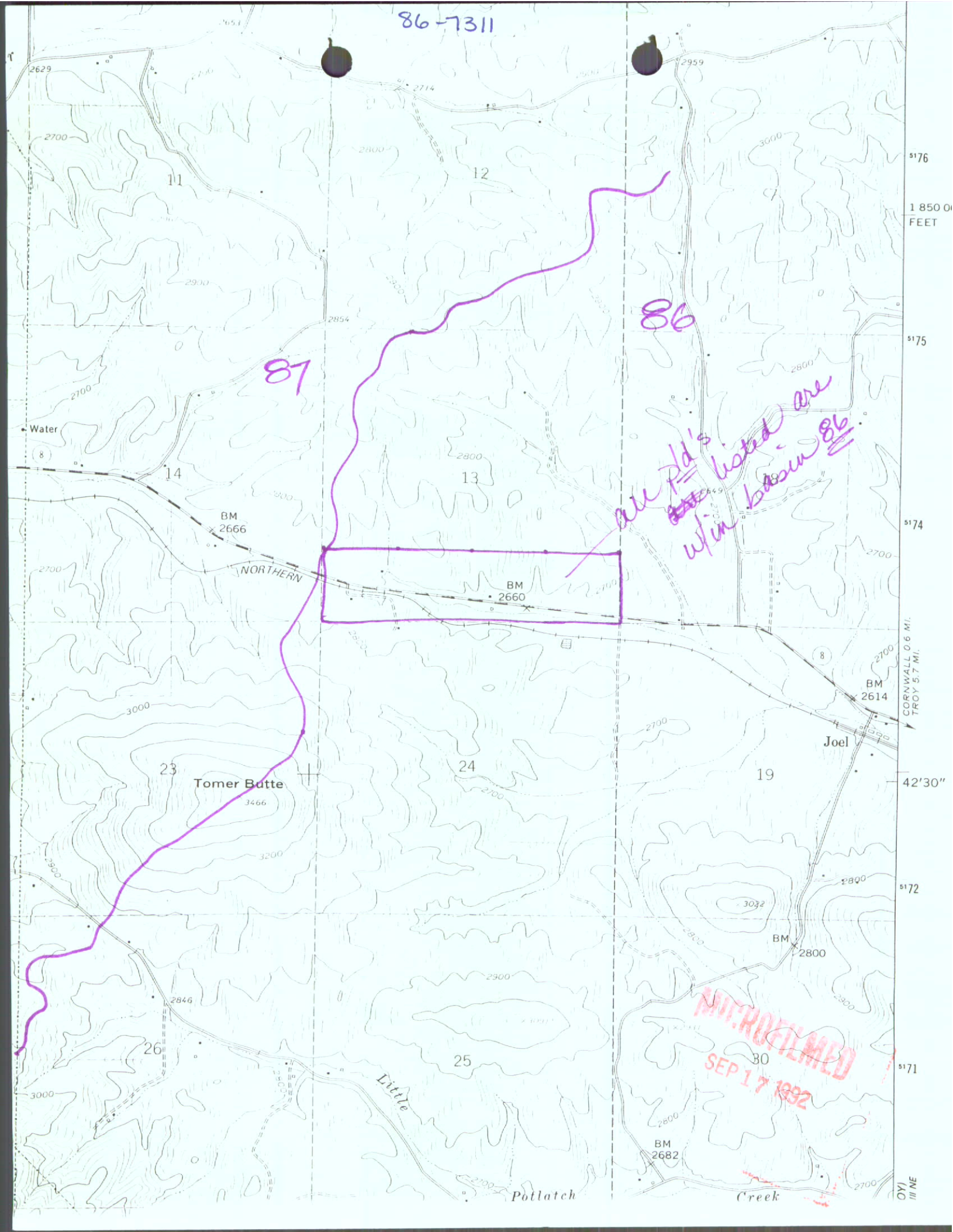
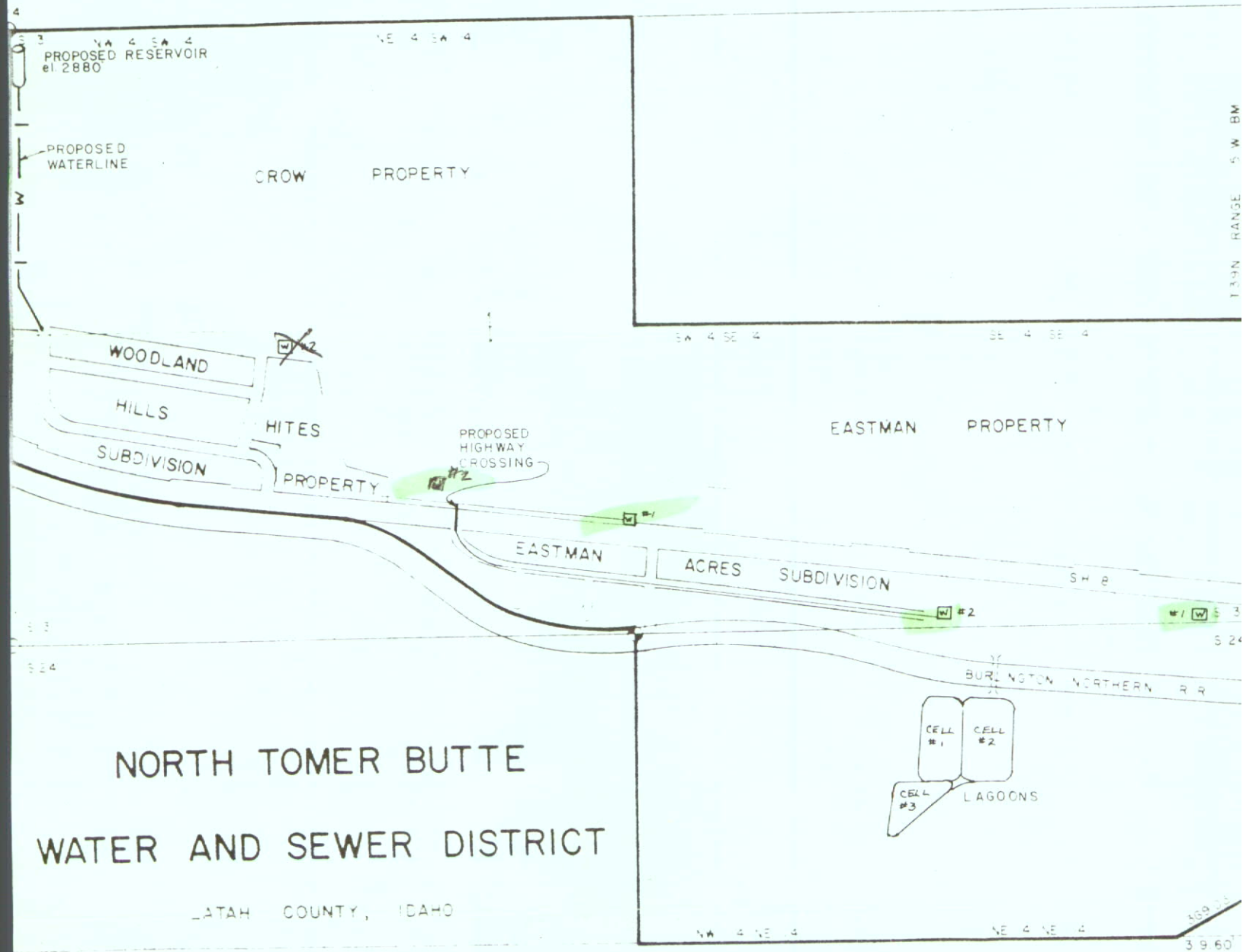


86-7311



86-7311



NORTH TOMER BUTTE
WATER AND SEWER DISTRICT

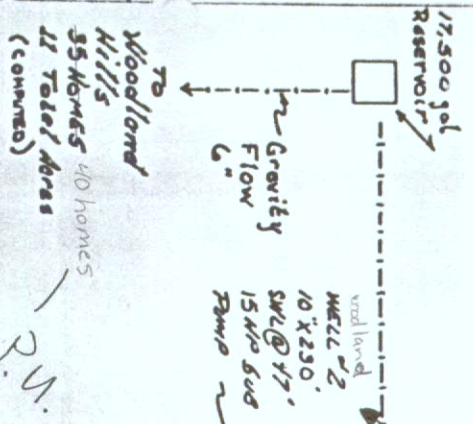
LATAH COUNTY, IDAHO

SEC 13 & 24
T39N R5W BM
MICROFILMED
SEP 17 1992

PRO
NOV

H
DRAWN BY DRB
CHECKED BY

8' 7226 f 86-7275

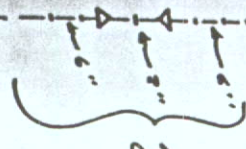


2.5'

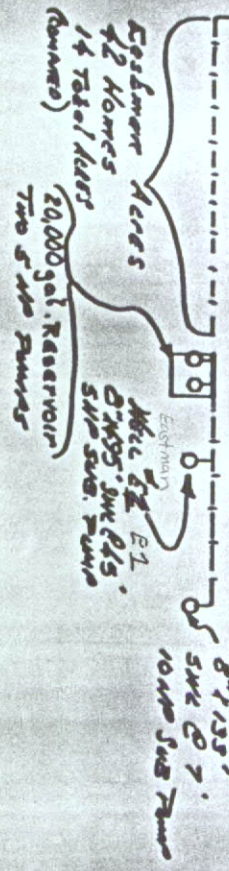
Average computed using
USDA-SCS Average Computer
(~~computer records~~)

7. D
#86-07311

woodland well #1 (NOT in use)
10' x 410' * used for backup well
SW @ 330 7.5 HP sub pump



INTERCONNECT ~ TO be put in use when / if
river gravity flow Reservoir
is constructed.

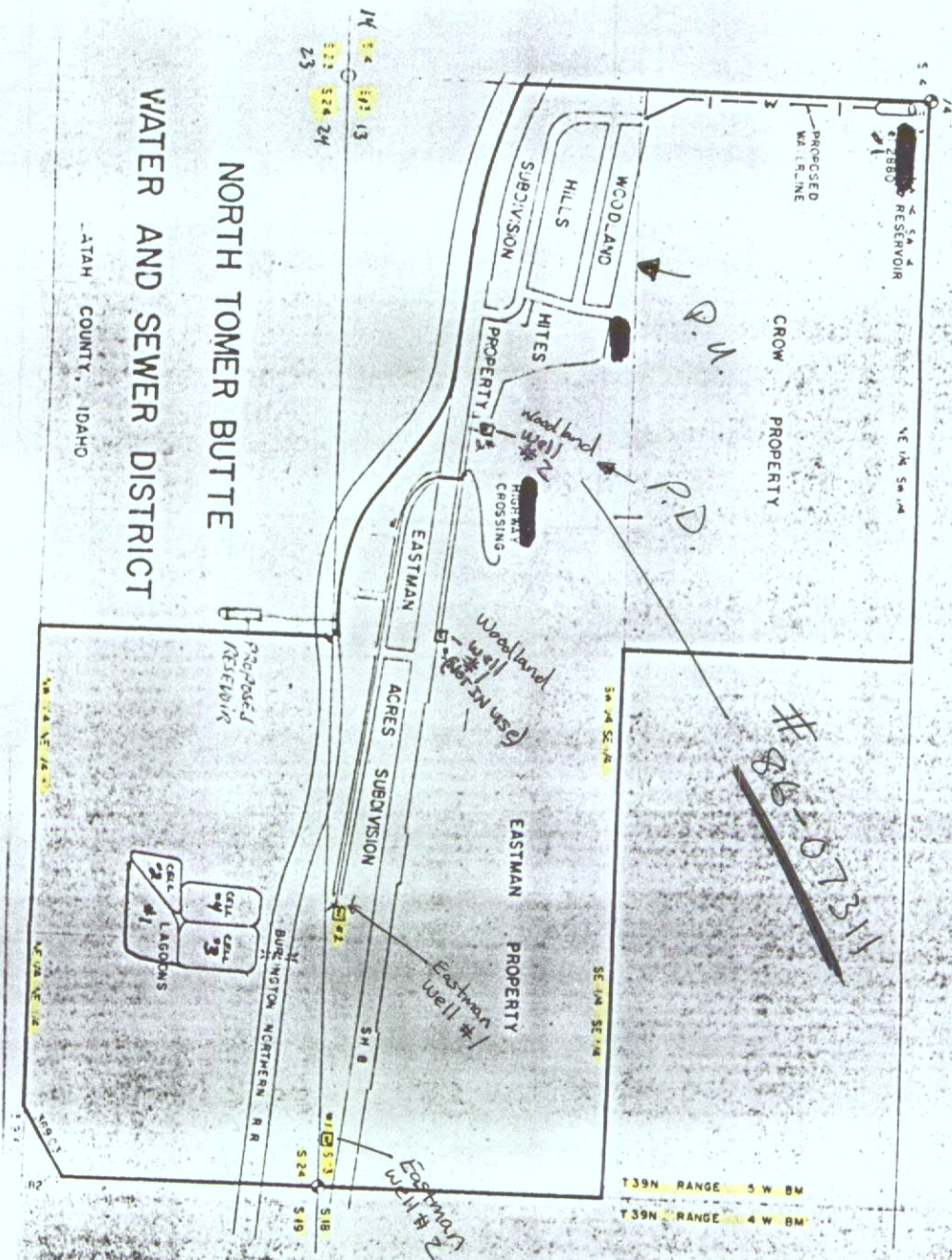


REPRODUCED FROM THE
NATIONAL ARCHIVES
REF ID: A66727

MICROFILMED
NOV 07 1996



1 2 3 4 5 6 7 8 9 10 11 12



NORTH TOWNER BUTTE WATER AND SEWER DISTRICT

IDAHO COUNTY, IDAHO

MICROFILMED
NOV 07 1996

P. H.

Woodland Hills



7 homes
on this
side
total lots 40

woodland
well house
#2

MICROFILMED
NOV 07 1996

Gnat Cr

5176

1 850 000
FEET

5175

5174

42'30"

5172

5171

Water

BM
2666

NORTHERN

BM
2660

BM
2614

Joel

Tomer Butte

3466

3200

3022

BM
2800

T. 39 N. R. 5 W.
Sec. 13, 24

MICROFILM

NOV 10 7 1998

BM
2682



#86-07311

"Woodland Hills"

Mr. Brickweg
Home

P.U.



Woodland Hills
Well house # 1

(Not in use)



Woodland Hills
Wellhouse # 2

MICROFILMED

NOV 07 1996

86-07311

Eastman Acres
Well House
1



Eastman Acres
Well # 2



MICROFILMED
NOV 07 1985

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Theresa Myers

being first duly sworn, on oath,
deposes and says:

That she is the printer of
Moscow-Pullman Daily News, a
newspaper of general circulation,
printed and published daily except
Sunday at Moscow, Latah County,
Idaho, in compliance with Sections
60-106, 60-107, and 60-108 of the
Idaho Code and the amendments
thereto; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supplement
thereto, upon the following dates:

Feb 20, 27,

1992

the same being the dates designated
for the publication of said notice.

Theresa Myers
Subscribed and sworn to before

me this 27 day of Feb

19 92
[Signature]
Notary Public,
residing at Moscow, Idaho

My commission expires: 10-16-93

NOTICE OF APPLICATION OF WATER RIGHT

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

83-07107

LIVENGOOD, MIKE
LIVENGOOD, CHERYL
2008 POWERS DR
LEWISTON, ID 83501

Source: GROUNDWATER
Diversion Pt: NENW Sec 32 T 39N
R 01W in LATAH County.

Use: DOMESTIC (.040 CFS) Total
Diversion (.040 CFS)

Date Filed: 2/11/1992

In: LATAH County T39N R01W
S29 SESW S32 NENW

87-07161

NORTH TOMER BUTTE WATER
AND SEWER DISTRICT
PO BOX 9387

MOSCOW, IDAHO 83843

Source: GROUNDWATER

Diversion Pt: SWSW, SESW,
SWSE, SESE Sec 13 T 39N R 05W in
LATAH County.

Use: IRRIGATION (.090 CFS) DO-
MESTIC (.310 CFS) Total Diversion:
(.310 CFS)

Date Filed: 2/6/1992

In LATAH County T39N R05W
S13 SWSE SESE S24 NENE NWNE
4.1 ACRES TOTAL

For additional information con-
cerning the property location, call
the Northern Regional Office at 765-
4639.

The permit(s) will be subject to
all prior water rights. Protests must
be filed with the Director, Dept. of
Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210, Co-
eur d'Alene, Idaho 83814 on or be-
fore March 9, 1992.

R. KEITH HIGGINSON, Director
Feb. 20, 27, 1992

RECEIVED

MAR 02 1992

NORTHERN REGION
IDWR

MICROFILMED

SEP 17 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 86-07311

Priority: February 6, 1992

Maximum Diversion Rate:

0.19 CFS

Maximum Diversion Volume:

10.5 AF

This is to certify, that NORTH TOMER BUTTE WATER & SEWER DISTRICT
PO BOX 9387

MOSCOW ID 83843

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 6, 1992; and has submitted Proof of Beneficial Use on July 26, 1993. An examination indicates that the works have a diversion capacity of 0.320 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.08 CFS	7.5 AF
DOMESTIC	01/01 to 12/31	0.11 CFS	3.0 AF
	Totals	0.19 CFS	10.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 13, Township 39N, Range 05W
SESW , Sec. 13, Township 39N, Range 05W
SWSE , Sec. 13, Township 39N, Range 05W
SESE , Sec. 13, Township 39N, Range 05W
LATAH County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
39N	05W	13	SWSW	2.5		2.5

Total number of acres irrigated: 2.5

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

MICROFILMED
NOV 07 1996

State of Idaho
Department of Water Resources

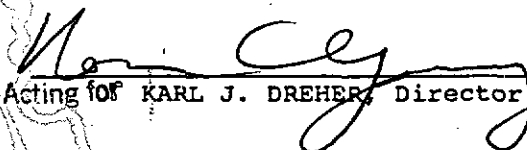
WATER RIGHT LICENSE

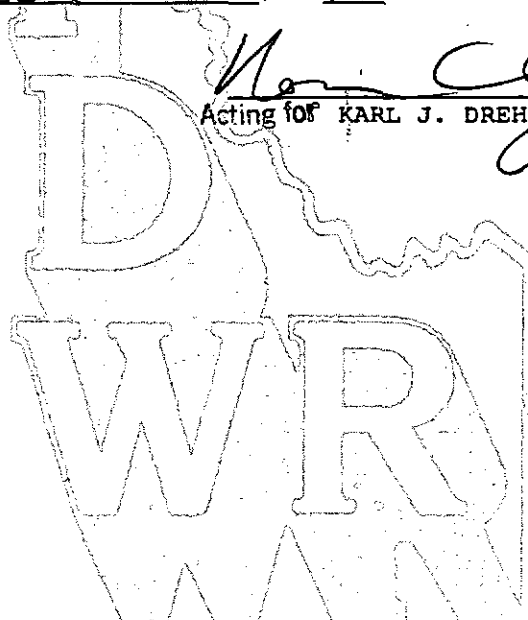
WATER RIGHT NO. 86-07311

CONDITIONS OF APPROVAL AND REMARKS

5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. The combined rate of diversion under this right and Right Nos. 86-07224 and 86-07275 shall not exceed 0.32 cfs.
7. Domestic use does not include lawn, garden, landscape, or other types of irrigation.
8. Domestic use is for 5 homes in Woodland Hills Subdivision.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code, Witness the seal and signature of the Director, affixed at Boise, this 24TH day of SEPTEMBER, 1996.


Acting for KARL J. DREHER, Director



MICROFILMED

NOV 07 1996

State of Idaho
Department of Water Resources

RECEIVED

AUG 05 1996

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 86-07311

Department of Water Resources

Date of Priority: February 6, 1992 Maximum Diversion Rate: 0.19 CFS
Maximum Diversion Volume: 10.5 AF

Comes now NORTH TOMER BUTTE WATER & SEWER DISTRICT
PO BOX 9387
MOSCOW ID 83843

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 86-07311, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.08 CFS	7.5 AF
DOMESTIC	01/01 to 12/31	0.11 CFS	3.0 AF
	Totals	0.19 CFS	10.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 13, Township 39N, Range 05W
SESW , Sec. 13, Township 39N, Range 05W
SWSE , Sec. 13, Township 39N, Range 05W
SESE , Sec. 13, Township 39N, Range 05W
LATAH County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
39N	05W	13	SWSW	2.5		2.5

Total number of acres irrigated: 2.5

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

MICROFILMED

NOV 07 1996

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Laurie Darby, this 1 day of Aug, 1996
Moscow Id.

Laurie Darby
(Signature)
Co-Chairman

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 86-07311

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 50⁰⁰ Received by KLT # CO36865 Date 9/16/96

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 86-07311 with the following;

CONDITIONS OF APPROVAL AND REMARKS

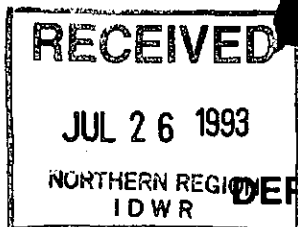
1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. The combined rate of diversion under this right and Right Nos. 86-07224 and 86-07275 shall not exceed 0.32 cfs.
7. Domestic use does not include lawn, garden, landscape, or other types of irrigation.
8. Domestic use is for 5 homes in Woodland Hills Subdivision.

Witness my hand this 24th day of SEPTEMBER, 1996


Acting for KARL J. DREHER Director

MICROFILMED

NOV 07 1996



RECEIVED

JUL 26 1993

Department of Water Resources

OFFICE USE ONLY

Amt. of Fee \$ 100.00

Date 7/26/93

Receipt No. N6783

Receipt by [signature]

JUL 26 1993

NORTHERN REGION
IDWR

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 86-07311 Telephone No. 208-882-3111
2. Name(s) of Permit Holder(s): NORTH TOWER BUTTE WATER & SEWER DIST
3. Mailing Address: P.O. BOX 9387 MOSCOW ID. 83843
4. Source of Water: GROUND WATER
If **GROUNDWATER**, Well Driller's Name: UHLENKOTT Date Drilled: 1986
OPTIONAL:
Pump horsepower: 15 Pressure (psi): 90 Dynamic pumping level (ft.): 40'-65'
5. Extent of Use (as authorized by the permit):
Domestic 90 (No. of households) Stockwater NONE (No. and type of stock)
Irrigation 4.1 (No. of acres) Other NONE
6. Total rate and/or volume for which proof is submitted .31 cfs OR _____ acre/feet
7. Refer to the approval conditions on your permit and respond accordingly:
Measuring device: Required? Yes No Installed? Yes No
OR
Flow Measurement Port: Required? Yes No Installed? Yes No
8. Fee Enclosed: \$ 100.00 (See License Fee Schedule on back of Instruction Sheet)
9. Person to contact to accompany the Department representative during field examination of the water system.
TOM BRICKWEG 208-882-4142
Name Telephone No.
206 GRAND FIR DRIVE MOSCOW ID. 83843
Address
10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

AUG 31 1993

Date

Signature (and title, if on behalf of a company or organization)

Dan Caldwell Chairman N.T.B.W.S.D.

DEPT. OF WATER RESOURCES
1910 Northwest Blvd. Suite 210
COEUR D'ALENE, ID 83814

RECEIVED
AUG 31 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 86-07311

Proposed Priority: February 6, 1992 Maximum Diversion Rate: 0.31 CFS
This is to certify, that NORTH TOWER BUTTE WATER & SEWER DIST
PO BOX 9387
MOSCOW ID 83843
has applied for a permit to appropriate water from: GROUNDWATER
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>
IRRIGATION	03/15 to 11/15	0.09 CFS
DOMESTIC	01/01 to 12/31	0.31 CFS
	Totals	0.31 CFS

LOCATION OF POINT(S) OF DIVERSION:
SWSW , Sec. 13, Township 39N, Range 05W
SESW , Sec. 13, Township 39N, Range 05W
SWSE , Sec. 13, Township 39N, Range 05W
SESE , Sec. 13, Township 39N, Range 05W
LATAH County

<u>PLACE OF USE:</u> IRRIGATION					
<u>TWN RGE SEC</u>		<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
39N 05W 13	SWSE 1	SESE 1.2			2.2
24	NENE 0.9	NWNE 1			1.9
		Total number of acres irrigated:			4.1

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 2, 1993.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The issuance of this right in no way grants any right-of-way or easement across the land of another.
5. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
6. Construction of the well must comply with Idaho well construction standards.
7. Domestic uses authorized under this permit shall not exceed 13,000 gallons per day in accordance with the provisions of Section 42-111, Idaho Code.
8. Domestic use is for 90 homes.

RECORDED

SEP 17 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 86-07311

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

6th day of July, 1992

[Signature]
for R. Keith Higginson, Director

MICROFILMED

SEP 17 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No.

82-7167
86-7311

To appropriate the public waters of the State of Idaho

1. Name of applicant NORTH TOWER BUTTE W/S DIST. Phone 208-882-0412

Post office address PO BOX 9387 MOSCOW ID. 83843

2. Source of water supply GROUND WATER which is a tributary of N/A

3. Location of ⁴point of diversion is _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____

Sec. _____ Township _____ Range _____ B.M. _____ County; additional

points of diversion if any: SEE WELL LOG DESCRIPTION @ #13 TRK

4. Water will be used for the following purposes:

Amount .31 for DOMESTIC purposes from JAN. 1 to DEC. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .082 for IRRIGATION purposes from MAR 15 to NOV 15 (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) .31 CFS and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. FOUR WELLS WITH PUMPS, TWO STORAGE TANKS & PIPELINE USED TO DISTRIBUTE WATER TO RESIDENTIAL AREAS

b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total reservoir capacity N/A acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.

c. Proposed well diameter is SEE WELL LOGS inches; proposed depth of well is _____ feet.

d. Is ground water with a temperature of greater than 90°F being sought? NO

7. Time required for the completion of the works and application of the water to the proposed beneficial use is ONE years (minimum 1 year).

SEP 17 1992

RECEIVED

12. Remarks: Individuals residents pay monthly fees for water

53502110

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Dist of Con Treas All USFS For Donations

b. Who owns the land to be irrigated or place of use? INDIVIDUAL RESIDENTS

11. a. Who owns the property at the point of diversion? NIBWSD

NTBW50

~~06-7275 P. 86-7224 (ADD. MON. 12-45-55) - 10K~~

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

Hat

Total number of acres to be irrigated.

[illegible][illegible]

ponding place of use below. See instructions for standard symbols.

b. If water is used for other purposes, place a symbol of the use (example: *D for Domestic*) in the corresponding column.

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

9. Description of place of use:

e. Other; describe fully.

d. Domestic; show number of households.

c. Municipal; show name of municipality.

b. Stockwatering: list number and kind of livestock.

a. Hydropower; show total feet of head and proposed capacity in kW.

8. Description of proposed uses (if irrigation only, go to item 9):

Received by pm Date 2/6/92 Time 2:04 PM Preliminary check by TDK
Fee \$ 4500 Received by pm # N5191 Date 2/6/92
Publication prepared by pm Date 2/12/92 Published in Hedgeman Daily News
Publication approved pm Date 3/3/92

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

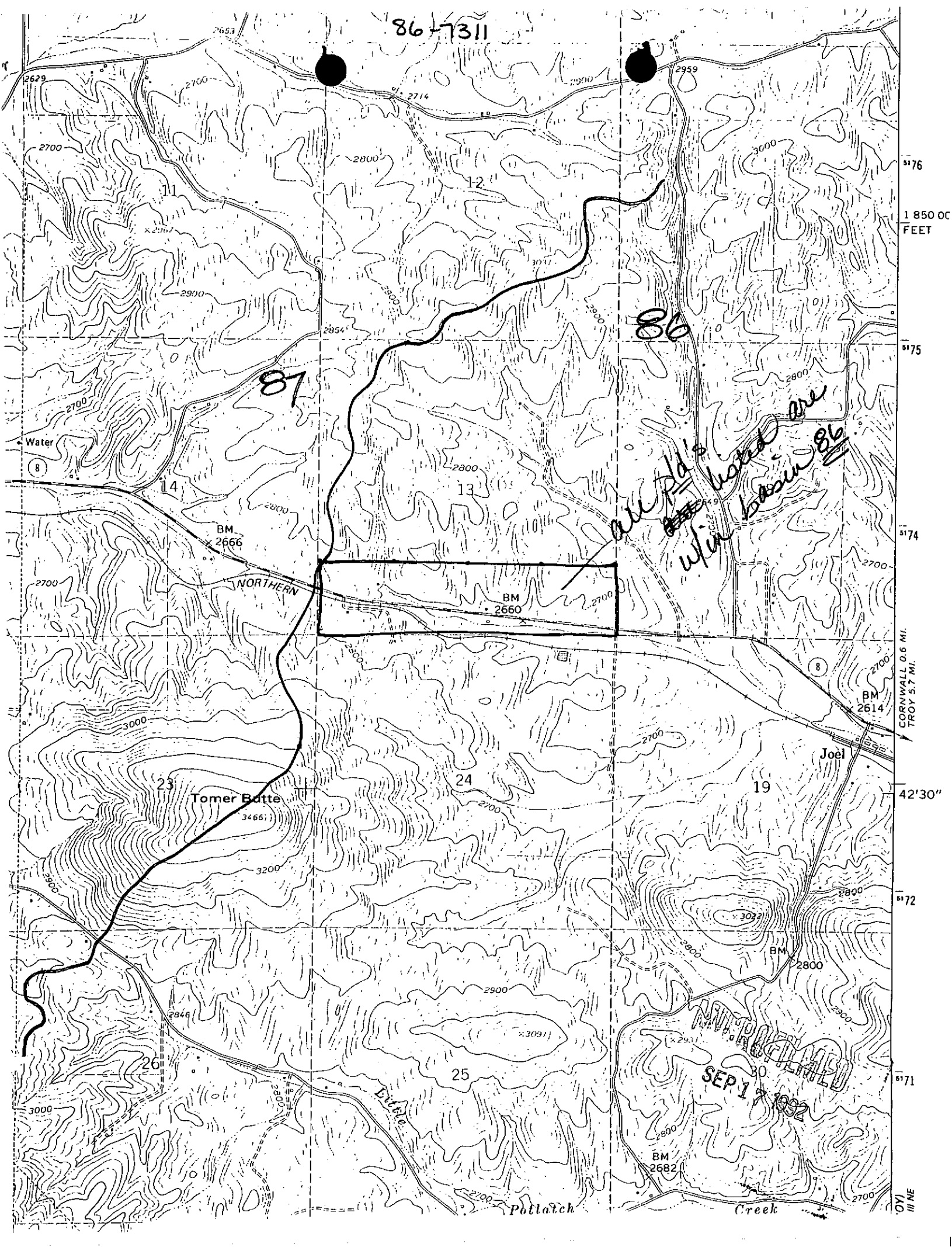
c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

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SEP 17 1992

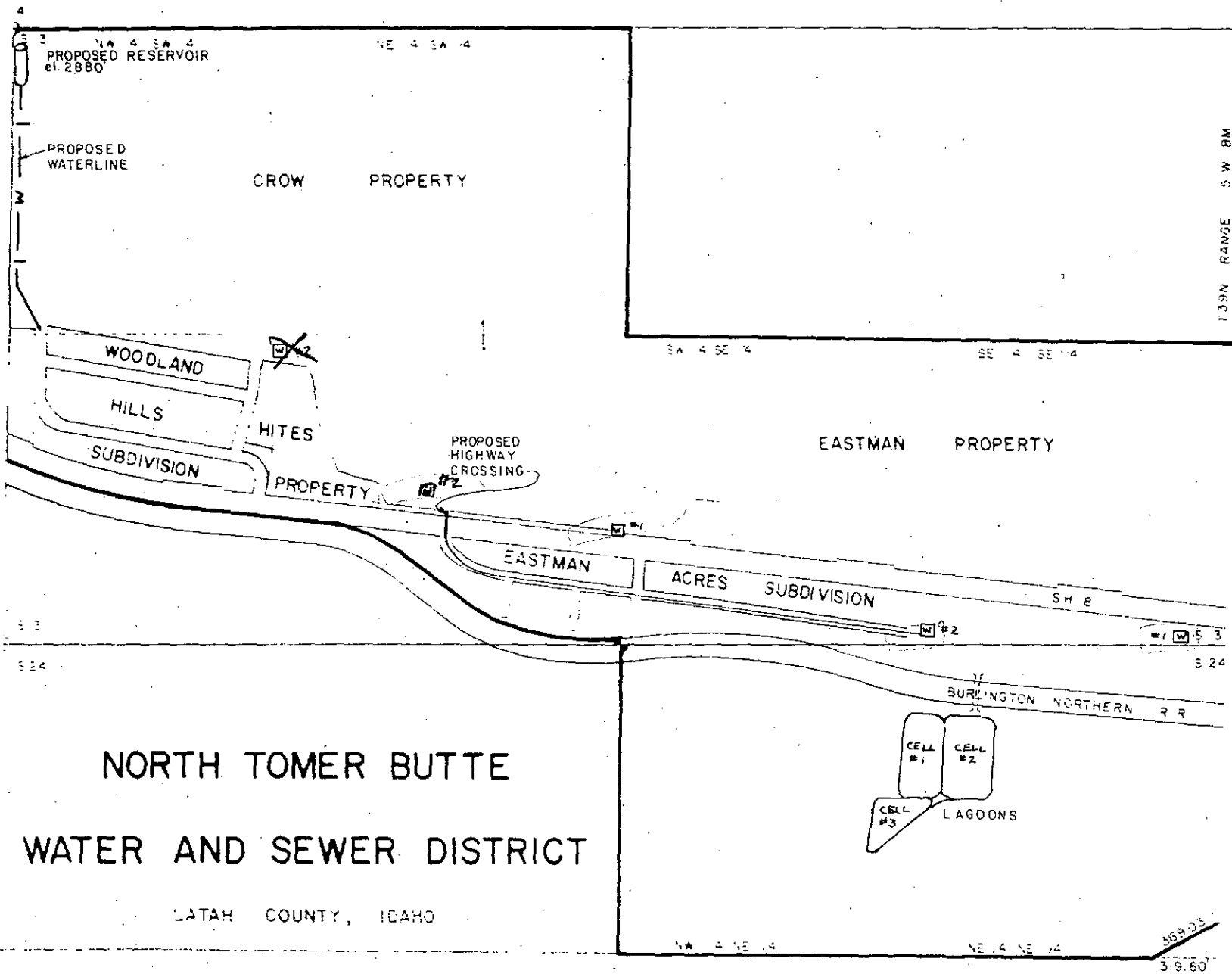
86-7311



all plots listed are
within basin 86

NOT RECORDED
SEP 17 1992

86-7311



NORTH TOMER BUTTE
WATER AND SEWER DISTRICT

LATAH COUNTY, IDAHO

SEC 13 & 24
T39N R5W BM
MICROFILMED
SEP 17 1992

PRC
NOV

B
DRAWN BY
DRB
CHECKED BY



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 25, 1996

NORTH TOMER BUTTE WATER & SEWER DISTRICT
PO BOX 9387
MOSCOW ID 83843

RE: WATER RIGHT NO. 86-07311

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment. Should you have any questions regarding these documents, please contact me.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify 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 to obtain the proper reporting form.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MICROFILMED
NOV 07 1996

MEMORANDUM

DATE: September 12, 1996

TO: File 86-07311

FROM: Shelley W. Keen *SWK*

RE: Amendment Fee

Mindy Davis of North Tomer Butte Water & Sewer District called today to say that she send the amendment fee in August, but it was returned to her by Debbie Allen. Apparently Debbie was unable to determine why NTBWS&SD had sent the check.

I told Mindy to send the fee back with a note saying that it is for the amendment of permit 86-07311.

MICROFILMED
NOV 07 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 7, 1996

NORTH TOMER BUTTE WATER
AND SEWER DISTRICT
PO BOX 9387
MOSCOW ID 83843

RE: APPLICATION FOR AMENDMENT FEE

Dear Water Right Holder(s):

I have received your signed Application for Amendment of Water Right No. 86-07311. However, I have not received the required application fee of \$50.00. In case you misplaced my letter of July 1, 1996, which requests the filing fee, I am enclosing a copy for you.

I will hold your amendment for fourteen (14) days. If I do not receive the filing fee within that time, I will assume that you no longer have an interest in pursuing the license, and steps will be taken to void your permit.

If you have any questions, please contact me. My telephone number is (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SWK:ph

Enclosure

MICROFILMED
NOV 07 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 23, 1996

NORTH TOMER BUTTE WATER & SEWER DISTRICT
PO BOX 9387
MOSCOW ID 83843

RE: WATER RIGHT NO. 86-07311

Dear Water Right Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has been actually developed.

As of this date, I have not received the amendment. If I do not receive it within fourteen (14) days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form in the event the first one was misplaced. Please note that the filing fee for this amendment is \$50.00.

If you have any questions, please call me at (208) 327-7946

Sincerely,

A handwritten signature in cursive script that reads 'Shelley W. Keen'.

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

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NOV 07 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 1, 1996

NORTH TOMER BUTTE WATER & SEWER DISTRICT
PO BOX 9387
MOSCOW ID 83843

RE: WATER RIGHT NO. 86-07311

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the place(s) of use description. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

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LICENSE REVIEW CHECKLIST

PERMIT NO. 86-07311

DATE 6/21/96

REVIEWER: S H A R L A

NAME Change OK Address Change NO
 SOURCE Change OK Is change/clarification of originally intended source? NO
 If not, prepare Notice of Intent to Void NO
 POINT OF DIV Change OK Amendment required NO
 PLACE OF USE Change OK Amendment required YES

Does map agree with written description? YES yes NO no

OVERLAPS YES P/D YES P/U

RATE OF DIV

Permitted Rate .31 cfs
 Fee limit 1.00 cfs \$100⁰⁰
 Measured .32 cfs — see 86-07224 & 7275 *
 Theoretical .52 cfs

Recommended Total Div Rate .20 cfs

ANNUAL VOLUME/ NATURE OF USES

Use 01 Volume Calculation 2.5 X 3.0 = 7.5 af
43 8 X .6 = 4.8 af
 af
 af
 SUBTOTAL 10.5 af

Flow rate .20 cfs X 365 days X 1.982^{af} = 79.5 af
 Total volume recommended 10.5 af
 (SUBTOTAL or Flow Rate, whichever is less)

REMARKS

1/5 homes - not incl. irrig.
* Comb. rate of div. max = 0.32

CONDITIONS Watermaster Control WD# N/A
GW Measurement/Measuring Device
Overlap
Use-specific conditions

Advancement of Priority Date Required YES yes NO no

SRBA Claim Filed N/A
 Adjustment Memo

1st Amend Letter P41 P38/4
 2nd Amend Letter P47 /

MEMORANDUM

TO: File 86-07311

FROM: Sharla

DATE: June 21, 1996

RE: Recommendation Adjustment(s)

The final license recommendations for Right 86-07311 are based on a telephone conversation with Jerry Willett (now the chairman of the district). The district has two previous licenses, Nos. 86-07275 and 86-07224 which show points of diversion of all four wells distributing water to Woodland Hills and Eastman Acres. As described on a diagram attached to the field exam for the permit being licensed, Woodland Hills well #1 can be used for backup, and Eastman Acres wells #1 and 2 are interconnected. Mr. Willett said all four wells are sometimes used together to serve both Woodland Hills and Eastman Acres subdivisions, especially in the summer. He also confirmed that there is a total of 40 homes in Woodland Hills, 35 of which were previously licensed under 86-07224. The license now to be issued will only pick up the additional 5 homes in the subdivision.

I also asked him the approximate size of each lot. He said that each lot was somewhere between $\frac{1}{4}$ and $\frac{1}{2}$ acre. There are no common areas that are irrigated, only the individual lots. This being the case, this license will issued for 2.5 acres ($\frac{1}{2}$ acre/lot).

Finally, all four points of diversion will be listed for this license, and a remark will be added limiting the combined rate of diversion to 0.32 as conditioned on the previous two licenses.

C. DIVERSION AND DELIVERY SYSTEM

1. Point of Diversion - SWSW, S13, T39N, R5W
SESW, S13, T39N, R5W
SWSE, S13, T39N, R5W
SESE, S13, T39N, R5W

H. RECOMMENDATIONS

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	03/15 - 11/15	0.08	7.5 afa
Domestic	1/1 - 12/31	0.11 cfs	3.0 afa

Examiner: Jon Kunz
Exam date: June 20, 1994

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RECEIVED
6/92
DEC 14 1994

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 86-07311

1. Owner: North Towner Butte Water & Sewer Dist. Phone No. (208) 882-0412

Current Address: P.O. Box 9387 Moscow, ID. 83843

2. Accompanied by: Tom Brickweg EXAM DATE: 6-20-94

Address: 206 Grand Fur Moscow, ID. 83843 Phone No. same

Relationship to Permit Holder: Maint. Sup.

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 86-07275

2. Other water rights with the same point of diversion: 86-07275, 87-07169

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	SW	13	39N	SW	Latah	U.S.G.S. Topo.

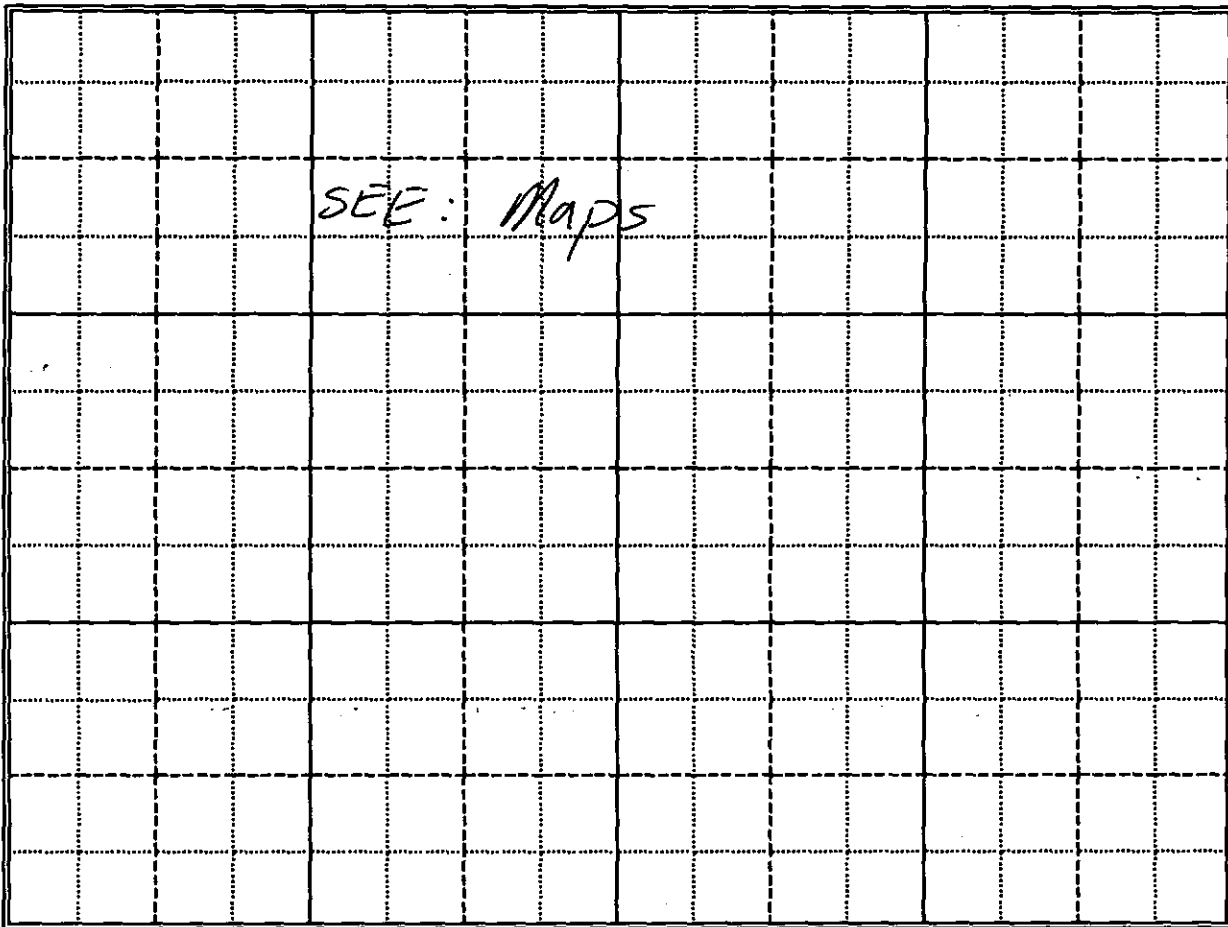
2. Place(s) of Use:

Indicate Method of Determination U.S.G.S. Topo.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
39N	SW	13											D/I						4.1

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3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.



Scale: 1" = NTS

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Well #2 Woodland		15		Red jacket Submersible	2"

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements: SEE Theoretical pump efficiency calculation

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This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There is no text or other markings on the paper.

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F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

*None***G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{4.1 \times 3.0 = 12.3}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{12.3}$$

2. Volume Calculations for Other Uses:

$$\text{Domestic Use } 40 \text{ homes} = .30 \text{ cfs} =$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Domestic</i>	<i>01-01</i>	<i>12-31</i>	<i>.31</i>	<i>48.0</i>
<i>Irrigation</i>	<i>03-15</i>	<i>11-15</i>		<i>12.3</i>
Totals:			<i>.31</i>	<i>50.3</i>

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATIONField Examiner's Name *Jon M. Kunz* Date *11-11-94*

Reviewer _____ Date _____

SEAL

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THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 85-07311

DATE: 11-NOV-94

COMPLETE BY: JON M. KUNZ

HORSEPOWER = 15

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 15.4 FEET

SYSTEM PRESSURE = 70 PSI

QUANTITY = 0.52 CFS

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NOV 07 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT # 86-07224
86-07275

ACREAGE COMPUTATIONS

Formula for maps with a scale of inches/mile

(16) (Number of dots)

$$\frac{\text{-----}}{(\text{Scale in inches/mile})(\text{Scale in inches/mile})} = \text{Area}$$

Formula for maps with a fractional scale of inches/mile

(16) (number of dots)

$$\frac{\text{-----}}{(63360/\text{scale fraction denominator})(63360/\text{scale fraction denominator})} = \text{Area}$$

WOODLAND HILLS

$\frac{(16)(5)}{(63360/24000)} = 11 \text{ ACRES}$	}	+ 11 ACRES
$(35 \text{ HOMES}) \cdot (2000 \text{ FT}^2/\text{HM}) = 11.6 \text{ ACRE}$		
$43560 \text{ FT}^2/\text{ACRE}$	}	- 3.8 ACRES
$(60' \text{ ROADWAY}) \cdot \frac{(600)(2) + (2)(200)}{2} = 2.2 \text{ ACRES}$		
$43560 \text{ FT}^2/\text{ACRE}$		7.2 ACRES

EASTMAN ACRES

$\frac{(16)(6)}{(63360/24000)} = 14 \text{ ACRES}$	}	+ 14 ACRES
$(48 \text{ HOMES}) (2000 \text{ FT}^2/\text{HOME}) = 2.2 \text{ ACRES}$		
$43560 \text{ FT}^2/\text{ACRE}$	}	- 5.5 ACRES
$(60 \text{ FT ROADWAY}) (400 \text{ FT RD} + 2000 \text{ FT RD}) = 3.3 \text{ ACRES}$		
$43560 \text{ FT}^2/\text{ACRE}$		8.5 ACRES

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JAN 20 1994
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2-7226 & 86-7275

17,500 gal
Reservoir

Gravity
Flow
6"

Woodland
Hills
55 Homes 40 homes
11 Total Homes
(connected)

woodland
well #2
10" x 250'
SWE @ 17'
15 HP 500
PUMP

#86-07311

woodland
well #1 (NOT in use)
10" x 110' * used for backup
SWE @ 30' * well
7.5 HP 500 PUMP

INTERCONNECT
OPERABLE

to be put in use when / if
new gravity flow Reservoir
is constructed.

Eastmont
Hills
42 Homes
14 Total Homes
(connected)

woodland
well #1
10" x 250'
SWE @ 17'
15 HP 500
PUMP

Eastmont
well #2
8" x 135'
SWE @ 7'
10 HP 500 PUMP

Average Computed using
USDA-JCS Average Computer
(performance)

RECEIVED
FEB 11 1986
FBI

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NOV 07 1996

11-11-11 11-11-11 11-11-11

DOL "F"
Bruckney

WELL DATA (WOODLAND HILLS-EASTMAN ACRES SUBDIVISIONS) NORTH TONER BUTTE WATER & SEWER DISTRICT

NAME OF WELL	FLOW RATE When Drilled	FLOW RATE Present	DEPTH OF Well	DEPTH OF Redrill	DISTANCE TO Latah Landfill
✓ WOODLAND HILLS # 1	30 GPM	12 GPM	410 ft	550 ft	.3 Miles
→ WOODLAND HILLS # 2	90 + GPM	90 + GPM	230 ft		.4 Miles
✓ EASTMAN ACRES # 1	50 GPM	22 GPM	495 ft		.2 Miles
✓ EASTMAN ACRES # 2	15 GPM	15 GPM	310 ft		.2 Miles

86-07311

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Woodland Hills well #2 15hp pump 15.4 static water level 70psi @ well head.

DTD July 19, 1988

P. H.

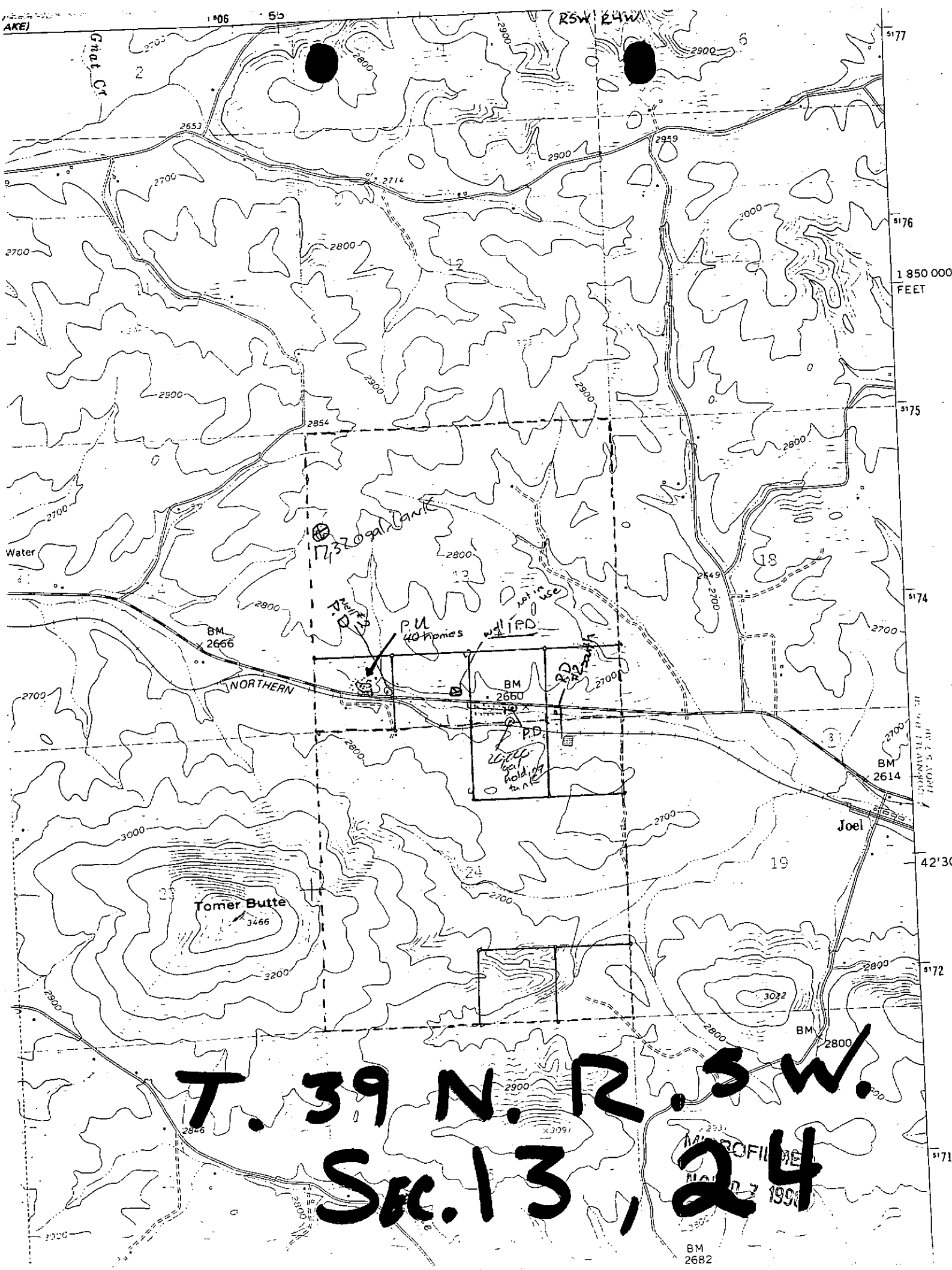
Woodland Hills



7 homes
on this
side
total lots 40

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NOV 07 1996

woodland
well house
#2



T. 39 N. R. 3 W.
Sec. 13, 24

MAILED
JAN 7 1991

BM
2682

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]



#86-07311

"Woodland Hills"

Mr. Brickweg

Home

P.U.



Woodland Hills

Well house # 1

(Not in use)



Woodland Hills

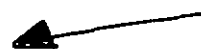
Wellhouse # 2

MICROFILMED

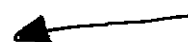
NOV 07 1996

86-07311

Eastman Acres
Well House
1



Eastman Acres
Well # 2



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NOV 07 1956

August 6, 1993

NORTH TOMER BUTTE WATER & SEWER DIST
PO BOX 9387
MOSCOW ID 83843

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 86-07311

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)769-1450.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECORDED

AUG 31 1993

May 31, 1993

NORTH TOMER BUTTE WATER & SEWER DIST
PO BOX 9387
MOSCOW ID 83843

PROOF DUE NOTICE

RE: PERMIT NO. 86-07311

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before August 1, 1993. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

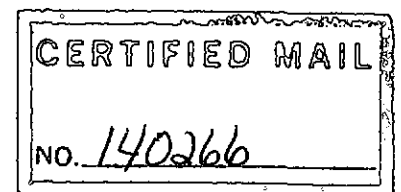
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



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AUG 31 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 9, 1992

NORTH TOMER BUTTE WATER & SEWER DISTRICT
PO BOX 9387
MOSCOW ID 83843-9387

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 86-07311

Dear Permit Holder(s):

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

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. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

BRENDA MILLER
Technical Records Specialist

BLM:cz

Enclosure

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SEP 17 1992

Affidavit of Publication

STATE OF IDAHO
County of Latah ss.

Theresa Myers

being first duly sworn, on oath,
deposes and says:

That she is the printer of
Moscow-Pullman Daily News, a
newspaper of general circulation,
printed and published daily except
Sunday at Moscow, Latah County,
Idaho, in compliance with Sections
60-106, 60-107, and 60-108 of the
Idaho Code and the amendments
thereto; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supplement
thereto, upon the following dates:

Feb 20, 27
1992

the same being the dates designated
for the publication of said notice.

Theresa Myers
Subscribed and sworn to before

me this 27 day of Feb

19 92
[Signature]
Notary Public,
residing at Moscow, Idaho

My commission expires: 10-16-95

NOTICE OF APPLICATION OF WATER RIGHT

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

83-07107

LIVENGOOD, MIKE
LIVENGOOD, CHERYL
2008 POWERS DR
LEWISTON, ID 83501

Source: GROUNDWATER
Diversion Pt: NENW Sec 32 T 39N
R 01W in LATAH County.

Use: DOMESTIC (.040 CFS) Total
Diversion (.040 CFS)

Date Filed: 2/11/1992
In: LATAH County T39N R01W
S29 SESW S32 NENW

87-07161

NORTH TOMER BUTTE WATER
AND SEWER DISTRICT
PO BOX 9387

MOSCOW, IDAHO 83843

Source: GROUNDWATER
Diversion Pt: SWSW, SESW,
SWSE, SESE Sec 13 T 39N R 05W in
LATAH County.

Use: IRRIGATION (.090 CFS) DO-
MESTIC (.310 CFS) Total Diversion:
(.310 CFS)

Date Filed: 2/6/1992
In LATAH County T39N R05W
S13 SWSE SESE S24 NENE NWNE
4.1 ACRES TOTAL

For additional information con-
cerning the property location, call
the Northern Regional Office at 765-
4639.

The permit(s) will be subject to
all prior water rights. Protests must
be filed with the Director, Dept. of
Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210, Co-
eur d'Alene, Idaho 83814 on or be-
fore March 9, 1992.

R. KEITH HIGGINSON, Director
Feb. 20, 27, 1992

RECEIVED

MAR 02 1992

NORTHERN REGION
IDWR

MICROFILMED

SEP 17 1992

87-07161

NORTH TOMER BUTTE WATER AND SEWER DIST
PO BOX 9387
MOSCOW, ID 83843

Source: GROUNDWATER

Diversion Pt: SWSW,
SESW,
SWSE,
SESE Sec 13 T 39N R 05W in LATAH County.

Use: IRRIGATION (.090 CFS)
DOMESTIC (.310 CFS)
Total Diversion: (.310 CFS)

Date Filed: 2/ 6/1992

In: LATAH County
T39N R05W S13 SWSE SESE
S24 NENE NWNE

4.1 ACRES TOTAL

RECORDED

SEP 17 1992

February 10, 1992

NORTH TOMER BUTTE W S DIST
PO BOX 9387
MOSCOW, ID. 83843

Re: Water Appropriation Application

#

87-7161

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application For Permit To appropriate the Public Waters Of The State Of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application.

Your appropriation application is currently being prepared for advertising in the county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests.

If the application is not protested it will be forwarded to Boise to be considered for approval by the Director. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. However all protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

If your application is for groundwater and unless you are using a well that was constructed prior to July 1, 1987, it will be necessary for you to apply for a well drilling permit upon approval of the appropriation application. Well drilling permits can be issued by this office only to holders of approved appropriation permits.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

Tom D. King
Sr. Water Resource Agent

SEP 17 1992