

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09235

Priority: June 03, 2005

Maximum Diversion Rate: 0.20 CFS

This is to certify, that TOM TORGERSON
1836 NORTHWEST BLVD
COEUR D ALENE ID 83814

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>
DOMESTIC	01/01 to 12/31	0.20 CFS
IRRIGATION	04/01 to 10/31	0.20 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 14, Twp 53N, Rge 03W, B.M., KOOTENAI County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
53N 03W 14	X	X	X	X													

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
53N 03W 14	7.0	6.0	8.0	7.0													28.0

Total Acres: 28

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **July 01, 2010**.
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. Domestic use is for 28 homes. Irrigation of lawns, gardens and landscaping associated with the homes is authorized under the irrigation component of this right.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.

State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 96-09235

7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
8. 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 any management plan approved by the director for the RPGWMA. If the director determines that the ground water supply in the RPGWMA is insufficient to meet the demands of prior water rights within the RPGWMA, the director may order the diversion and use of water under this right to be reduced or curtailed until the director determines that there is sufficient ground water available for this right.

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


FOR KARL J DREHER, Director

RECEIVED

JUL 12 2005

DEPARTMENT OF
WATER RESOURCES

72025
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 96-9235

RECEIVED

JUN 03 2005

IDWR/North

1. Name of Applicant Tom Torgerson Phone 208-640-8086
Mailing address 1836 NW Blvd Coeur d'Alene ID 83814
2. Source of water supply Rathdrum Aquifer/Groundwater which is a tributary of —
3. Location of point of diversion is Township 53N Range 3W Sec. 14, in the SE $\frac{1}{4}$, 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: ADJ
 Amount .2 for domestic irrigation purposes from Jan 1 to Dec 31 (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount .2 for irrigation purposes from 3/1 to 10/31 (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)
5. Total quantity to be appropriated is (a) .2 and/or (b) —
 cubic feet per second acre feet per annum
6. Proposed diverting works: 8" cased well & 15HP pump with redundancy
 a. Describe type and size of devices used to divert water from the source Approx. 40,000 gallon concrete storage tank with variable speed output pumps
 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 440 feet
 d. Is ground water with a temperature of greater than 85°F being sought? No
 e. If well is already drilled, when? N/A; 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. 28 households with possible expansion
 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	
53N	3W	14	40	20	40	40													140
		14	D	D	D	D													
		14	7	6	8	7													28

Total number of acres to be irrigated domestic irrigation - 140 28

10. Describe any other water rights used for the same purposes as described above. n/a

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: n/a

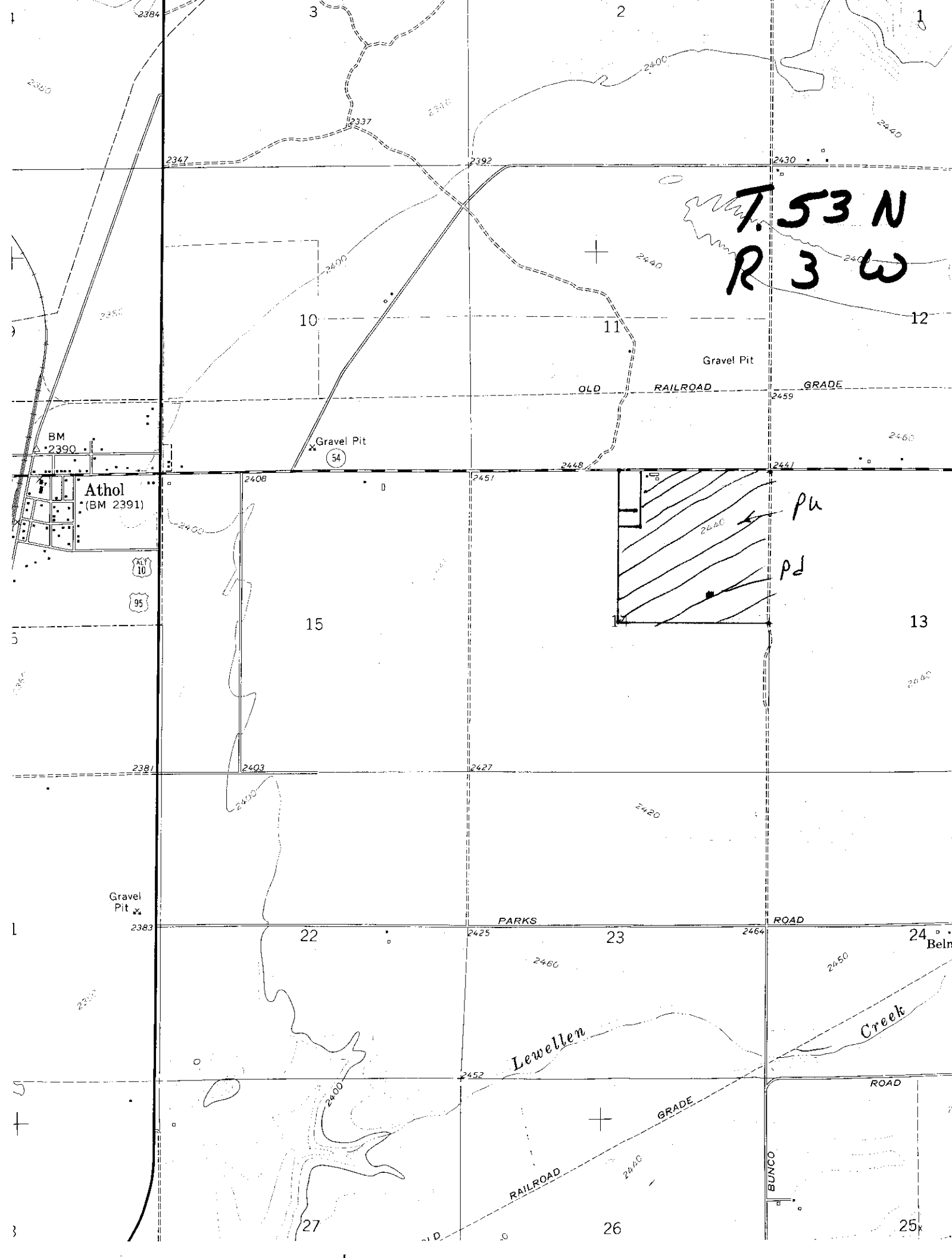
12. Remarks: We are making application for a community water system for 28 five acre lots instead of drilling individual wells on each lot. In addition, there will be fire hydrants and fire flows throughout the neighborhood meeting fire district requests.

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.

 owner
Signature of Applicant (and title, if applicable)

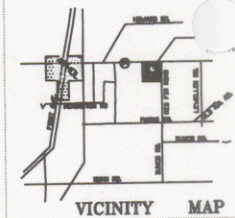
Received by SC Date 6/3/05 Time 10:26 am Preliminary check by SC
Fee \$ 100 Received by SC # N916950 Date 6/3/05
Publication prepared by SC Date 6/8/05 Published in Idaho Press 6/16/05
Publication approved SC Date 6/27/05



MOUNTAIN VIEW AT FARRAGUT PARK

A PORTION OF THE NORTHEAST QUARTER SECTION 14, T53N, R3W B.M.,
KOOTENAI COUNTY, IDAHO

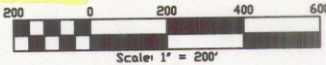
PRELIMINARY PLAT



1.5" B.C.
RLS 9766
CPF 1268001

HWY STA 100+47.58

HWY STA 100+94.27



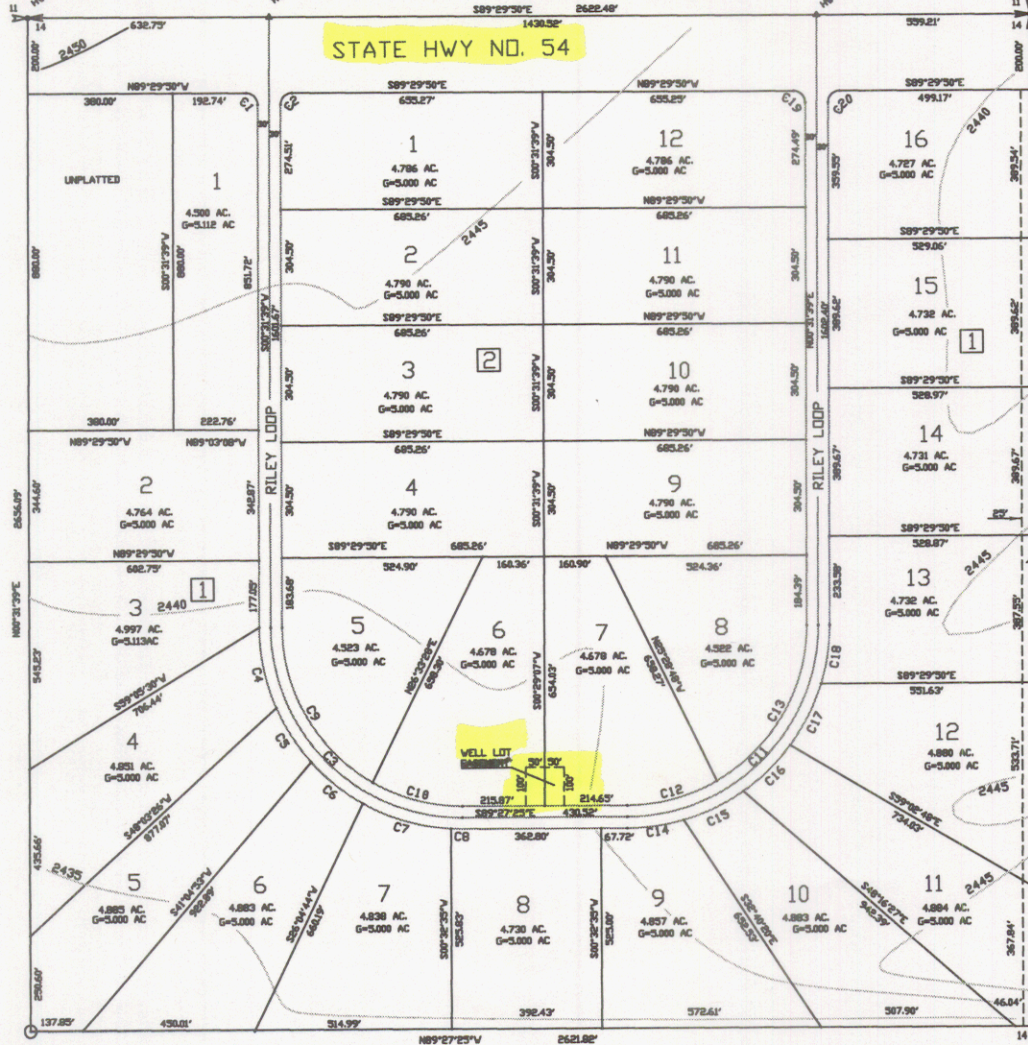
Scale: 1" = 200'

HWY STA 101+80.79

1.5" B.C.
RLS 976
CPF 1268002

STATE HWY NO. 54

ATHEL BUNCH 1ST ADD. CAN IDAHO CODE PLAT



DIVISION/DEVELOPER
TOM THORNTON
4808 FERNAN HILL ROAD
COLER DALE, ID 83814

ENGINEER
NORTH ENGINEERING, PLLC
BART NORTH, P.E.
V.870 HAYDEN AVE.
HAYDEN, IDAHO 83835

SURVEYOR
BURTSCHI & ASSOC.
EARL E. SANDERS, PLS
P.O. BOX 700
9751 GOV'T. WAY
HAYDEN, IDAHO 83835

LEGAL DESCRIPTION
THE NORTHEAST QUARTER OF SECTION 14, T53N, R3W B.M.,
KOOTENAI COUNTY, IDAHO
LESS THE NORTH 200 FEET THEREOF AND
LESS THE WEST 300 FEET OF THE SOUTH 800 FEET OF THE
NORTH 1000 FEET OF SAID SECTION 14.

PROPOSED SEWER
INDIVIDUAL SEPTIC SYSTEMS

PROPOSED WATER
COMMUNITY DOMESTIC SYSTEM
FIRE HYDRANTS

PROPOSED UTILITIES
POWER, KOOTENAI ELECTRIC
GAS, AVISTA
TELEPHONE, VERIZON

PROPOSED ROADS
60 FOOT RIGHT-OF-WAYS
PAVED WIDTH 24 FEET
SIDE DRALES
8" ASPHALT PAVING
4" CRUSHED 3/4" SURFACING
12" 4" HOURS PREPARED BASE
10" VIDE ROADWAY, DRAINAGE,
& UTILITY EASEMENTS WILL
BE PROVIDED ALONG ALL
LOT LINES THAT ADJOIN THE
PROPOSED ROADWAYS.

25' WIDE ACCESS & UTILITY
EASEMENT

NO.	DELTA	R=	LENGTH	C.D.	C.L.
C1	90°01'29"	30.00	47.14	S44°29'06"E	42.44
C2	89°58'31"	30.00	47.11	S45°30'54"W	42.42
C3	89°59'04"	500.00	785.26	S44°27'53"E	707.01
C4	23°33'54"	530.00	217.98	S11°15'18"E	216.45
C5	18°16'20"	530.00	169.02	S32°10'26"E	168.31
C6	18°45'58"	530.00	173.59	S50°41'35"E	172.82
C7	26°10'34"	530.00	242.14	S73°09'51"E	240.04
C8	03°12'17"	530.00	29.64	S87°51'17"E	29.64
C9	60°08'33"	470.00	493.35	S29°32'38"E	471.01
C10	29°50'31"	470.00	244.79	S74°32'10"E	242.04
C11	90°00'36"	500.00	785.53	N45°32'07"E	707.20
C12	29°54'51"	470.00	245.39	N75°35'09"E	242.61
C13	60°06'05"	470.00	493.01	N30°34'41"E	470.72
C14	16°09'10"	530.00	149.42	N82°28'00"E	148.92
C15	18°47'14"	530.00	173.79	N64°59'48"E	173.01
C16	18°30'48"	530.00	171.25	N46°20'47"E	170.51
C17	19°40'23"	530.00	181.98	N27°15'11"E	181.09
C18	16°53'21"	530.00	156.23	N08°58'19"E	155.66
C19	90°01'29"	30.00	47.14	S44°29'06"E	42.44
C20	89°58'31"	30.00	47.11	S45°30'54"W	42.42

TOTAL AREA PLATTED = 140,225 ACRES
TOTAL AREA ROADS = 6,637 ACRES
TOTAL LOTS = 88
GROSS DENSITY = 1 LOT/3,000 ACRES
NET DENSITY = 1 LOT/4,771 ACRES
MINIMUM GROSS LOT SIZE = 5,000 ACRES
MINIMUM NET LOT SIZE = 4,500 ACRES
MAXIMUM SLOPE OF THE LAND = 2%

LEGEND

- 11 2.5" B.C. RLS 976
- 12 2.5" B.C. RLS 976
- 13 2.5" B.C. RLS 976
- 14 1/2" IPIN PLS 862
- MONUMENT TO BE SET FOR FINAL PLAT
- ▲ CALCULATION POINT (NOTHING FOUND OF SET)

SURVEYOR CERTIFICATE

I, EARL E. SANDERS, DO HEREBY CERTIFY THAT I AM A LICENSED SURVEYOR, LICENSED BY THE STATE OF IDAHO, AND THAT THIS PLAT AS DESCRIBED IN THE OWNERS CERTIFICATE OF DEDICATION, WAS PREPARED FROM AN ACTUAL SURVEY MADE ON THE GROUND UNDER MY DIRECT SUPERVISION AND ACCURATELY REPRESENTS THE POINTS PLATTED THEREON, AND IS IN CONFORMITY WITH THE STATE OF IDAHO CODE RELATIVE TO PLATS AND SURVEYS.

EARL E. SANDERS, RLS 3814



B.A. DURTSCHI & ASSOC., INC.
SURVEYING-PLANNING

P.O. BOX 700
9751 GOVERNMENT WAY, SUITE 5
HAYDEN LAKE, ID 83835
PHONE: (800) 778-8855
FAX: (800) 778-8100
E-MAIL: budsey@verizon.net

PROJECT NO. 3721

DATE: FEBRUARY 2005

1/8" LPH
LS 865
CPF 1480864

UNPLATTED

1/8" AC
PLS 832
CPF 1268000

**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

TOM TORGERSON
1836 NORTHWEST BLVD
COEUR D ALENE ID 83814

RE: Permit No. 96-9235

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', written over the word 'For'.

For Shelley W. Keen

Water Rights Supervisor

SWK:klf

Enclosure(s)

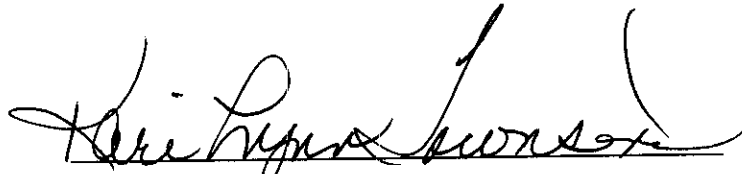
CERTIFICATE OF SERVICE

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.

96-9235

**TOM TORGERSON
1836 NORTHWEST BLVD
COEUR D ALENE ID 83814**

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

**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

96-9235

1. kwalker 7/14/2005 POD

Comment: Updated shape

2. kwalker 7/14/2005 POU

Comment: Updated Shape

3. kwalker 7/14/2005 POU

Comment: Updated Shape

4. dball 6/8/2005 Legal Notice Remarks

Comment: Domestic use is for 28 homes.

5. kwalker 7/14/2005 Permit review

Comment: Application falls within Rathdrum Prairie GWMA. Have applied condition to address this. Changed irrigation season of use to standard for this area. No place of use overlap found. Recommend approval.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

JUN 27 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 *16* day of *June*, 20*05*, and ending on the *23* day of *June*, 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.

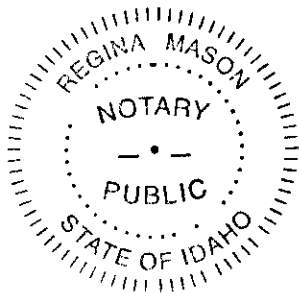
On this *23* day of *June*, in the year of *2005*, before me, a Notary Public, personally appeared *Kattie Hay*

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:

95-9275

GORDON SYLTE
8626 W SYLTE RANCH RD
RATHDRUM ID 83858
MICHAEL ROBERTS
JOHN SYLTE
C/O GORDON SYLTE
8626 W SYLTE RANCH RD
RATHDRUM ID 83858

Point(s) of Diversion (4) L3 (NWNWSW) S30 T52N R04W
KOOTENAI County

Source SPRINGS Tributary To SINKS

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

Use: DOMESTIC 01/01 To 12/31 0.08 CFS

Total Diversion: 0.14 CFS

Date Filed: 05/25/2005

Place Of Use: DOMESTIC T52N R04W S30 NWSW Lot 3

Place Of Use: IRRIGATION - same as DOMESTIC

Remark: Domestic use is for 3 homes.

Number of Acres 2

95-9276

MICHAEL R ANDREWS
PO BOX 1474
HAYDEN ID 83835

Point(s) of Diversion NENE S19 T51N R04W KOOTENAI
County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 06/06/2005

Place Of Use: IRRIGATION T51N R04W S19 SENE

Number of Acres 10

96-9235

TOM TORGERSON
1836 NORTHWEST BLVD
COEUR D ALENE ID 83814

Point(s) of Diversion SENE S14 T53N R03W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/01 To 10/31 0.2 CFS

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

Total Diversion: 0.2 CFS

Date Filed: 06/03/2005

Place Of Use: DOMESTIC T53N R03W S14 NE

Place Of Use: IRRIGATION - same as DOMESTIC

Remark: Domestic use is for 28 homes.

Number of Acres 28

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 07/04/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Legal 7377

June 16, 23, 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

June 08, 2005

TOM TORGERSON
1836 NORTHWEST BLVD
COEUR D ALENE ID 83814

RE: Application for Permit No 96-9235

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 16 and 23, 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.

Prior to drilling of your well you will need Department of Environmental Quality site approval for your well, and a Public Water System number.

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Gregory J. Taylor'.

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

Please FAX a PROOF COPY prior to publication
to 769-1454. Thanks, *Dianne*

June 08, 2005

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

RE: Application for Permit No. 95-9275, 95-9276 and 96-9235

Dear Kattie & Sandy:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, June 16 and 23, 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 07/04/2005. Your cooperation is, as always, GREATLY appreciated.

Thank you,

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, June 08, 2005 2:23 PM
To: Legal Notices-CdA Press (E-mail); Legal Notices-CdA Press-Sandy Kibler- (E-mail)
Subject: Legal notice for publication on June 16 and 23, 2005 - Water Rights 95-9275, 95-9276 and 96-9235

Good day to you, Kattie and Sandy,

I am attaching a copy of our cover letter requesting publication of a legal notice on June 16 and 23, 2005. The legal notice is also attached.

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

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

Thanks very much, and have a simply marvelous day!!

Remember, when you can't see the bright side, try polishing the dull side.

 *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

6/8/2005

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

95-9275

GORDON SYLTE
8626 W SYLTE RANCH RD
RATHDRUM ID 83858
MICHAEL ROBERTS
JOHN SYLTE
C/O GORDON SYLTE
8626 W SYLTE RANCH RD
RATHDRUM ID 83858
Point(s) of Diversion (4) L3 (NWNWSW) S30 T52N R04W
KOOTENAI County
Source SPRINGS Tributary To SINKS
Use: IRRIGATION 03/15 To 11/15 0.06 CFS
Use: DOMESTIC 01/01 To 12/31 0.08 CFS
Total Diversion: 0.14 CFS
Date Filed: 05/25/2005
Place Of Use: DOMESTIC T52N R04W S30 NWSW Lot 3
Place Of Use: IRRIGATION - same as DOMESTIC
Remark: Domestic use is for 3 homes.
Number of Acres 2

95-9276

MICHAEL R ANDREWS
PO BOX 1474
HAYDEN ID 83835
Point(s) of Diversion NENE S19 T51N R04W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 06/06/2005
Place Of Use: IRRIGATION T51N R04W S19 SENE
Number of Acres 10

96-9235

TOM TORGERSON
1836 NORTHWEST BLVD
COEUR D'ALENE ID 83814
Point(s) of Diversion SENE S14 T53N R03W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 03/01 To 10/31 0.2 CFS
Use: DOMESTIC 01/01 To 12/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 06/03/2005
Place Of Use: DOMESTIC T53N R03W S14 NE
Place Of Use: IRRIGATION - same as DOMESTIC
Remark: Domestic use is for 28 homes.
Number of Acres 28

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 07/04/2005. The protestant must also send a copy of the protest to the applicant.
KARL J DREHER, Director Published on June 16 and 23, 2005