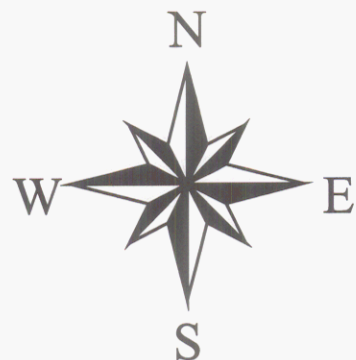
0.4 0 0.4 0.8 Miles



-  Quad IndexQuadcov.shp
-  GCDBT51N05W.shp
-  POD- ApplicationApplication POD
-  Application POU
-  Townships

MICROFILMED

OCT 12 2001



9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N	5W	13							C										

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 95-7133 b

11. a. Who owns the property at the point of diversion? David Haman

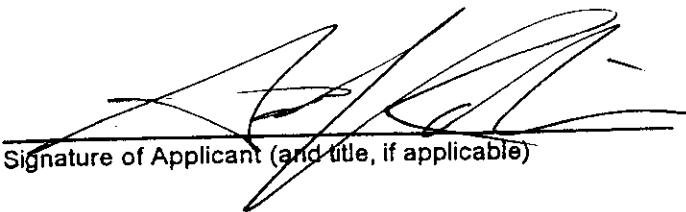
b. Who owns the land to be irrigated or place of use? David Haman

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

12. Remarks: _____

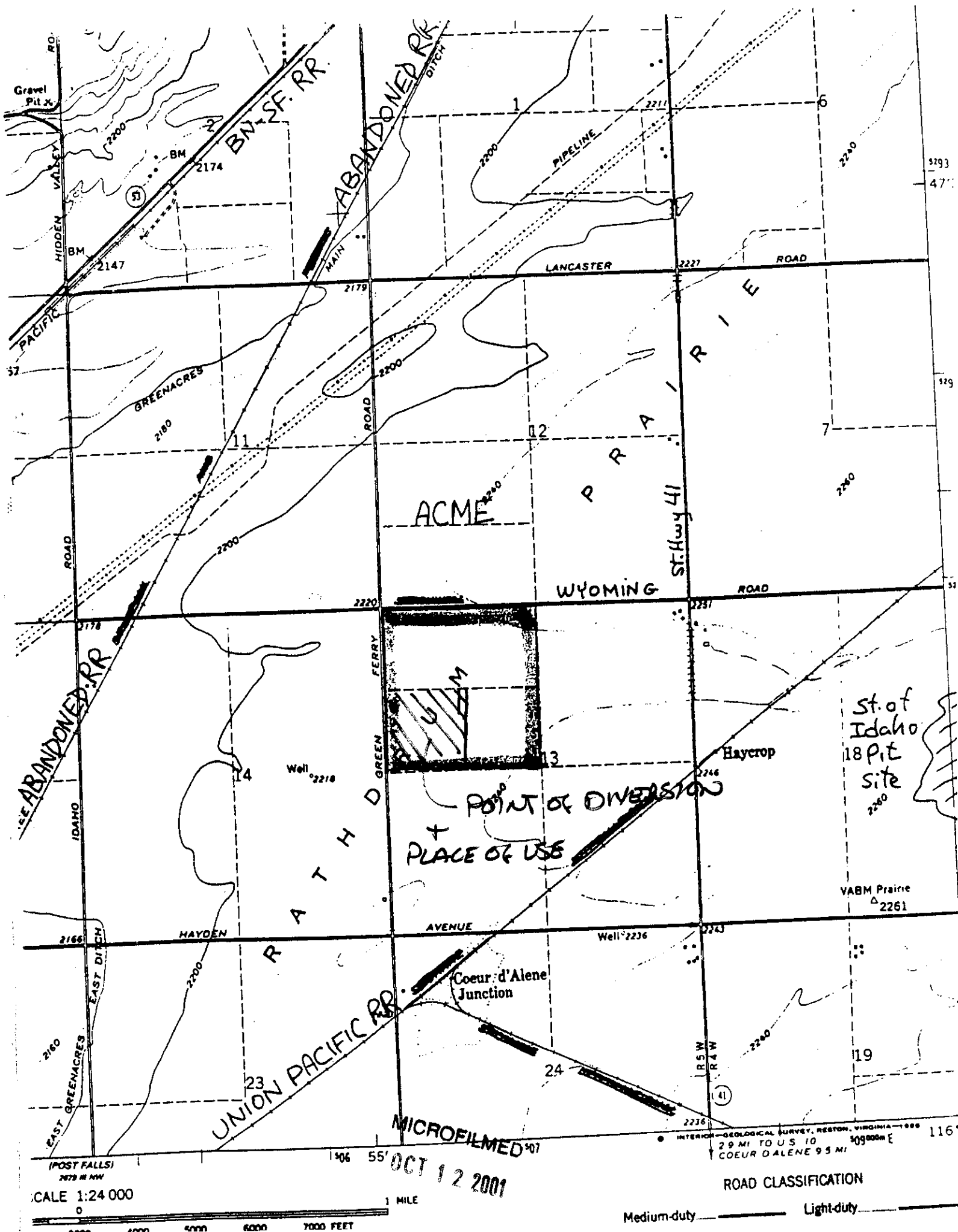
13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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


Signature of Applicant (and title, if applicable)

Received by db Date 6/15/01 Time 1:50P Preliminary check by _____
 Fee \$ 370.00 Received by db # NO14454 Date 6/15/01
 Publication prepared by db Date 6/27/01 Published in CAO Plus 7/5+12/01
 Publication approved db Date 7/17/01

MICROFILMED
OCT 12 2001



**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 20, 2005

HAP TAYLOR & SONS INC
PO BOX 83
BEND OR 97709

RE: Permit No. 95-9089

Amendment of Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed amendment of permit approving your application to amend the permit referenced above. Please be sure to thoroughly review every element including the conditions of approval listed on your permit.

The amendment of permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

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

If you have any questions, please contact me at 208-287-4947.

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

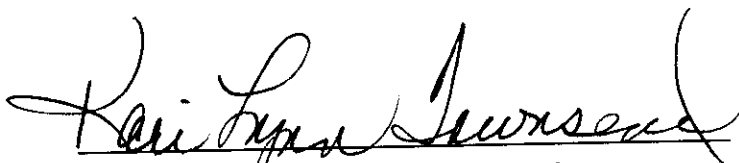
Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on December 20, 2005 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Amendment of Permit) to the person(s) listed below:

RE: WATER RIGHT PERMIT NO. 95-9089

**HAP TAYLOR & SONS INC
PO BOX 83
BEND OR 97709**



**Kari Lynn Townsend
Secretary**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below.

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

David L Haman

Trustee

Red Gosh

David^L Haman

PO Box 3311

Hayden 83835

208-762-3759

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

Kattie Hay

being first duly sworn

upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

Legal Notice

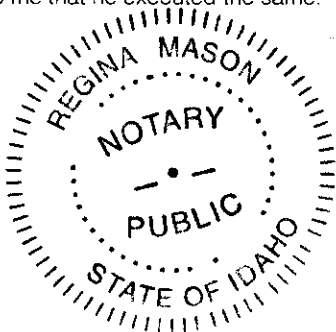
of which the annexed is a printed copy, was published in the regular *Thursday* issue of said newspaper for *2* consecutive *weeks* commencing on the *3* day of *November* 20 *05*, and ending on the *10* day of *November* 20 *05*, and such publication was made as often during said period as said *Daily* newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice. On this *10* day of *November* in the year of *2005*, before me, a Notary Public, personally appeared *Kattie Hay*, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Regina Mason

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

MY COMMISSION EXPIRES 6/18/09



RECEIVED
NOV 14 2005
IDWR/North

NOTICE OF AMENDMENT
NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 95-9089, in the name of HAP TYLOR AND SONS INC, PO BOX 83, BEND, OR 97709, was amended.

The POINT OF DIVERSION was originally described as SWNW SEC 13, TWP 51N, RGE 05W, BM, KOOTENAI County, whereas, amended it reads NENW SEC 13, TWP 51N, RGE 05W BM, KOOTENAI County.

The location of PLACE OF USE was originally described as SWNW SEC 13, TWP 51N, RGE 05W BM, Kootenai County, whereas, amended it reads NENW SEC 13, TWP 51N, RGE 05W BM, KOOTENAI COUNTY.

THERE IS NO CHANGE IN NATURE OF USE OR AMOUNT OF WATER BEING USED.

(For additional information concerning the property location, call the Northern, Regional Office at 769-S1450.)

Any protests against the approval of the above referenced amendment must be filed with the applicant and with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before November 21, 2005.

KARL J. DREHER, DIRECTOR
Legal 8222
November 3, 10, 2005

NOTICE OF AMENDMENT

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 95-9089, in the name of HAP TYLOR AND SONS INC, PO BOX 83, BEND, OR 97709, was amended.

The POINT OF DIVERSION was originally described as SWNW SEC 13, TWP 51N, RGE 05W, BM, KOOTENAI County, whereas, amended it reads **NENW SEC 13, TWP 51N, RGE 05W BM, KOOTENAI County.**

The location of PLACE OF USE was originally described as SWNW SEC 13, TWP 51N, RGE 05W BM, whereas, amended it reads **NENW SEC 13, TWP 51N, RGE 05W BM, KOOTENAI County..**

THERE IS NO CHANGE IN NATURE OF USE OR AMOUNT OF WATER BEING USED.

(For additional information concerning the property location, call the Northern Regional Office at 769-S1450.)

Any protests against the approval of the above-referenced amendment must be filed with the applicant and with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before November 21, 2005
KARL J. DREHER, DIRECTOR
Published November 3 and 10, 2005.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

October 26, 2005

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

Please FAX proof copy before publication, to 208-769-1454
Thanks, Dianne

RE: Application to Amend Permit No. 95-9034 and 95-9089

Dear Kattie & Glenda:

Enclosed you will find two legal notices which we wish to have published in your newspaper on the dates indicated, November 3 and 10, 2005, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

The first of these two legal notices for Amendments is the one that did not make it into the paper for our previously requested publication dates. The second one is another similar legal notice, and they should **both publish November 3 and 20, 2005.**

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 11/21/2005. Your cooperation is, as always, GREATLY appreciated.

Thank you for your help,

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, October 26, 2005 2:27 PM
To: Legal Notices-CdA Press (E-mail); Legal Notices-CdA Press2 Glenda Jefferson (E-mail)
Subject: Two more legal notices for publication on November 3 and 10, 2005

Good afternoon, Kattie (& Glenda, too)

Attached is the second cover letter requesting publication of two (2) additional legal notices - for publication on November 3 and 10, 2005. The two (2) legal notices are separate attachments, and both need to be published individually.

AGAIN - PLEASE FAX A PROOF COPY TO ME BEFORE GOING TO PRESS SO I CAN CHECK LAYOUT, ETC. FAX 769-1454.

The second legal notice attached below - the one for Hap Taylor and Sons Inc, - is one of the legal notices that did not get published as requested for our previous requested publication dates. Now we have two separate ones that are similar and both need to be published on November 3 and 10, 2005.

As we discussed when we talked a little over a week ago, according to the Idaho Code that governs our agency, for daily publishing newspapers, our publications must begin publication on either the first Thursday of the month or the third Thursday of the month, and publish for two consecutive Thursdays. That means that if it misses a publication date, we have to start over since we can't simply move them to some other day of the week or begin on any alternate week.

If you have ANY questions, please call me at 769-1450.

Thanks very much for all your help. You're **great** to work with.

Dianne

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



CoverLetter
10-26-05 CdA2 e-ma.



LegalNotice
10-26-05 CdA e-mai.



LegalNotice
10-26-05 CdA e-mai.



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 26, 2005

HAP TAYLOR & SONS INC
PO BOX 83
BEND OR 97709

RE: Application to Amend Permit No 95-9089

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the Coeur d'Alene Press on November 3 and 10, 2005. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

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

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

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

Sincerely,

A handwritten signature in black ink, reading 'Gregory J. Taylor'. The signature is written in a cursive, flowing style.

Gregory J. Taylor
Senior Water Resource Agent



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

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

*Please FAX proof copy before publication, to 208-769-1454
Thanks, Dianne*

Re: 95-9089 - NOTICE OF AMENDMENT

Dear Kattie and Kathie:

Enclosed you will find a legal Notice of Amendment of a Permit for a Water Right which we wish to have published on the dates indicated, October 20 and 27, 2005, (once a week for two consecutive weekly issues) in your newspaper. **If you cannot publish the notice on the proposed dates, please contact us immediately.**

Please send the **Affidavit of Publication, and the bill**, to this office before November 7, 2005.

Thank you very much, ladies. It's always a pleasure to work with you.

Sincerely,

Dianne Ball
Senior Secretary

Enclosure

*Didn't get
into paper
as scheduled.*

nds - for

11/3 & 10/05

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, October 12, 2005 3:56 PM
To: Legal Notices-CdA Press (E-mail); Legal Notices-CDAPress-Kathie Shoemaker (E-mail)
Subject: Legal Notice for publication on October 20 and 27, 2005

Good afternoon ladies,

Attached is our cover letter requesting publication of a Notice of Amendment on October 20 and 27, 2005. The Notice of Amendment is also attached.

PLEASE FAX A PROOF COPY PRIOR TO PUBLICATION, to 769-1454.

If you have ANY questions, please call me at 769-1450.

Thanks very much for all your help. You're great to work with.

Dianne

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



CoverLetter
0-12-05 CdA e-mai.



LegalNotice
0-12-05 CdA e-mai.

*didn't get into paper
as scheduled
needs for following
publication letter*

NOTICE OF AMENDMENT

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 95-9089, in the name of HAP TYLOR AND SONS INC, PO BOX 83, BEND, OR 97709, was amended.

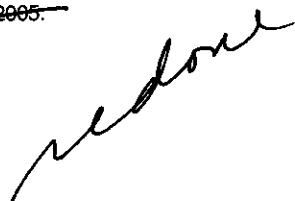
The POINT OF DIVERSION was originally described as SWNW SEC 13, TWP 51N, RGE 05W, BM, KOOTENAI County, whereas, amended it reads **NENW SEC 13, TWP 51N, RGE 05W BM, KOOTENAI County.**

The location of PLACE OF USE was originally described as SWNW SEC 13, TWP 51N, RGE 05W BM, whereas, amended it reads **NENW SEC 13, TWP 51N, RGE 05W BM.**

(For additional information concerning the property location, call the Northern Regional Office at 769-S1450.)

Any protests against the approval of the above-referenced amendment must be filed with the applicant and with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before ~~November 7, 2005~~

KARL J. DREHER, DIRECTOR
Published ~~October 20 & 27, 2005.~~



For Office Use Only
\$25 filing fee
Receipt # Noted
Date 9/30/05

11/99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT
To change the ownership of a permit

Malcolm D. Long,
I, President of JTL Group, Inc., hereby assign to Hap Taylor and Sons, Inc.
of, P.O. Box 83, Bend, Oregon 97701 (541) 388-0445
(Full Address) (Phone)

All ~~my~~ right, title, and interest in and to Permit No. 95-09089 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to for Permit No. _____ to appropriate the public waters of the State of Idaho.
(Describe portion of the application for permit assigned, listing the number of acres in each 40 acre subdivision, point of diversion location, and amount of the water in cubic feet per second.)

RECEIVED
SEP 30 2005
IDWATERM

Made this 21st day of September, 2005.

Malcolm D. Long
Permit Holder(s)

MONTANA
State of ~~Idaho~~)
County of Gallatin

On this 21st day of September, 2005, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Cheryl Welzenbach
Notary Public residing at
Billings, MT

SEAL

My commission expires: 3/22/2006

CHERYL WELZENBACH
NOTARY PUBLIC for the State of Montana
Residing in Billings, Montana
My Commission Expires March 22, 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 3, 2005

HAP TAYLOR & SONS INC
PO BOX 83
BEND OR 97701

RE: Change of Ownership for Water Right Permit 95-9089

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right permit to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

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

Sincerely,

for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

SCANNED



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 31, 2001

JTL GROUP INC
505 W RIVERSIDE STE 500
SPOKANE WA 99201

RE: Permit No. 95-9089

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

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

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

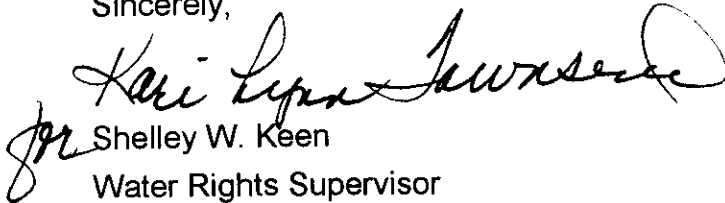
MICROFILMED

OCT 12 2001

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

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

Sincerely,


Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

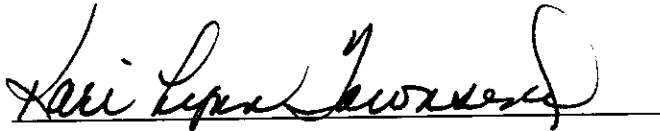
MICROFILMED
OCT 12 2001

CERTIFICATE OF MAILING

I hereby certify that on August 31, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 95-9089

JTL GROUP INC
505 W RIVERSIDE STE 500
SPOKANE WA 99201

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

Kari Lynn Townsend
Secretary

MICROFILMED
OCT 12 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED

OCT 12 2001

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

ss.

Jennifer Standridge

being first duly sworn

upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county

3. The

Legal Notice

of which the annexed is a printed copy, was published in the regular issue of said newspaper for *2* consecutive *Thursday* *Weeks* commencing on the *5* day of *July*, 20 *01*, and ending on the *12* day of *July*, 20 *01*, and such publication was made as often during said period as said 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

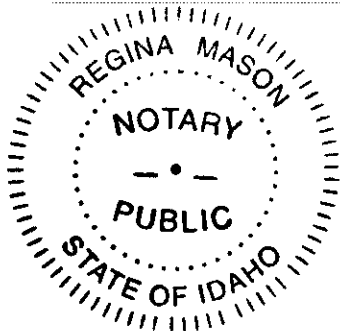
Jennifer Standridge

Personally appeared before me this

12 day of *July*, 20 *01*

Regina Mason

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



MY COMMISSION EXPIRES 6/18/03

MICROFILMED

JUL 12 2001

RECEIVED
JUL 13 2001
IDWR/North

NOTICE OF APPLICATION FOR WATER RIGHTS

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

95-9090

JTL GROUP INC
505 W RIVERSIDE - SUITE 500
SPOKANE WA 99201

Point(s) of Diversion: SWNW S13 T51N R05W KOOTENAI

Source: GROUND WATER

Use: COMMERCIAL

01/01 To 12/31

4 CFS
4 CFS

Total Diversion:

Date Filed: 06/15/2001

Place of Use: COMMERCIAL T51N R05W S13 SWNW

Remark: Commercial use is for washing aggregate and redi-mix concrete production.

95-9090

JAMES GRASSI
309 S MADISON RD
POST FALLS ID 83854

Point(s) of Diversion: SWNW S8 T50N R05W KOOTENAI

County:

Source: GROUND WATER

Use: DOMESTIC

01/01 To 12/31

0.04 CFS
0.04 CFS

Total Diversion:

Date Filed: 06/06/2001

Place of Use: Domestic T50N R05W S8 SWNW

Remark: Domestic use is for 1 home.

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

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 for each application on or before 07/23/2001. The protestant must also send a copy of the protest to the applicant.

Legal 374
July 5, 12, 2001

KARL J. DREHER, Director

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

95-9089

JTL GROUP INC
505 W RIVERSIDE - SUITE 500
SPOKANE WA 99201

Point(s) of Diversion SWNW S13 T51N R05W KOOTENAI County

Source GROUND WATER

Use: COMMERCIAL 01/01 To 12/31 4 CFS

Total Diversion: 4 CFS

Date Filed: 06/15/2001

Place Of Use: COMMERCIAL T51N R05W S13 SWNW

Remark: Commercial use is for washing aggregate and redi-mix concrete production.

95-9090

JAMES GRASSI
309 S MADISON RD
POST FALLS ID 83854

Point(s) of Diversion SWNW S8 T50N R05W KOOTENAI County

Source GROUND WATER

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

Total Diversion: 0.04 CFS

Date Filed: 06/06/2001

Place Of Use: DOMESTIC T50N R05W S8 SWNW

Remark: Domestic use is for 1 home.

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

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 07/23/2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in Coeur d'Alene Press on 7/5 and 12/2001

MICROFILMED
OCT 12 2001



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 Fax (208) 769-1454

June 27, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Legal Notice Department
Coeur D Alene Press
201 N 2nd
COEUR D ALENE ID 83814

RE: Applications for Permit No: 95-9089 and 95-9090

Dear LEGAL NOTICE DEPARTMENT:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 07/23/2001. Your cooperation is appreciated.

Sincerely

Dianne Ball
Administrative Assistant

MICROFILMED

OCT 12 2001



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 27, 2001

JTL GROUP INC
505 W RIVERSIDE - SUITE 500
SPOKANE WA 99201

RE: Application for Permit No 95-9089

Dear Applicant(s):

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

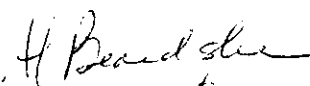
A legal notice of the application has been prepared and is scheduled for publication in the Coeur d'Alene Press on July 5 and 12, 2001. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

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

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about 60 to 120 days.

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

Sincerely,


Al Beardslee
Senior Water Resource Agent

Enclosure Receipt No. N014454

MICROFILMED

OCT 12 2001

To: Al Beardsly
From: Steve Robinson
Date: June 13, 2001
Subject: Water Right Application

RECEIVED
JUN 15 2001
IDWR/North

**Enclosed is the application for a Industrial Water Right on the subject property.
Please review the application for correctness. If any problems are known, please
contact me immediately at 509-252-5036.**

Thanks for all your help!

MICROFILMED

OCT 12 2001