State of Idaho
Department of Water Resources

Water Right License

Water Right No. 96-16607

Priority: July 03, 2023

Maximum Diversion Rate: 0.10 CFS
Maximum Diversion Volume: 2.4 AF

It is hereby certified that:

LADYHAWK WATER ASSOCIATION INC. 6126 W PIAFFE CT EAGLE ID 83616

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 03, 2023, and has submitted Proof of Beneficial Use on November 17, 2023. An examination confirms water is diverted from:

Source : GROUND WATER

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
DOMESTIC	1 /1 to 12/31	0.10 CFS	2.4 AF

Location of Point(s) of Diversion
GROUND WATER NE¼ SE¼, Sec. 26, Twp 57N, Rge 03W, B.M. BONNER County

Place of Use: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	03W	26													X				

Conditions of Approval

1. This right does not grant any right-of-way or easement across the land of another.
2. Some or all of the water use authorized by this right is claimed with an earlier priority date on Clark Fork-Pend Oreille River Adjudication Claim No. 96-8137. If Claim 96-8137 is decreed as it is claimed, this right shall be diminished by the amount necessary to avoid any redundancy of water rights.
3. Domestic use is for 4 homes and does not include lawn, garden, landscape, or other types of irrigation.

This license is issued pursuant to the provisions of Idaho Code § 42-219. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 10th day of January, 2024.

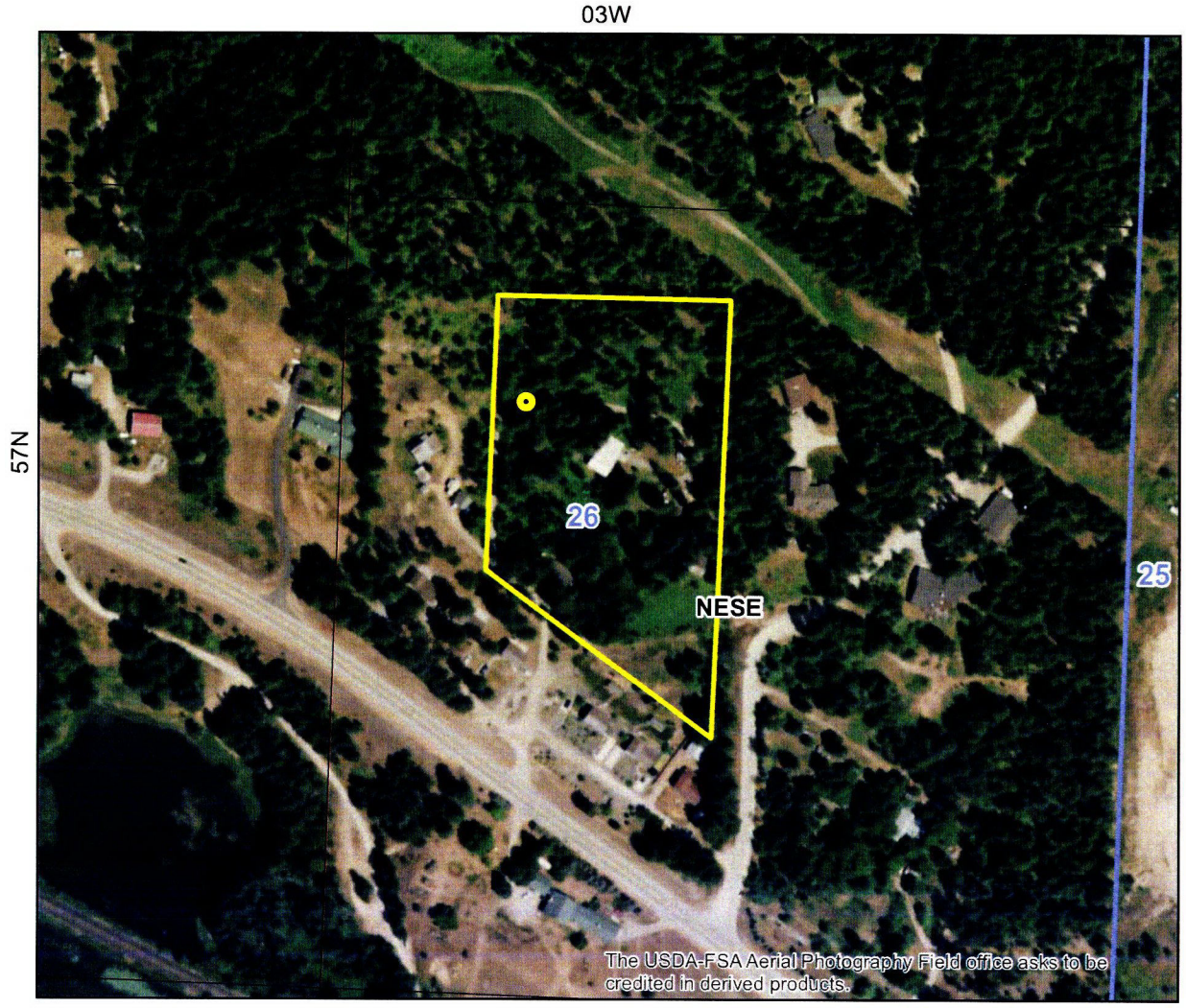
PHILL HUMMER
Water Rights Section Manager

State of Idaho
Department of Water Resources

Attachment to Water Right

96-16607

This map depicts the DOMESTIC place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 0.035 0.07 0.14 Miles

Place Of Use Boundary
Townships
PLS Sections
Quarter Quarters
Point of Diversion
State Outline

N

Form 42-217 Rev. 6/22

RECEIVED
NOV 17 2023
DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEMENT OF COMPLETION

FOR SUBMITTING PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY	
Amt. of Fee $	50.00
Receipt No.	C117366
Receipted By	KM
Date Receipted	11.17.23

The Idaho Department of Water Resources (Department) considers this form a statement that the permit holder(s) applied water to beneficial use and completed development of a water right to the extent described below. **This form must be accompanied by an examination fee, when necessary, or by a completed Beneficial Use Field Report prepared by a certified water right examiner (CWRE).** Please refer to the instructions and fee schedule for this form. If ownership of the permit has changed, complete a Notice of Change in Water Right Ownership form. If you wish to relinquish your permit because you have not established the authorized water use and are not applying for an extension, please notify the Department in writing.

1. Permit No. 96-16607 Name of Permit Holder(s) Ladyhawk Water Association

Telephone No. 208-960-2628 Email steveweston@centurylink.net

Mailing Address 6126 W. Piaffe Ct. City Eagle State ID Zip 83616

2. Source of Water Ground Water If Ground Water (well), Date Drilled mo. 12 / yr. 77

Drilling Permit/Tag No. 96-77-N-172 Drilling Company's Name Aqua Drilling Co.

3. Extent of use(s) completed **as authorized by the water right permit**:

Domestic (No. households) 4 (existing) Irrigation (No. acres) n/a Stockwater (No. and stock type) n/a

Other 4 residences - two (2)single family and one (1) duplex - with minimal lawn/landacape

4. Total diversion rate or volume (storage only) for which proof is submitted 0.12 cfs OR _____ af

If the total developed water use is 5 acres of irrigation or less, is stockwater storage of 14.6 acre-feet or less, or has a diversion rate of less than 0.24 cfs, attach a map of the place of use and point of diversion and photographs showing beneficial use.

5. Describe the diversion and delivery system from the water source to the use (pump, lift, irrigation method, etc.)

Well (15gpm); 3/4hp pump; approx160 foot lift (between static water level and buried 900 gal tank);

Water distribution via 2" Poly

6. Permit condition compliance. Refer to the permit approval conditions and check all the items required, then check "Yes" or "No" to indicate whether the required items were established, submitted, and/or installed:

Required?	Yes	No	(If "Yes", attach required data, evidence of compliance, or evidence of installation)
☐	☐	☐	Ground water level data, pumping information, or other diversion data
☐	☐	☐	Mitigation plan
☐	☐	☐	Lockable controlling works
☐	☐	☐	Measuring device
☐	☐	☐	Fish screen
☐	☐	☐	Other requirements of the water right permit _____
	☐	☐	Reasonably Anticipated Future Needs ("RAFN") Municipal use

If RAFN Municipal use, additional increment of beneficial use developed? ☐ Yes (attach CWRE report) ☐ No

7. Fee Enclosed $ 50.00 or ☐ CWRE field report attached or ☐ No fee required

See fee schedule on page 3 of the instructions. Proof statements filed without an appropriate fee are incomplete.

8. Person to contact to accompany a Department representative during the field examination of the water system:

Name: Steve Weston Telephone No. 208-960-2628 Email steveweston@centurylink.net

Mailing Address 6126 W. Piaffe Ct. City Eagle State ID Zip 83616

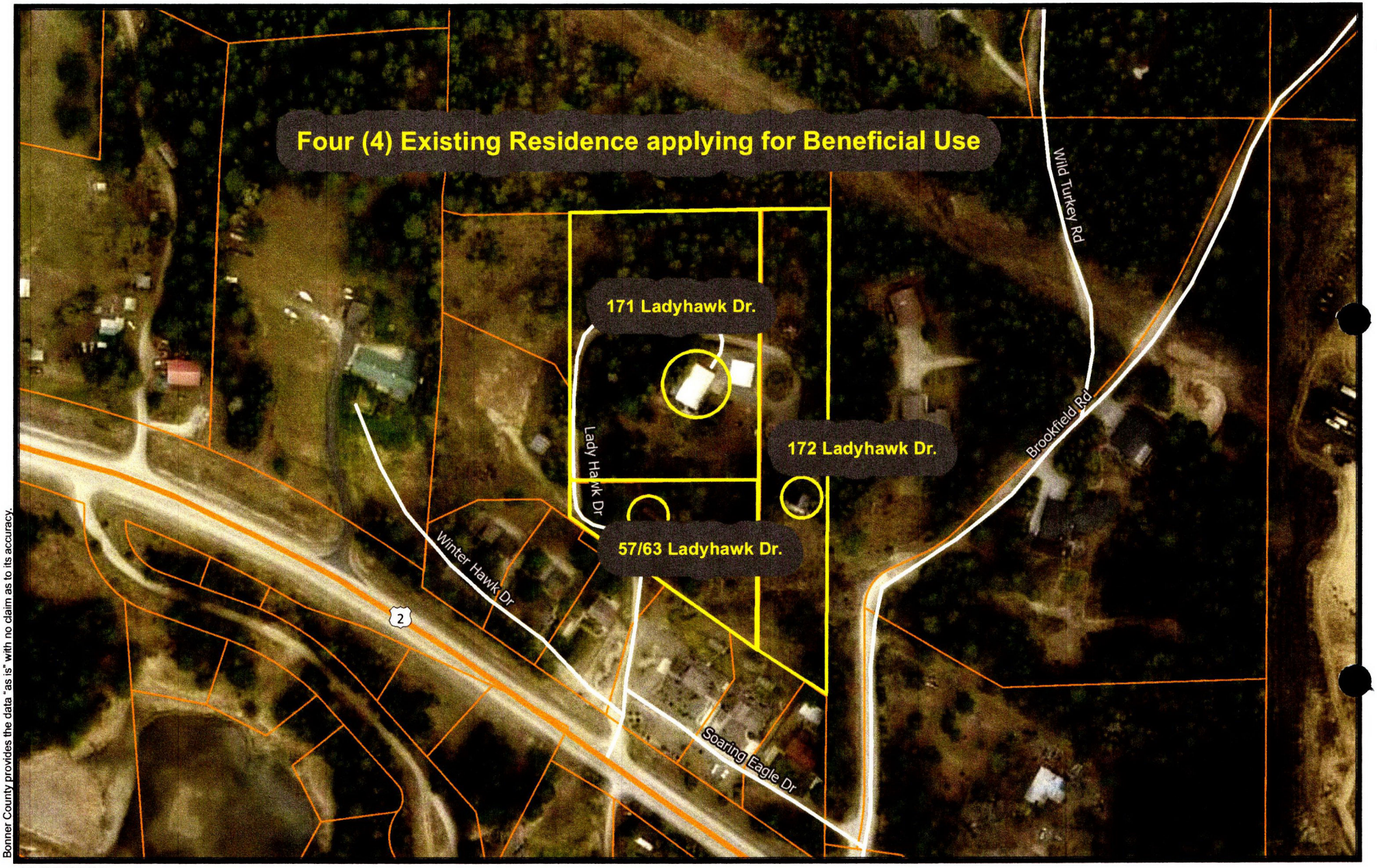
The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted and applied to beneficial use. I understand that any undeveloped portion of the permit is relinquished to the State of Idaho.

Steve Weston, President — 10/28/2023

SIGNATURE OF PERMIT HOLDER* PRINTED NAME AND TITLE DATE

*Attach power of attorney if completing on behalf of permit holder.

Permit 96-16607 Beneficial Use



Bonner County provides the data "as is" with no claim as to its accuracy.

10/28/2023

Road Centerlines

- Primary
- Secondary
- Local; Ramp

- Parcels
- World Boundaries and Places
- World Imagery
- Low Resolution 15m Imagery
- High Resolution 60cm Imagery
- High Resolution 30cm Imagery
- Citations
- 1.2m Resolution Metadata

1:3,540

0 0.025 0.05 0.1 mi

0 0.0325 0.065 0.13 km

N W E S

Esri, HERE, Garmin, (c) OpenStreetMap

State of Idaho
Department of Water Resources

Permit to Appropriate Water

No. 96-16607

Priority: July 03, 2023 **Maximum Diversion Rate:** 0.12 CFS

This is to certify that

LADYHAWK WATER ASSOCIATION INC. 6126 W PIAFFE CT EAGLE ID 83616

has applied for a permit to appropriate water from:

Source : GROUND WATER

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

Beneficial Use	Period of Use	Rate of Diversion
DOMESTIC	01/01 to 12/31	0.12 CFS

Location of Point(s) of Diversion
GROUND WATER NE¼ SE¼, Sec. 26, Twp 57N, Rge 03W, B.M. BONNER County

Place of Use: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	03W	26													X				

Conditions of Approval

1. Proof of application of water to beneficial use shall be submitted on or before **October 01, 2024.**
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. This right does not grant any right-of-way or easement across the land of another.
5. Domestic use is for 4 homes.
6. Some or all of the water use authorized by this right is claimed with an earlier priority date on Clark Fork-Pend Oreille River Adjudication Claim No. 96-8137. If Claim 96-8137 is decreed as it is claimed, this right shall be diminished by the amount necessary to avoid any redundancy of water rights.

This permit is issued pursuant to the provisions of Idaho Code § 42-204.

Signed this 3rd day of October, 2023.

PHILL HUMMER
Water Rights Supervisor

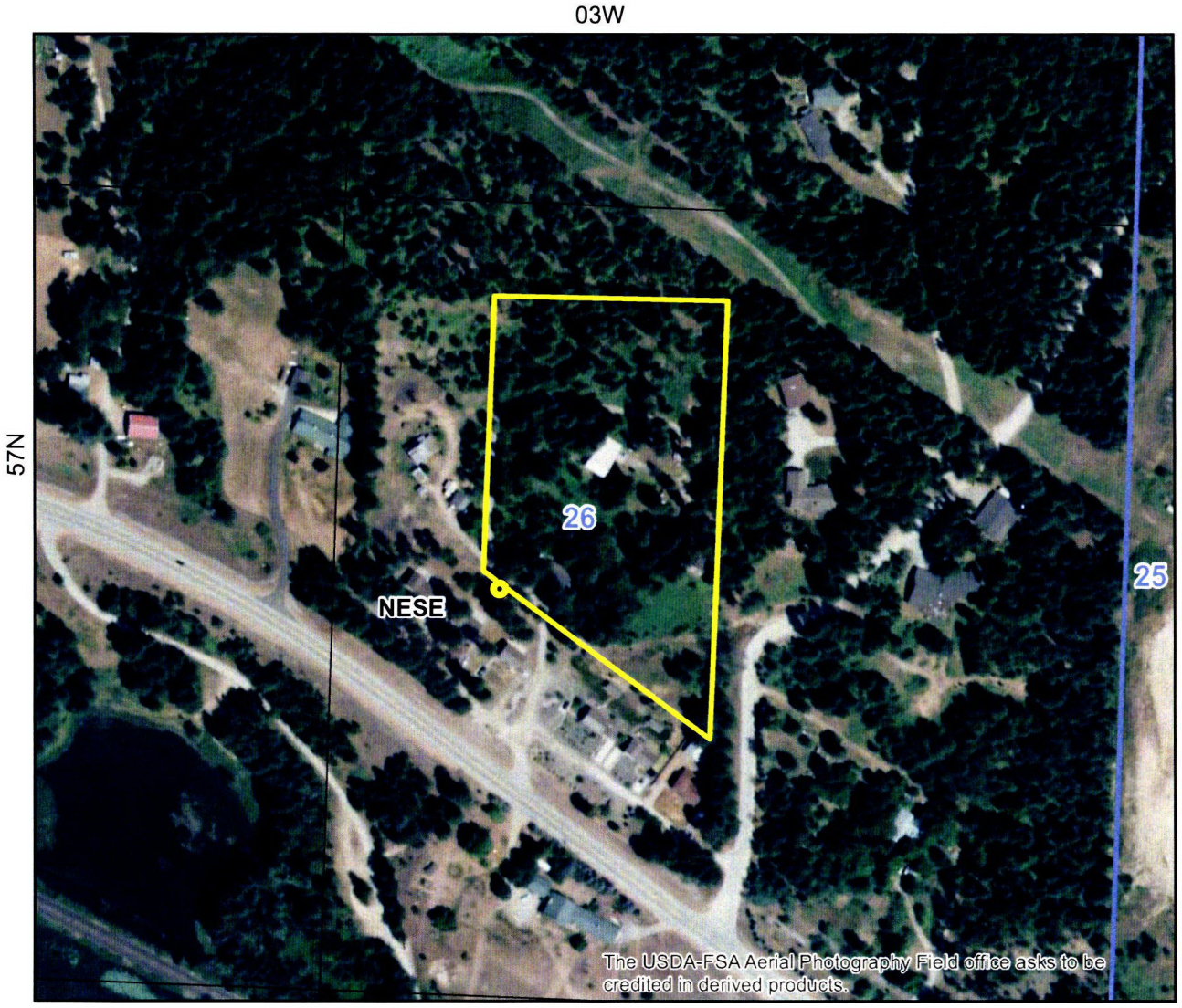
SCANNED
OCT 04 2023

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

96-16607

This map depicts the DOMESTIC place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 400 800 Feet

Place Of Use Boundary
Townships
PLS Sections
Quarter Quarters
Point of Diversion

N

SCANNED
OCT 04 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

No. 96-16607

Date Filed: Jul 3, 2023

RECEIVED
Jul 03, 2023
DEPARTMENT OF WATER RESOURCES
Receipt # 7116697

Submitted on behalf of applicant

1. Applicants:

LADYHAWK WATER ASSOCIATION INC.
6126 W PIAFFE CT
EAGLE, ID 83616

2. Representatives

3. Source of Water Supply

Source	Tributary
GROUND WATER	

4. Location of Points of Diversion:

	Source	Tributary Of	Type	Twp	Rge	Sec	GovLot	QQQ/QQ/Q	County
1	GROUND WATER			57N	03W	26		/NE/SE	BONNER

5. Water will be used for the following purposes:

WaterUse	Season	Rate (cfs)	Vol (afa)	Description
DOMESTIC	From:01/01 To:12/31	0.12		Domestic use for two single family houses, and one duplex.

6. Total quantity to be appropriated is 0.12 cfs and/or afa

7. Proposed Diverting Works:

POD: 1

Description: Well drilled in 1979, all units active on well in 1983.

>85Degrees: false

Date Drilled: 12/3/1977

SCANNED
AUG 09 2023

Metal Tag No.: N/A

Well Driller: AQUA DRILLING & EXPLORATION Inc.

Original Well Owner: Craig Wyborny

Drilling Permit No.: 270947

8. Description of Place of Use:

Twp	Rge	Sec	QQ	Q	GovLot	Acres	County	
57N	03W	26	NE	SE			BONNER	DOMESTIC

9.Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping.

None.

10. Land Ownership

Who owns the place of use? Other

Who owns the land at the point of diversion Other

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.

Well was installed in 1977, and replaced in 1992, and has been consistently active from 1983-present. Well is licensed as 96-8137, for use by four duplex units on adjoining properties. Original applicant did not include the four units listed in this appli

13. Time required for completion of works and application of water to proposed beneficial use is:

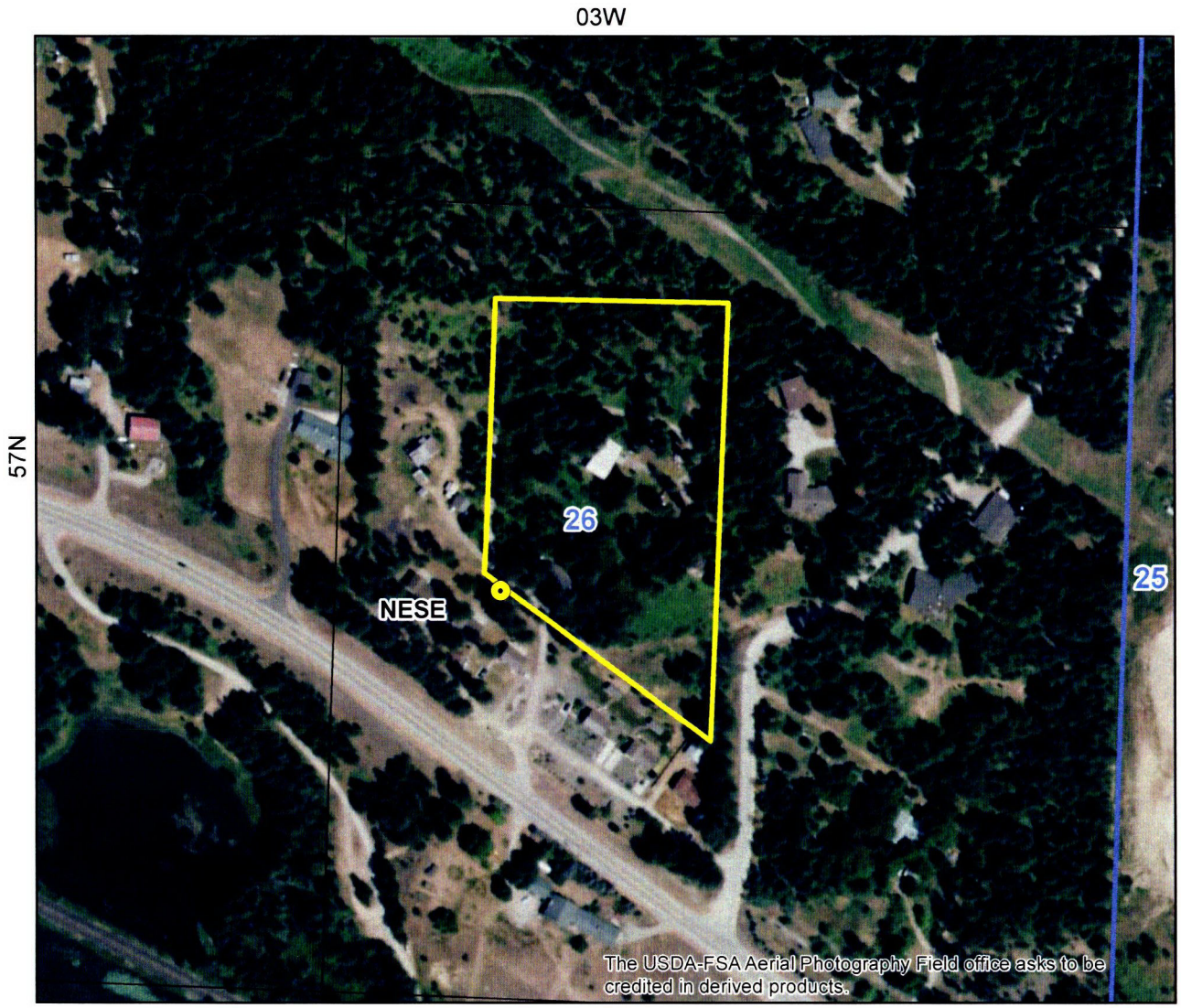
1 years

SCANNED
AUG 0 9 2023

State of Idaho
Department of Water Resources

Application For Permit

96-16607



0 0.035 0.07 0.14 Miles

- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

SCANNED
AUG 19 2021

N

Prepared By: Parker, Cody

IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

January 10, 2024

LADYHAWK WATER ASSOCIATION INC.
6126 W PIAFFE CT
EAGLE ID 83616-5653

RE: License No. 96-16607

ISSUANCE OF LICENSE

Dear Water Right Holder(s):

The Department of Water Resources ("Department") has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review all the conditions of approval listed on your license. The conditions may include ongoing requirements, such as maintenance of a measuring device or implementation of mitigation, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district.

The license is a PRELIMINARY ORDER issued by the Department pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

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. Water right forms are available from any office of the Department or on the Department's website at idwr.idaho.gov

If you have any questions concerning the enclosed information, please contact me at (208) 287-4925.

Sincerely,

Jean Hersley

For
Phill Hummer
Water Rights Section Manager

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on January 11, 2024, I served a true and correct copy of Water Right License No. 96-16607 by U.S. Mail, postage prepaid, to the following:

LADYHAWK WATER ASSOCIATION INC. (Current Owner)
6126 W PIAFFE CT
EAGLE ID 83616-5653

Jean Hersley
Technical Records Specialist 2

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

> Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date 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.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 96-16607
Exam Date: 12/20/2023

1. Current Owner:
LADYHAWK WATER ASSOCIATION INC. 6126 W PIAFFE CT EAGLE ID 83616

2. . Does this qualify for an in-office field exam (IDAPA 37.03.02.035.01.r)? _X___Y ____N

a. ____ Irrigation of 5 acres or less
b. ____ Storage of up to 14.6 AF for stockwater purposes only
c. __X__ Any use other than irrigation or storage, if the combined diversion rate is 0.24 cfs or less
d. ____ Other < >

3. **SOURCE:**
GROUND WATER

Method of Determination: application and permit

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NO Overlap

Water Right No.	Source	Purpose of Use	Basis

Comments: ___NA_____

2. Other water rights with the same point-of-diversion: YES Overlap

Water Right No.	Source	Purpose of Use	Basis
96-8137	Groundwater	Domestic/irrigation	claim

Comments: See comments

C. DIVERSION AND DELIVERY SYSTEM

1. **LOCATION OF POINT(S) OF DIVERSION:**
GROUND WATER NE¼ SE¼, Sec. 26, Twp 57N, Rge 03W, B.M. BONNER County

Method of Determination: application, permit and ArcMap

PLACE OF USE: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	03W	26													X				

Method of Determination: application, permit and ArcMap

3.

_____ Delivery System Diagram Attached (required). Indicate all major components and distances between components. Indicate weir size/pipe as applicable.

_____ Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.

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

_____ Photo of Diversion and System Attached

4.

Well or Diversion ID No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
268567					

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

E. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

F. VOLUME CALCULATIONS

1. Volume Calculations for irrigation:

V_{IR} = (Acres Irrigated) x (Irrigation Requirement) =

V_{DR} = [Diversion Rate (cfs)] x (Days in Irrigation season) x 1.9835 =

V = Smaller of V_{IR} and V_{DR} =

2. Volume Calculations for Other Uses: domestic indoor use only. No irrigation 2.4 af based on Application Processing Memo # 22.

G. NARRATIVE/REMARKS/COMMENTS: ArcMap and Bonner County show dwellings on property. The owners of the properties are Grove Trust (RP57N03W267371A), Carol W and Ray A Grove (RP57N03W267350A and Nancy Green Solo 401K Plan (RP57N03W267385A). The Ladyhawk Water Association is providing these parcels with water, in-house only. The POD for this right is the same as Claim 96-8137 but I believe the POU is for different parcels. The applicant was given the opportunity to add irrigation to this permit but declined to do so. There is no irrigation allowed under this right based on Application Processing Memo # 79. The diversion rate was reduced to 0.10 cfs based on Application Processing Memo #22 and the standard diversion rate for 4 homes.
Remove condition 046 and X04. Add WB5.

Have conditions of permit approval been met? __x__ Yes ____ No

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
DOMESTIC	1 /1 to 12/31	0.10 CFS	2.4 AF
	Totals:	0.10 CFS	2.4 AF

2. Recommended Amendments

____ Change P.D. as reflected above ____ Add P.D. as reflected above __x__ None

____ Change P.U. as reflected above ____ Add P.U. as reflected above __x__ None

I. AUTHENTICATION Jean Hersley -

Field Examiner's Name Jean Hersley Date 12-21-23

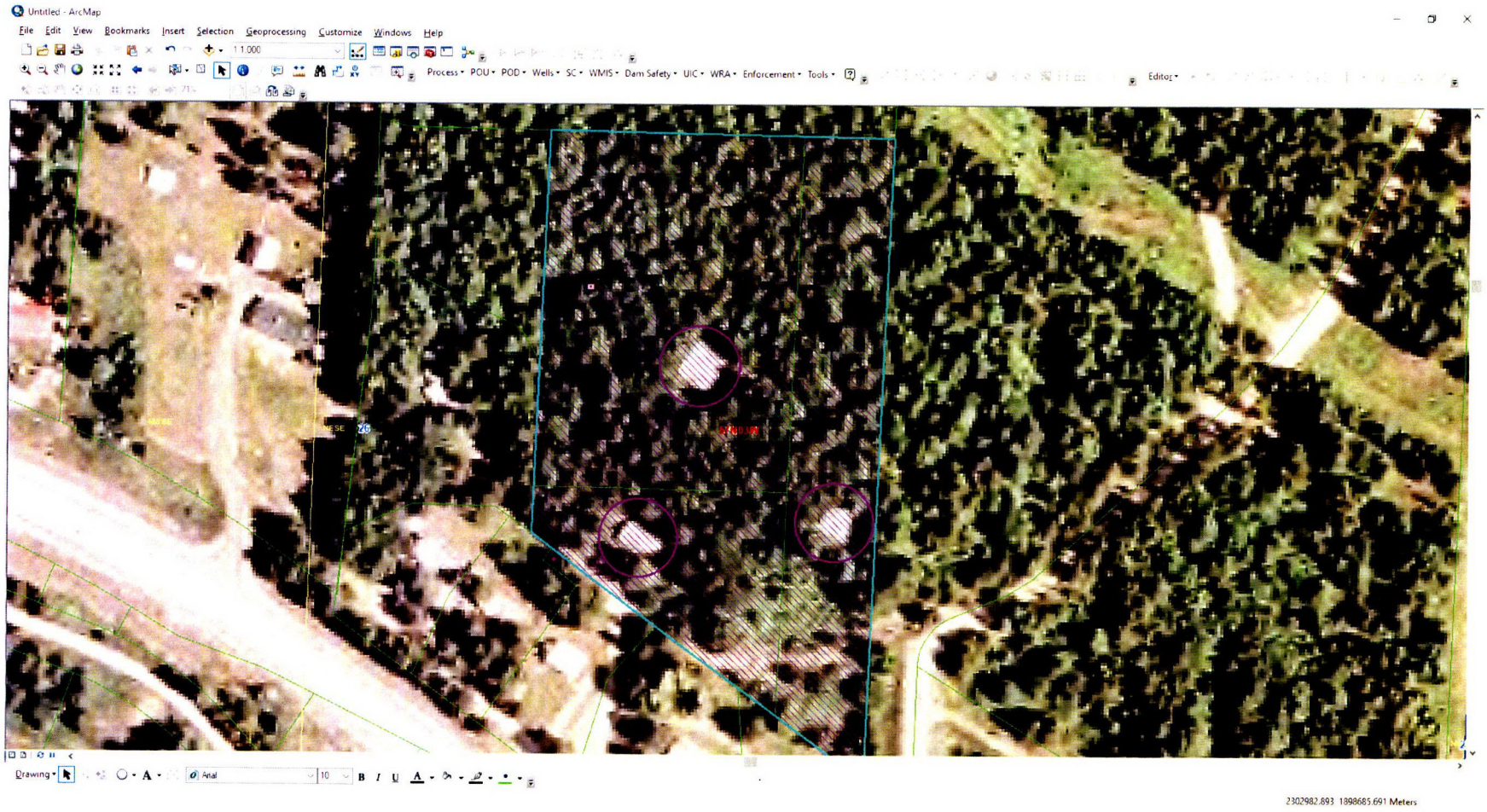
Reviewer FHmmm Date 1/10/24


171 Lady Hawk Drive
Parcel
PIN
RP57N03W267371A
Owner1
Grove Trust
Owner2
Grove, Ray A & Carole Trustees
Property Class Description
534 Resid improvem on cat 12
Tax Code Area
220000
Last Assessed Value
521178
Acres
2.660
Legal Description
26-57N-3W TAX 34 LESS TAX 40
Deed1
Deed2
Deed3
Deed4
Deed5
Lady Hawk Dr
Wood Hawk Dr
1:2256
Powered by Esri


171 Lady Hawk Drive
Parcel
PIN
RP57N03W267385A
Owner1
Etc
Owner2
Flournancy Green Solo 401k Plan
Property Class Description
534 Resid improvem on cat 12
Tax Code Area
220000
Last Assessed Value
286520
Acres
1.016
Legal Description
26-57N-3W TAX 40 DUPLEX
Deed1
Deed2
Deed3
Deed4
Deed5
Lady Hawk Dr
Wood Hawk Dr
1:2256
Powered by Esri



Bonner County shows dwellings on property appurtenant to this permit.



ArcMap shows dwelling on property appurtenant to this permit.

USE TYPEWRITER OR BALLPOINT PEN

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WELL DRILLER'S REPORT N

ENT'D

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.

1. WELL OWNER

Name CRAIG WYBORNY

Address #3 Box 72 SANDPOINT IDAHO

Owner's Permit No. 96-27-N-172

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement

☐ Abandoned (describe method of abandoning)

3. PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Test ☐ Other (specify type)

☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

4. METHOD DRILLED

☐ Cable ☒ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 6 inches Total depth 139 feet

Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
.250 inches	6 inches +	1 feet	139 feet
____ inches	____ inches	____ feet	____ feet
____ inches	____ inches	____ feet	____ feet
____ inches	____ inches	____ feet	____ feet
____ inches	____ inches	____ feet	____ feet

Was casing drive shoe used? ☒ Yes ☐ No

Was a packer or seal used? ☐ Yes ☒ No

Perforated? ☒ Yes ☐ No

How perforated? ☐ Factory ☐ Knife ☒ Torch

Size of perforation 10 inches by 1/4 inches

Number		From	To
14	perforations	133 feet	139 feet
____	perforations	____ feet	____ feet
____	perforations	____ feet	____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name ____

Type ____ Model No. ____

Diameter ____ Slot size ____ Set from ____ feet to ____ feet

Diameter ____ Slot size ____ Set from ____ feet to ____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel ____

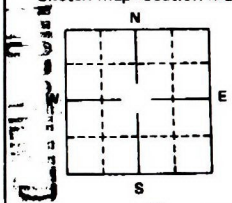
Placed from ____ feet to ____ feet

Surface seal depth 20 Material used in seal: ☐ Cement grout ☒ Puddling clay ☒ Well cuttings

Sealing procedure used: ☐ Slurry pit ☒ Temporary surface casing ☒ Overbore to seal depth

6. LOCATION OF WELL

Sketch map location must agree with written location. 96



Subdivision Name ____

Lot No. ____ Block No. ____

County BONNER

NE ¼ SE ¼ Sec. 26, T. 57 N ☐, R. 3 ☒ W

7. WATER LEVEL

Static water level 90 feet below land surface.

Flowing? ☐ Yes ☒ No G.P.M. flow ____

Temperature ____ °F. Quality ____

Artesian closed-in pressure ____ p.s.i.

Controlled by: ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

☐ Pump ☐ Bailer ☒ Other

Discharge G.P.M.	Drawdown	Hours Pumped
15 GPM		

9. LITHOLOGIC LOG

Hole Diam.	Depth From	Depth To	Material	Water Yes	Water No
	0	12	Brown Clay		X
	12	120	FINE BROWN SAND		X
	120	140	COARSE SAND	X	

RECEIVED
FEB 7 1978
Department of Water Resources
Northern District Office

C03925

10. Work started 12/1/77 finished 12/3/77

11. DRILLERS CERTIFICATION

Firm Name AQUA DRILLING & DEV. INC Firm No. 163

Address ROBOX 1499 COEUR d'ALENE Date 12/5/77

Signed by (Firm Official) Robert Brown Partner

and

(Operator) Donald Brown

USE ADDITIONAL SHEETS IF NECESSARY – FORWARD THE WHITE COPY TO THE DEPARTMENT

Beneficial Use Proof Evaluation

Permit Number: 96-16607 Reviewer: AVeibell Review Date: 11/28/2023

Acceptability

1) Is the contact on the request the current permit holder? Yes
2) Does the address of record need to be updated? No
3) Proof Submitted Date: 11/17/2023
4) Proof Due Date: 10/1/2024
5) Days added for weekend due date? 0
6) Days added for holiday due date? 0
7) Number of days late: -319
8) Proof received timely? Yes

Analysis

1) Are the water uses correct? Yes
2) Are one of the following items required?
    a. Measuring Device -- No
    b. Lockable Device --No
    c. Fish Screen -- No
3) Are the required items installed?
    a. Measuring Device --
    b. Lockable Device --
    c. Fish Screen --
4) Is there a request to waive the required items? No
5) Drilling Permit Number: 756088
6) Is a drilling permit upgrade needed? No
7) Was a well drillers report filed? Yes
8) Is proof accepted? Yes

Fees

1) Is a licensing exam fee required? Yes
2) Was proof submitted with an exam report from a CWE? No
3) Filing fee due: $50.00
4) Filing fee submitted: $50.00
5) Remaining fee or (refund): $0.00

Receipt IDs

T116697

Comments

Proof deemed acceptable. Gave file to water right agent for in-house license review. Water right agent will enter the proof made date in AdHoc at the time of licensing

IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 04, 2023

LADYHAWK WATER ASSOCIATION INC.
6126 W PIAFFE CT
EAGLE ID 83616

RE: Permit No. 96-16607

Permit Approval Notice

Dear Permit Holder(s):

The Department of Water Resources ("Department") has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review all the conditions of approval listed on your permit. The conditions include requirements that you must accomplish, such as timely submittal of proof of beneficial use or installation of a measuring device, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district. Failure to comply with the conditions of approval may result in your permit lapsing or being canceled.

The permit is a PRELIMINARY ORDER issued pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

The final step in the water right process is issuance of a water right license. To receive a water right license, you must divert and use water to the full extent intended and submit a *Statement of Completion for Submitting Proof of Beneficial Use* by the date shown in condition no. 1 of your permit. The Department will send you a *Proof Due Notice* approximately 60 days prior to the date listed in condition no. 1 of your permit.

You may also require approvals from other Department programs, such as Ground Water Protection, Safety of Dams, or Stream Channel Protection, to accomplish your proposed development. Please call or visit any Department office or see the Department's website at idwr.idaho.gov for more information about these programs.

SCANNED
OCT 04 2023

Please be advised that Idaho Code § 42-248, requires you or the owner of this water permit to maintain current ownership and address records on file with the Department. Forms to file an assignment of permit and/or a change in the address of the permit owner are available from any Department office or at the Department's website at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please contact me at (208) 287-4925.

Sincerely,

Jean Hersley

For
Phill Hummer
Water Rights Supervisor

Enclosure(s)

SCANNED
OCT 04 2023

CERTIFICATE OF SERVICE

I hereby certify that on October 04, 2023, I served a true and correct copy of Permit to Appropriate Water No. 96-16607 by U.S. Mail, postage prepaid, to the following:

LADYHAWK WATER ASSOCIATION INC. (Current Owner)
6126 W PIAFFE CT
EAGLE ID 83616

Jean Hersley
Technical Records Specialist 2

SCANNED
OCT 04 2023

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

SCANNED
OCT 04 2023

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 service date 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.

Howe, Bob

From: Howe, Bob
Sent: Friday, September 22, 2023 10:32 AM
To: steveweston
Subject: 2nd Notice RE: Possible amendment needed-Application for Permit #96-16607

Hi Steve,
I have recently received your application back from the advertisement period and submitted your processed permit to the approval/ signature que. You will be receiving it in the mail within about 1 month. I just wanted to reach out to you to remind you that if you wish to include irrigation on this water right an amendment will be necessary before the license is issued. You or your representing attorney may reach out to us any time before the completion of licensing exam to submit the amended the application and the $100 amendment fee.
If you still have no interest in pursuing the amendment, please disregard this correspondence.

Thank you for your time and consideration in this matter.

Regards,

Bob Howe

IDAHO DEPARTMENT OF
WATER RESOURCES
Bob Howe | Water Resource Agent
322 E Front St, PO Box 83720, Boise, ID 83720
(208) 287-4847 | www.idwr.idaho.gov

From: steveweston <steveweston@centurylink.net>
Sent: Friday, July 14, 2023 11:30 AM
To: Howe, Bob <Bob.Howe@idwr.idaho.gov>
Subject: RE: Possible amendment needed-Application for Permit #96-16607

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Mr. Howe,

At this point we (members of the Ladyhawk Water Association) do not want to do anything that may delay or complicate our application process. Therefore, please process the application as submitted by our attorney (Alison Dunbar). In your original email, you stated that the requested 0.12 cfs exceeds the standard 0.10 cfs. From your email – *"The rate requested 0.12cfs exceeds the 0.10cfs standard for 4 homes. If a rate above the standard is needed, please provide the reasoning for an increase duty of water, if this is in error please respond clarifying that only the standard is needed."*

In my email of July 12th I was attempting to provide the rational for the 0.12 cfs. The rational was that the increase, over the standard, could be used for an extended garden area. If this rational is either insufficient for the 0.12 cfs request, or the more than standard rate of use causes any delays in our application, then please process the application with the standard rates of use (0.10 cfs) for the four homes (Application for Permit #96-16607).

If there are any further questions, please feel free to contact me. Again, thank you for your assistance!

SCANNED
OCT 04 2023

Steve C. Weston
stevеweston@centurylink.net
208-960-2628

From: Howe, Bob <Bob.Howe@idwr.idaho.gov>
Sent: Thursday, July 13, 2023 3:40 PM
To: steveweston <stevеweston@centurylink.net>
Subject: Possible amendment needed-Application for Permit #96-16607

Hi Steve,
Thank you for sending over the documentation. Just to clarify, if you are seeking irrigation you would need to amend the application to add irrigation use to your application. The current application is for multiple domestic uses, but did not request irrigation water. If this is what was intended then, please submit an amended application requesting the correct uses and requested rates for each. Thank you for your time and attention to this matter.

Regards,

Bob Howe

IDAHO DEPARTMENT OF
WATER RESOURCES
Bob Howe | Water Resource Agent
322 E Front St, PO Box 83720, Boise, ID 83720
(208) 287-4800 | www.idwr.idaho.gov

From: steveweston <stevеweston@centurylink.net>
Sent: Wednesday, July 12, 2023 3:44 PM
To: Howe, Bob <Bob.Howe@idwr.idaho.gov>
Subject: RE: Additional information requested for Application for Permit #96-16607

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Mr. Bob Howe,

First, I have attached the "First Amendment to Shared Well Water Agreement and Water Well Pipeline Easements." Hopefully, this recorded amendment will suffice for your needs. It refers to the original agreement (recorded doc #829571) which initially established our agreement for shared well us between all the property owners. This new amendment, signed by all the current property owners, establishes the power of the Ladyhawk Water Association over the Water System, and assumes the management of the water rights associated with the well. If this document suffices it will eliminate the necessity of scanning and sending of the original twenty-six page shared well agreement (doc # 829571).

Second, regarding the requested 0.12 cfs. I do not know what you may need to justify that request that exceeds the 0.10 standard cfs, other that to state the need for additional irrigation water demand. There is an area that is approximately ½ acre that is suitable for a large garden which would exceed the smaller single family garden plot.

If more information is needed, please contact me. Thank you for your phone call that helped explain your written request. Talking about something certainly helps just the reading of it.

SCANNED
OCT 04 2023

From: Howe, Bob <Bob.Howe@idwr.idaho.gov>
Sent: Wednesday, July 12, 2023 10:25 AM
To: STEVEWESTON@CENTURYLINK.NET
Subject: Additional information requested for Application for Permit #96-16607

Dear Ladyhawk Water Association, INC.,

The department is currently reviewing your application for permit #96-16607, for domestic use in 4 homes. The rate requested 0.12cfs exceeds the 0.10cfs standard for 4 homes.
If a rate above the standard is needed, please provide the reasoning for an increase duty of water, if this is in error please respond clarifying that only the standard is needed.

Additionally, in the application you stated "Ladyhawk Water Association Inc. has an easement to manage the well, and each owner of those lots listed herein, and the owner at the point of diversion, are mandatory members of the Association. The original easement is instrument number 829571; and the amendment is 1021746 records of Bonner County." Please send any supporting information and documents in response to this email for permitting review.
Feel free to reach out to me with any questions or concerns. Thank you for your attention to this matter.
Regards,

Bob Howe

IDAHO DEPARTMENT OF
WATER RESOURCES
Bob Howe | Water Resource Agent
322 E Front St, PO Box 83720, Boise, ID 83720
(208) 287-4800 | www.idwr.idaho.gov

SCANNED
OCT 04 2023

RECEIVED
SEP 0 7 2023
IDWR / NORTH

RECEIVED
SEP 1 1 2023
DEPARTMENT OF
WATER RESOURCES

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Bonner)

RikkiJade Lindstrom, being first duly sworn on oath, deposes and states:

1. I am a citizen of the United States of America, over the age of 18 years, a resident of the State of Idaho, and am not a party to the proceedings referred to in the attached Legal Notice.
My business address is P.O. Box 159, Sandpoint, Idaho.

2. I am the Legal Clerk of the Bonner County Daily Bee, a newspaper of general publication in Bonner County, Idaho;

3. Said newspaper has been continuously and uninterruptedly published in Bonner County, Idaho during a period of 12 months prior to the first publication of said Notice, and thereafter.

4. The attached Notice was published in the regular and entire issue of the Bonner County Daily Bee for a period of 2 consecutive weeks, commencing on the 17 day of August, 2023, and ending on the 24 day of August, 2023.

RJ Lindstrom

State of Idaho, county of Bonner ss.
On this 24 day of August, in the year of 2023, before me, Angela Minehart, Notary Public, personally appeared RikkiJade Lindstrom known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she (or they) executed the same.

Angela Minehart
Notary Public
Residing at: Kootenai County

My Commission Expires 03/20/2029

ANGELA MINEHART
NOTARY
PUBLIC
Comm No. 20231353
STATE OF IDAHO

SCANNED
OCT 0 4 2023

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

96-16460
SCOTT FRASER
2744 DAYLILY DRIVE
COEUR D'ALENE, ID 83815
Point of Diversion L6(SWNE) S7 T55N R02W BONNER County
Source COCOLALLA LAKE
Tributary COCOLALLA CREEK
Use: DOMESTIC
1 /1 to 12/31
0.1 CFS
Total Diversion:
0.1 CFS
Date Filed: 06-20-2023
Place Of Use: DOMESTIC
T55N R02W S7 L6(SWNE)

96-16481
CHRISTOPHER BERNER
1105 N KING JAMES LN
LIBERTY LAKE, WA 99019-9453
Point of Diversion SENE S22 T56N R01W BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
0.04 CFS
Total Diversion:
0.04 CFS
Date Filed: 06-21-2023
Place Of Use: DOMESTIC
T56N R01W S22 SENE,NESE

96-16531
EMERALD BEACH PROPERTY OWNERS COOP
707 W CLEVELAND AVE
SPOKANE,.WA 99205
Point of Diversion NESE S6 T56N R01E BONNER County
Source LAKE PEND ORIELLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
4 /1 to 10/31
0.05 CFS
Total Diversion:
0.05 CFS
Date Filed: 06-22-2023
Place Of Use: IRRIGATION
T56N R01E S5 L3(NWSW)
T56N R01E S6 SESE,NESE
Total Acres: 1.1

96-16607
LADYHAWK WATER ASSOCIATION INC.
6126 W PIAFFE CT
EAGLE, ID 83616
Point of Diversion NESE S26 T57N R03W BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
0.12 CFS
Total Diversion:
0.12 CFS
Date Filed: 07-03-2023
Place Of Use: DOMESTIC
T57N R03W S26 NESE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the State office at (208) 287-4800; or for a full description of the right(s), please see https://idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, State Office, 322 E Front St, PO Box 83720, Boise, ID 83720 together with a protest fee of $25.00 for each application on or before 9/05/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director
Legal#5471
AD#12904
August 17, 24, 2023

9-18-23

IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

August 9, 2023

LADYHAWK WATER ASSOCIATION INC.
6126 W PIAFFE CT
EAGLE, ID 83616

RE: Application for Permit No. 96-16607

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the BONNER COUNTY DAILY BEE on 8/17/2023 and 8/24/2023. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. 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, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Jean Hersley

Jean Hersley
Technical Records Specialist

SCANNED
AUG 09 2023

Hersley, Jean

From: Hersley, Jean
Sent: Wednesday, August 9, 2023 9:44 AM
To: 'bcdblegals@cdapress.com'
Subject: Legal Notice for the Bonner County Daily Bee-Application for Permit No. 96-16460, 96-16481, 96-16531, 96-16607
Attachments: Legal Notice.docx

Please publish the enclosed legal notice in the Bonner County Daily Bee 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 9/5/2023. Your cooperation is appreciated.

Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942

SCANNED
AUG 0 9 2023

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

96-16460
SCOTT FRASER
2744 DAYLILY DRIVE
COEUR D'ALENE, ID 83815
Point of Diversion L6(SWNE) S7 T55N R02W BONNER County
Source COCOLALLA LAKE Tributary COCOLALLA CREEK
Use: DOMESTIC
1 /1 to 12/31
0.1 CFS
Total Diversion:
0.1 CFS
Date Filed: 06-20-2023
Place Of Use: DOMESTIC
T55N R02W S7 L6(SWNE)

96-16481
CHRISTOPHER BERNER
1105 N KING JAMES LN
LIBERTY LAKE, WA 99019-9453
Point of Diversion SENE S22 T56N R01W BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
0.04 CFS
Total Diversion:
0.04 CFS
Date Filed: 06-21-2023
Place Of Use: DOMESTIC
T56N R01W S22 SENE,NESE

96-16531
EMERALD BEACH PROPERTY OWNERS COOP
707 W CLEVELAND AVE
SPOKANE, WA 99205
Point of Diversion NESE S6 T56N R01E BONNER County
Source LAKE PEND ORIELLE Tributary PEND OREILLE RIVER
Use: IRRIGATION
4 /1 to 10/31
0.05 CFS
Total Diversion:
0.05 CFS
Date Filed: 06-22-2023
Place Of Use: IRRIGATION
T56N R01E S5 L3(NWSW)
T56N R01E S6 SESE,NESE
Total Acres: 1.1

96-16607
LADYHAWK WATER ASSOCIATION INC.
6126 W PIAFFE CT
EAGLE, ID 83616
Point of Diversion NESE S26 T57N R03W BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
0.12 CFS
Total Diversion:
0.12 CFS
Date Filed: 07-03-2023
Place Of Use: DOMESTIC
T57N R03W S26 NESE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the State office at (208) 287-4800; or for a full description of the right(s), please see https://idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, State Office, 322 E Front St, PO Box 83720, Boise, ID 83720 together with a protest fee of $25.00 for each application on or before 9/05/2023. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/17/2023 and 8/24/2023

SCANNED
AUG 0 9 2023

Howe, Bob

From: steveweston <steveweston@centurylink.net>
Sent: Friday, July 14, 2023 11:30 AM
To: Howe, Bob
Subject: RE: Possible amendment needed-Application for Permit #96-16607

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Mr. Howe,

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If there are any further questions, please feel free to contact me. Again, thank you for your assistance!

Steve C. Weston
steveweston@centurylink.net
208-960-2628

From: Howe, Bob <Bob.Howe@idwr.idaho.gov>
Sent: Thursday, July 13, 2023 3:40 PM
To: steveweston <steveweston@centurylink.net>
Subject: Possible amendment needed-Application for Permit #96-16607

Hi Steve,
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Regards,

Bob Howe

IDAHO DEPARTMENT OF
WATER RESOURCES
Bob Howe | Water Resource Agent

322 E Front St, PO Box 83720, Boise, [redacted]83720
(208) 287-4800 | www.idwr.idaho.gov

From: steveweston <steveweston@centurylink.net>
Sent: Wednesday, July 12, 2023 3:44 PM
To: Howe, Bob <Bob.Howe@idwr.idaho.gov>
Subject: RE: Additional information requested for Application for Permit #96-16607

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Mr. Bob Howe,

First, I have attached the "First Amendment to Shared Well Water Agreement and Water Well Pipeline Easements." Hopefully, this recorded amendment will suffice for your needs. It refers to the original agreement (recorded doc #829571) which initially established our agreement for shared well us between all the property owners. This new amendment, signed by all the current property owners, establishes the power of the Ladyhawk Water Association over the Water System, and assumes the management of the water rights associated with the well. If this document suffices it will eliminate the necessity of scanning and sending of the original twenty-six page shared well agreement (doc # 829571).

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If more information is needed, please contact me. Thank you for your phone call that helped explain your written request. Talking about something certainly helps just the reading of it.

From: Howe, Bob <Bob.Howe@idwr.idaho.gov>
Sent: Wednesday, July 12, 2023 10:25 AM
To: STEVEWESTON@CENTURYLINK.NET
Subject: Additional information requested for Application for Permit #96-16607

Dear Ladyhawk Water Association, INC.,

The department is currently reviewing your application for permit #96-16607, for domestic use in 4 homes. The rate requested 0.12cfs exceeds the 0.10cfs standard for 4 homes.
If a rate above the standard is needed, please provide the reasoning for an increase duty of water, if this is in error please respond clarifying that only the standard is needed.

Additionally, in the application you stated "Ladyhawk Water Association Inc. has an easement to manage the well, and each owner of those lots listed herein, and the owner at the point of diversion, are mandatory members of the Association. The original easement is instrument number 829571; and the amendment is 1021746 records of Bonner County." Please send any supporting information and documents in response to this email for permitting review.
Feel free to reach out to me with any questions or concerns. Thank you for your attention to this matter.
Regards,

Bob Howe

IDAHO DEPARTMENT OF
WATER RESOURCES
Bob Howe | Water Resource Agent

322 E Front St, PO Box 83720, Boise, ID 83720
(208) 287-4800 | www.idwr.idaho.gov

Updated 03/01/2022

APPLICATION FOR PERMIT ANALYSIS PERMIT

APPLICATION NO. 96-16607 ASSIGNED AGENT Baldwin DATE ASSIGNED 7-11-23

REQUIRED INFORMATION:

- ✓ Name (if applicant is a corp. or partnership an officers list must be provided. Attach annual report from IDSOS if not provided and applicant is registered. If not provided or registered, application is incomplete
- ✓ Address (confirm or update contact info)
- ✓ Source (See USGS Quad for names of water sources)
- ✓ Point of Diversion (10 acre tract for springs) _____ Lot/Block and Subdivision name listed on App
- ✓ Proposed Use and Quantity (flow in cfs and/or volume in af)
- ✓ Period of Use
- ✓ Description of Diversion Works – Diversion name, if known
- ✓ Place of Use (acres to be irrigated) _____ Lot/Block and Subdivision name listed on App
- ✓ Time required to make beneficial use - A MUST, HOW MANY YEARS _____
- ✓ Map included – MUST MATCH POD & POU LOCATIONS
- ✓ Signature (If applicant is corp., company, or municipality, title of signatory is required)
- ✓ Correct fee received
- ✓ Complete (data enter, active status and draft set to no), or
  - _____ Incomplete (don't data enter) - Additional information required, date requested 7/12 - canceled for easement
  - ✓ Response received, date received 7-14-23 data enter and set status) + Supporting docs. needed for permitting
  - _____ No response - Return application, date returned _____, Refund requested _____

PRE ADVERTISEMENT PROCESSING (Yes = Required and Completed, No = Not Required):

- _____ Yes ✓ No W&S processing - If Letter Req - Date sent _____, Update Tracking _____
- _____ Yes ✓ No MSF processing – Follow guidance doc for subordinated rate or injury analysis
- _____ Yes ✓ No Wastewater - Send letter (water availability and legal access)
- _____ Yes ✓ No BS 67 SW – Send Form letter to confirm BU can be accomplished before 6/15 cutoff
- _____ Yes ✓ No BS 61 MHGW/CGW or I-84 corridor – Send letter (withdraw or hold app)
- _____ Yes ✓ No Storage – Complete checklist, send comment to Dam Safety if required
- _____ Yes ✓ No Trustwater - Send form letter, attach analysis sheet, TW conditions
- ✓ Yes _____ No Non-standard use or Storage - Rate justification in file and/or AP Memo 76 evaluation
- _____ Yes ✓ No Summary memo complete, initial the preliminary check line on application form
- _____ Yes App data entry complete and accurate, ACTUALLY DOUBLE CHECK DATA ENTRY

SEND COPIES TO:

_____ IDEQ	_____ US FS	_____ BLM	_____ Planning (MSF, protected reach)
_____ IDFG	_____ ADJ		_____ Water District _____ WD No
_____ IDL	_____ Dam Safety (embankment)		_____ Other (write in Name and Address below)

_____ _____ _____ _____

_____ _____ _____ _____

_____ _____ _____ _____

_____ _____ _____ _____

ADVERTISING

- _____ Yes ✓ No Statewide advertising (>10 cfs or >1,000 af storage)
- _____ Yes ✓ No Other Legal Notice Remarks (TW, BS63 WBZ, Mitigation)

Legal Notice: 8-9-23 Newspaper BCDB Protest deadline 9-5-23

AFTER ADV EVALUATION:

- _____ Yes _____ No POD overlap - Consider legal access, diversion system issues
- _____ Yes _____ No POU overlap - Consider if ok to process, possible OC, and/or overlap conditions
- _____ Yes _____ No Power - Affidavit required, affidavit attached, evaluation complete & included
- _____ Yes _____ No Large diversion (>5 cfs, >500 af storage, or >200 acres) - Rule 40 analysis
- _____ Yes _____ No Mitigation required – evaluation complete & included
- _____ Yes _____ No Municipal – Consider Memo #18 and #74, RAFN _____
- _____ Yes _____ No Legal access concerns - Rule 40.05.e if Public land, access agreement if private
- _____ Yes _____ No Drilling upgrade fee required- _____ Paid & documented or _____ Not paid & letter sent
- _____ Yes _____ No Additional info required - Date sent _____ Response received _____
  _____ No response received – Send Intent to Void Letter