

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09272

Priority: May 06, 2005

Maximum Diversion Rate: 0.20 CFS

This is to certify, that TRAILS END PROPERTY OWNERS ASSN INC
C/O EDWARD E TREEND
2532 S STATELINE RD
POST FALLS ID 83854-6744

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>
MUNICIPAL	01/01 to 12/31	0.20 CFS

LOCATION OF POINTS OF DIVERSION:

GROUND WATER	L2 (SW¼NW¼)	Sec. 24, Twp 50N, Rge 06W, B.M., KOOTENAI County
GROUND WATER	L2 (SW¼NW¼)	Sec. 24, Twp 50N, Rge 06W, B.M., KOOTENAI County
GROUND WATER	SE¼NW¼	Sec. 24, Twp 50N, Rge 06W, B.M., KOOTENAI County
GROUND WATER	SW¼NE¼	Sec. 24, Twp 50N, Rge 06W, B.M., KOOTENAI County

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **July 01, 2007**.
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 the permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. Place of use is within the area served by the public water supply system of Trails End Property Owners Assn. Inc. The place of use is generally located within Section 24, Township 50N, Range 06W.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 18th day of July, 2005.


for KARL J DREHER, Director

Ident. No. 95-9272

RECEIVED
JUL 11 2005

Department of Water Resources

11962
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
MAY 06 2005

To appropriate the public waters of the State of Idaho

IDWR/North

1. Name of Applicant Trails End Property Owners Assn Inc Phone 208 457-0721
Mailing address 2532 S. Stateline RD Post Falls ID 83854-6744
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is Township 50N Range 6W Sec. 24, in the SWNE $\frac{1}{4}$, SE NW $\frac{1}{4}$, Govt. Lot 8 2 pts GL 2, B.M., KOOTENAI County;
additional points of diversion if any: SW NW

4. Water will be used for the following purposes:

Amount .2 for Municipal 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) .2 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works: 4 wells and pumps

a. Describe type and size of devices used to divert water from the source _____

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet

c. Proposed well diameter is 8 inches; proposed depth of well is 250-300 feet

d. Is ground water with a temperature of greater than 85°F being sought? _____

e. If well is already drilled, when? _____; Drilling firm H2O

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 2 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. Applicant

d. Domestic; show number of households. _____

e. Other; describe fully. _____

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	6W	24			M				GLZ M	M	M	GLZ M							

Total number of acres to be irrigated _____

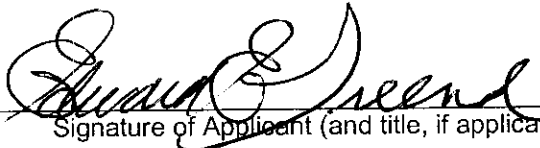
10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? Edward E & Marcia A Treene
- 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: _____

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.

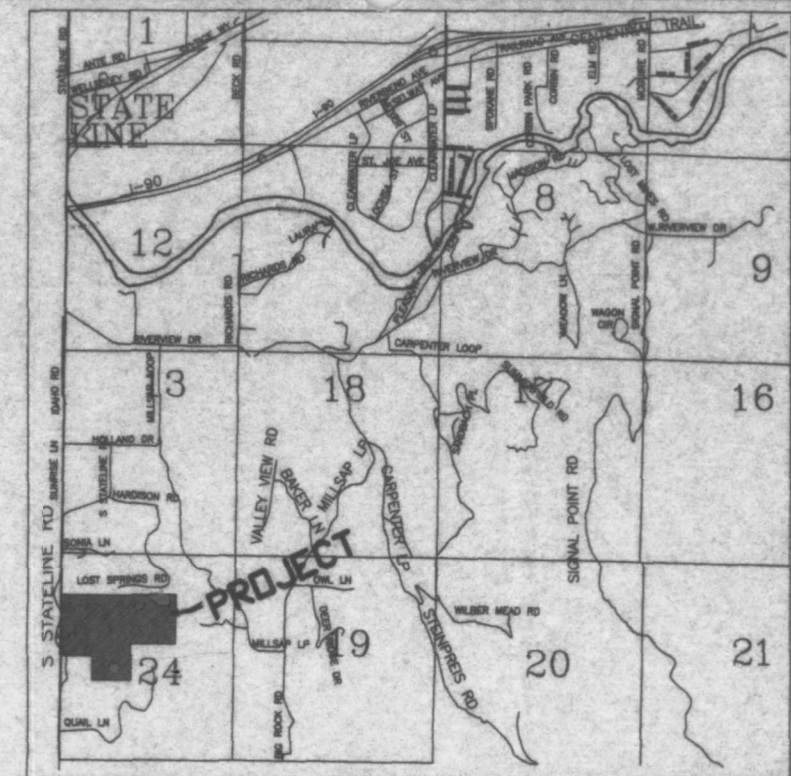

Signature of Applicant (and title, if applicable)

Received by PWT Date 5/6/05 Time 1:40 PM Preliminary check by _____
 Fee \$ 100.00 Received by PWT # 116895 Date 5/6/05
 Publication prepared by do Date 5/25/05 Published in Idaho Press 6/2 x 9/05
 Publication approved do Date 6/14/05

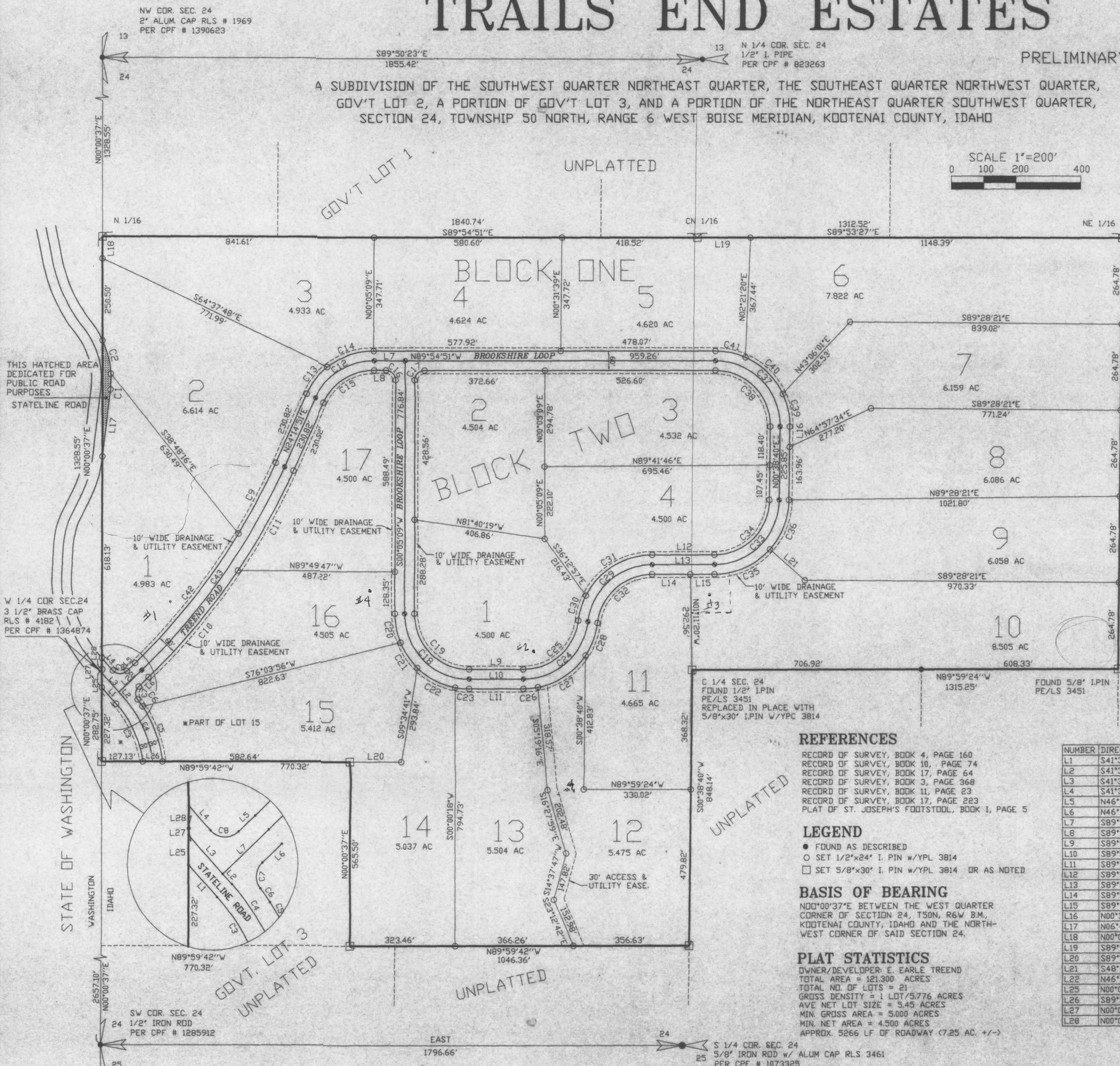
TRAILS END ESTATES

PRELIMINARY PLAT

A SUBDIVISION OF THE SOUTHWEST QUARTER NORTHEAST QUARTER, THE SOUTHEAST QUARTER NORTHWEST QUARTER, GOV'T LOT 2, A PORTION OF GOV'T LOT 3, AND A PORTION OF THE NORTHEAST QUARTER SOUTHWEST QUARTER, SECTION 24, TOWNSHIP 50 NORTH, RANGE 6 WEST BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO



SCALE 1"=200'



NO.	DELTA ANGLE	RADIUS	ARC LENGTH	CH. DIR.	CH. L.
C1	09°59'54"	280.00	48.86	N01°48'51"E	48.80
C2	21°53'25"	280.00	106.98	N14°07'49"W	106.33
C3	33°12'50"	341.93	198.21	S24°59'09"E	195.45
C4	33°53'40"	371.93	220.02	S24°38'44"E	216.83
C5	25°52'28"	401.93	181.51	S20°03'27"E	179.97
C6	03°45'40"	401.93	26.38	S34°52'31"E	26.38
C7	82°59'58"	30.00	43.46	N04°44'38"E	39.76
C8	92°09'49"	30.00	48.26	S87°40'28"E	43.22
C9	07°10'55"	1970.00	246.94	N27°50'18"E	246.77
C10	12°04'23"	2030.00	427.75	N40°12'24"E	426.96
C11	09°55'23"	2030.00	351.58	N29°12'35"E	351.14
C12	65°50'18"	200.00	229.82	N57°10'00"E	217.38
C13	27°14'14"	230.00	109.34	N37°51'58"E	108.31
C14	38°36'04"	230.00	154.95	N70°47'07"E	152.04
C15	65°50'18"	170.00	195.35	N57°10'00"E	184.77
C16	90°00'00"	30.00	47.12	S44°54'51"E	42.43
C17	90°00'00"	30.00	47.12	N45°05'09"E	42.43
C18	90°04'33"	200.00	314.42	S44°57'08"E	283.03
C19	90°04'33"	170.00	267.26	S44°57'08"E	240.58
C20	22°33'30"	230.00	90.56	S11°11'36"E	89.97
C21	23°30'10"	230.00	94.35	S34°13'26"E	93.69
C22	33°12'33"	230.00	133.31	S62°34'48"E	131.45
C23	10°48'20"	230.00	43.38	S84°35'14"E	43.31
C24	82°45'09"	200.00	289.09	N48°36'01"E	264.58
C25	82°45'09"	170.00	245.73	N48°36'01"E	224.89
C26	12°21'20"	230.00	44.85	N84°25'46"E	44.78
C27	45°00'49"	230.00	180.70	N56°19'52"E	176.08
C28	26°38'01"	230.00	106.91	N20°30'27"E	105.95
C29	82°45'09"	200.00	289.09	N48°36'01"E	264.58
C30	19°59'45"	230.00	80.27	N17°11'19"E	79.86
C31	62°45'24"	230.00	252.19	N58°35'54"E	239.74
C32	82°45'09"	170.00	245.73	N48°36'01"E	224.89
C33	89°21'56"	200.00	311.94	N45°19'38"E	281.27
C34	89°21'56"	170.00	265.15	N45°19'38"E	239.08
C35	48°15'44"	230.00	193.74	N65°52'44"E	188.06
C36	41°06'13"	230.00	165.00	N21°11'46"E	161.48
C37	90°33'31"	200.00	316.11	N44°38'06"W	284.22
C38	90°33'31"	170.00	268.69	N44°38'06"W	241.59
C39	25°41'06"	230.00	103.11	N12°11'53"W	102.24
C40	41°06'13"	230.00	165.00	N45°35'32"W	161.48
C41	23°46'13"	230.00	95.42	N78°01'45"W	94.74
C42	14°48'52"	1970.00	509.36	N38°50'11"E	507.94
C43	21°59'46"	2000.00	767.81	N35°14'44"E	763.11

REFERENCES

RECORD OF SURVEY, BOOK 4, PAGE 160
RECORD OF SURVEY, BOOK 10, PAGE 74
RECORD OF SURVEY, BOOK 17, PAGE 64
RECORD OF SURVEY, BOOK 3, PAGE 368
RECORD OF SURVEY, BOOK 11, PAGE 23
RECORD OF SURVEY, BOOK 17, PAGE 223
PLAT OF ST. JOSEPH'S FOOTSTOOL, BOOK I, PAGE 5

LEGEND

● FOUND AS DESCRIBED
○ SET 1/2"x24" I. PIN W/YPL 3814
□ SET 5/8"x30" I. PIN W/YPL 3814 OR AS NOTED

BASIS OF BEARING

N00°00'37"E BETWEEN THE WEST QUARTER CORNER OF SECTION 24, T50N, R6W B.M., KOOTENAI COUNTY, IDAHO AND THE NORTHWEST CORNER OF SAID SECTION 24.

PLAT STATISTICS

OWNER/DEVELOPER: E. EARLE TREEND
TOTAL AREA = 121.300 ACRES
TOTAL NO. OF LOTS = 21
GROSS DENSITY = 1 LOT/5.776 ACRES
AVE NET LOT SIZE = 5.45 ACRES
MIN. GROSS AREA = 5.000 ACRES
MIN. NET AREA = 4.500 ACRES
APPROX. 5266 LF OF ROADWAY (7.25 AC. +/-)

NUMBER	DIRECTION	DISTANCE
L1	S41°35'34"E	67.09'
L2	S41°35'34"E	21.41'
L3	S41°35'34"E	49.46'
L4	S41°35'34"E	50.93'
L5	N46°14'37"E	35.60'
L6	N46°14'37"E	41.67'
L7	S89°54'51"E	96.73'
L8	S89°54'51"E	36.73'
L9	S89°59'24"E	168.61'
L10	S89°59'24"E	168.61'
L11	S89°59'24"E	168.61'
L12	S89°59'24"E	192.05'
L13	S89°59'24"E	192.05'
L14	S89°59'24"E	117.64'
L15	S89°59'24"E	74.41'
L16	N00°38'40"E	61.89'
L17	N06°48'48"E	206.32'
L18	N00°00'37"E	68.24'
L19	S89°53'27"E	164.13'
L20	S89°59'42"E	157.85'
L21	S48°15'08"E	143.98'
L22	N46°14'37"E	97.91'
L25	N00°00'37"E	45.18'
L26	S89°59'42"E	60.55'
L27	N00°00'37"E	10.25'
L28	N00°00'37"E	34.94'



OWNER/DEVELOPER

E. EARLE TREEND
S 2532 STATELINE ROAD
POST FALLS, ID 83854
PHONE 457-0721

DURTSCHI & ASSOC., INC.
SURVEYING-PLANNING
P.O. BOX 700
9751 GOVERNMENT WAY, SUITE 5
HAYDEN LAKE, ID 83835
PHONE: (208) 772-2233
FAX: (208) 772-9231
E-MAIL: budesey@aol.com

PROJECT NO. 3562 DATE: JANUARY 2005

**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

July 19, 2005

TRAILS END PROPERTY OWNERS ASSN INC
C/O EDWARD E TREEND
2532 S STATELINE RD
POST FALLS ID 83854-6744

RE: Permit No. 95-9272

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,



For

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

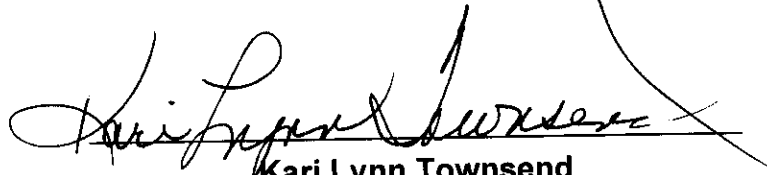
CERTIFICATE OF SERVICE

I hereby certify that on July 19, 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.

95-9272

**TRAILS END PROPERTY OWNERS ASSN INC
C/O EDWARD E TREEND
2532 S STATELINE RD
POST FALLS ID 83854-6744**



**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.

Comment Report

95-9272

1. kwalker 7/18/2005 POD

Comment: Updated shape

2. kwalker 7/18/2005 POD

Comment: Updated shape

3. kwalker 7/18/2005 POD

Comment: Updated shape

4. kwalker 7/18/2005 POD

Comment: Updated shape

5. kwalker 7/18/2005 POD

Comment: Updated PLS

6. kwalker 7/18/2005 POD

Comment: Updated shape

7. kwalker 7/18/2005 POD

Comment: Updated PLS

8. kwalker 7/18/2005 POD

Comment: Updated shape

9. kwalker 7/18/2005 POD

Comment: Updated shape

10. kwalker 7/18/2005 POU

Comment: Updated Shape

11. kwalker 7/18/2005 POU

Comment: Updated PLS

12. dball 5/16/2005 Legal Notice Remarks

Comment: Municipal use is within the service area of the applicant.

13. dball 5/16/2005 Comment/Analysis

Comment: Public water system number will be supplied prior to approval.

14. kwalker 7/18/2005 Permit Review

Comment: Application does not fall within any problem areas. Applicant is authorized to do business in the State of Idaho. They have also been in contact with IDEQ regarding the public water source. Recommend approval.

2532 S. Stateline Rd.
Post Falls, Id. 83854
Phone and Fax: (208)457-0721

**Trails End
Estates**

Fax

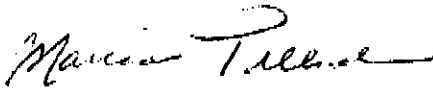
To:	Kay Walker	From:	Earle Treend
Fax:	208-287-6700	Pages:	3
Phone:	208-287-4800	Date:	7-15-05
Re:	Permit # 95-9272	CC:	

☐ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**

• **Comments:**

As per your request as of July 13th, 2005 we are enclosing the correspondence that shows IDEQ has been notified. If you have any further questions please notify us. Our phone # is 208-457-0721 Thank you for your help in clearing up any further delay of our application.

Sincerely,



Marcia Treend -owner of subdivision

Trails end property owners assn .inc

2532 S Stateline Rd

Post Falls, Id 83854



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

RECEIVED

JUN 02 2005

K.C. PLANNING & BUILDING

2110 Ironwood Parkway • Coeur d'Alene, Idaho 83814-2848 • (208) 769-1422

Dirk Kempthorne, Governor
Toni Hardesty, Director

May 31, 2005

Mr. Earl Treend
2532 S. Stateline Road
Post Falls, ID 83854

RE: Trails End Estates Hydrogeologic Evaluation for Groundwater Development

Dear Mr. Treend:

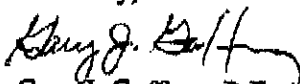
On May 4, 2005 James DeSmet, P.E./P.G. of Quantum Engineering submitted to this office a letter report as referenced above discussing the availability of ground water to supply a public drinking water system serving a proposed 21 lot subdivision called Trails End Estates. This development is located on 120 acres of land located in Section 24 east of Stateline Road and south of the Spokane River in Kootenai County.

We have reviewed the report which was prepared to document whether it might be feasible to use ground water at this location to supply the 21 future homes. The report evaluated the performance of four test wells drilled on the property and then test pumped to evaluate production capacities and sampled to determine compliance with drinking water quality standards. The report concluded that the four wells demonstrated sustained yields ranging from 7 gallons per minute (gpm) to 20 gpm with a combined capacity of the four wells in the 60 to 67 gpm range. The engineer has proposed that a water system serving 21 lots would probably require a water production rate of about 22 gpm based on 1500 gallons per day per connection. Test well #1 was sampled for drinking water contaminants and found to comply with these standards. The secondary standard for iron (2.4 mg/l) and a Langlier Index of -1.61 suggested this water supply might benefit by iron removal treatment and corrosion control treatment. Additional sampling is recommended on the final production wells to verify the accuracy of these single sample results.

The report concluded and DEQ concurs that there appears to be an adequate supply of ground water at this location that demonstrates acceptable drinking water quality to allow development of a public drinking water system for the 21 lots. The test wells cannot be used as production wells for the new system. Once the preliminary subdivision application is processed, a well site approval and well drilling plan and specification approval will be the next two steps in developing this proposed water system.

DEQ concurs that the six water system recommendations listed in the report should be incorporated into the subdivision's water system design. Although the report concluded that adequate water was identified for the project, we must caution that there is no guarantee that adequate ground water under this site will be present for the life of the water system. A contingent plan should be formulated to address possible depletion of the local aquifer and development of alternative water supplies.

Sincerely,


Gary J. Gaffney, P.E.

C: James DeSmet, Quantum Engineering, CdA
Mark Musaman, Kootenai County Planning Department, CdA
Bart North, North Engineering, Hayden
(#8657 with new Trails End Estates pws file)

P111

QUANTUM Engineering

and Geologic Consulting*

May 4, 2005

Gary Gaffney
Idaho Department of Environmental Quality
2110 Ironwood Parkway
Coeur d'Alene, ID 83814

Re: Trails End Estates Hydrogeologic Evaluation for Groundwater Development
Correspondence #M505.01

Dear Gary:

Quantum has performed a hydrogeologic evaluation in the vicinity of the proposed Trails End Estates subdivision. The proposed development consists of 21 lots on approximately 120 acres. The average lots size is 5.4 acres, not including deeded roads and rights-of-way. The project is located along Stateline Road southwest of Post Falls. A site vicinity map is attached for your review.

Hydrogeologic Characterization

The proposed development is located in gneiss of the Priest River Complex. This formation is logged as granite in most of the well logs. All wells in the vicinity are developed in gneiss. A summary of well logs is included. The well logs and associated names and data are as reported on the well logs when drilled. Actual well logs have not been included, but can be provided if requested.

Thirty-six wells were located in the vicinity. These logs represent approximately 80% of all well logs in the vicinity. The remaining logs represent wells that could not be located for various reasons. Well locations were recorded with a global positioning system (GPS) and plotted on the site vicinity map. The well name when drilled, well production and the total depth are also plotted on the site vicinity map.

Locally, the gneiss is highly fractured and sheared, as exposed in most road cuts and excavations. The area is characterized by the absence of significant standing water and dry, sparse vegetation. Bedrock exposures are numerous with pockets of soil in intermediate areas. Surface water appears to infiltrate rapidly through the surface soils and into the underlying bedrock structure.



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

July 13, 2005

TRAILS END PROPERTY OWNERS ASSN INC
2532 S Stateline Rd
POST FALLS ID 83854-6744

RE: Permit 95-9272

Dear Permit Holders:

We are in the process of reviewing the above referenced application for permit and find that we need additional information from you before we can proceed. We need a copy of correspondence that shows you have been in contact with the Idaho Department of Environmental Quality (IDEQ) regarding this system. Since this application is for municipal purposes we need to know that IDEQ has been notified that this project is being developed. A copy of correspondence between IDEQ and you will be sufficient for us to document our files.

The Department will hold further processing of this application for 30 days to allow submittal of the required information. Additional time may be granted by the Department upon receipt of a written request and sufficient justification for an extension. If we do not receive the required information we will assume you are not interested in pursuing the application for municipal purposes and will take action to reject or void the application for lack of required information.

If you have any questions in regard to this matter, please do not hesitate to contact me at (208)287-4953 or our regional office at 769-1450.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:k

Cc: IDWR, Greg Taylor @ Northern Region



Idaho Secretary of State Viewing Business Entity

[[New Search](#)] [[Back to Summary](#)]
[[Get a certificate of existence for TRAILS END PROPERTY OWNERS ASSOCIATION, INC.](#)]

TRAILS END PROPERTY OWNERS ASSOCIATION, INC.

2532 S STATELINE RD
POST FALLS, ID 83854

Type of Business: CORPORATION, HOMEOWNERS ASSOCIATION

Status: GOODSTANDING 02 May 2005

State of Origin: IDAHO

Date of 02 May 2005

Origination/Authorization:

Initial Registered Agent: E EARLE TREEND
2532 S STATELINE RD
POST FALLS, ID 83854

Organizational ID / Filing C160191
Number:

Number of Authorized Stock
Shares:

Date of Last Annual Report:

Amendments:

Amendment filed 02 May 2005 INCORPORATION

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[State of Idaho Home Page](#)

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

AFFIDAVIT OF PUBLICATION

JUN 14 2005

IDWR/North

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

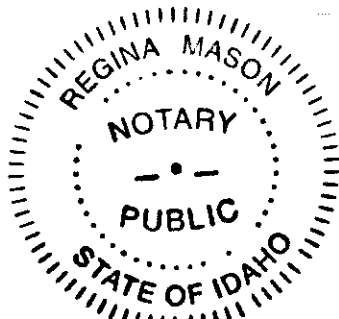
of which the annexed is a printed copy, was published in the regular *Thursday* issue of said newspaper for *2* consecutive *weeks* commencing on the *2* day of *June* 2005, and ending on the *9* day of *June* 2005, and such publication was made as often during said period as said *Daily* newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice *Kattie Hay*. On this *9* day of *June* 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:

95-9272

TRAILS END PROPERTY OWNERS ASSN INC
C/O EDWARD E TREEND
2532 S STATELINE RD
POST FALLS ID 83854-6744
Point(s) of Diversion - SWNE, SENW, L2 (SWNW), S24 T50N R06W

KOOTENAI County
Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 05/06/2005

Place Of Use: MUNICIPAL

Remark: Municipal use is within the service area of the applicant.

95-9273

JERRY L HANSON

9295 S TALL PINES RD
COEUR D ALENE ID 83814

Point(s) of Diversion (2) NWSWSW S9 T49N R04W KOOTENAI County

Point(s) of Diversion SWNWSW S9 T49N R04W KOOTENAI County

Source SPRINGS - Tributary To MICA CREEK

Use: IRRIGATION 03/15 To 11/15 0.06 CFS

Use: IRRIGATION STORAGE 03/15 To 11/15 1.4 AFA

Use: IRRIGATION FROM STORAGE 03/15 To 11/15 1.4 AFA

Use: WILDLIFE 01/01 To 12/31 0.2 CFS

Use: WILDLIFE STORAGE 01/01 To 12/31 1.4 AFA

Use: RECREATION 01/01 To 12/31 0.2 CFS

Use: RECREATION STORAGE 01/01 To 12/31 1.4 AFA

Use: DIVERSION TO STORAGE 01/01 To 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 05/02/2005

Place Of Use: - IRRIGATION, IRRIGATION STORAGE, & IRRIGATION FROM STORAGE - T49N R04W S9 - NWSW SWSW

Number of Acres - 2

Place Of Use: - RECREATION, RECREATION STORAGE, WILDLIFE & WILDLIFE STORAGE - same as IRRIGATION

Remark: Recreation storage is for fish.

95-9274

JOHN W CAROTHERS

5830 S STATELINE RD
POST FALLS ID 83854

Point(s) of Diversion SWSW S25 T50N R06W KOOTENAI County

Source UNNAMED STREAM - Tributary To CABLE CREEK

Use: WILDLIFE STORAGE 01/01 To 12/31 1 AFA

Use: AESTHETIC STORAGE 01/01 To 12/31 1 AFA

Total Diversion: 1 AFA

Date Filed: 05/20/2005

Place Of Use: AESTHETIC STORAGE & WILDLIFE STORAGE
T50N R06W S25 SWSW

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 06/20/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Legal 7299

June 2, 9, 2005

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

95-9272

TRAILS END PROPERTY OWNERS ASSN INC
C/O EDWARD E TREEND
2532 S STATELINE RD
POST FALLS ID 83854-6744

Point(s) of Diversion - SWNE, SENW, L2 (SWNW), S24 T50N R06W
KOOTENAI County

Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 0.2 CFS
Total Diversion: 0.2 CFS

Date Filed: 05/06/2005

Place Of Use: MUNICIPAL

Remark: Municipal use is within the service area of the applicant.

95-9273

JERRY L HANSON
9295 S TALL PINES RD
COEUR D'ALENE ID 83814

Point(s) of Diversion (2) NWSWSW S9 T49N R04W KOOTENAI County

Point(s) of Diversion SWNWSW S9 T49N R04W KOOTENAI County

Source SPRINGS - Tributary To MICA CREEK

Use: IRRIGATION	03/15 To 11/15	0.06 CFS	
Use: IRRIGATION STORAGE	03/15 To 11/15		1.4 AFA
Use: IRRIGATION FROM STORAGE	03/15 To 11/15		1.4 AFA
Use: WILDLIFE	01/01 To 12/31	0.2 CFS	
Use: WILDLIFE STORAGE	01/01 To 12/31		1.4 AFA
Use: RECREATION	01/01 To 12/31	0.2 CFS	
Use: RECREATION STORAGE	01/01 To 12/31		1.4 AFA
Use: DIVERSION TO STORAGE	01/01 To 12/31	0.2 CFS	
Total Diversion:		0.2 CFS	

Date Filed: 05/02/2005

Place Of Use: - IRRIGATION, IRRIGATION STORAGE, & IRRIGATION FROM STORAGE - T49N R04W S9 - NWSW SWSW

Number of Acres - 2

Place Of Use: - RECREATION, RECREATION STORAGE, WILDLIFE & WILDLIFE STORAGE - same as IRRIGATION

Remark: Recreation storage is for fish.

95-9274

JOHN W CAROTHERS
5830 S STATELINE RD
POST FALLS ID 83854

Point(s) of Diversion SWSW S25 T50N R06W KOOTENAI County

Source UNNAMED STREAM - Tributary To CABLE CREEK

Use: WILDLIFE STORAGE	01/01 To 12/31	1 AFA
Use: AESTHETIC STORAGE	01/01 To 12/31	1 AFA
Total Diversion:		1 AFA

Date Filed: 05/20/2005

Place Of Use: AESTHETIC STORAGE & WILDLIFE STORAGE
T50N R06W S25 SWSW

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 06/20/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published on June 2 and 9, 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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 25, 2005

PLEASE FAX A PROOF COPY PRIOR TO PUBLICATION

Thanks, *Dianne*

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

RE: Application for Permit No. 95-9272, 95-9273 AND 95-9274

Dear Kattie & Sandy:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, June 2 and 9, 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 06/20/2005. Your cooperation is appreciated. It is always a pleasure to work with you.

Thank you,

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne

Sent: Wednesday, May 25, 2005 2:17 PM

To: Legal Notices-CdA Press (E-mail); Legal Notices-CdA Press-Sandy Kibler- (E-mail)

Good afternoon, Kattie and Sandy.

Attached is our cover letter requesting publication on June 2 and 9, 2005 of a legal notice, also attached.

If you have ANY questions, please call me at 208-769-1450.

PLEASE FAX A PROOF COPY TO ME PRIOR TO PUBLICATION, AT 208-769-1454.

It is ALWAYS a pleasure to work with you.

Thanks very much and have a marvelous day.

 *Dianne*

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

5/25/2005



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

May 25, 2005

TRAILS END PROPERTY OWNERS ASSN INC
C/O EDWARD E TREEND
2532 S STATELINE RD
POST FALLS ID 83854-6744

RE: Application for Permit No 95-9272

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 June 2 and 9, 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 that reads 'Gregory J. Taylor'.

Gregory J. Taylor
Senior Water Resource Agent

ARTICLES OF INCORPORATION
OF
TRAILS END PROPERTY OWNERS ASSOCIATION, INC.

KNOW ALL PERSONS BY THESE PRESENTS: That the undersigned, E. Earle Treend, has this day formed this nonprofit organization without capital stock, under and pursuant to Title 30, Chapter 3 of the laws of the State of Idaho, and does with this make, acknowledge and declare the following to be the Articles of Incorporation.

ARTICLE ONE

The name of the corporation shall be:

Trails End Property Owners Association, Inc.

ARTICLE TWO

This corporation is a nonprofit corporation, and shall have no capital stock; and no dividends or pecuniary profits shall be declared to the members thereof. This corporation shall issue Membership Certificates to each member upon such terms and conditions as are prescribed in the Bylaws. Every person or entity who is a record Owner of any Lot within that certain subdivision known as Trails End Estates located within the County of Kootenai, State of Idaho shall be entitled to Membership and Voting Rights within the Association in accordance with its By-Laws. Membership in said Association is appurtenant to, and inseparable from, ownership of the Lot.

ARTICLE THREE

The duration of this Association is perpetual. If the Association is hereafter dissolved, the assets of the Association shall be transferred and dedicated to a nonprofit organization with similar purposes which qualifies in accordance with Section 5.01(c)(3) of the Internal Revenue Code, or to a political subdivision of the State of Idaho or governmental agency of the United States of America which designated transferee shall be included and set forth in the Articles of Dissolution.

ARTICLE FOUR

The objects and purposes for which this corporation is formed are as follows:

1. To provide an entity by which the rights and obligations granted to the Trails End Property Owners Association may be administered;
2. To maintain all amenities, common recreational facilities, common areas, structures, private roads, buildings or utilities transferred to and accepted by Trails End Property Owners Association, Inc. as required to be maintained by the Association by agreement with any regulatory or governmental agency, and to operate and maintain any future amenities, facilities, common areas,

structures, private roadways, buildings, and utilities which subsequently may be developed by or transferred to the Association.

3. To assume and fulfill the duties and obligations of the Homeowners Association referred to and intended to be established in accordance with that certain Declaration of Covenants, Conditions, Restrictions and Reservations of Easements relating to that certain subdivision known as Trails End Estates located within the County of Kootenai, State of Idaho.

4. To enter into and execute such agreements with any political subdivision of the State of Idaho, or other public agency, which may be required of the Homeowners Association in accordance with the Master Development Agreement executed by the developer or the Declaration of Covenants, Conditions, Restrictions and Reservations of Easements.

5. To undertake any such other purpose as deemed advisable or necessary by the Association in furtherance of the corporation, and to undertake any and all such other acts which may be permitted by law.

ARTICLE FIVE

The registered agent for the corporation shall be E. EARLE TREEND, 2532 South Stateline Road, Post Falls, Idaho 83854.

ARTICLE SEVEN

The registered office of the corporation shall be 2532 South Stateline Road, Post Falls, Idaho 83854.

ARTICLE EIGHT

The Board of Directors of this corporation is specifically authorized to fix the amount of assessments and charges to the member and to determine or implement the method of collection thereof, and to make such charges and assessments payable at such time or intervals and upon such notice and such methods that the Directors may so prescribe.

ARTICLE NINE

Bylaws which are not inconsistent with the Articles of Incorporation may be adopted, altered, amended, or repealed at any regular meeting of the members, or at any special meeting of the members of the corporation called for that purpose by the affirmative vote of a majority of the members present at such meetings; provided, however, a quorum, which shall be twenty-five percent (25%) of eligible votes, shall be present through members and proxy.

ARTICLE TEN

Amendment of these Articles of Incorporation shall require an affirmative vote of not less than two-thirds (2/3) of all of the Lot Owners of record. Any amendment of these Articles or the By-Laws of the corporation shall require the approval of the United States Department of Housing and the United States Veterans Administration as long as there is in existence any Class B Membership as set forth in the By-Laws of the corporation.

ARTICLE ELEVEN

The business of this Association shall be managed by a Board of Directors of not less than three (3) nor more than five (5) directors. The qualifications, terms of office, method of election, powers and duties of such directors shall be such as may be prescribed by law, these Articles and such Bylaws as may, from time to time, be enacted.

ARTICLE TWELVE

The following named persons shall serve as the Board of Directors until their successors are duly elected and qualified, to-wit:

E. Earle Treend
2532 S. Stateline Road
Post Falls, ID 83854

Marcia Treend
2532 S. Stateline Road
Post Falls, ID 83854

Daniel Treend
c/o 513 West Appleway
Coeur d'Alene, ID 83814

ARTICLE THIRTEEN

The name and address of the incorporator is as follows:

E. Earle Treend
2532 S. Stateline Road
Post Falls, ID 83854

IN WITNESS WHEREOF, I, the undersigned incorporator, hereunto set my hand and seal
this _____ day of _____, 2005.

E. EARLE TREEND, Incorporator

STATE OF IDAHO)
) ss
COUNTY OF KOOTENAI)

On this ____ day of _____, 2005, before me, a Notary Public in and for said
State, personally appeared E. EARLE TREEND, known or identified to me to be the person whose
name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the name and year in this
certificate first above written.

Notary Public for Idaho
Residing At:
Commission Expires: