

**STARTING  
LEFT  
SIDE OF  
FILE**

State of Idaho  
Department of Water Resources  
**Permit to Appropriate Water**

NO. 95-09306

Priority: September 16, 2005

Maximum Diversion Rate: 5.57 CFS

This is to certify, that HAGADONE HOSPITALITY CO  
C/O JOHN BARLOW  
PO BOX 6200  
COEUR D ALENE ID 83816-6200

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> |
|-----------------------|----------------------|--------------------------|
| FIRE PROTECTION       | 01/01 to 12/31       | 5.57 CFS                 |

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER SW¼NE¼ Sec. 1, Twp 50N, Rge 06W, B.M. KOOTENAI County  
GROUND WATER SW¼NE¼ Sec. 1, Twp 50N, Rge 06W, B.M. KOOTENAI County

**PLACE OF USE:** FIRE PROTECTION

| Twp | Rge | Sec | NE  |     |    |    | NW |    |    |    | SW |    |    |    | SE |   |  |  | Totals |
|-----|-----|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|---|--|--|--------|
|     |     |     | NE  | NW  | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |    |   |  |  |        |
| 50N | 06W | 1   | X   | X   | X  | X  |    |    |    |    |    |    |    |    |    | X |  |  |        |
|     |     |     | L 1 | L 2 |    |    |    |    |    |    |    |    |    |    |    |   |  |  |        |

**CONDITIONS OF APPROVAL**

1. Proof of application of water to beneficial use shall be submitted on or before **November 1, 2010**.
2. Subject to all prior water rights.
3. 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.
4. 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.
5. 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 in accordance with Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie GWMA.
6. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.

State of Idaho  
Department of Water Resources  
**Permit to Appropriate Water**  
NO. 95-09306

CONDITIONS OF APPROVAL CONTINUED

7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 14<sup>th</sup> day of November, 2005.

  
FOR KARL J DREHER, Director

FORM 12/99

RECEIVED  
OCT 27 2005  
DEPARTMENT OF  
WATER RESOURCES

12300  
STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**  
To appropriate the public waters of the State of Idaho

Ident. No. 95-9306

RECEIVED  
SEP 16 2005  
IDWR/North

1. Name of Applicant HAGADONE HOSPITALITY CO Phone 667-3431  
Mailing address PO BOX 6200, COEUR D'ALENE, ID 83816
2. Source of water supply GROUNDWATER which is a tributary of \_\_\_\_\_
3. Location of point of diversion is Township 50 N Range 06 W Sec. 01, in the SW  $\frac{1}{4}$  (X2)  
NE  $\frac{1}{4}$ , \_\_\_\_\_ Govt. Lot \_\_\_\_\_, B.M., KOOTENAI County;  
additional points of diversion if any: \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 5.57 for FIRE PROTECTION purposes from 1-1 to 12-31 (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) 5.57 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 2 - 12" WELLS
  - b. Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre-feet; total reservoir capacity \_\_\_\_\_ acre-feet
  - c. Proposed well diameter is 12, 12 inches; proposed depth of well is 350 feet
  - d. Is ground water with a temperature of greater than 85°F being sought? NO
  - 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. FIRE PROTECTION

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 | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | TOTALS |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 50N | 06W | 01  | F  | F  | F  | F  |    |    |    |    |    |    |    |    |    | F  |    |    |        |
|     |     |     | L1 | L2 |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Total number of acres to be irrigated 0

10. Describe any other water rights used for the same purposes as described above. \_\_\_\_\_

11. a. Who owns the property at the point of diversion? APPLICANT
- b. Who owns the land to be irrigated or place of use? APPLICANT
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: \_\_\_\_\_

12. Remarks: WATER TO BE USED FOR FIRE PROTECTION OF STRUCTURES  
AND PROPERTY AS REQUIRED BY KOOTENAI COUNTY AND KOOTENAI  
FIRE PROTECTION DISTRICT.

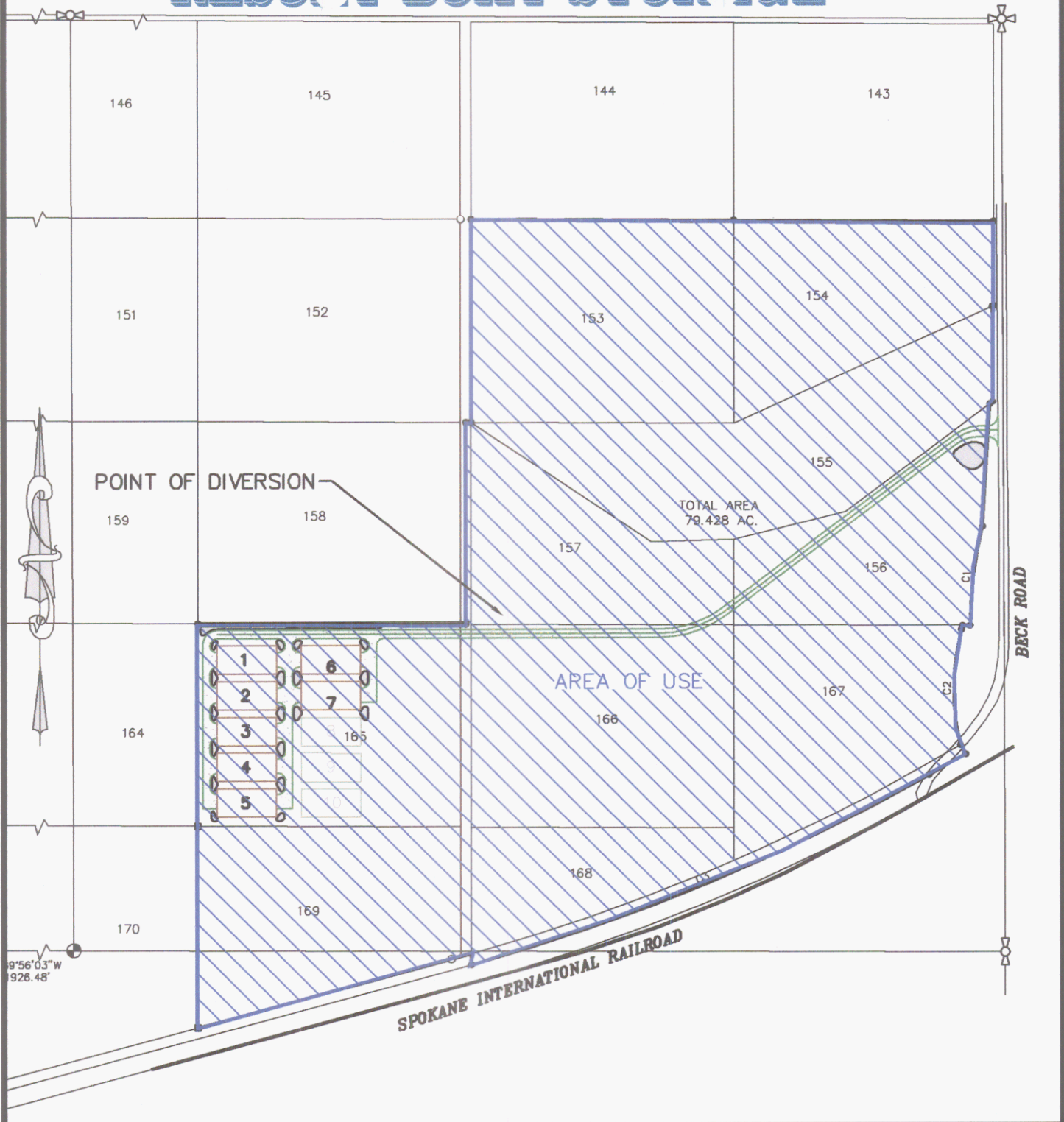
13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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.

John Barlow SECRETARY  
 Signature of Applicant (and title, if applicable)

Received by MF Date 9-16-05 Time 11:00 A Preliminary check by \_\_\_\_\_  
 Fee \$ 450.00 Received by MF # NO. 7188 Date 9-16-05  
 Publication prepared by MF Date 9/23/05 Published in CPA Date 10/6+13/05  
 Publication approved MF Date 10/17/05

# RESORT BOAT STORAGE



ISSUE DATE: 9/16/05

DRAWN BY: rdk

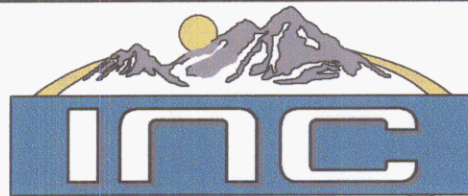
DWG FILE: \*water-right

SCALE: 1"=400'

PROJ. # pf05-017

SHEET TITLE:

FIRE PROTECTION  
WATER RIGHT EXHIBIT

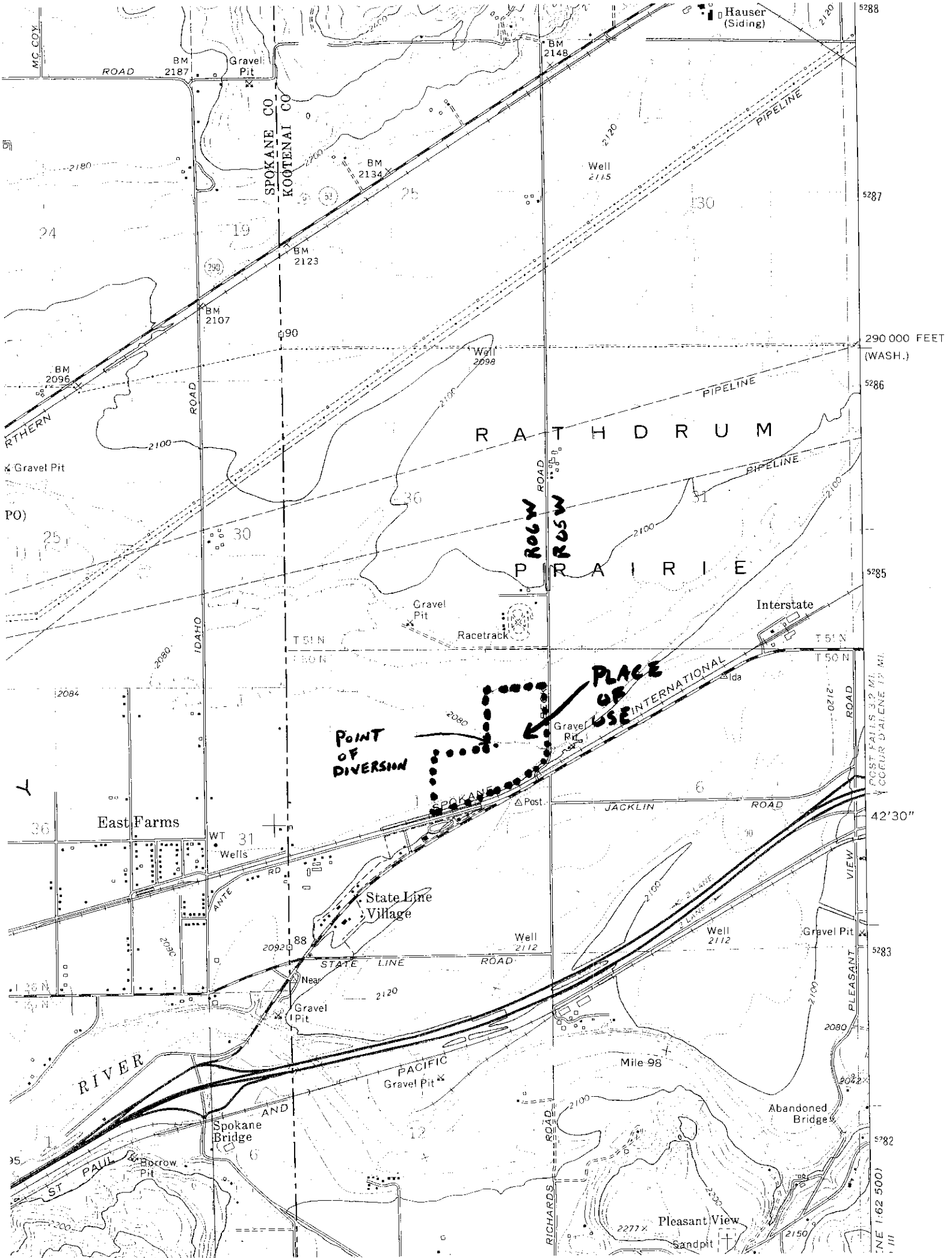


INLAND NORTHWEST CONSULTANTS

ENGINEERS • SURVEYORS • PLANNERS

1296 Polston Ave., Suite B, Post Falls, Idaho 83854

PHONE (208) 773-8370 www.incnorthwest.com FAX (208) 777-2128



**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](http://www.idwr.idaho.gov)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

November 16, 2005

HAGADONE HOSPITALITY CO  
C/O JOHN BARLOW  
PO BOX 6200  
COEUR D ALENE ID 83816-6200

RE: Permit No. 95-9306

**Permit Approval Notice**

Dear Permit Holder:

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

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

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

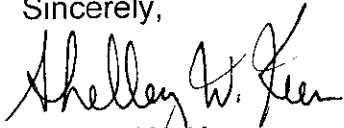
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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

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

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

Sincerely,

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

Shelley W. Keen

Water Rights Supervisor

SWK:kit

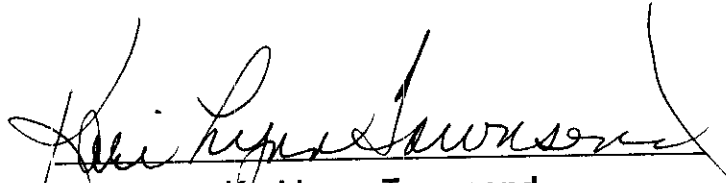
Enclosure(s)

## **CERTIFICATE OF SERVICE**

I hereby certify that on November 16, 2005 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. 95-9306**

**HAGADONE HOSPITALITY CO  
C/O JOHN BARLOW  
PO BOX 6200  
COEUR D ALENE ID 83816-6200**



**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.

# AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO,  
County of Kootenai,

} ss.

OCT 17 2005

IDWR/North

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

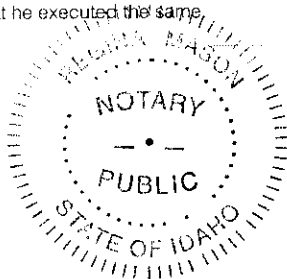
of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive weeks commencing on the 6 day of October, 2005, and ending on the 13 day of October, 2005, and such publication was made as often during said period as said newspaper was regularly 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. Kattie Hay  
On this 13 day of October, in the year of 2005, before me, a Notary Public, personally appeared Kattie Hay, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Regina Mason

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

MY COMMISSION EXPIRES 6/18/09



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

95-9303

LOUIE J ANDERSON LIVING TRUST

VAN LARSON

2308 W ALBINS LN

COEUR D ALENE ID 83814

Point(s) of Diversion L2 (NWNE) S11 T49N R04W KOOTENAI County

GROUND WATER

Use: DOMESTIC

01/01 To 12/31

0.05 CFS

Total Diversion:

Date Filed: 09/12/2005

Place Of Use: DOMESTIC

T49N R04W S11 NENE Lot 1 NWNE Lot 2

Remark: Domestic use is for 4 homes.

95-9304

WILLIAM CARTER

TERESA CARTER

S 11310 STARR RD

ROCKFORD WA 99030

Point(s) of Diversion L7 (SWNE) S2 T49N R03W KOOTENAI County

Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER

Use: DOMESTIC

01/01 To 12/31

0.04 CFS

Total Diversion:

Date Filed: 09/15/2005

Place Of Use: DOMESTIC

T49N R03W S2 SWNE Lot 7

Remark: Domestic use is for 2 homes.

95-9305

HAGADONE HOSPITALITY CO.

C/O JOHN BARLOW

PO BOX 6200

COEUR D ALENE ID 83816-6200

Point(s) of Diversion SWNE S1 T50N R06W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION

03/15 To 11/15

0.11 CFS

Total Diversion:

Date Filed: 09/16/2005

Place Of Use: IRRIGATION

T50N R06W S1 SWNE

Number of Acres

7

95-9306

HAGADONE HOSPITALITY CO.

C/O JOHN BARLOW

PO BOX 6200

COEUR D ALENE ID 83816-6200

Point(s) of Diversion (2) SWNE S1 T50N R06W KOOTENAI County

Source GROUND WATER

Use: FIRE PROTECTION

01/01 To 12/31

5.57 CFS

Total Diversion:

Date Filed: 09/16/2005

Place Of Use: FIRE PROTECTION

T50N R06W S1 NENE NWNE SWNE SENE NWSE

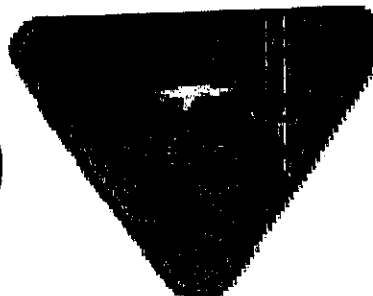
Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D'Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 10/24/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Legal 8025

October 6, 13, 2005



RECEIVED  
OCT - 6 2005  
IDWR/North

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

**FAX**

October 6, 2005

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

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

Re: Application for Permit #95-09306 for Hagadone Hospitality

Hi Dianne:

Our office reviewed the above water right application for permit from the IDWR New Water Rights filing report dated October 3, 2005 (copy attached).

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

POU: T50N R06W S01 NENE NWNE

BLM does not have a problem with this application for permit; we are providing this for your information.

Thank you. Have a nice day!!

cc: Mike Stevenson - BLM - Coeur d'Alene Field Office - Fax # (208) 769-5050

# of pages: 4 (includes coversheet)

IDAHO DEPARTMENT OF WATER RESOURCES  
NEW WATER RIGHT FILINGS

DATE: 10/3/05

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Application for Permit No. 95-9306

Name: HAGADONE HOSPITALITY

|                      |       |                             |                     |
|----------------------|-------|-----------------------------|---------------------|
| Diversion Pt SWNE    | Sec 1 | T 50N R 06W KOOTENAI County | Source GROUND WATER |
| Diversion Pt SWNE    | Sec 1 | T 50N R 06W KOOTENAI County | Source GROUND WATER |
| Use: FIRE PROTECTION |       | 01/01 To 12/31 5.57 CFS     |                     |

Total Diversion: 5.57 CFS

Date Filed: 09/16/2005

Place Of Use: FIRE PROTECTION

T50N R06W S1 NENE NWNE SWNE SENE NWSE

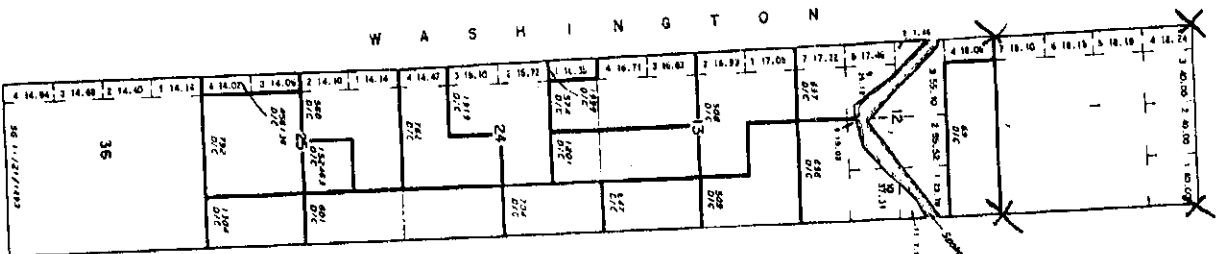
TOWNSHIP 50 NORTH RANGE 6 WEST OF THE BOISE MERIDIAN, IDAHO

KOOTENAI COUNTY  
COPPER CREEK DISTRICT

STATUS OF PUBLIC DOMAIN  
LAND AND MINERAL TITLES

MT PLAT

| INDEX TO SEPARATED TRACTS |    |    |    |
|---------------------------|----|----|----|
| TRACT NO.                 | 1  | 2  | 3  |
| 1                         | 2  | 3  | 4  |
| 5                         | 6  | 7  | 8  |
| 9                         | 10 | 11 | 12 |
| 13                        | 14 | 15 | 16 |
| 17                        | 18 | 19 | 20 |
| 21                        | 22 | 23 | 24 |
| 25                        | 26 | 27 | 28 |
| 29                        | 30 | 31 | 32 |
| 33                        | 34 | 35 | 36 |



THE NOTATION SHOWN ON WITHHOLDALS REPRESENT THE LAST  
ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE SEE  
THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITH-  
HOLD ORDER.

| CLERK'S NO. | CLERK'S ID. |
|-------------|-------------|
| 1           | 2           |
| 3           | 4           |
| 5           | 6           |
| 7           | 8           |
| 9           | 10          |
| 11          | 12          |
| 13          | 14          |
| 15          | 16          |
| 17          | 18          |
| 19          | 20          |
| 21          | 22          |
| 23          | 24          |
| 25          | 26          |
| 27          | 28          |
| 29          | 30          |
| 31          | 32          |
| 33          | 34          |
| 35          | 36          |

Drawn by  
T. 50N  
R. 5W

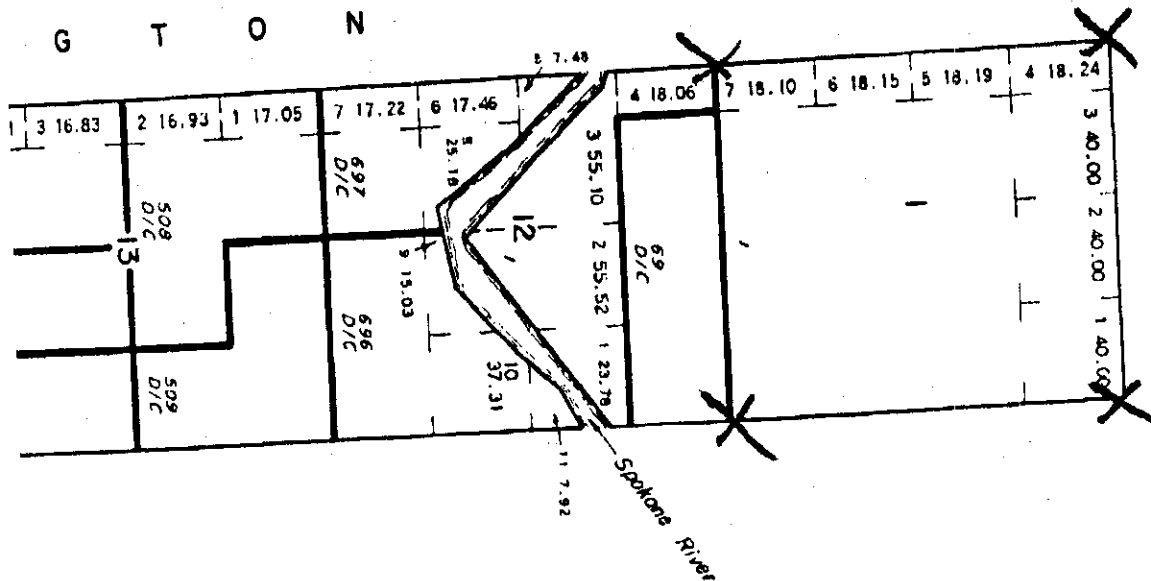
**MERIDIAN, IDAHO**

# STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES

MT PLAT

[illegible]

1500  
Rock  
SO1  
NEW  
RANGE



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

**95-9303**

LOUIE J ANDERSON LIVING TRUST  
VAN LARSON  
2308 W ALBINS LN  
COEUR D ALENE ID 83814

Point(s) of Diversion L2 (NWNE) S11 T49N R04W KOOTENAI County  
GROUND WATER

Use: DOMESTIC 01/01 To 12/31 0.05 CFS  
Total Diversion: 0.05 CFS

Date Filed: 09/12/2005

Place Of Use: DOMESTIC

T49N R04W S11 NENE Lot 1 NWNE Lot 2

Remark: Domestic use is for 4 homes.

**95-9304**

WILLIAM CARTER  
TERESA CARTER  
S 11310 STARR RD  
ROCKFORD WA 99030

Point(s) of Diversion L7 (SWNE) S2 T49N R03W KOOTENAI County  
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER

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

Date Filed: 09/15/2005

Place Of Use: DOMESTIC

T49N R03W S2 SWNE Lot 7

Remark: Domestic use is for 2 homes.

**95-9305**

HAGADONE HOSPITALITY  
C/O JOHN BARLOW  
PO BOX 6200  
COEUR D ALENE ID 83814-6200

Point(s) of Diversion SWNE S1 T50N R06W KOOTENAI County  
Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.11 CFS  
Total Diversion: 0.11 CFS

Date Filed: 09/16/2005

Place Of Use: IRRIGATION

T50N R06W S1 SWNE

Number of Acres 7

**95-9306**

HAGADONE HOSPITALITY  
C/O JOHN BARLOW  
PO BOX 6200  
COEUR D ALENE ID 83814-6200

Point(s) of Diversion(2) SWNE S1 T50N R06W KOOTENAI County  
Source GROUND WATER

Use: FIRE PROTECTION 01/01 To 12/31 5.57 CFS  
Total Diversion: 5.57 CFS

Date Filed: 09/16/2005

Place Of Use: FIRE PROTECTION

T50N R06W S1 NENE NWNE SWNE SENE NWSE

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

Any protest against the approval of this application must be filed with the  
Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd,  
Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for  
each application on or before 10/24/2005. The protestant must also send a  
copy of the protest to the applicant.

KARL J DREHER, Director Published October 6 and 13, 2005



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**

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

Fax (208) 769-1454

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

September 28, 2005

**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: Application for Permit No. 95-9303, 95-9304, 95-9305 and 95-9306

**Dear Kattie & Kathie:**

Enclosed you will find **the second of two legal notices** which we wish to have published in your newspaper on the dates indicated, October 6 and 13, 2005, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 10/24/2005. Your cooperation is appreciated.

Thanks for all your help. It is a pleasure to work with you.

Sincerely

*Dianne*

Dianne Ball  
Administrative Assistant

## Ball, Dianne

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**From:** Ball, Dianne  
**Sent:** Wednesday, September 28, 2005 1:46 PM  
**To:** Legal Notices-CdA Press (E-mail); Legal Notices-CDAPress-Kathie Shoemaker (E-mail)  
**Subject:** Second Legal Notice for publication on October 6 and 13, 2005

This is the **second of two legal notices** for publication on October 6 and 13, 2005.

Attached cover letter requests publication of a legal notice on the dates specified above. The legal notice is also attached.

Again, if you have ANY questions PLEASE call me at 769-1450 - and PLEASE FAX A PROOF COPY BEFORE PUBLICATION.

This is another fairly long one, so I trust that you will be able to copy and paste both with minor adjustments.

Thanks for all your help.

*Dianne*

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



CoverLetter  
9-28-05 CdA2 e-ma.



LegalNotice  
9-28-05 CDA2 e-ma.



**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](http://www.idwr.idaho.gov)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

September 28, 2005

HAGADONE HOSPITALITY  
C/O JOHN BARLOW  
PO BOX 6200  
COEUR D ALENE ID 83814-6200

RE: Application for Permit No 95-9305 and 95-9306

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 October 6 and 13, 2005. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

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

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

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

Sincerely,

Gregory J. Taylor  
Senior Water Resource Agent

## MEMO TO FILE

September 21, 2005

Per telephone call to Arthur Flagan at Hagadone Hospitality Co office, the following are officers of Hagadone Hospitality Company:

Jerald J. Jaeger, President  
Brad Hagadone, Vice President  
John R. Barlow, Secretary  
Arthur S. Flagan, Treasurer

A handwritten signature, likely of Arthur S. Flagan, consisting of a large, stylized 'A' with a loop and a vertical stroke.

Dianne Ball  
Administrative Assistant



September 15, 2005

Ray Kimball, PE  
Inland Northwest Consultants  
1296 Polston Ave., Suite B  
Post Falls, ID 83854

Re: Marina Boat Storage Facility  
Beck Road

Dear Ray:

This letter will authorize you to procure permits on our behalf from the various agencies necessary to complete the infrastructure at the boat storage facility in Post Falls on Beck Road.

You may use this letter as evidence of this authority.

Sincerely,

John R. Barlow, Secretary  
Hagadone Hospitality, Co.

**HAGADONE HOSPITALITY COMPANY**

HAGADONE BUILDING ON THE LAKE  
P.O. BOX 6200, COEUR D'ALENE, IDAHO 83816-1937 • Phone 208-667-3431