

June 30, 2009

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JUL 02 2009

IDWR / NORTH

Thomas Clark
Michele Clark
PO Box 1721
Sandpoint, Idaho 83864

Dept. of Water Resource, Northern Region
7600 Mineral Drive, Suite 100
Coeur d'Alene, Idaho 83815

*Receipt #
NO 21121*

To whom it may concern: 96-9433

In reference to Thomas & Michele Clark filing for water rights we protest the claim because of the damage it inflicts on our property.

Our property adjoins the Clarks property on the north property line. When the Clarks built their new dam it caused water to flood over a portion of our land to the height where the fence cannot be seen, and the property is unusable in the spring. It is softening the base of our dam which we do not want to erode over time. We are not protesting the building of their dam, but the damage it is causing to our property.

Sincerely,

Charles Wells

Charles Wells

Lynn Wells

Lynn Wells

*Charles Wells
535 Alder Creek Rd
Sandpoint, Idaho
83864*

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

98-7895

ED COOK

491890 HWY 95

SANDPOINT ID 83864

Point of Diversion SWSW S3 T59N R01W Bonner County

Source GROUNDWATER

Use: DOMESTIC

01/01 To 12/31

0.04 CFS

Total Diversion:

0.04 CFS

Date Filed: 05/15/2009

Place Of Use: DOMESTIC

T59N R01W S3 SWSW

Remark: Domestic use for general store and restaurant.

96-9432

GEORGE W ALLEN

146 OSPREY LN

SANDPOINT ID 83864

Point(s) of Diversion SENW S7 T57N R01W BONNER County

Source LAKE PEND OREILLE tributary to PEND OREILLE RIVER

Use: DOMESTIC

01/01 To 12/31

0.04 CFS

Total Diversion:

0.04 CFS

Date Filed: 05/27/2009

Place Of Use: DOMESTIC

T57N R01W S7 SENW

Remark: Domestic use is for 1 home.

96-9433

THOMAS CLARK

MICHELE CLARK

P O BOX 1721

SANDPOINT ID 83864

Point of Diversion NWSW S28 T58N R01W BONNER County

Source UNNAMED STREAM tributary to BOYER SLOUGH

Use: WILDLIFE STORAGE

01/01 To 12/31

17.2 AFA

Total Diversion:

17.2 AFA

Date Filed: 06/01/2009

Place Of Use: WILDLIFE STORAGE

T58N R01W S28 NWSW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 7600 Mineral Drive, Suite 100, Coeur D' Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 07/06/2009. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

SNP Legal 10721

June 18, 25, 2009