

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09260

Priority: January 14, 2005

Maximum Diversion Rate: 0.20 CFS

This is to certify, that MILESTONE INVESTMENTS LLC
26769 W HWY 53
HAUSER ID 83854

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	0.04 CFS
COMMERCIAL	01/01 to 12/31	0.17 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 19, Twp 51N, Rge 05W, B.M., KOOTENAI County

PLACE OF USE: DOMESTIC & COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
51N	05W	19												X					

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **April 01, 2006**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Commercial use is for filling water tanks.
5. Domestic use is for an office & shop.
6. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of 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 25th day of April, 2005.


FOR KARL J DREHER, Director

71821

Jent. No. 95-9260

RECEIVED
APR 19 2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
JAN 14 2005
IDWR/North

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of Applicant Milestone Investments, LLC Phone (208) 773-8222
Mailing address 26769 W Hwy 53, Hauser ID 83854
2. Source of water supply Ground water which is a tributary of N/A
3. Location of point of diversion is Township S1 N Range 5 W 3 M Sec. 19, in the NW ¼, SE ¼, SW ¼, Govt. Lot Not Known, B.M., Kootenai County;
additional points of diversion if any:
4. Water will be used for the following purposes:

Amount <u>10,000 gallons</u> for <u>Non-Transient, Non-Community water system</u> purposes from <u>Jan 1</u> to <u>Dec 31</u> (both dates inclusive)
Amount <u>.17</u> for <u>Commercial</u> purposes from <u>4/1</u> to <u>12/31</u> (both dates inclusive)
Amount <u>.04</u> for <u>Domestic</u> purposes from <u>4/1</u> to <u>12/31</u> (both dates inclusive)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated is (a) 67.013 cfs and/or (b) 10,000 gpd

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 Goulds Pump 75 Gs 10 HP (3 phase); 1 1/4" Poly buried pipe; Franklin 10 HP Control Box
 - b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total reservoir capacity N/A acre-feet
 - c. Proposed well diameter is 6 inches; proposed depth of well is 222 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 N/A
 Well was drilled for (well owner) N/A; Drilling Permit No. N/A
7. Time required for completion of works and application of water to proposed beneficial use is 1 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. N/A
 - b. Stockwatering; list number and kind of livestock. N/A
 - c. Municipal; show name of municipality. N/A
 - d. Domestic; show number of households. N/A
 - e. Other; describe fully. Non-Transient, Non-Community water system. Will be filling water tanks and concrete pumps, and will provide domestic water for office/shop areas.

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	
51N	5W	19												D/C					

Total number of acres to be irrigated N/A

10. Describe any other water rights used for the same purposes as described above. NONE KNOWN

11. a. Who owns the property at the point of diversion? MILESTONE INVESTMENTS, LLC
 b. Who owns the land to be irrigated or place of use? MILESTONE INVESTMENTS, LLC
 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: NONE

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.

Yvonne M. Moran - Member
 Signature of Applicant (and title, if applicable)

Received by SP Date 1/14/05 Time 3:24pm Preliminary check by _____
 Fee \$ 690.00 / 100 Received by SP # N016709 Date 1/14/05
 Publication prepared by SP Date 3/9/05 Published in IDAHO PRESS 3/17 & 24/05
 Publication approved SP Date 3/25/05

**OWNERSHIP/MEMBER STRUCTURE
FOR CHAMPION ENTITIES**

**CHAMPION CONCRETE PUMPING, INC.
"C" Corporation**

President: David M Bertsch
14840 N Wright St Rathdrum, ID 83858

Vice-President: Janelle M Bertsch
14840 N Wright St. Rathdrum, ID 85858

Secretary: Lee Roy Thompson
4277 E Wildlife Trail Hayden, ID 83835

Treasurer: Dawn M Thompson
4277 E Wildlife Trail Hayden, ID 83835

**CHAMPION EQUIPMENT LEASING, LLC
Limited Liability Company**

Members:

Lee Roy Thompson
4277 E wildlife Trail
Hayden Idaho 83835

David M Bertsch
14840 N Wright St.
Rathdrum, Idaho 83858

**MILESTONE INVESTMENTS, LLC
Limited Liability Company**

Members:

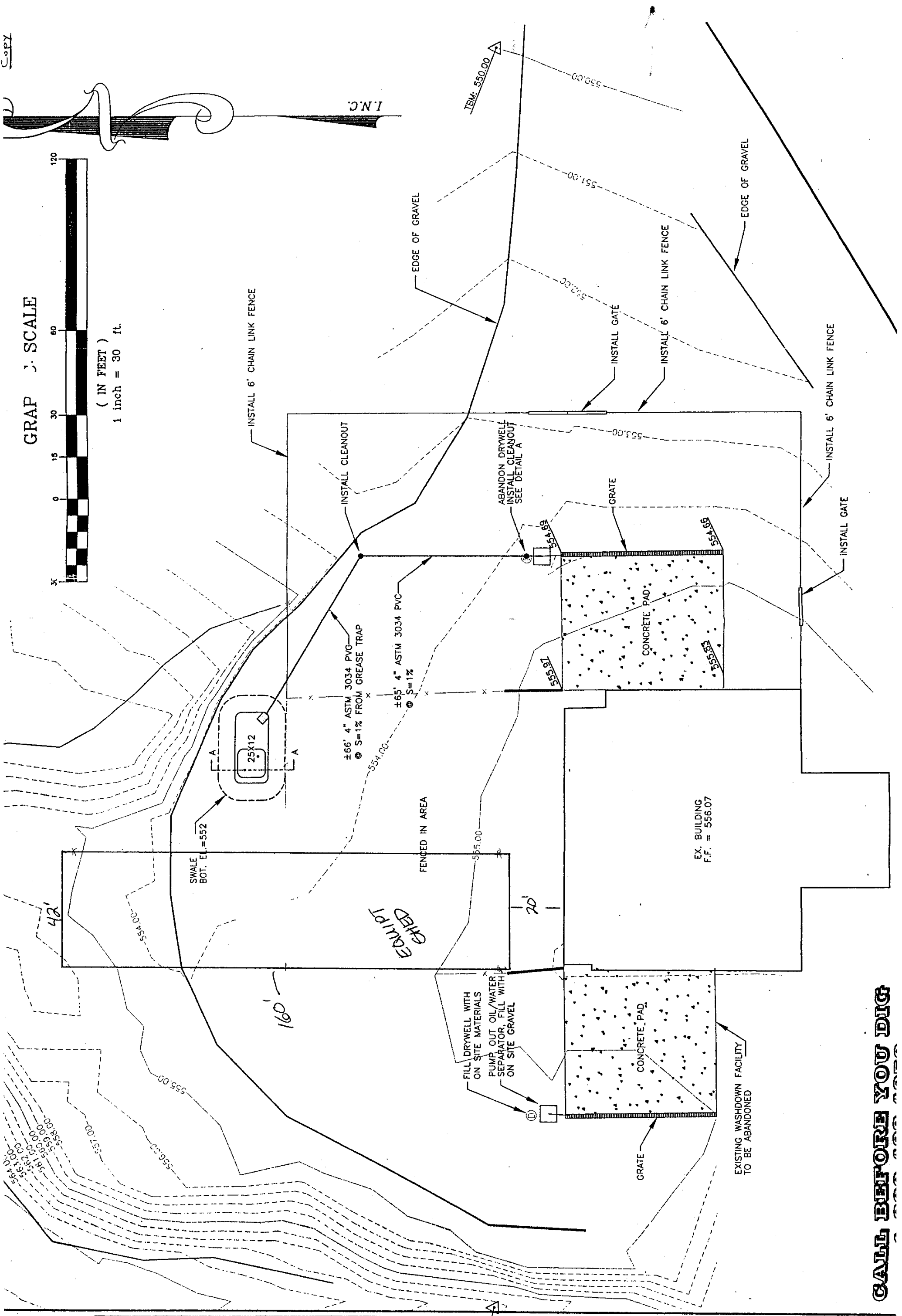
David M Bertsch and Janelle M Bertsch
14840 N Wright St
Rathdrum, Idaho 83858

Lee Roy and Dawn M Thompson
4277 E Wildlife Trail
Hayden Idaho 83835

DRWN. BY SS
DATE: 4-11-01
PATH: Z:\DATABASE\PROJ
SUB. DIR: DWG

CLAYTON CONCRETE
STORM WATER

NO.
DATE



Copy

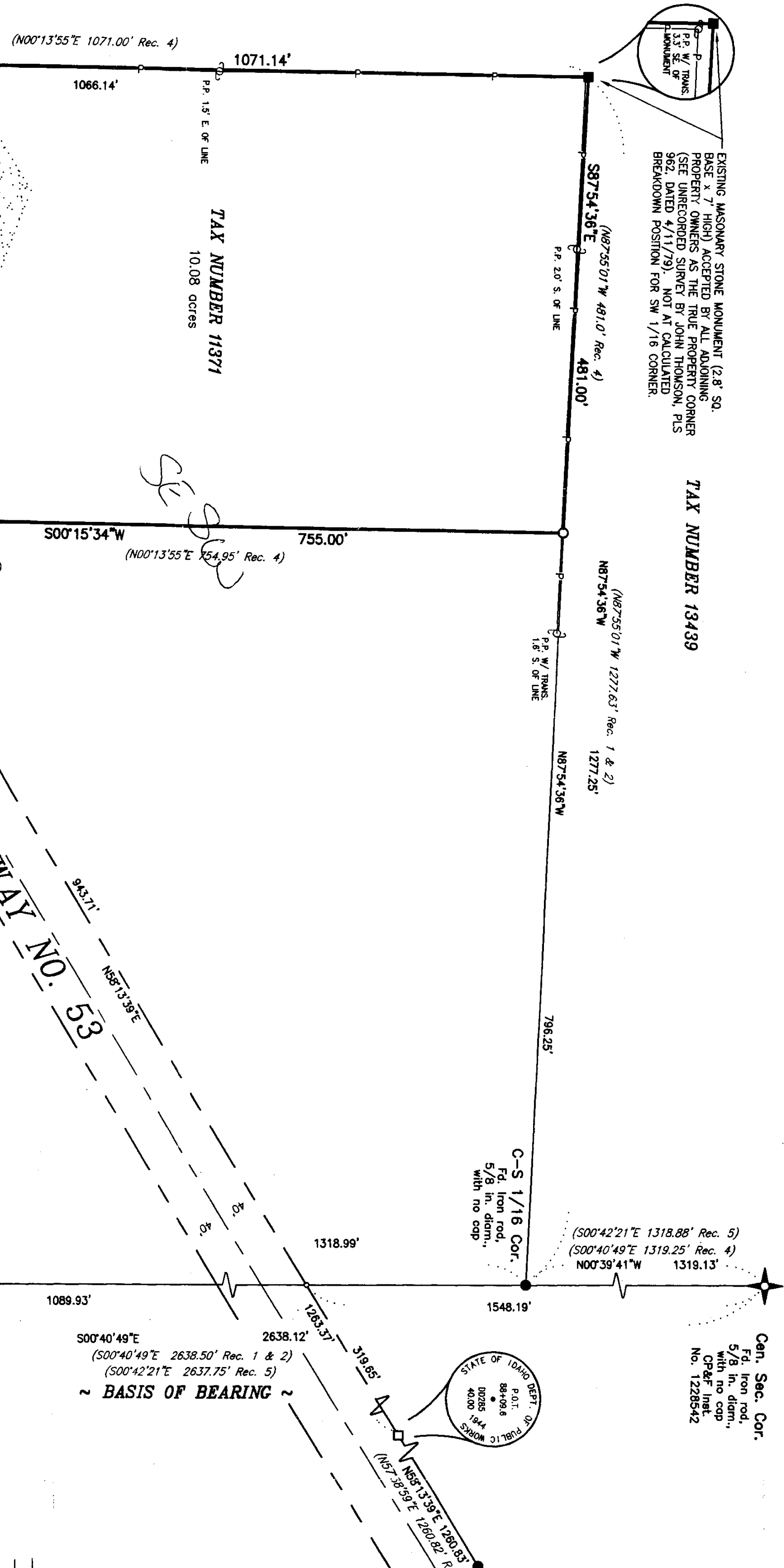
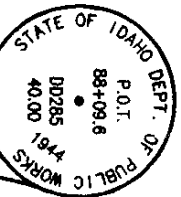
RECORD OF SURVEY
TAX NUMBER 11371
BEING A PORTION OF THE SW1/4 OF SEC. 19, T.51N., R.5W., B.M.,
CITY OF HAUSER, KOOTENAI COUNTY, IDAHO

EXISTING MASONRY STONE MONUMENT (2.8' SQ. BASE x 7' HIGH) ACCEPTED BY ALL ADJOINING PROPERTY OWNERS AS THE TRUE PROPERTY CORNER (SEE UNRECORDED SURVEY BY JOHN THOMSON, PLS 962, DATED 4/11/79). NOT AT CALCULATED BREAKDOWN POSITION FOR SW 1/16 CORNER.

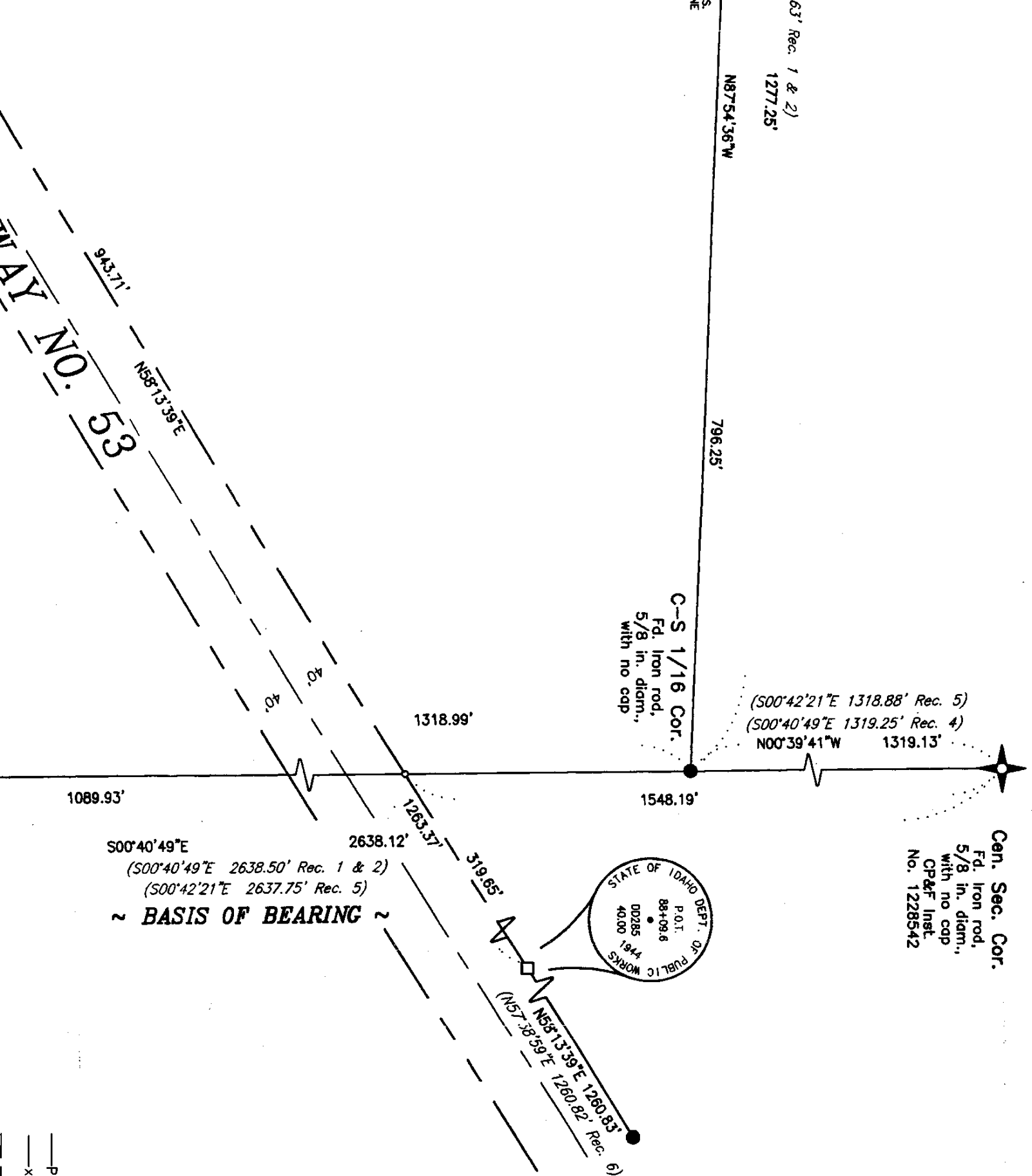
TAX NUMBER 13439

Cen. Sec. Cor.
Fd. Iron rod,
5/8 in. diam.,
with no cap
CP&F Inst.
No. 1228542

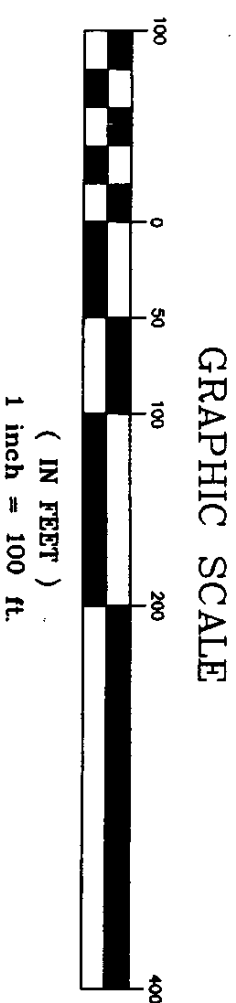
C-S 1/16 Cor.
Fd. Iron rod,
5/8 in. diam.,
with no cap



ORD OF SURVEY
TAX NUMBER 11371
E SW1/4 OF SEC. 19, T.51N., R.5W., B.M.,
SER, KOOTENAI COUNTY, IDAHO



BOOK _____ PAGE _____
No. _____
STATE OF IDAHO
COUNTY OF KOOTENAI
AT THE REQUEST OF:
MECKEL ENGINEERING AND SURVEYING
At _____ minutes past _____ o'clock _____ M
Date: _____
DANIEL J. ENGLISH, RECORDER
By _____ Deputy
Fee \$ _____



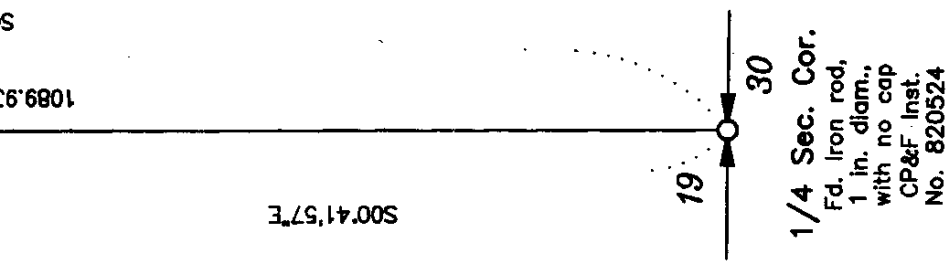
BASIS OF BEARING

BASIS OF BEARING ~ SOUTH 00°40'49" EAST ALONG THE CENTER-SOUTH SECTION LINE OF SECTIONN 19 ACCORDING TO THE RECORD OF SURVEY ON FILE IN BOOK 2 AT PAGE 281.

LEGEND

- FD. AN I.T.D. R/W MONUMENT, WITH BRASS CAP, 3 1/2 INS. DIAM., MKD. AS NOTED
- MASONARY STONE MONUMENT (2.8' SQ. BASE x 7' HIGH)
- FD. AN IRON ROD, 5/8 IN. DIAM., WITH NO CAP
- SET AN IRON ROD, 30 INS. LONG, 5/8 IN. DIAM., WITH A PLASTIC CAP MKD. PLS 6374
- CALCULATED POINT (NOTHING FOUND OR SET)
- W.C. DENOTES WITNESS POINT SET ON LINE
- CP DENOTES UTILITY POLE
- P— DENOTES OVERHEAD POWER LINES
- x— DENOTES 6' CYCLONE FENCE
- DENOTES CENTERLINE OF EXISTING DRIVEWAY

STATE HIGHWAY NO. 30



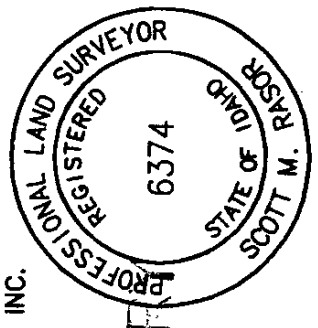
- W.C. DENOTES WITNESS POINT SET ON LINE
- CO DENOTES UTILITY POLE
- P DENOTES OVERHEAD POWER LINES
- X DENOTES 6' CYCLONE FENCE
- DENOTES CENTERLINE OF EXISTING DRIVEWAY
- DENOTES GRADED AREA
- DENOTES FENCED AREA
- DENOTES BUILDING AREA

SURVEYS OF RECORD & PRIOR SURVEYS

- | | | | |
|---------------|-------------|-----------|----------------|
| 1) J. THOMSON | PLS 962 | APR. 1979 | UNRECORDED |
| 2) J. THOMSON | PLS 962 | AUG. 1979 | BK. 2, PG. 281 |
| 3) J. MECKEL | PE/PLS 3451 | APR. 1981 | BK. 3, PG. 9 |
| 4) R. NOBIS | PLS 687 | FEB. 1988 | BK. 6, PG. 189 |
| 5) J. STAPLES | PLS 3628 | JAN. 1990 | BK. 8, PG. 94 |
| 6) J. HOWE | PLS 832 | JULY 1991 | BK. 10, PG. 64 |

SURVEYOR'S CERTIFICATE

I, SCOTT M. RASOR, PROFESSIONAL LAND SURVEYOR No. 6374 IN THE STATE OF IDAHO, DO HEREBY CERTIFY THAT THIS SURVEY WAS MADE BY ME OR UNDER MY SUPERVISION FOR CHAMPION CONCRETE PUMPING, INC.



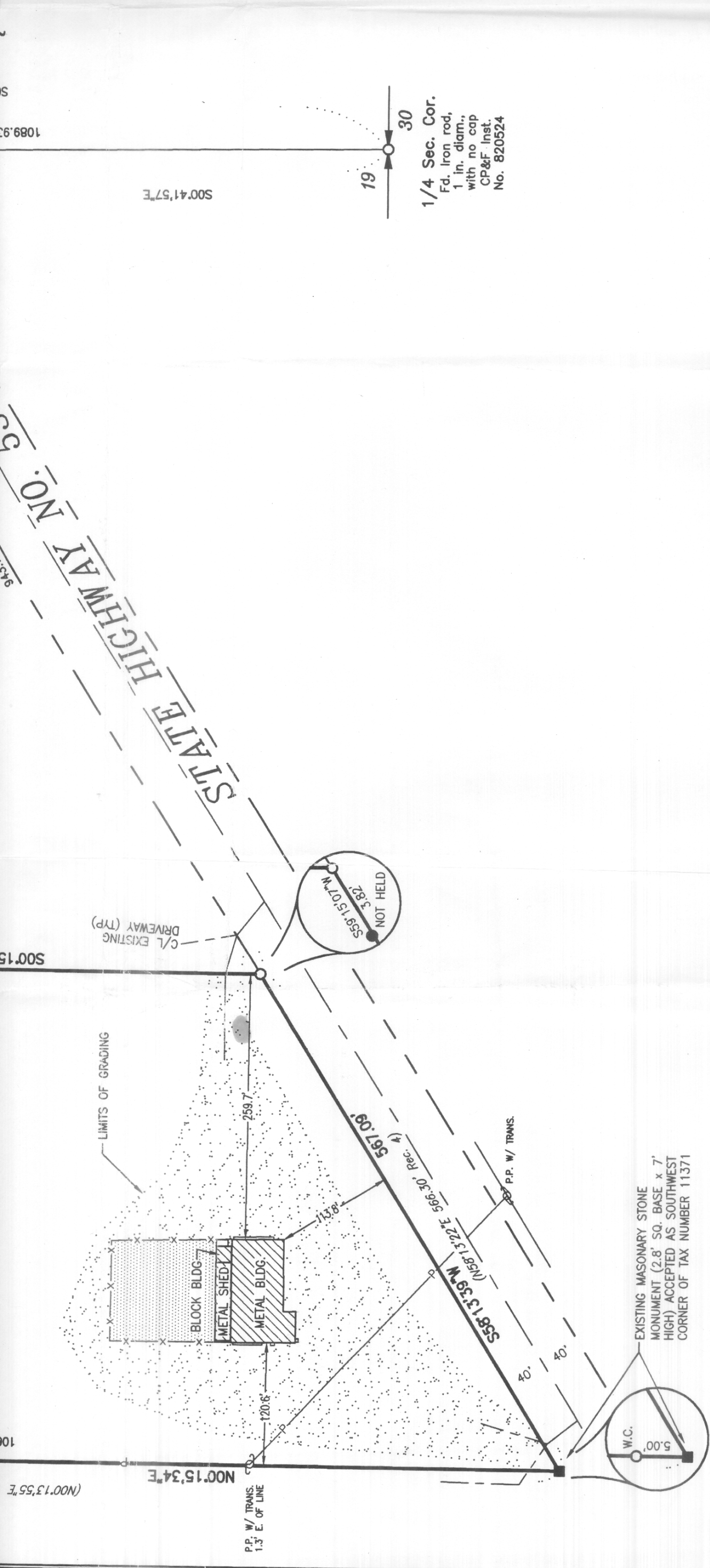
SCOTT M. RASOR, PLS 6374
~~PRELIMINARY~~

MECKEL ENGINEERING AND SURVEYING, INC.
402 IDAHO AVENUE, COEUR D'ALENE, IDAHO, 83814 (208)667-4638 fax: (208)664-3347

JOB NO: 97.017 DWG FILE: 7017ROS.DWG	DRAWN: JOM	CHECKED:
CREW: DLR & SJR		

RECORD OF SURVEY

TAX NUMBER 11371
BEING A PORTION OF THE SW1/4 OF SEC. 19, T.51N., R.5W., B.M.,
CITY OF HAUSER, KOOTENAI COUNTY, IDAHO



1/4 Sec. Cor.
Fd. Iron rod,
1 in. diam.,
with no cap
CP&F Inst.
No. 820524

NOTE:
THIS RECORD OF SURVEY DOES NOT ATTEMPT TO SHOW ALL
EASEMENTS OR RIGHTS-OF-WAY OF RECORD, THE SIZE OR
LOCATION OF PRESCRIPTIVE EASEMENTS, FENCE LINES OR
PHYSICAL FEATURES OF THE PROPERTY.

MECKEL ENGINEERING AND SURVEYING 402 IDAHO AVENUE, COEUR D' ALENE, IDAHO, 83814 (208)661-1089	
SCALE: 1" = 100'	JOB NO: 97.017 DWG FILE: 7017ROS.DWG
DATE: MAR. 10, 1997	CREW: DLR & SJR
DRAWN: JOM CHECKED:	

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

April 25, 2005

MILESTONE INVESTMENTS LLC
26769 W HWY 53
HAUSER ID 83854

RE: Permit No. 95-9260

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.

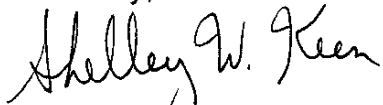
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

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 that reads "Shelley W. Keen". The signature is written in a cursive style with a large, stylized 'S' and 'K'.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

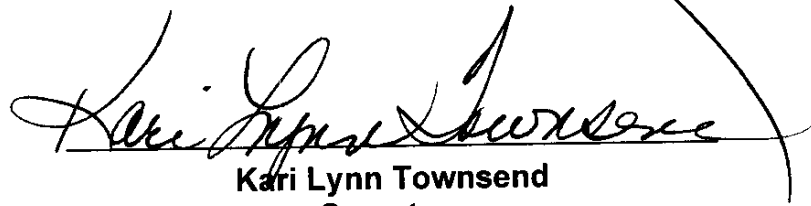
CERTIFICATE OF SERVICE

I hereby certify that on April 25, 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.

95-9260

**MILESTONE INVESTMENTS LLC
26769 W HWY 53
HAUSER ID 83854**



**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

95-9260

1. dball 3/2/2005 Legal Notice Remarks

Comment: Domestic use is for office and shop.

Commercial use is for filling water tanks on concrete pumps.

2. kwalker 4/21/2005 Permit Review

Comment: Application falls within Rathdrum Prairie GWMA. Added appropriate condition. Applicant is authorized to do business in Idaho. Recommend approval.



Idaho Secretary of State Viewing Business Entity

[[New Search](#)] [[Back to Summary](#)]
[[Get a certificate of existence for MILESTONE INVESTMENTS, LLC](#)]

MILESTONE INVESTMENTS, LLC

26769 W HWY 53
HAUSER, ID 83854

Type of Business: LIMITED LIABILITY COMPANY

Status: EXISTING, ANREPT SENT 01 Jun 2004

State of Origin: IDAHO

Date of Origination/Authorization: 20 Aug 1998

Current Registered Agent: LEE ROY THOMPSON
4277 E WILDLIFE TRAIL
HAYDEN, ID 83835

File Number: W6776

Date of Last Annual Report: 16 Jul 2004

Amendments:

Amendment filed 20 Aug 1998 ARTICLES OF ORGANIZATION

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Annual Reports:

Report for year 2004 ANNUAL REPORT

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Report for year 2003 ANNUAL REPORT

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Report for year 2002 ANNUAL REPORT

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Report for year 2001 ANNUAL REPORT

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Report for year 1999 ANNUAL REPORT

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

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

Kattie Hay

being first duly sworn
upon oath deposes and says:

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

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

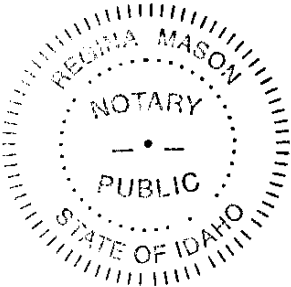
3. The Legal Notice

of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive weeks commencing on the 17 day of March, 2005, and ending on the 24 day of March, 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 24 day of March, 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:

95-9259

NEAL SMILEY
239 WILLOW CT
PASCO WA 99301
Point(s) of Diversion L2 (NWNE) S7 T49N R03W
KOOTENAI County
Source COEUR D ALENE LAKE Tributary To
SPOKANE RIVER
Use: DOMESTIC 01/01 To 12/31 0.02 CFS
Total Diversion:0.02 CFS
Date Filed:01/12/2005
Place Of Use:DOMESTIC T49N R03W S7 NWNE Lot 2
Remark:Domestic use is for 1 home.

95-9260

MILESTONE INVESTMENTS LLC
26769 W HWY 53
HAUSER ID 83854
Point(s) of Diversion SESW S19 T51N R05W
KOOTENAI County
Source GROUND WATER
Use: COMMERCIAL 01/01 To 12/31 0.17 CFS
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion:0.20 CFS
Date Filed:01/14/2005
Place Of Use:DOMESTIC T51N R05W S19 SESW
Place Of Use:COMMERCIAL same as DOMESTIC
Remark:Domestic use is for office and shop.
Commercial use is for filling water Tanks on concrete pumps.

95-9261

THE HEADLANDS DEVELOPMENT
C/O FRANK BOSS
117 E GARDEN AVE
COEUR D ALENE ID 83814
Point(s) of Diversion NWNE S22 T48N R04W
KOOTENAI County
Point(s) of Diversion (3)L1 (NENW) S22 T48N R04W
KOOTENAI County
Source for all points of diversion is GROUND WATER
Use: MUNICIPAL 01/01 To 12/31 0.5 CFS
Total Diversion:0.5 CFS
Date Filed:01/24/2005
Place Of Use:MUNICIPAL
Remark:Municipal use is within service area of applicant.

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

KARL J DREHER, Director

Legal 6853

March 17, 24, 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

March 09, 2005

MILESTONE INVESTMENTS LLC
26769 W HWY 53
HAUSER ID 83854

RE: Application for Permit No 95-9260

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 March 17 and 24, 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 cursive script that reads "Allen Beardslee".

Allen Beardslee
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

Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 09, 2005

**PLEASE FAX A PROOF COPY TO ME PRIOR TO PUBLICATION
AT ~ 769-1454**

KATTIE HOY &/OR KRISTY PEAK
LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814

e-mailed to Kattie & Kristy 3/9/05

RE: Application for Permit No. 95-9259, 95-9260 and 95-9261

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, March 17 and 24, 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 04/04/2005. Your cooperation is, as always, GREATLY appreciated.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, March 09, 2005 4:36 PM
To: Legal Notices-CdA Press (E-mail); Kristy Peak (E-mail)
Subject: Legal Notice for publication of notice of Water Right Application No. 95-9259,60 and 61 on March 17 and 24, 2005

Good afternoon Kattie and Kristy,

I'm covering all bases this time to make sure I catch at least one of you.

Attached you will find our cover letter requesting publication of a Legal Notice on March 17, and 24, 2005. Also attached is the Legal Notice for publication.

Please reply acknowledging of receipt of this e-mail, **AND ~ PLEASE FAX ME A PROOF COPY PRIOR TO PUBLICATION** so I can double check my work and make sure the tabs don't develop a mind of their own when copied and pasted. That way any corrections can be made prior to publication.

Thanks very much. It's always a pleasure to work with you.

 *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

3/9/2005

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

95-9259

NEAL SMILEY
239 WILLOW CT
PASCO WA 99301

Point(s) of Diversion L2 (NWNE) S7 T49N R03W KOOTENAI County

Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER

Use: DOMESTIC 01/01 To 12/31 0.02 CFS
Total Diversion: 0.02 CFS

Date Filed: 01/12/2005

Place Of Use: DOMESTIC T49N R03W S7 NWNE Lot 2

Remark: Domestic use is for 1 home.

95-9260

MILESTONE INVESTMENTS LLC
26769 W HWY 53
HAUSER ID 83854

Point(s) of Diversion SESW S19 T51N R05W KOOTENAI County

Source GROUND WATER

Use: COMMERCIAL 01/01 To 12/31 0.17 CFS
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion: 0.20 CFS

Date Filed: 01/14/2005

Place Of Use: DOMESTIC T51N R05W S19 SESW

Place Of Use: COMMERCIAL same as DOMESTIC

Remark: Domestic use is for office and shop.

Commercial use is for filling water tanks on concrete pumps.

95-9261

THE HEADLANDS DEVELOPMENT
C/O FRANK BOSS
117 E GARDEN AVE
COEUR D ALENE ID 83814

Point(s) of Diversion NWNE S22 T48N R04W KOOTENAI County

Point(s) of Diversion (3) L1 (NENW) S22 T48N R04W KOOTENAI County

Source for all points of diversion is GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 0.5 CFS
Total Diversion: 0.5 CFS

Date Filed: 01/24/2005

Place Of Use: MUNICIPAL

Remark: Municipal use is within service area of applicant.

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

KARL J DREHER, Director

Published on March 17 and 24, 2005