

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 98-07816

Priority: August 06, 2002

Maximum Diversion Rate: 0.10 CFS

This is to certify, that DEEP CREEK PROPERTY OWNERS ASSN
PO BOX 1011
BONNERS FERRY ID 83805

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
MUNICIPAL	01/01 to 12/31	0.10 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 19, Twp 61N, Rge 01E, B.M. BOUNDARY County

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **December 1, 2003**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. This right does not grant any right-of-way or easement across the land of another.
5. Place of use is within the area served by the public water supply system of Deep Creek Property Owners Assn. The place of use is generally located within Section 19, T61N, R1E.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 21st day of November, 20 02


for KARL J DREHER, Director

RECEIVED
NOV 20 2002

Department of Water Resources

70132
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED
AUG 06 2002
IDWR/North

1. Name of Applicant DEEP CREEK PROPERTY OWNERS ASSN Phone 208-267-2387
Mailing address P.O. Box 1011 BONNERS FERRY ID 83805
2. Source of water supply GROUND WATER which is a tributary of N/A
3. Location of point of diversion is Township 61N. Range 1E Sec. 19 in the NW $\frac{1}{4}$,
SW $\frac{1}{4}$, Govt. Lot BOUNDARY, B.M., BOUNDARY County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
 Amount 0.1 CFS for Municipal Domestic purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.1 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source Well
DOMESTIC & CULINARY Use
 - b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total reservoir capacity _____ acre-feet
 - c. Proposed well diameter is 8" inches; proposed depth of well is 92' 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 Bob Pihls & Sons Well Drilling.
Well was drilled for (well owner) OSCAR ANDERSON; Drilling Permit No. 98-90-N-3
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. 22
 - e. Other; describe fully. COMMERCIAL - 1 - (RESTAURANT & 4 unit Motel)
(All under municipal use)

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	
61N	1E	19							D										

Total number of acres to be irrigated N/A

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

11. a. Who owns the property at the point of diversion? JOHANNA J. & RUDOLPH W. BREMER

b. Who owns the land to be irrigated or place of use? DOUGLAS & ANNE STOERMER, JOHANNA & RUDOLPH BREMER, KORNELIA BREMER

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: HOME OWNERS ASSOCIATION

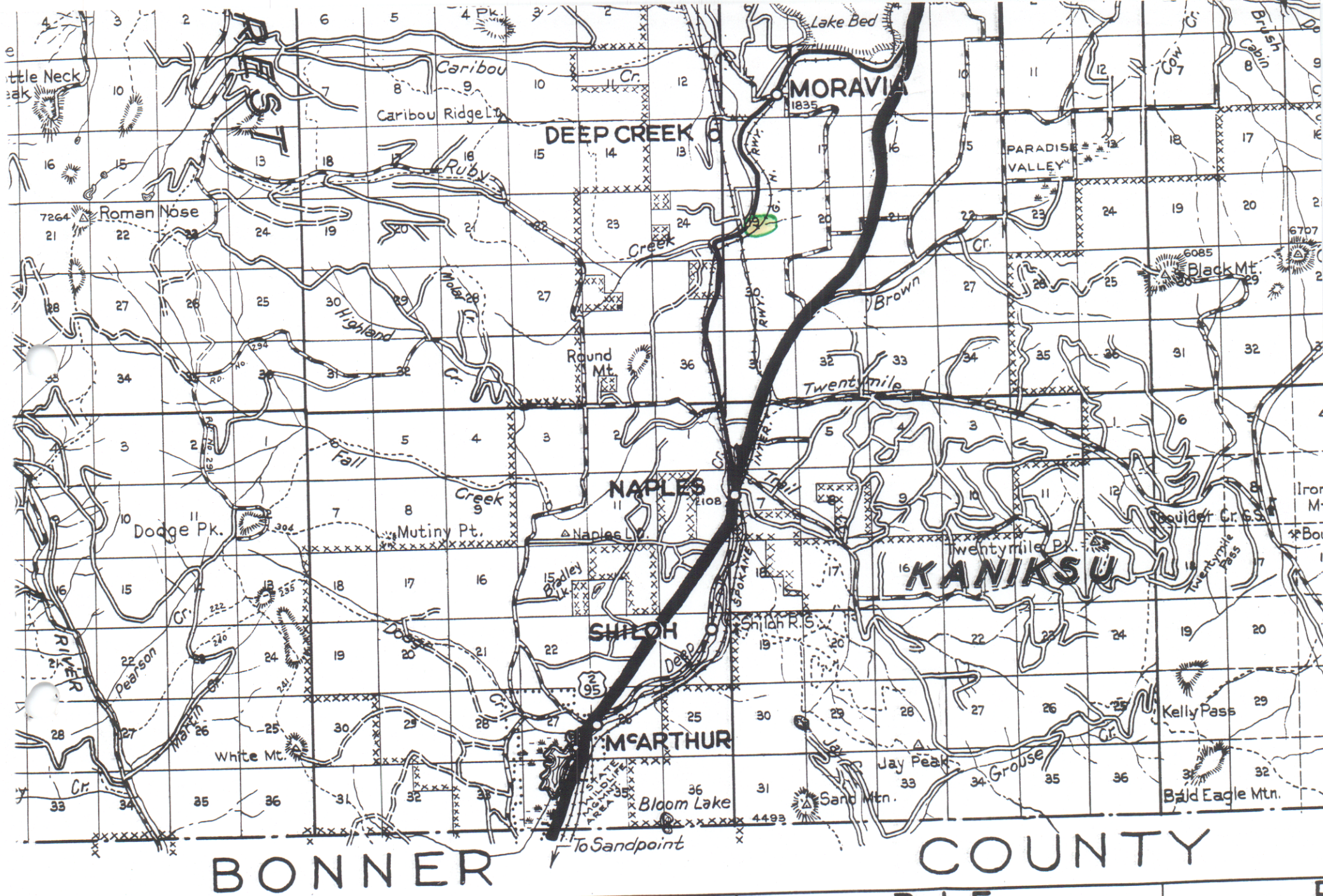
12. Remarks: HOME OWNERS ASSOCIATION - CONSISTING OF JOHANNA & RUDOLPH W. BREMER, KORNELIA BREMER & DOUGLAS & ANNE STOERMER OWN PROPERTY WHICH HOUSES 22 RESIDENCES, 1 RESTAURANT AND 4 MOTEL UNITS. SEE ATTACHED HOME OWNERS ASSN AGREEMENT Public Water Supply No 1110011

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"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.

EBremer Director
Signature of Applicant (and title, if applicable)

Received by db Date 8/6/02 Time 1:00P Preliminary check by db
Fee \$ 100.00 Receipted by db # N015191 Date 8/6/02
Publication prepared by db Date 9/1/02 Published in Bozeman Falls News 9/19/02
Publication approved db Date 10/3/02



R. 2 W.

R. 1 W.

R. 1 E.

Well site



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 21, 2002

DEEP CREEK PROPERTY OWNERS ASSN
PO BOX 1011
BONNERS FERRY ID 83805

RE: Permit No. 98-7816

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 208-327-5452.

Sincerely,

A handwritten signature in cursive script that reads "Sharla R. Curtis". The signature is written in dark ink and is positioned above the printed name.

Sharla R. Curtis

Sr. Water Resource Agent

SRC:klt

Enclosure(s)

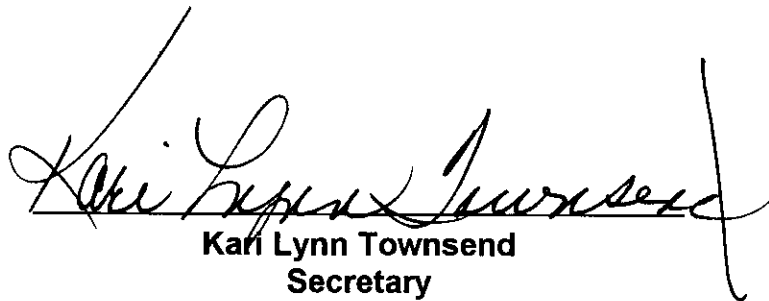
CERTIFICATE OF SERVICE

I hereby certify that on November 21, 2002 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.

98-7816

**DEEP CREEK PROPERTY OWNERS ASSN
PO BOX 1011
BONNERS FERRY ID 83805**



**Karl Lynn Townsend
Secretary**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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 Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

AFFIDAVIT OF PUBLICATION

State of Idaho

SS

County of Boundary,

Carol Arthur

being first duly sworn on oath

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

deposes and says that he/she is ad manager

of the Bonners Ferry Herald, a newspaper printed and

published at Bonners Ferry, Boundary County, Idaho;

that the said newspaper has been continuously and

uninterruptedly published in said Boundary County during

a period of 12 months prior to the first publication of the

hereto attached notice of publication in the case of:

4879 Permit Applications

as it was published in the regular and entire issue of the

said paper for a period of 2 consecutive weeks,

commencing on 19 day of Sept, 2002

and ending on the 26 day of Sept, 2002

and that said notice was published in said newspaper.

On the 26 day of Sept in the year

of 2002, before me, a Notary Public, personally

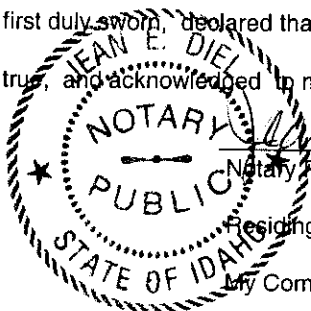
appeared Carol Arthur

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.



Notary Public for Idaho

Residing at

My Commission expires:

Bonners Ferry
7/22/2006

PHILIP R BEACHY
JENNIFER S BEACHY
RT 1 BOX 498

BONNERS FERRY ID 83805

Point(s) of Diversion SESESE and SWSESE S36 T62N R01E BOUNDARY

County

Source SPRING Tributary To SINKS

Use: IRRIGATION 03/15 To 11/15 0.02 CFS

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

Total Diversion 0.04 CFS

Date Filed: 07/29/2002

Place Of Use: IRRIGATION

T61N R01E S1 NENE Lot 1

Number of Acres 1

Place Of Use: DOMESTIC-same as IRRIGATION

Remark: Domestic use is for 1 home and garage

98-7815

DEEP CREEK PROPERTY OWNERS ASSN

PO BOX 1011

BONNERS FERRY ID 83805

Point(s) of Diversion NWSW S19 T61N R01E BOUNDARY County

Source GROUNDWATER

Use: MUNICIPAL 01/01 To 12/31 0.1 CFS

Total Diversion 0.1 CFS

Date Filed: 08/06/2002

Place Of Use: MUNICIPAL

T61N R01E S19 SWNW

Remark: Municipal use is within the service area of Deep Creek Property Owners Assn.

98-7816

98-7817

ROCKY MOUNTAIN ACADEMY

RT 1 BOX 511

BONNERS FERRY ID 83805

Point(s) of Diversion SESE S7 T61N R02E BOUNDARY County

Source GROUNDWATER

Use: DOMESTIC 01/01 To 12/31 0.11 CFS

Total Diversion: 0.11 CFS

Date Filed: 07/08/2002

Place Of Use: DOMESTIC

T61N R02E S5 NESW NWSW NWSE

Remark: Domestic use is for private school.

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 these applications must be filed with the

Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd.,

Suite 210, Coeur D'Alene ID 83814 together with a protest fee of \$25.00 for each

application on or before 10/07/2002. The protestant must also send a copy of the

protest to the applicant.

KARL J DREHER, Director

Legal BFH4879

September 19, 26, 2002

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

98-7815

PHILLIP R BEACHY
JENNIFER S BEACHY
RT 1 BOX 498
BONNERS FERRY ID 83805

Point(s) of Diversion SESESE and SWSESE S36 T62N R01E BOUNDARY County
Source SPRING Tributary To SINKS
Use: IRRIGATION 03/15 To 11/15 0.02 CFS
Use: DOMESTIC 01/01 To 12/31 0.02 CFS
Total Diversion: 0.04 CFS

Date Filed: 07/29/2002
Place Of Use: IRRIGATION
T61N R01E S1 NENE Lot 1
Number of Acres 1
Place Of Use: DOMESTIC - same as IRRIGATION
Remark: Domestic use is for 1 home and garage.

98-7816

DEEP CREEK PROPERTY OWNERS ASSN
PO BOX 1011
BONNERS FERRY ID 83805

Point(s) of Diversion NWSW S19 T61N R01E BOUNDARY County
Source GROUND WATER
Use: MUNICIPAL 01/01 To 12/31 0.1 CFS
Total Diversion: 0.1 CFS

Date Filed: 08/06/2002
Place Of Use: MUNICIPAL
T61N R01E S19 SWNW
Remark: Municipal use is within the service area of Deep Creek Property Owners Assn.

98-7817

ROCKY MOUNTAIN ACADEMY
RT 1 BOX 511
BONNERS FERRY ID 83805

Point(s) of Diversion SESE S7 T61N R02E BOUNDARY County
Source GROUND WATER
Use: DOMESTIC 01/01 To 12/31 0.11 CFS
Total Diversion: 0.11 CFS

Date Filed: 07/08/2002
Place Of Use: DOMESTIC
T61N R02E S5 NESW NWSW NWSE
Remark: Domestic use is for private school.

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 these applications must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 10/07/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published in Bonners Ferry Herald on 9/18 and 9/25/2002

*Corrected
w/ Carol R AFH.
9/11/02
db*



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

September 11, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LEGAL NOTICE DEPARTMENT
BONNERS FERRY HERALD
PO BOX 539
BONNERS FERRY ID 83805

FAXED TO JEAN AT 208-267-5523

9/11/02

*Please call to acknowledge
receipt. Thanks
b*

RE: Application for Permit Nos. 98-7815, 98-7816 and 98-7817

Dear LEGAL NOTICE DEPARTMENT:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 10/07/2002. Your cooperation is greatly appreciated.

Thanks b ☺

Sincerely

Dianne

Dianne Ball
Administrative Assistant

*9/12/02
Call from Jean
Ok to run
9/19 & 26/02
b*

September 25, 2002

FAX

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

From: Lin Buck - BLM - Idaho State Office
Fax # (208) 373-3887

Re: Application for Permit No. 98-07816 for Deep Creek Property Owners Assn.

Hi Dianne:

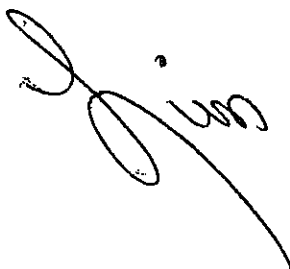
Our office reviewed the above water right application for permit from the IDWR New Water Rights filing report dated September 9, 2002 (copy attached).

Our MTP (copy attached) shows: POD: T61N R01E S19 NWSW and POU: T61N R01E S19 SWNW may be missing a lot #.

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

Thank you.

Have a nice day!



Added to
database
9/27/02 db

Looks like POU
would be
Gvt Lot 2

Pages 4 (includes cover sheet)

cc: Craig Johnson - Cottonwood FO
FAX: (208) 962-3275

IDAHO DEPARTMENT OF WATER RESOURCES
NEW WATER RIGHT FILINGS

DATE: 09/9/02

Application for Permit No. 98-7816

Name: DEEP CREEK PROPERTY OWNERS ASSN

Diversion Pt NWSW Sec 19 T 61N R 01E BOUNDARY County Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 0.1 CFS

Total Diversion: 0.1 CFS

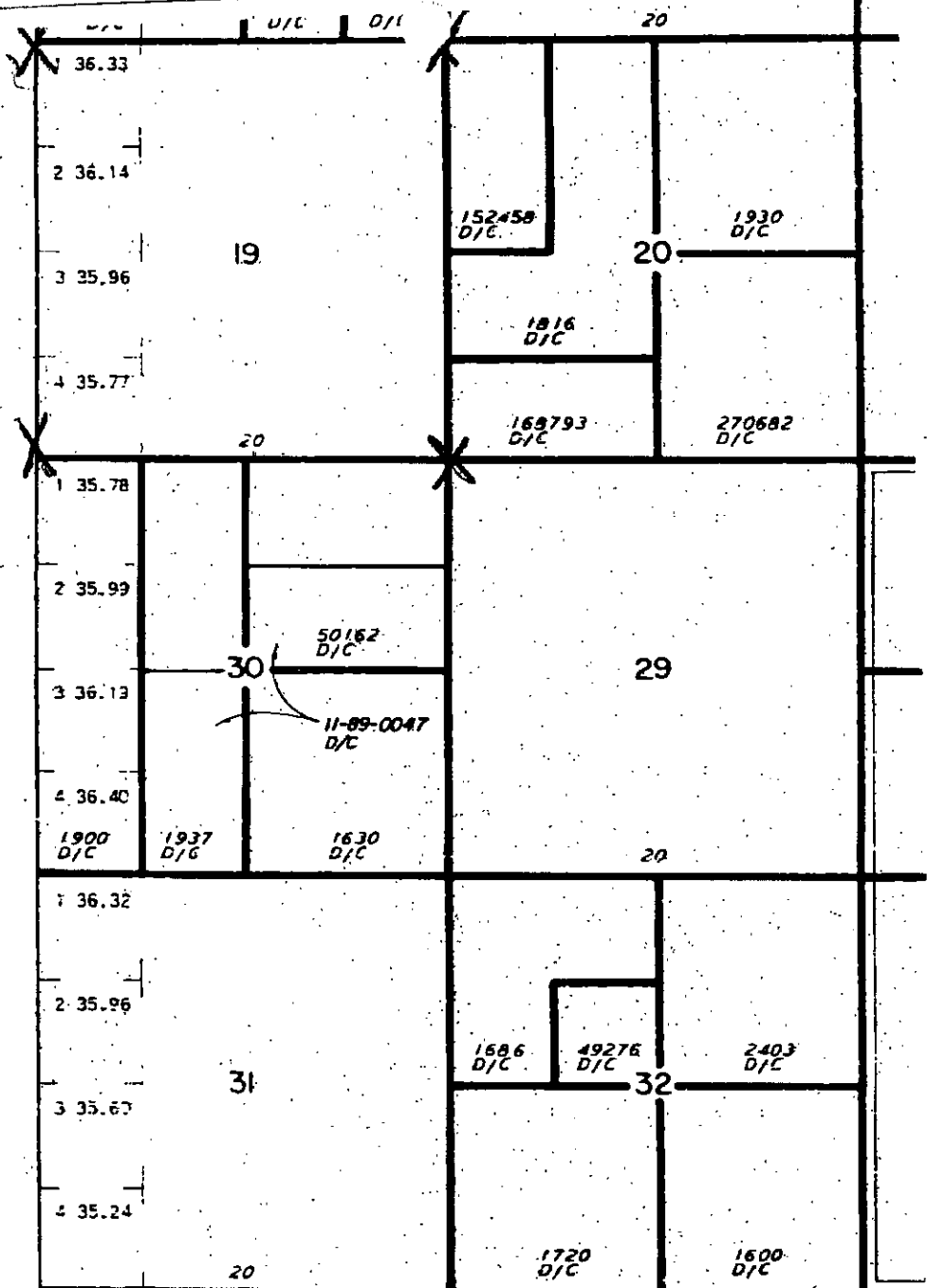
Date Filed: 08/06/2002

Place Of Use: MUNICIPAL

T61N R01E S19 SWNW

Remarks: Municipal use is within the service area of Deep Creek Property Owners Assn.

T61N
R01E
S19





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

September 11, 2002

DEEP CREEK PROPERTY OWNERS ASSN
PO BOX 1011
BONNERS FERRY ID 83805

RE: Application for Permit No 98-7816

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 Bonners Ferry Herald on September 19 and 26, 2002. 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

Enclosure(s)

FILED
99 OCT 13 AM 10:17
STATE OF IDAHO

ARTICLES OF INCORPORATION

OF

DEEP CREEK PROPERTY OWNERS ASSOCIATION, INC.

KNOW ALL MEN BY THESE PRESENTS: That we, whose names are hereto affixed, all of whom are bona fide residents of the State of Idaho, do under and in pursuance of Chapter 1 of Title 30, Idaho Code and as hereafter amended, hereby organize, constitute and associate ourselves in accordance with these Articles, into a body politic, and corporate for the purposes hereinafter set forth and to that end we execute these Articles of Incorporation, and hereby certify, set forth and declare as follows:

I.

NAME

The name of the corporation is **DEEP CREEK PROPERTY OWNERS ASSOCIATION, INC.**

II.

DURATION

The duration of the corporation is perpetual.

III.

PURPOSE

The purpose of this organization shall be:

IDAHO SECRETARY OF STATE
10/18/1999 09:00
CK: 1499 CT: 65899 BH: 250740
1 @ 30.00 = 30.00 INC MONP 1 2

C 130840

To own, operate and maintain a water system and such other improvements or amenities as shall be of a common benefit to that property situated in the NW ¼ of the SW ¼ of Section Nineteen (19), Township Sixty-one (61) North, Range One (1) East, B.M., Boundary County, Idaho, more particularly described in Instrument Nos. 167298 and 181910, records of Boundary County, Idaho.

For the purpose of insuring the orderly development, maintenance and to protect the value of the property herein described. This corporation shall have the power and authority to establish restrictions, regulations and covenants as to the use, development and improvement of the property described herein. The corporation shall have the power to acquire, own and dispose of both real and personal property.

The purpose specified herein shall be construed both as purposes and powers and shall be in no wise limited or restricted by reference to, or inference from, the terms of any other article, but the purposes and powers specified herein shall be regarded as independent purposes and powers, and the enumeration of specific purposes and powers shall not be construed to limit or restrict in any manner the meaning of general terms or of the general powers of the corporation; nor shall the expression of one thing to be deemed to exclude other, although it be of like nature not expressed.

To do all and everything necessary, suitable and proper for the accomplishment of any of the purposes or the attainment of any of the objects or the furtherance of any of the powers hereinbefore set forth, either alone or in association with other corporations, firms or individuals, and to do every other act or acts, things incidental or appurtenant to or growing out of or connected with the aforesaid objects and purposes or any part or parts thereof, provided the same not be inconsistent with the laws under which this corporation is organized.

IV.

MEMBERSHIP, DIRECTOR AND ASSESSMENT OF FEES

The corporation shall have members and there shall be one membership and one position as a director on the Board of Directors for each parcel into which the above described premises is now or hereafter shall be, divided. At the creation of this corporation the property consists of three (3) parcels each with one membership, which is appurtenant to each parcel, and one position for each membership on the Board of Directors. The Board of Directors shall be the managing body of the corporation and shall manage the business of the corporation in accordance with the By-Laws. Any modification of the By-Laws or the establishment of new memberships or directorships may only be done by the unanimous vote of the Board of Directors

The corporation shall through its Board of Directors have the authority to establish means and methods of measuring the amount of services it provides to each member's property and may establish one or more schedules for the assessment of fees and costs against each membership in a fair and equitable manner. These fees and costs may be either assessed equally against all memberships in the costs and benefits are equal or in accordance with the quantity of services provided to each member. Whenever there is an accumulation of fees and assessments in excess of the amount necessary to conduct the business and duties of the corporation and provide adequate and necessary reserves for such upon the unanimous vote of the directors such accumulations may be refunded to the members in proportion to their contribution thereto. The directors shall only have the authority to levy such fees and assessments upon the membership as shall be necessary to operate maintain and improve the systems owned and/or operated by the corporation and retain reserve as necessary for such purpose.

V.

DISTRIBUTION OF ASSETS UPON DISSOLUTION

In the event of the dissolution of the corporation the assets of the corporation shall be divided in cash or in kind equally between the members at the time of the dissolution.

VI.

LIMITATION OF AUTHORITY AND POWER OF CORPORATION

The corporation shall have no authority to provide services or create and grant membership for property outside the boundaries of the property as described in Section III preceding without amendment of these Articles in the manner provided by law.

VII.

LOCATION

The location and the street address of the registered office of the corporation is in the City of Bonners Ferry, County of Boundary, State of Idaho at Alpine Square, 201 Riverside Chevrolet Building, Bonners Ferry, Idaho, and the mailing address is P.O. Box 1011, Bonners Ferry, Idaho 83805. The name of the registered agent is Ruth Ann Wilson and she conducts business at and receives her mail at the registered office of the said corporation.

VIII.

MEMBERSHIP

This corporation shall have members as provided in the By-Laws, which shall require that there shall be no more than one membership that shall be appurtenant to and not separated from each parcel of land that the membership shall serve. No membership shall be granted to any parcel of real property that is not within the boundaries of the property described in Section III herein.

IX.

DIRECTORS

The names and mailing addresses of the initial Directors are:

Kornelia Bremer	Route 4 Box 628	Bonn timers Ferry, Idaho 83805
Johanna Bremer	Route 4 Box 628	Bonn timers Ferry, Idaho 83805
Douglas Stoermer	Route 4 Box 628	Bonn timers Ferry, Idaho 83805

X.

INCORPORATORS

The incorporators of this corporation are as follows:

NAME & ADDRESS

Kornelia Bremer	Route 4 Box 628	Bonn timers Ferry, Idaho 83805
Johanna Bremer	Route 4 Box 628	Bonn timers Ferry, Idaho 83805
Douglas Stoermer	Route 4 Box 628	Bonn timers Ferry, Idaho 83805

DATED this 14th day of October, 1999.

K. Bremer
Kornelia Bremer, Director

J. Bremer
Johanna Bremer, Director

Douglas Stoermer
Douglas Stoermer, Director

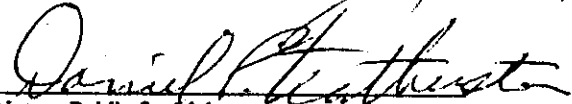
STATE OF IDAHO

)
) ss.

County of Boundary

)

On this 14 day of October, 1999, before me, the undersigned Notary Public, personally appeared **KORNELIA BREMER**, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she executed the same.


Notary Public for Idaho
Residing at Bonners Ferry
Com. Expires:

STATE OF IDAHO

)
) ss.

County of Boundary

)

On this 14 day of October, 1999, before me, the undersigned Notary Public, personally appeared **JOHANNA BREMER**, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she executed the same.


Notary Public for Idaho
Residing at Bonners Ferry
Com. Expires:

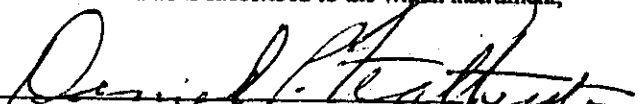
STATE OF IDAHO

)
) ss.

County of Boundary

)

On this 14 day of October, 1999, before me, the undersigned Notary Public, personally appeared **DOUGLAS STOERMER**, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she executed the same.


Notary Public for Idaho
Residing at Bonners Ferry
Com. Expires:

Well Proof Report

Permit No. 762613

Metal Tag No.

Well ID # 334514

Water Right No.

Relationship: Owner/Operator
Name: DEEP CREEK RESORT INC
Address: PO BOX 136
NAPLES ID 83847

Relationship: Owner/Operator
Name: OSCAR D ANDERSON
Address: PO BOX 136
NAPLES ID 83847

Well Location: Township 61N, Range 01E, Section 19, NW, SW
COUNTY BOUNDARY

Address of Well Site:

ID

Use of Well: Municipal

Activity: New Well

Region: Northern

Construction Method:

Const Start Date: Apr 25 1990 Const End Date: May 07 1990

Well Drilling Company: BOB PITTS & SONS WELL DRILLING INC (No. 235)

Card Hold Name: DALE L PITTS Phone:(208)263-3042 (No. 3772)

Certifying Official:

Date Received: May 22 1990

Date Approved:

Date Inspected:

Completed Depth: 92 FT Drilled Depth: Surface Diameter: 8 inches

Primary Flow Depth: Overall Temp: Static Water Level: 2

Head Pipe Length: Tail Pipe Length Production Rate: 24 GPM

Closed in Pressure: 0 Psi Bottom Hole Temp: 0 F. Low Temp Geothermal: NO

Control Device Desc:

Access Port Desc:

Casing

From	To	Diam	Type	Gauge	Join Type	Material
	92					

\$100 fee pd

Receipt Details for ID N003666

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
4/16/1990 9:03:12 AM	4/16/1990	Northern	\$100.00	Check
Payer		OSCAR D. ANDERSON		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1480			
Card Expiration Date	Credit Card Transaction #		

Comment DRILLING PERMIT FOR DEEP CREEK RESORT

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$100.00	DRILLING PERMIT FOR DEEP CREEK RESORT	650350	1238	0 0		6390

Refund(s):

Amount	Payee	Date	Document Number
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[Show References](#)
[Next Step](#)
[Previous Steps:](#)
[Select Receipt](#)

Screen ID 394