

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09206

Priority: November 15, 2004

Maximum Diversion Rate: 3.00 CFS

This is to certify, that HANSEN INVESTMENTS, LLC
899 E BOTTLE BAY RD
SAGLE ID 83860

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	3.00 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 1, Twp 55N, Rge 04W, B.M. BONNER County

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **March 01, 2008**.
2. Subject to all prior water rights.
3. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
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 Hansen Investments, LLC. The place of use is generally located within Section 1, Township 55N, Range 4W and Section 36, Township 56N, Range 4W.
6. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 9th day of March, 20 05.


for KARL DREHER, Director

RECEIVED

FEB 25 2005

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

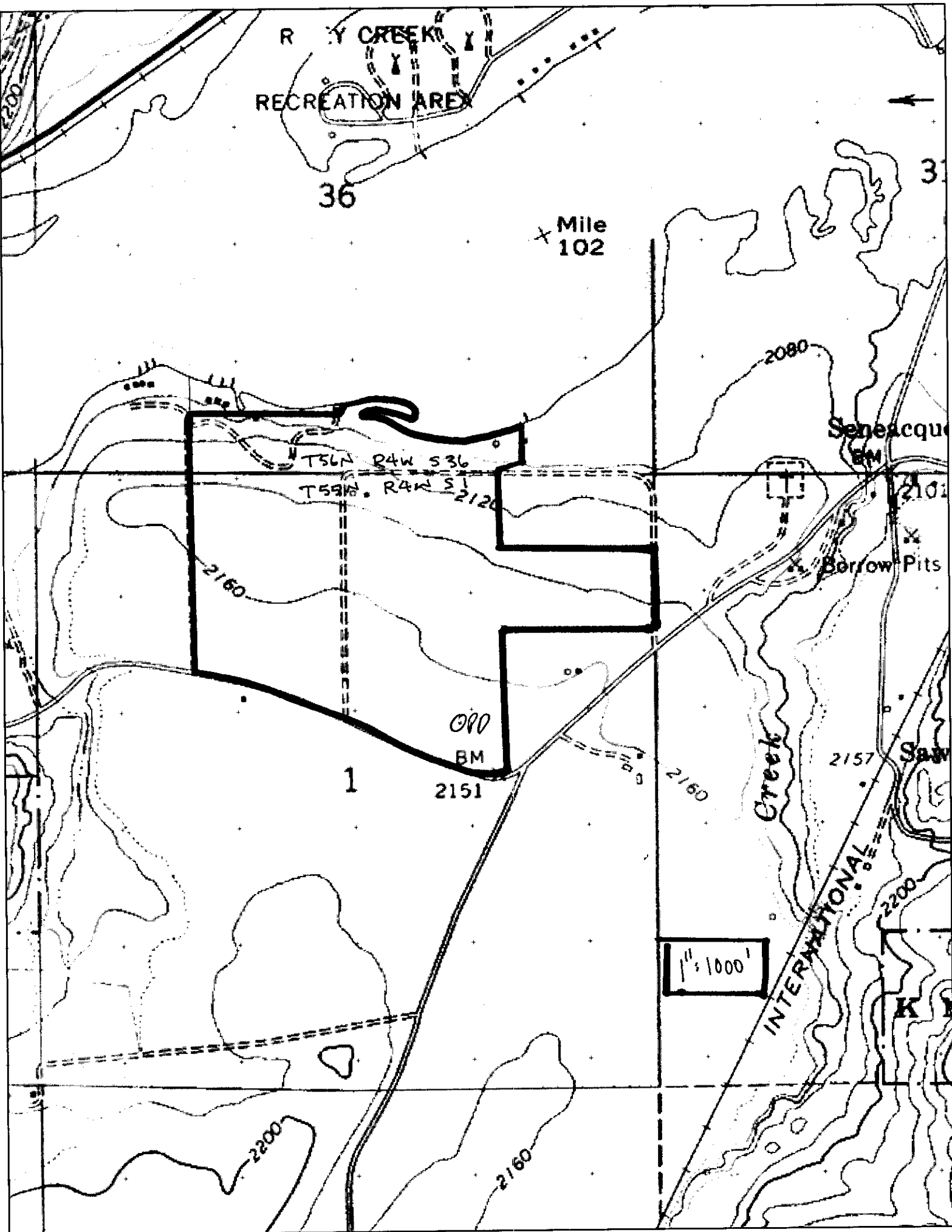
To appropriate the public waters of the State of Idaho

RECEIVED

NOV 15 2004

IDWR/North

1. Name of Applicant HANSEN INVESTMENTS, LLC Phone 208-263-8280
Mailing address 899 E. BOTTLE BAY ROAD SAGUO IDAHO 83860
2. Source of water supply GROUND WATER which is a tributary of N/A
3. Location of point of diversion is Township 55 N Range 4 W Sec. 01, in the NE $\frac{1}{4}$,
SW $\frac{1}{4}$, NE $\frac{1}{4}$, Govt. Lot _____, B.M., BONNER County;
additional points of diversion if any: N/A
4. Water will be used for the following purposes:
Amount 3.00 cfs for MUNICIPAL purposes from JAN. 1 to DEC. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 3.00 and/or (b) 300
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source well & pump
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
- c. Proposed well diameter is 8 to 10 inches; proposed depth of well is 122 feet
- d. Is ground water with a temperature of greater than 85°F being sought? No
- e. If well is already drilled, when? _____; Drilling firm INTERMOUNTAIN DRILLING;
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 3 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. HANSEN INVESTMENTS, LLC
d. Domestic; show number of households. _____
e. Other; describe fully. _____



3. 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	
55N	4W	01	M		M		M			M									
55N	4W	01		M															
56N	4W	36											M				M	M	

Total number of acres to be irrigated _____

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? HANSEN INVESTMENTS, LLC
- b. Who owns the land to be irrigated or place of use? HANSEN 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: _____

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.

Hansen Investments, LLC.
[Signature]
 Signature of Applicant (and title, if applicable)

Received by lm Date 11-15-04 Time 8:42 am Preliminary check by _____
 Fee \$ 330.00 Receipted by lm # NO 16632 Date 11-15-04
 Publication prepared by [Signature] Date 11/15/05 Published in Great River Times 11/19-26/05
 Publication approved [Signature] Date 2/3/05

PORTION CON. LOT 2

(SW4
NW4
NE4
T55N
R41
S1)

WELL

NE4
SW4
NE4
T55N
R4W
S01

WELL

PROPOSED
WELL LOCATION

11.62 AC

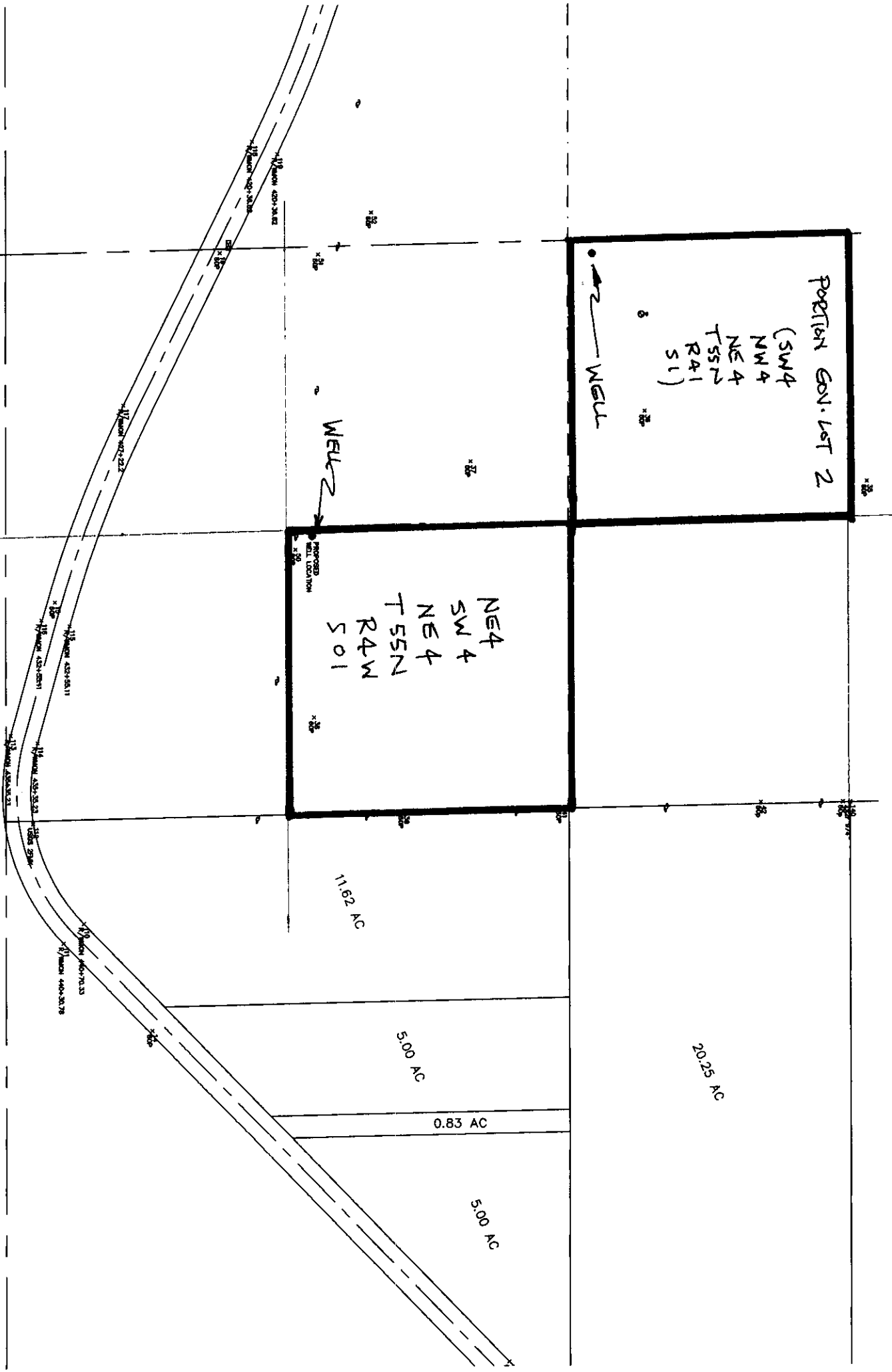
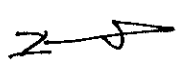
20.25 AC

5.00 AC

0.83 AC

5.00 AC

1" = 300'





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

March 9, 2005

HANSEN INVESTMENTS, LLC
899 E BOTTLE BAY RD
SAGLE ID 83860

RE: Permit No. 96-9206

Permit Approval Notice

Dear Permit Holder:

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

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

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

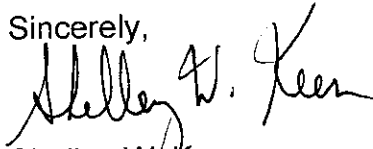
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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

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

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

Sincerely,

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

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

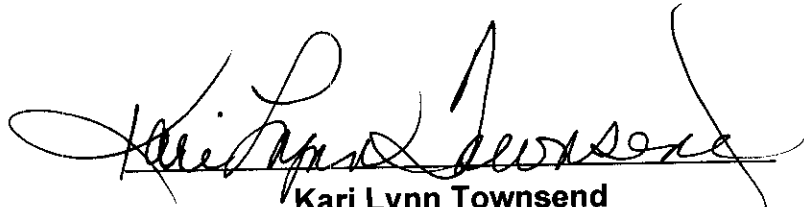
CERTIFICATE OF SERVICE

I hereby certify that on March 9, 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.

96-9206

**HANSEN INVESTMENTS, LLC
899 E BOTTLE BAY RD
SAGLE ID 83860**



**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.

6/25/2014

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.

MEMORANDUM

Date: March 07, 2005
To: Water Right File 96-9206
From: eretelle
Re: permit review

no WD or moratorium.
No overlap or protests.

Recommend approval as suggested by IDWR Northern.

**ID 'O DEPARTMENT OF WATER RESOURCES
APPLICATION ANALYSIS SHEET**

W.R. # 96-9206

APPLICATION ID # 71643
INITIAL REVIEW

ENT. 1/1/05 BCA 4/06 OK to Publish 1/1/05

APPLICANT: Hansen Investments BY: DWA DATE: 12/22/04

- ITEM REQUIRED INFORMATION
1. ☒ Name and Address
 2. ☒ Source
 3. ☒ Point of Diversion & County
 4. ☒ Quantity
☒ Nature of Proposed Use
☒ Period of Use
 5. ☒ Total Quantity
 6. ☒ Description of diverting works
 7. ☒ Time required for b/u
 8. ☒ Proposed use
 9. ☒ Place of use or acres irrigated
 10. ☒ Other water Rights
 11. ☒ Ownership
 12. ☒ Map
☒ Signature
☒ Fee (Amt, receipt, acknowledgement)

RECEIVED
FEB 25 2005
DEPARTMENT OF
WATER RESOURCES

PROCESSING
(Yes)(No) PRIORITY DATE: 11/15/04

(Include Moratorium Remark)

Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

Advised
ADVERTISE IN: Banner County

LETTERS SENT REQUESTING:
() Dam Information () Fish Information
() Power Information () Other: _____

INFORMATION RECEIVED:
() Dam Information () Fish Information
() Power Information () Other: _____

ADDITIONAL INFORMATION

(Yes)(No)
Shape File Created Date _____ By: _____
Field check: by _____
Field report attached _____
Analysis Supp. attached(>5cfs/500af) _____
Water delivered by water master? Water District # _____

GROUNDWATER SECTION

WD Permit No.'s:	Tag #	Type:	Fees	Receipt No.	Upgrade Needed?
_____	_____	Dom. Non-Dom. _____	Paid \$ _____	_____	Y () N ()
_____	_____	Dom. Non-Dom. _____	Paid \$ _____	_____	Y () N ()
_____	_____	Dom. Non-Dom. _____	Paid \$ _____	_____	Y () N ()

- Groundwater management area _____
Critical ground water area _____
Well Drilling Permit required _____
Well Drilling Application and Fees received _____
Well Drilling Application approved? _____

Remarks: Found PWS #1090268
DEQ letter in file.

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)
Notice of pending void order issued. Final order response date: ____/____/____
Further information required from applicant _____
2/3 Affidavit of publication received _____
2/3 Application published correctly. If not, record action taken: _____
1/18 Publication dates and paper recorded on application _____
Protests received, Final protest date: 2/7/05 Sr. Agent initial _____
Measuring device required _____
Measuring port required _____
Special conditions: _____
Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: _____ Date: ____/____/____

A circular notary seal for Shannon M. Foe, a Notary Public in the State of Idaho. The seal features the text "SHANNON M. FOE" around the top inner edge, "NOTARY" in the center, "PUBLIC" below it, and "STATE OF IDAHO" around the bottom inner edge. There are stars on either side of the word "PUBLIC".

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

96-9206

HANSEN INVESTMENTS, LLC
899 E BOTTLE BAY RD
SAGLE ID 83860

Point(s) of Diversion NESWNE S1 T55N R04W BONNER County

Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 3 CFS

Total Diversion: 3 CFS

Date Filed: 11/15/2004

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 02/07/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on January 19 and 26, 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

January 12, 2005

SHANNON FOOTE
LEGAL NOTICE DEPARTMENT
PRIEST RIVER TIMES
PO BOX 10
PRIEST RIVER ID 83856

RE: Application for Permit No. 96-9206

Dear Shannon:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, January 19 and 26, 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 02/07/2005. Your cooperation is GREATLY appreciated as always.

Sincerely

Dianne Ball
Administrative Assistant

*Emailed to
Shannon
1/12/05*

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, January 12, 2005 4:27 PM
To: Legal Notices-Priest River Times (E-mail)
Subject: Legal notice for publication on January 19 and 26, 2005

A very good day to you, Shannon,

Attached is a cover letter requesting publication of a legal notice (also attached) - for publication on January 19 and 26, 2005.

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

Please FAX a Proof Copy to me at 208-769-1454 - prior to publication, so I can check to make sure I didn't miss something. Having been off on medical leave for 2+ months, I come back to find stacks on my desk and this will just help me make a last minute check to make sure I remembered everything.

Have a glorious day, dear.

 *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

1/12/2005



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

January 12, 2005

HANSEN INVESTMENTS, LLC
899 E BOTTLE BAY RD
SAGLE ID 83860

RE: Application for Permit No 96-9206

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 Priest River Times on January 19 and 26, 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 "Robert G. Haynes".

Robert G. Haynes, P.E.
Regional Manager

Enclosure(s) - N016632 for your file

Hansen Investments, LLC

Jerald & Kim Hansen
899 East Bottle Bay Road
Sagle, Idaho 83860

Phone - (208) 263-8280
Fax - (208) 263-4952
e-mail - jhanj@sandpoint.net

Fax

To: BOB HAYNES
IDWR From: Jerry Hansen

Fax: 208-7691454 Pages: 3

Phone: Date: 11/17/04

Re: CC:

☐ Urgent ☒ For Review ☐ Please Comment ☐ Please Reply

DEAN BOB:

ATTACHED IS THE INFORMATION YOU HAVE REQUESTED VIA SEWER ENHANCEMENT. IT IS FRUSTRATING TO HAVE A CONSULTANT TO DESIGN & PROCESS A WELL/STORAGE/WATER SYSTEM, & FIND WE DID NOT FOLLOW proper procedures. THE WELL DESIGN IS ON HOLD UNTIL WE RECEIVE YOUR DEPARTMENT'S OK. IT WOULD BE APPRECIATED IF YOU CAN PROCESS THE APPLICATIONS AS SOON AS YOU CAN.

Jerry Hansen
Owner.

HANSEN INVESTMENTS, L.L.C.
C/O JERALD D HANSEN
18624 NE 95TH
REDMOND WA 98052

ONE EACH BEFORE POSTING

MASTER LICENSE SERVICE	
REGISTRATIONS AND RENEWALS	
STATE OF WASHINGTON	
Unified Business ID #: 601 610 197	Business ID #: 1
Expires: 03-31-2005	
HANSEN INVESTMENTS, L.L.C. 18624 NE 95TH REDMOND WA 98052	
DOMESTIC LIMITED LIABILITY COMPANY Renewed by Authority of Secretary of State	

STATE OF WASHINGTON
-BI NO
601 610 197 1
HANSEN INVESTMENTS, L.L.C.
18624 NE 95TH
REDMOND WA 98052

EXPIRATION DATE
03-31-2005

Jerald D. Hansen
Director, Department of Licensing

DETACH THIS SECTION FOR YOUR WALLET

**UNANIMOUS CONSENT OF MEMBERS
OF
HANSEN INVESTMENTS, L.L.C.,
a Washington limited liability company**

The undersigned, constituting all of the members of **HANSEN INVESTMENTS, L.L.C., a Washington limited liability company** (the "Company"), hereby consent to the following actions:

RESOLVED, that the following persons are elected to the offices indicated opposite their names to serve until the election and qualification of their successors:

Jerald D. Hansen	President
Kimberly A. Hansen	Vice President
Jerald D. Hansen	Secretary

RESOLVED, that any and all acts performed in the preceding year by the officers of the Company for and on behalf of the Company are hereby ratified and approved.

FURTHER RESOLVED, that this Consent may be signed in counterparts and by facsimile, and each counterpart and/or facsimile copy shall be deemed an original hereto.

IN WITNESS WHEREOF, the undersigned have caused this Action By Unanimous Consent to be duly executed as of the 1st day of October, 1997.

MEMBERS:


JERALD D. HANSEN

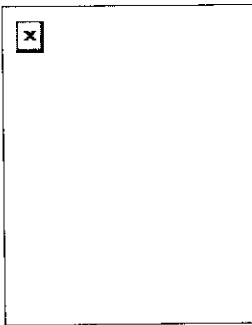

KIMBERLY A. HANSEN

Haynes, Bob

From: Mike Nelson [mnelson@phd1.state.id.us]
Sent: Monday, November 15, 2004 3:32 PM
To: Bob Camp; Alan Miller (E-mail); Steve Tanner (E-mail); Bob.Haynes@IDWR.idaho.gov; mtaylor@jasewell.com
Subject: Hansen Well site 11-15-04.doc

PANHANDLE HEALTH DISTRICT

Healthy People in Healthy Communities



ENVIRONMENTAL HEALTH
322 MARION AVENUE
SANDPOINT, IDAHO 83864
(208) 265-6384
<http://www2.state.id.us/phd1>

November 15, 2004

Mr. Marty Taylor
James A. Sewell and Associates
30336 Highway 200 Suite C
Sandpoint, ID 83864

Re: Well site evaluation, Hansen Project

Dear Marty:

Thank you for the opportunity to inspect the proposed well sites to serve the 80 lot Hansen Project. The proposed west well site is located in the southwest corner of the SW ¼ of the NW ¼ of the NE ¼ of Section 1 Township 55 N Range 4W, B.M. The well known as the east well was drilled prematurely without approval. The east well is located in the southwest corner of the NE ¼ of the SW ¼ of the NE ¼ of Section 1 Township 55 N Range 4W, B.M.

The sites appear to be in accordance with Idaho Rules for Public Drinking Water Systems, IDAPA 58.01.08 (rules), and are approved for construction contingent on the following:

1. The wells must be located a minimum of 50 feet from any potential source of contamination, and no closer to specific sources than;

Sewer line	50 feet
Septic tank	100 feet
Disposal Field	100 feet

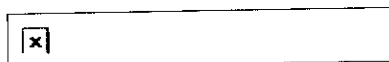
11/17/2004

Seepage Pit 100 feet
Privies 100 feet
Livestock 50 feet
Lakes, ponds, streams, 50 feet
canals, ditches, & tanks
used to store non-potable
substances

2. The wells must be located a minimum of 300 feet from any Large Soil Absorption Systems.
3. Observe all other applicable setbacks.
4. Obtain proper drilling permits from the Idaho Department of Water Resources, 1910 Northwest Boulevard, Coeur d'Alene, Idaho 83814.
5. The east well was drilled without approval. This well is not approved for public use and cannot be connected to the proposed water system until as constructed drawings are approved by the Idaho Department of Environmental Quality (DEQ).
6. The six inch well drilled approximately 65 feet from the proposed west well must be properly abandoned prior to drilling the west well.
7. In accordance with Idaho Code 39-118; plans and specifications for the construction of the wells, stamped by a professional engineer registered in Idaho, must be submitted to the DEQ, 2110 Ironwood Parkway, Coeur d'Alene, Idaho 83814. These plans must be reviewed and approved prior to drilling.
8. After the wells are completed, as constructed drawings of the wells, must be submitted to DEQ in accordance with section 550.03 of the rules.

Please call me at (208) 265-6384, if you have any questions.

Sincerely,



Mike Nelson, R.E.H.S.
Sr. Environmental Health Specialist

cc: Steve Tanner, IDEQ – Coeur d'Alene
Bob Haynes, IDWR – Coeur d'Alene
Alan Miller, IDEQ – Coeur d'Alene

11/17/2004

Bob Camp, PHD – Sandpoint



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

2110 Ironwood Parkway • Coeur d'Alene, Idaho 83814-2648 • (208) 769-1422

Dirk Kempthorne, Governor
Toni Hardesty, Director

December 16, 2004

Mr. Jerry Hansen
Hansen Investments LLC
899 Bottle Bay Rd
Sagle, ID 83860

RECEIVED
DEC 20 2004
IDWR/North

**RE: Construction Approval for Two Public Drinking Water Wells
The Crossing, New Public Water System #1090268**

Dear Mr. Hansen:

Please read this letter in its entirety. Plans and specifications submitted by Jason Mellin, received on December 7, 2004 and stamped by Eric Eldenburg on December 16, 2004 for construction of one new 10-inch diameter public drinking water well, and replacement of one existing 8-inch well have been reviewed. The approved wells are to be located at approximately the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 1, Township 55N, Range 4W B.M.

Our records indicate a well site evaluation was completed by Mike Nelson at this location and approved December 8, 2004. I understand one well is a proposed new construction and that the existing well (IDWR tag # 0035405) will be replaced. Replacement is due to inadequate surface seal and construction without prior approval of the original 8-inch well. It should be noted there is an existing 6-inch well located at the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 1, T55N, R4W which was not designed for potable use, and is not approved for connection to the public drinking water system.

Due to its intended size, this development project will be under the oversight of the Department of Environmental Quality. Please direct all necessary correspondence and inquiries regarding the public drinking water system and community wastewater system to DEQ. All correspondence and inquiries regarding the individual on-site wastewater treatment and disposal systems should be directed to Panhandle Health District.

Replacement Well

The replacement well has been proposed as either 8- or 10-inch piping. This is acceptable to DEQ provided the specifications submitted for the proposed 10-inch well (new construction) are followed. If an 8-inch well is constructed as a replacement well, then the minimum casing wall thickness is schedule 40 pipe (0.322 inch). All other submitted specifications must be followed. Based on communications with your well driller, it is our understanding you may plan to install a 10-inch well as the replacement well, and an 8-inch well as the proposed (new construction) well. This is acceptable to DEQ provided the conditions listed above are met.

A new well drilling permit for well replacement must be obtained from the Idaho Department of Water Resources in Coeur d'Alene. Care must be exercised in order to protect the aquifer during the replacement process. All materials placed down-hole must be sterilized prior to use.

In order for this approval to be valid, the following is required:

Proposed 10 inch well:

1. Specifications and design must be followed as submitted.
2. Installation of an air line, or other method of monitoring long term water level, both static and dynamic, in the well. This was not indicated on the specifications.
3. No plans or specifications for a well house, storage, distribution system or any other related water system appurtenances were submitted. Therefore, no construction of public (community) water or wastewater system components is allowed with the exception of two wells.

The plans and specifications were found to be in accordance with the Idaho Rules for Public Drinking Water and are approved for construction purposes in accordance with Section 39-118 of Idaho Code. Construction must proceed in agreement with the approved plans and specifications. If major modifications to this accepted design are necessary, approval by this office **must** be secured prior to implementation of the changes.

Inspection of construction activities approved herein must be done by an Idaho licensed Professional Engineer (P.E.).

Section 39-118 of Idaho Code requires that as-built plans as certified by the inspecting engineer be submitted to this office for review and approval within thirty (30) days of completion of construction. As-built plans must include the completed well log, analysis of the results of the sustained yield well test and all sampling results.

If construction is not completed within one year of the date of this letter, this construction approval expires and you must request in writing for re-approval of the plans and specifications by DEQ.

You are responsible to read this letter and comply with requirements contained herein. If you have questions, please contact your engineer first. This review was expedited to accommodate your scheduling. All future reviews will be placed in the queue as normal. Reviews generally take between 30 and 60 days to complete. Please plan accordingly.

A capacity development report was submitted December 7, 2004 also. Some items requiring attention were pointed out at the meeting you attended with your engineer and DEQ at our office on December 10, 2004. A formal written review will be completed in the foreseeable future and mailed to you.

Sincerely,



Alan Miller, EIT

c: Jason Mellin, Sewell & Assoc, 600 Fourth St W, Newport, WA 99156
Tom King, IDWR-Coeur d'Alene
Roger Tinkey, Tony Davis, DEQ-CdA
File: The Crossing (fka 'Riverbend Subdivision') (# 8399_c 295)