

Ball, Dianne

From: Hersley, Jean
Sent: Tuesday, August 11, 2015 10:51 AM
To: Ball, Dianne
Subject: RE: 91-7902 Scoggin, and 92-11033 Stone
Attachments: Acknowledgement Letter(2).docx; Legal Notice(2).docx; Acknowledgement Letter(2).docx

I sent these to the paper this morning. I have attached the new legal notice and acknowledgement letters. Print them and put them in the files.

Jean

From: Ball, Dianne
Sent: Tuesday, August 11, 2015 11:08 AM
To: Hersley, Jean
Subject: RE: 91-7902 Scoggin, and 92-11033 Stone

No, I haven't done that.

Keith has a bunch of older protested files on which he is scheduling pre-hearing conferences and hearings, and I'm trying to get notices sent out certified mail on all of those. Those he's currently trying to schedule are from many years ago, back from when Bob Haynes was still our Regional Manager.

In many of these files there's "catch-up" scanning and profiling that was not done at the time, that also has to be done in order to proceed with the conferences/hearings.

I've also got stacks of new WR applications to start publication on 8/19 and 26, or 8/20 and 27, and I'm still only "authorized" to work 4 hours a day. (Bummer)

From: Hersley, Jean
Sent: Tuesday, August 11, 2015 8:48 AM
To: Ball, Dianne
Subject: RE: 91-7902 Scoggin, and 92-11033 Stone

I'm getting these ready for re-advertising. Just checking to make sure you haven't already sent them to the paper.

From: Ball, Dianne
Sent: Tuesday, August 04, 2015 1:17 PM
To: Hersley, Jean
Subject: RE: 91-7902 Scoggin, and 92-11033 Stone

Hi, Jean,

I talked to the paper to see if we could still make the publication date starting the 5th, and was told that the set-up or layout for the paper was already complete so I couldn't get it in to start the 5th.

It looks like we will have to re-do it again through the *re-advertise* program in order to publish the 19th and 26th, moving the final date for protests to be received in our office to September

7th, Labor Day. (We can probably move protest date ahead a day, to 9/8/15 because our offices are closed on Labor Day.)

Would you be able to process this again for those dates?

My limited hours are causing problems for my accomplishing some things as I would like.

From: Hersley, Jean
Sent: Monday, August 03, 2015 6:29 AM
To: Ball, Dianne
Subject: RE: 91-7902 Scoggin, and 92-11033 Stone

Well, I created a new legal notice but didn't send it. It is attached to this email if you could please take care of the re-advertising. Sorry about the screw up on these.

From: Ball, Dianne
Sent: Thursday, July 30, 2015 12:37 PM
To: Hersley, Jean
Cc: Skaggs, Pam; Maxey, Shaun; Frederick, Adam
Subject: 91-7902 Scoggin, and 92-11033 Stone

Happy day Jean,

I got an affidavit of publication and the bill today from St Maries Gazette on these two files indicating that we didn't get the dates changed on this legal so they actually published on July 22 and 29, 2015, with protest date of August 10, 2015.

I think we have no choice but to re-advertise these since the publication wasn't halted and dates moved ahead. That might be possible if you still have your original submissions and only the dates would have to be changed, except they will have to process through the re-advertisement process to correct the protest date.

If you still have the Legal Notice for this saved in your WORD Documents, they can probably publish August 5 and 12, 2015 with new protest date of August 24, 2015 by just changing the dates and re-submitted to St Maries Gazette.

I had entered the dates of publication on our analysis sheet as 8/5 and 8/12/15 thinking that these were some of the ones about which we discussed your trying to get the dates of publication changed, since publication had not yet started, but apparently the Gazette didn't get the change in time for these two to halt that publication and move the dates ahead a couple weeks.

Do you want to handle it from there (if you still have the original Legal Notice saved in your documents so you can just change dates, saving some time), or do you want me to try to get it done from here.

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
208-762-2800 Fax 208-762-2819

Affidavit of Publication

RECEIVED
JUL 30 2015
IDWR/NORTH

STATE OF IDAHO

County of Benewah, ss.

Cynthia Ann Hammes, being first duly sworn on oath, deposes and says that she is vice president of The Corporation, owner of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah County, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of notice of advertisement herein.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of 2 issues, the first publication being on the 22 day of July, 2015 and the last on the 29 day of July, 2015.

That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

Dated this 29 day of July, 2015

Cynthia Ann Hammes

STATE OF IDAHO)

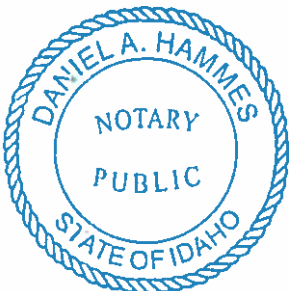
COUNTY OF BENEWAH)

On this 29 day of July, in the year of 2015 before me, a Notary Public, personally appeared Cynthia Ann Hammes, known or identified to me to be the person whose name subscribed to within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Arnold A. Hammes

Notary Public for Idaho
Residing at St. Maries, Idaho
My commission expires:

7-13-2019



NOTICE OF APPLICATION

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

91-7902
JEFF SCOGGIN
KIM R SCOGGIN
11024 W RIVERVIEW DR
POST FALLS, ID 83854
Point of Diversion L5(NESW) S14 T46N R01W BENEWAH County
Source ST JOE RIVER Tributary COEUR D ALENE LAKE
Use: DOMESTIC
01/01 to 12/31
0.04 CFS
Total Diversion:
0.04 CFS
Date Filed: 6/25/2015
Place Of Use: DOMESTIC
T46N R01W S14 L5(NESW)
92-11033
HAROLD G STONE
JANET M STONE
PO BOX 431
ST MARIES, ID 83861
Point of Diversion NENW S33 T44N R02W BENEWAH County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
0.04 CFS
Use: STOCKWATER
01/01 to 12/31
0.02 CFS
Total Diversion:
0.06 CFS
Date Filed: 6/23/2015
Place Of Use: DOMESTIC STOCKWATER
T44N R02W S33 NENW
Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208) 762-2800; or for a full description of the right(s), please see www.idwr.idaho.gov/apps/ExtSearch/WR-Filing.asp. 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, 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 8/10/2015. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director
9161 July 22-July 29

Ball, Dianne

From: Hersley, Jean
Sent: Tuesday, July 28, 2015 10:26 AM
To: Corsi, Charles
Subject: RE: July 13 water rights notice

Not sure what you consider important fish bearing streams, but here is a list of the surface water rights from that list.

91-7902- domestic from St. Joe River
95-17045- Domestic from Spirit Lake
96-9571- Domestic/Irrigation from unnamed stream tributary to Grouse Creek
96-9573- Irrigation from Sandcreek
96-9575- fire Protection from unnamed stream tributary to Syringa Creek
96-9577- domestic from Pend Oreille River tributary to Columbia River

I hope this helps. Let me know if you need anything else.

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

From: Corsi, Charles (<mailto:charles.corsi@idfg.idaho.gov>)
Sent: Friday, July 17, 2015 4:55 PM
To: Hersley, Jean
Subject: July 13 water rights notice

Hi Jean,

I received a letter signed by you inviting written comment on a long list (13) of Applications for Permit for basins 91, 95, and 96. I am currently short staffed here and it would be helpful to know, without searching each AFP individually, what these applications are for. If they are for typical domestic water rights, it's probably not critical for IDFG to comment. If they are surface diversions from important fish bearing streams, it would be good for us to know that so that we could assess and provide IDWR with input to avoid or mitigate impacts to important or even ESA listed fish. And, if they are applications from one applicant for multiple diversions across the landscape, that would allow us to prepare a single response instead of up to 13.

Is there anyway of sending us more details on these applications up front? It would be greatly appreciated!

Thanks,

Chip Corsi
Panhandle Regional Supervisor
Idaho Department of Fish and Game
2885 Kathleen Avenue
Coeur d'Alene, ID 83815
(208) 769-1414

July 13, 2015

IDAHO DEPARTMENT OF FISH & GAME
2885 W KATHLEEN AVE
COEUR D' ALENE ID 83815

RE: Application for Permit Nos. 91-7902, 92-11033, 95-17036, 95-17039, 95-17044, 95-17045, 96-9570, 96-9571, 96-9573, 96-9574, 96-9575, 96-9576 and 96-9577

Dear Interested Party:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced Applications for Permit. You can find copies of the applications at <http://www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication.

Please contact the Northern Region office at (208) 762-2800 if you have any questions regarding the application.

Sincerely,

Jean Hersley
Technical Records Specialist II

August 11, 2015

JEFF SCOGGIN
KIM R SCOGGIN
11024 W RIVERVIEW DR
POST FALLS, ID 83854

Application For Permit No. 91-7902

Dear Applicant(s):

The Department of Water Resources was notified the original legal notice was published in the St Maries Gazette on incorrect dates. Your application will need to be republished.

A legal notice of the application has been prepared and is scheduled for publication in the ST MARIES GAZETTE RECORD on 8/19/2015 and 8/26/2015. 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
Technical Records Specialist

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

91-7902

JEFF SCOGGIN

KIM R SCOGGIN

11024 W RIVERVIEW DR

POST FALLS, ID 83854

Point of Diversion L5(NESW) S14 T46N R01W BENEWAH County

Source ST JOE RIVER Tributary COEUR D ALENE LAKE

Use: DOMESTIC

01/01 to 12/31

0.04 CFS

Total Diversion:

0.04 CFS

Date Filed: 6/25/2015

Place Of Use: DOMESTIC

T46N R01W S14 L5(NESW)

92-11033

HAROLD G STONE

JANET M STONE

PO BOX 431

ST MARIES, ID 83861

Point of Diversion NENW S33 T44N R02W BENEWAH County

Source GROUND WATER

Use: DOMESTIC

01/01 to 12/31

0.04 CFS

Use: STOCKWATER

01/01 to 12/31

0.02 CFS

Total Diversion:

0.06 CFS

Date Filed: 6/23/2015

Place Of Use: DOMESTIC STOCKWATER

T44N R02W S33 NENW

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208) 762-2800; or for a full description of the right(s), please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. 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, 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 9/08/2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/19/2015 and 8/26/2015