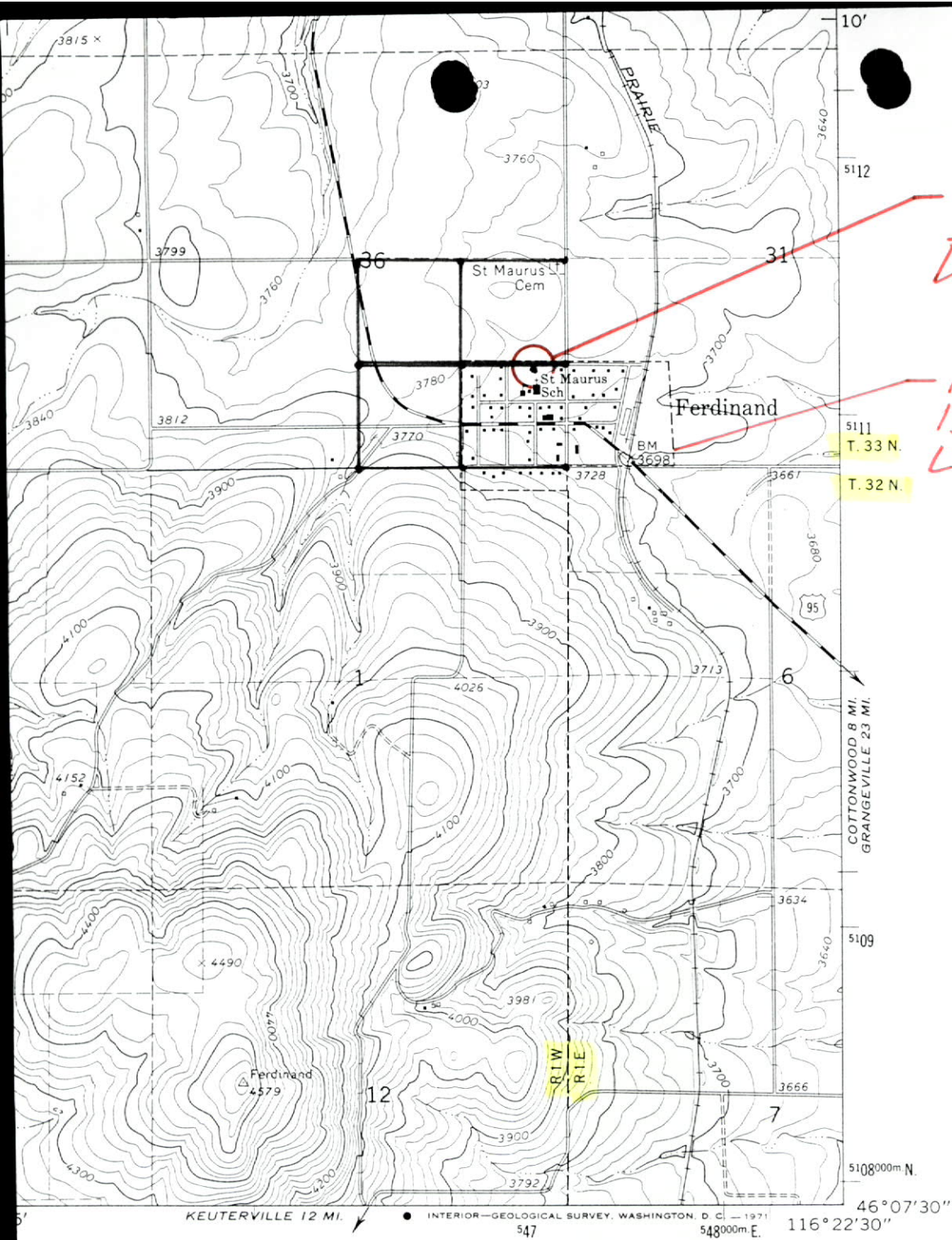




POINT OF
DIVERSION

PLACE OF USE
IS WITHIN CITY
LIMITS

ROAD CLASSIFICATION

Heavy-duty ——— Light-duty ———
Medium-duty ——— Unimproved dirt ———
U. S. Route State Route



QUADRANGLE LOCATION

CRAIGMONT, IDAHO

N4607.5—W11622.5/7.5

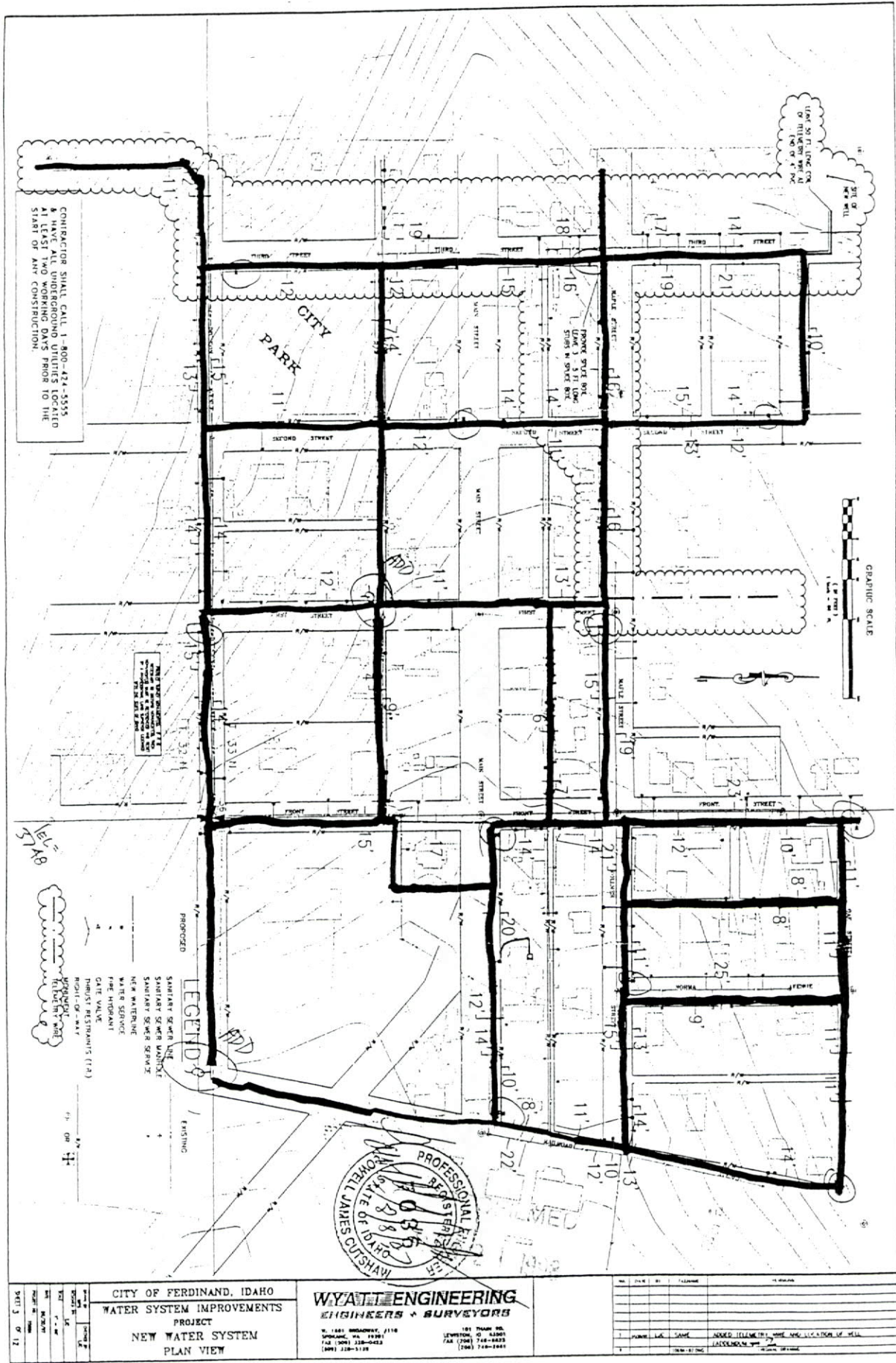
1967

AMS 2776 III NW—SERIES V893

MICROFILMED

JAN 16 2001

To file
85-07667



MICROFILMED
JAN 16 2001

Affidavit of Publication

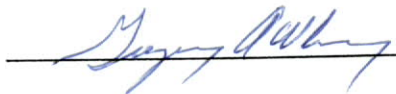
STATE OF IDAHO, } ss.
County of Idaho, }

I, GREGORY A. WHERRY, being first duly sworn, depose and say that I am Editor of the COTTONWOOD CHRONICLE, a weekly newspaper, published and issued weekly at Cottonwood, Idaho County, State of Idaho, which is of general circulation in said county and state, that the said notice, of which the hereto attached is a true copy, was published in said newspaper for

2 weeks, being published 2 times, the first publication being on the 2nd day of

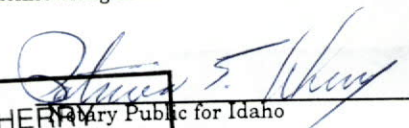
March, 2000, and the last publication on the

9th day of March, 2000; and that the said notice was published in the newspaper proper and not in a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight (78) consecutive weeks prior to the first publication of said notice or advertisement.



STATE OF IDAHO, }
County of Idaho, }

On this 13th day of March in the year of 2000, before me, a Notary Public, personally appeared Gregory A Wherry, know or identified to me to be the person whose name is 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.


PATRICIA E. WHERRY, Notary Public for Idaho
NOTARY PUBLIC Residing at Cottonwood
STATE OF IDAHO My commission expires: 12-2000

NOTICE OF APPLICATION FOR WATER RIGHT

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

85-07667

CITY OF FERDINAND

P.O. BOX 115

FERDINAND, ID. 83526

Source: GROUNDWATER

Diversion Pt: NESESE Sec
36 T 33N R 01W in IDAHO
County.

Use: MUNICIPAL (0.400
CFS)

Total Diversion: (0.400 CFS)

Date Filed: 2/11/2000

Place of use is within the service area of the City of Ferdinand.

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before MARCH 20, 2000.

Karl J. Dreher, Director

Published in the Cottonwood Chronicle March 2 and 9, 2000.



RECEIVED

MAR 15 2000

IDWR/North

MICROFILMED

JAN 16 2001

RECEIVED
OCT 31 2000
IDWR/North

RECEIVED

NOV - 3 2000

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY
Amt. of Fee \$: 100.00
Receipt No. N214
Receipt By: db
Date Received: 10/31/00

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 be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 85-07667 Telephone No. 1-208-962-3361

2. Name(s) of Permit Holder(s): City of Ferdinand, Idaho

3. Mailing Address: P.O. Box 115, Ferdinand, Idaho 83526

4. Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: mo. 09 / yr. 1998

a. Well Driller: Uhlenkott Well Drilling Drilling Permit Number: 85 - 98 - N - 18

b. **OPTIONAL:**
Pump Horsepower: 15 Pressure (psi): 85 @ 165 gpm Dynamic pumping level (ft): 70

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 91± Stockwater (No. and type of stock): N/A

Irrigation (No. of acres): N/A Other: N/A

6. Total rate of diversion and/or volume for which proof is submitted: 0.40 cfs OR acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes X or No

Has the measuring device been installed? Yes X or No

Flow Measurement Port: Is a flow measurement port required? Yes or No X

Has the measurement port been installed? Yes or No X

8. Fee Enclosed: \$ 100.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Paul Schmidt Telephone Number: (208) 962-3361

Address: P.O. Box 36, Ferdinand, Idaho 83526

10. The information given on this form 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.

Signature of permit holder: Paul Schmidt Date: 10-30-00

(include your title, if on behalf of company or organization)

RECORDED
JAN 16 2001

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 85-07667

Priority: February 11, 2000

Maximum Diversion Rate:

0.40 CFS

This is to certify, that CITY OF FERDINAND
PO BOX 115
FERDINAND ID 83526

has applied for a permit to appropriate water from: 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	0.40 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 32 (NESESE), Sec. 36, Township 33N, Range 01W
IDAHO County

PLACE OF USE: See Remarks

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before July 1, 2001.
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.
5. The issuance of this right does not grant any right-of-way or easement across the land of another.
6. Place of use is within the city limits of Ferdinand and its surrounding service area.

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

29th day of June, 2000.

Karl J. Dreher
for
Karl J. Dreher, Director

MICROFILMED
JAN 16 2001

RECEIVED

MAY 22 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of Applicant CITY OF FERDINAND Phone 1-208-962-3361
Mailing address P.O. Box 115, FERDINAND, ID 83526
2. Source of water supply GROUND WATER which is a tributary of N/A
3. Location of point of diversion is Township 33N Range 01W Sec. 36, in the NE $\frac{1}{4}$,
SE $\frac{1}{4}$, SE $\frac{1}{4}$, Govt. Lot , B.M., IDAHO County;
additional points of diversion if any: NONE
4. Water will be used for the following purposes:
Amount 0.4 cfs for MUNICIPAL purposes from 01 JAN to 31 DEC (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) 0.4 and/or (b)
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 SUBMERSIBLE
PUMP & MOTOR
 - b. Height of storage dam N/A feet; active reservoir capacity 0.14 acre-feet; total
reservoir capacity 0.55 acre-feet
 - c. Proposed well diameter is 8 inches; proposed depth of well is 250 feet
 - d. Is ground water with a temperature of greater than 85°F being sought? NO
 - e. If well is already drilled, when? 9/25/98; Drilling firm UHLENKOT WELL DRILLING;
Well was drilled for (well owner) CITY OF FERDINAND; Drilling Permit No. 85-98-N-18
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. CITY OF FERDINAND, 91 CONNECTIONS
 - d. Domestic; show number of households. N/A
 - e. Other; describe fully. N/A

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JAN 16 2001

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	
32N	01W	1	M																
32N	01E	6					M												
33N	01W	36																M	
33N	01E	31									M								

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. EXISTING RIGHT IN SAME LOCATION IS ON FILE WITH IDWR

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

b. Who owns the land to be irrigated or place of use? CITY, RESIDENTS, BUSINESSES

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

12. Remarks: NEW APPLICATION BEING FILED DUE TO ~~PERMIT~~ FAILURE TO PROVE BENEFICIAL USE WITHIN 1 YEAR.

Place of use is within the service area of the City of Ferdinand.

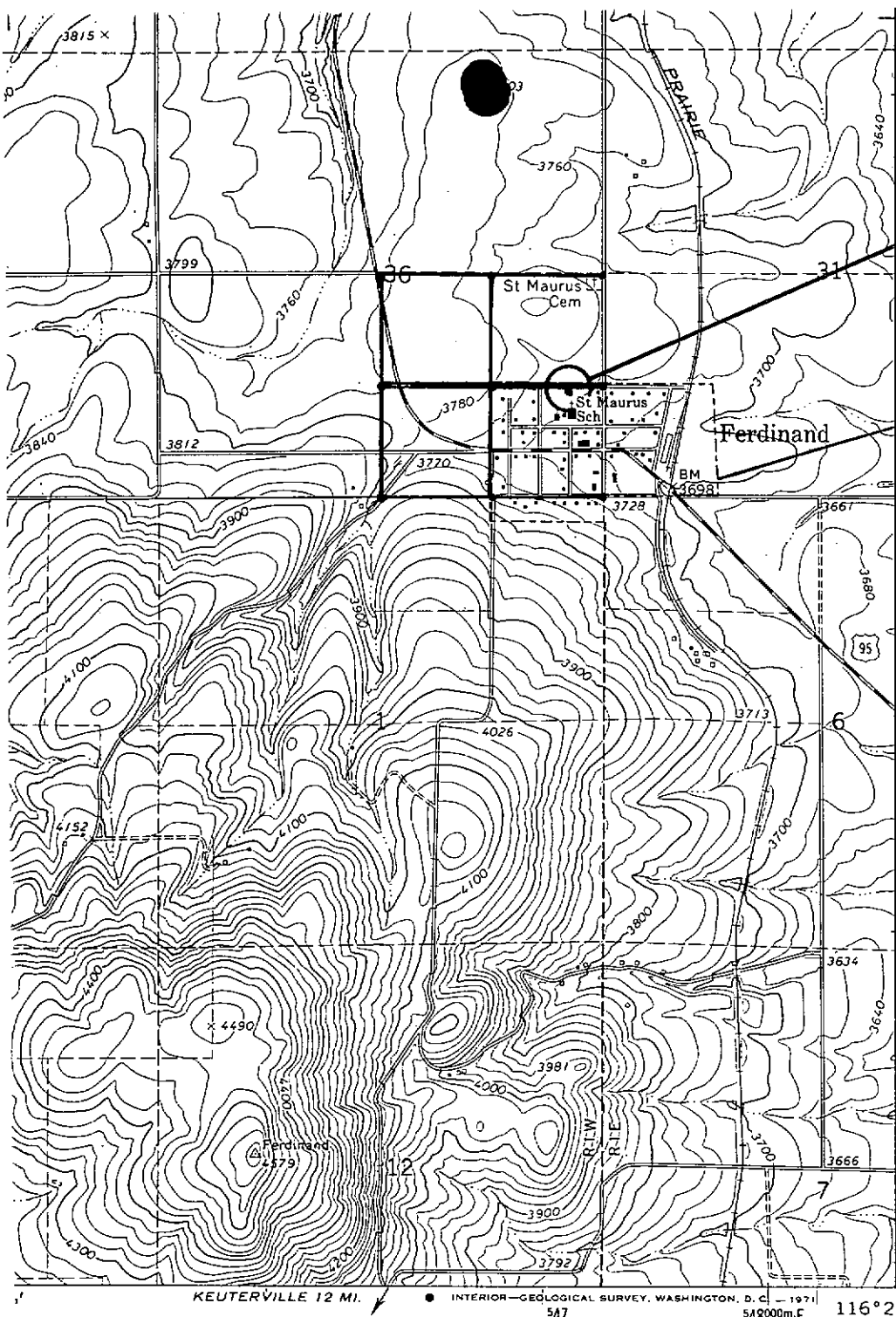
13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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.

MICROFILMED

Paul Schmitt Mayor of Ferdinand ^{JAN 16 2001}
Signature of Applicant (and title, if applicable)

Received by Ken Date 2/11/00 Time 1:00P Preliminary check by _____
Fee \$ 100.00 Receipted by Ken # P13440 Date 2/11/00
Publication prepared by cb Date 2/24/00 Published in Cottonwood Chronicle 3/2 + 9/00
Publication approved _____ Date _____



POINT OF
DIVERSION

PLACE OF USE
IS WITHIN CITY
LIMITS

COTTONWOOD 8 MI.
GRANGEVILLE 23 MI.

KEUTERVILLE 12 MI.

INTERIOR—GEOLOGICAL SURVEY, WASHINGTON, D. C. — 1971

46°07'30"
116°22'30"

MILE

ROAD CLASSIFICATION

- | | |
|-------------|-----------------|
| Heavy-duty | Light-duty |
| Medium-duty | Unimproved dirt |
| U. S. Route | State Route |



QUADRANGLE LOCATION

CRAIGMONT, IDAHO
N4607.5—W11622.5/7.5

1967

AMS 2776 III NW—SERIES V893

MICROFILMED
JAN 16 2001

20242



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

November 13, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CITY OF FERDINAND
PO BOX 115
FERDINAND ID 83526

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 85-07667

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, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the Northern Regional Office of the department in Coeur d' Alene at (208) 769-1450.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office

MICROFILMED

JAN 16 2001

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 85-07667 Reviewed by D. Gibson Date 11/13/00

GENERAL CONSIDERATIONS

TYPES OF USE

Yes Name same as permit?
Yes Address same as permit?
Yes Proof timely received?
If not, complete calculation below.

Correct Uses? Yes

SOURCE OF WATER

No Surface water source

Yes Ground water source

Yes Drilling permit required?

Copy in the file? Drilling Permit No. 85-98-N-18

Amount paid for permit

Correct?

Well log in the file?

LICENSE EXAMINATION FEE

Yes Required?
\$900 Amount Submitted
Yes Correct?

MEASURING DEVICE

Yes Required?
Yes Installed?
Waiver requested?

PRIORITY CALCULATION

Date proof received 10/31/00
Date proof due 7/1/2001 -
No. of days late =
Priority Date +
New Priority Date

DEFICIENCIES OR ACTION ITEMS

Acknowledge proof.

DATA ENTRY

New Address _____ Proof Made 10/31/00

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No:

N014027

Date:
Time: 10/31/2000
13:31:41

Received

From:

CITY OF FERDINAND

Type of Payment

Program A cct

Amount

PROOF OF BENEFICIAL USE FOR 85-07667	65104	229 21 1155	100.00
--------------------------------------	-------	-------------	--------

Total	\$	100.00
-------	----	--------

CHECK

1959

Region: NORTHERN

Signature: _____



MICROFILMED

JAN 16 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 30, 2000

CITY OF FERDINAND
PO BOX 115
FERDINAND ID 83526

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 85-07667

Dear Permit Holder:

The Department of Water Resources (IDWR) 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 IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief 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 right were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Groundwater 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 change of 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 reporting forms. **FORM 6 2001**

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Shelley Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

MICROFILMED

JAN 16 2001

CERTIFICATE OF MAILING

I hereby certify that on the 30th day of June, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 85-07667

CITY OF FERDINAND
PO BOX 115
FERDINAND ID 83526


Kari Lynn Townsend
Secretary

MICROFILMED

JAN 16 2001

**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.

SD-0420-2
ADD COMMENT

Idaho Department of Water Resources
Modify Comment

Date: 06/29/00
Time: 08:53:33

Water Right Number: P85-07667

Comment Date: 6/29/2000 User ID: SKEEN

Subject: Permit Review

Permit review and data entry by S. Keen on 6/29/2000.

Paragraphs P16, P23, P84

(Enter=Add) (Gold4=Prev) (Gold5=Next) (Gold7=Return to Comment Selection)

MEMORANDUM

To file
85-07667

To: File 85-07640
From: L. Glen Saxton *LS*
RE: PHONE CALL
Date: January 18, 2000

On this date, Lowell Cutshaw of Wyatt Engineering in Lewiston, ID called in connection with the department's November 29, 1999 letter to the permit holder to determine what needed to be done to have the permit reinstated. Mr. Cutshaw advised that the well which was drilled in December 1998 was not used until July 1999. Hence, water was not diverted and used during the authorized permit period resulting in the permit not being eligible for reinstatement.

Mr. Cutshaw advised that he will file a new application for permit for the city.

MICROFILMED

JAN 16 2001

MEMORANDUM

To file
85-07667

DATE: March 18, 1998
TO: File No. 85-07640
FROM: Cindy Zimmerman³
RE: Status of municipal use

Section 42-202(2) of the Idaho Code states that "an application proposing an appropriation of water by a municipal provider for reasonably anticipated future needs" must be accompanied by documentation related to the service area, planning horizon, etc.

On January 21, 1998, I wrote to the City of Ferdinand requesting this additional information. On March 16, 1998, I received correspondence from Millie Wimer, City Clerk. Her response identified the service area and evidenced city incorporation but did not address planning horizon nor future needs. I called Ms. Wimer this morning for further clarification. Ms. Wimer stated the additional flow provided under this right is to provide for moderate growth, to increase pressure, and provide cleaner water. This additional flow is anticipated to be utilized in less than 10 years. This would be the second well on the system. The city plans to drill a third well for use as back-up. The original well will then be disconnected from the system because it has high nitrate levels. The original well is covered by two SRBA claims. I advised Ms. Wimer that the city would need to file 1) a transfer on the claims to change/add points of diversion, and 2) an amendment to this permit to add a point of diversion.

This permit should not be interpreted as authorizing an appropriation for reasonably anticipated future needs.

MICROFILMED

AUG 21 1998

MICROFILMED

JAN 16 2001

City of Ferdinand
Box 115
Ferdinand, Idaho 83526
208-962-5197

RECEIVED
MAR 16 1998
Department of Water Resources

Paul Schmidt
Mayor
208-962-5453

Millie Wimer
Clerk
208-962-5197

Council Members:

Gabe Riener
962-3710

Judy Forsman
962-5906

Lloyd Mork
962-5346

Maria Imhoff
962-3413

March 12, 1998

State of Idaho
Department of Water Resources
1301 North Orchard Street
P.O. Box 83720
Boise, Idaho 83720-0098

To file
85-07667

RE: Application for Permit No. 85-07640

Dear Ms. Zimmerman,

Please find enclosed the copy for the incorporation of the City of Ferdinand. I also enclosed a map provided by the engineers of the city. The black lines are the new main water lines.

This water system will benefit the citizens of Ferdinand, not only will it improve the health and safety of residents by providing a safe water supply at reasonable flows and pressures and permit new property to be added to the tax roles and other property to be available for development. The renovation of the water system will allow the City to continue to encourage development and thus position Ferdinand for gains in economic vitality.

This system is needed for growth within the city as the old system was barely functional and did not allow for more expansion as pressures were too low for adequate service. The present system services 79 to 84 hook-up depending on the rentals and the new system will be able to service 100+ allowing for future growth and expansion as the need arises.

If you have any questions please call me at 208/962-5197 and leave a message or call me at work at 208/962-3901 and ask for Millie.

Respectfully,

Millie Wimer
Millie Wimer
clerk
City of Ferdinand

MICROFILMED

JAN 16 2001

MICROFILMED
AUG 21 1998

To file
85-07667

Bk 10 p9612

1-15-17

Commissioners minutes

In the matter of the incorporation of the town of Ferdinand; There having been a petition filed with the board of County Commissioner's asking for the incorporation of said town as provided may be done under Sec. 2222 of the Revised Code of Idaho, and that the same be called the Village of Ferdinand, said petition containing a full description of the boundaries of said proposed Village. Said petition setting forth the names of the taxable inhabitants of said proposed Village and who actually resided within the boundaries described in said petition. A remonstrance having been filed against said petition and proposed incorporation and the matter having been set for hearing on the 15th day of January 1917, at the hour of 1 o'clock P. M., at which time

*Incorporation of
Town of Ferdinand*

(continued)

the petitioners thru their representatives E. C. Barber, E. J. Martin, and their attorney A. S. Hardy, and the remonstrance being represented by F. M. Bleker, L. C. Stonebraker, T. Hayden, et al., being all here present and their being witnesses sworn and testified and statements made by Counsel and other representatives for and against said proposed incorporation and the board being fully advised in the premises, and satisfied that a majority of the taxable inhabitants of the proposed Village of Ferdinand, and who actually resides within the described boundaries of the proposed Village have signed said petition praying for the incorporation of said town, and that there are inhabitants to the number of over 200 actually residing within the proposed boundaries of said proposed village; The board does hereby order and declare said proposed town incorporated, and does hereby order and declare the boundaries of said village to be as follows to wit:

"Beginning at the North-west corner of the original townsite of Ferdinand, Idaho, as shown by the official plat now on file in the office of the County Recorder of Idaho County, Idaho; thence running east 1316.87 feet along the North line of said townsite to the North-east corner of said Townsite, which point is also the Northwest corner of Vollmer's First Addition to the Town of Ferdinand, Idaho, as shown by the official plat now on file in the office of the County Recorder of Idaho County, Idaho; thence running due East along the north line of said Vollmer's First Addition to the Town of Ferdinand, Idaho, 834.65 feet to the North-east corner of said Addition; thence due East 480 feet;

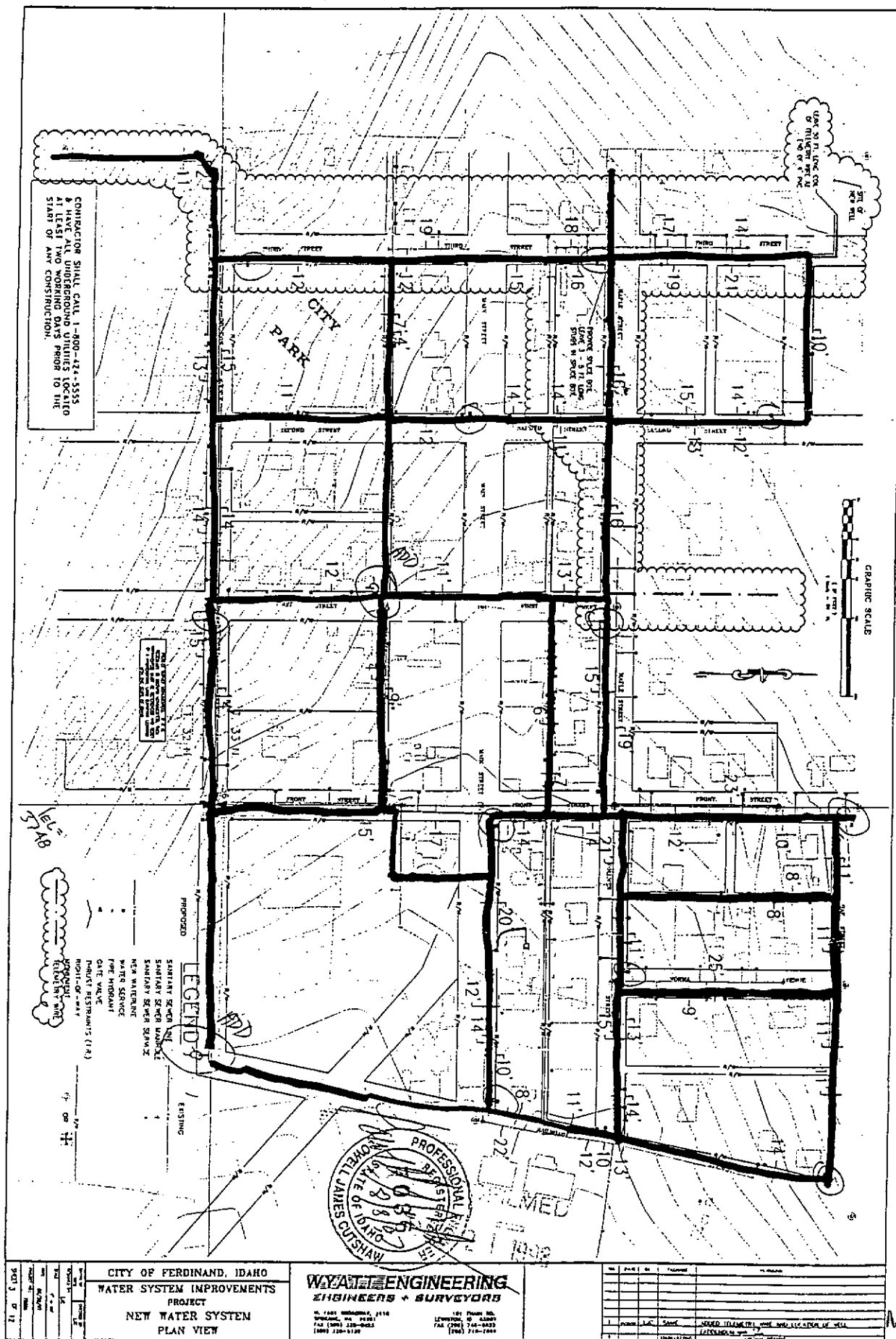
MICROFILMED

AUG 21 1998

MICROFILMED

JAN 16 2001

To file
85-07667



MICROFILMED
JAN 16 2001

MAY 22 2000

1. DEPARTMENT OF WATER RESOURCES
APPLICATION ANALYSIS SHEET

Department of Water Resources

APPLICATION # 85-07667

INITIAL REVIEW

WR1
BCA
WRA

APPLICANT: CITY OF FERDINAND BY: JB DATE: 2/11/00

ITEM REQUIRED INFORMATION

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

*** Send info sheet Y() N()

PROCESSING

(Yes)(No) PRIORITY DATE: 2/11/00
☒ (Include Moratorium Remark)
☒ Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).
cc/zhurs/sh

ADVERTISE IN: IDAHO County

LETTERS SENT REQUESTING:

() Dam Information () Fish Information
 () Power Information () Other: N/A

INFORMATION RECEIVED:

() Dam Information () Fish Information
 () Power Information () Other: N/A

ADDITIONAL INFORMATION

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

GROUNDWATER SECTION

WD Permit No.'s:	Type:	Fees	Receipt No.	Upgrade Needed?
<u>85 98 2 18</u>	Dom. Non-Dom. ☒	Paid \$ <u>200 -</u>	<u>NO11974</u>	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: _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)
 _____ Notice of pending void order issued. Final order response date: ____/____/____
 _____ Further information required from applicant
3/15 _____ Affidavit of publication received
3/20 _____ Application published correctly. If not, record action taken: _____

2/24 _____ Publication dates and paper recorded on application | Sr. Agent initial JB
 _____ ☒ Protests received, Final protest date: 3/20/00
 _____ ☒ Measuring device required
 _____ ☒ Measuring port required
 _____ ☒ Special conditions:

☒ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: JB RS

Date: 5/16/00

Affidavit of Publication

STATE OF IDAHO, }
County of Idaho, } ss.

I, GREGORY A. WHERRY, being first duly sworn, depose and say that I am Editor of the COTTONWOOD CHRONICLE, a weekly newspaper, published and issued weekly at Cottonwood, Idaho County, State of Idaho, which is of general circulation in said county and state, that the said notice, of which the hereto attached is a true copy, was published in said newspaper for

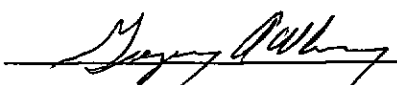
2 weeks, being published 2 times, the

first publication being on the 2nd day of

March, 2000, and the last publication on the

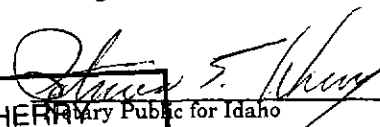
9th day of March, 2000; and that

the said notice was published in the newspaper proper and not in a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight (78) consecutive weeks prior to the first publication of said notice or advertisement.



STATE OF IDAHO, }
County of Idaho, }

On this 13th day of March in the year of 2000, before me, a Notary Public, personally appeared Gregory A Wherry, know or identified to me to be the person whose name is 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.


PATRICIA E. WHERRY, Notary Public for Idaho
NOTARY PUBLIC Residing at Cottonwood
STATE OF IDAHO My commission expires: 12-2000

NOTICE OF APPLICATION FOR WATER RIGHT

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

85-07667

CITY OF FERDINAND

P.O. BOX 115

FERDINAND, ID. 83526

Source: GROUNDWATER

Diversion Pt: NESESE Sec

36 T 33N R 01W in IDAHO County.

Use: MUNICIPAL (0.400 CFS)

Total Diversion: (0.400 CFS)

Date Filed: 2/11/2000

Place of use is within the service area of the City of Ferdinand.

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before MARCH 20, 2000.

Karl J. Dreher, Director

Published in the Cottonwood Chronicle March 2 and 9, 2000.



RECEIVED

MAR 15 2000

IDWR/North

MICROFILMED

JAN 16 2001



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

FEBRUARY 24, 2000

Legal Notices Department
COTTONWOOD CHRONICLE
P. O. BOX 157
COTTONWOOD, ID 83522

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MARCH 20, 2000.

Yours truly,

Dianne Ball

DIANNE BALL
Administrative Assistant

Enclosure

MICROFILMED

*Please call upon receipt. Thanks

Post-it® Fax Note	7671	Date	2/25/00	# of pages	4
To	Legal Notices/RA	From	Dianne Ball	Co./Dept	Cottonwood Chron.
				Co./Dept of Water Res	
Phone#	(208) 962-3851	Phone#	208 769 1450	Fax #	208 769 1454
Fax #	208 962-7131	Fax #	208 769 1454		

JAN 16 2001

NOTICE OF APPLICATION FOR WATER RIGHT

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MICROFILMED
JAN 16 2001

85-07667

CITY OF FERDINAND
PO BOX 115
FERDINAND, ID 83526

Source: GROUNDWATER

Diversion Pt: NESESE Sec 36 T 33N R 01W in IDAHO County.

Use: MUNICIPAL	(	0.400 CFS)
Total Diversion:	(	0.400 CFS)

Date Filed: 2/11/2000

Place of use is within the service area of the City of Ferdinand.

MICROFILMED
JAN 16 2001

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d' Alene, Idaho 83814, together with a protest fee of \$25.00 on or before MARCH 20, 2000.

KARL J. DREHER, Director

Published: 3/ 2/2000 & 3/ 9/2000

MICROFILMED

JAN 16 2001

85-07667

CITY OF FERDINAND
PO BOX 115
FERDINAND, ID 83526

Source: GROUNDWATER

Diversion Pt: NESESE Sec 36 T 33N R 01W in IDAHO County.

Use: MUNICIPAL	(	0.400 CFS)
Total Diversion:	(	0.400 CFS)

Date Filed: 2/11/2000

Place of use is within the service area of the City of Ferdinand.

MICROFILMED

JAN 16 2001

February 24, 2000

The Honorable Paul Schmidt
Mayor of the City of Ferdinand
PO Box 115
Ferdinand ID 83526

Re: Water Appropriation Application No. 85-07667

Dear Mayor Schmidt:

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. Enclosed for your file is Receipt Number N013440.

Your appropriation application is currently being prepared for advertising in the local 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. Normal processing time is approximately 3 to 4 months, if the application is not protested.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. State office personnel will then conduct a complete review, and you will be notified by mail of the outcome. 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. 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.

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State office in Boise.

If your source is groundwater, a Well Drilling Permit is required for all wells constructed after July 1, 1987.

A "Domestic" well drilling permit should be obtained for a rate of diversion of up to 18 gallons per minute (0.04 CFS) and a daily volume of up to 2,500 gallons per day. The cost for this permit is \$75.00. For any other use, including multiple homes, or municipal, etc., the Drilling Permit fee is \$200. These Permits can be obtained by your driller, also. It is sometimes possible to upgrade an existing Domestic Drilling Permit by submitting a fee for the difference. This, however, depends on the individual well.

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

MICROFILMED

AB:db

JAN 16 2001

CITY OF FERDINAND
CITY COUNSEL MEMBERS:

GABE RIENER

RON RIENER

MITZI IMHOFF

JUDY FORESMAN

MAYOR:

PAUL SCHMIDT

MICROFILMED

JAN 16 2001

WR0749NP
No. 85-07667

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/15/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF FERDINAND PO BOX 115 FERDINAND ID 83526 (208) 962-3361	02/11/2000	MUNICIPAL	01/01 12/31	0.400 CFS	
TOTAL DIVERSION:					0.400 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: APPLICATION

Point(s) of Diversion: T33N R01W S36 NESESE

IDAHO County

Pou County:

Remarks: GEN Place of use is within the service area of the City of Ferdinand.

Dates: App. Received: 02/11/2000 Priority Date: 02/11/2000
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 02/15/2000 User-ID: DBALL Subject: Examiner's notes.
Existing Well, No. 85-98-N-18, submersible pump and motor.
Place of use owned by City, residents and businesses.
Present Mayor: Paul Schmidt.
New application filed due to failure to prove beneficial use w/in
one year.
Time required 1 year.

Audit: 02/15/00 DBALL