

75467
15-10805

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant JOHN T BOK VIRGINIA M. MONTEE Phone 208-762-2733
Mailing address 15198 N. HAMLET TRAIL, Hayden Email B3635
2. Source of water supply SPRING which is a tributary of STUMP CR.
3. Location of point of diversion is Township 52N Range 3W Sec. 35, in the NE ¼, NE ¼, SE ¼, Govt. Lot _____, B.M., KOOTENAI County;

additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per year)

Amount 0.04 for STOCKWATER purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per year)

Amount 6 AF for RECREATION STORAGE purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per year)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)

5. Total quantity to be appropriated is (a) 0.04 cubic feet per second and/or (b) 6 AF acre feet per year

6. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source SPRING BOX
FOUR FOOT DIAMETER TILES DAM
- b. Height of storage dam 8 feet; active reservoir capacity 6 acre-feet;
total reservoir capacity 6 acre-feet
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
- d. Is ground water with a temperature of greater than 85°F being sought? _____
- e. If well is already drilled, when? _____; Drilling firm _____;
Well was drilled for (well owner) _____; Drilling Permit No. _____

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. _____
- b. Stockwatering; list number and kind of livestock. 5-10 HEAD RANGE ANIMALS
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1
- e. Other; describe fully. _____

9. Description of place of use:

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- 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	
58W	36W	35													PS	P/S			
															R				

Total number of acres to be irrigated: _____

10. 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? NO 8/16/86 CLAIM
FOR GROUNDWATER

11. a. Who owns the property at the point of diversion? APPLICANT
- b. Who owns the land to be irrigated or place of use? II
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

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

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.

John T. Montee
Signature of Applicant

Print Name (and title, if applicable)

For Department Use:

Received by Ken Date 3/16/9 Time 4:10P Preliminary check by _____
Fee \$ 100 Received by lee Receipt No. N00077 Date 3/16/7

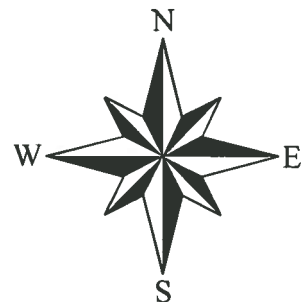
95-10205

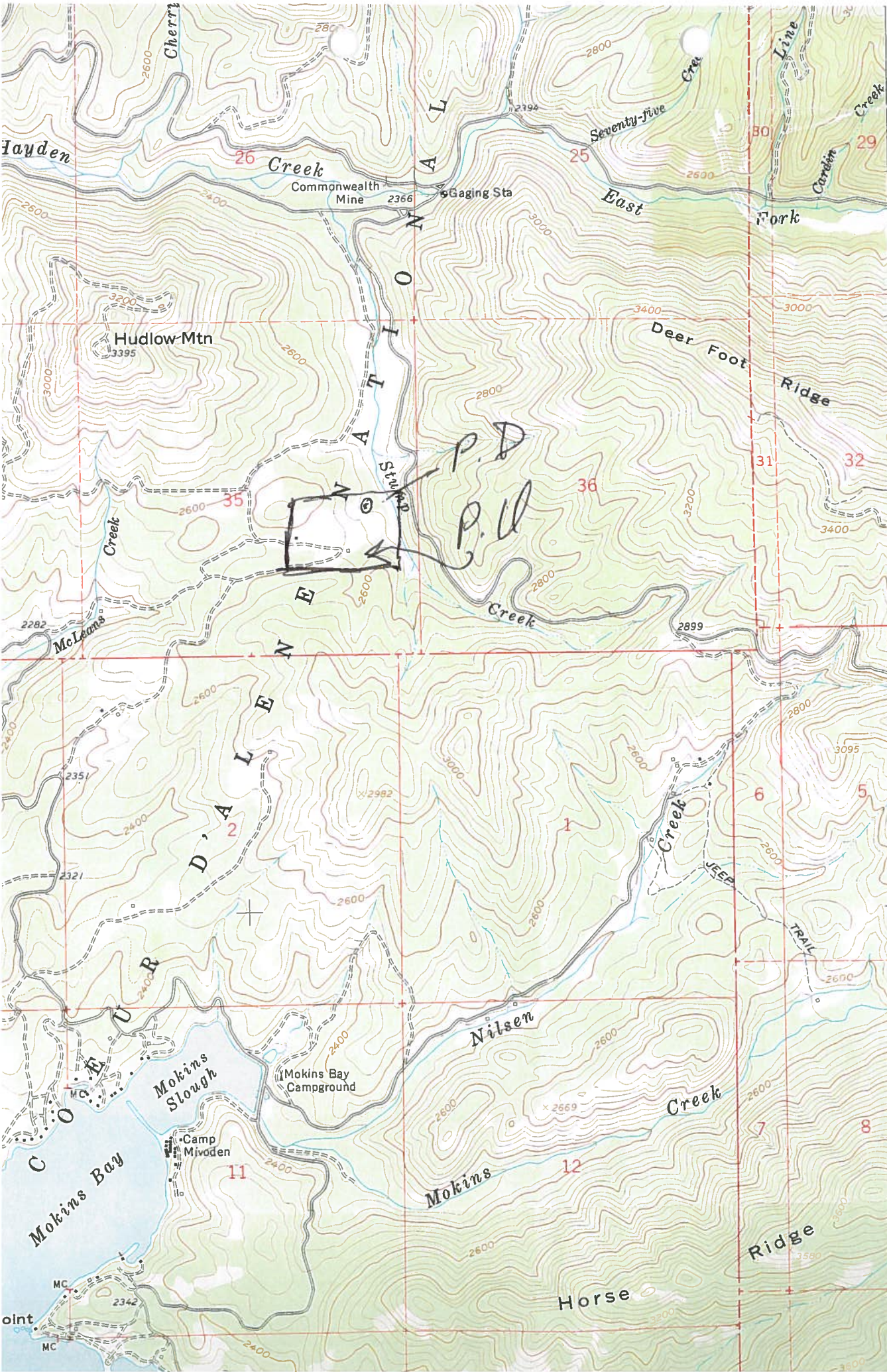


0 200 400 800 1,200 1,600 Feet

Legend

-  workingpod
-  workingpou
-  QQ





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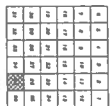
T. 52 N.
T. 51 N.

47'30"

5291

130

The revision dates below represent the file save dates for the posting of the listed revisions. The archive dates for these revisions are posted within the ARCHIVE REVISIONS box in the drawing title block.

[illegible]

KOOTENAI COUNTY
IDAHO

DATE	
TO	SUBJECT ADDRESS
TH	PALMER ESTATES
FR	PALMER ESTATES 1ST ADD
BY	CED COMMERCIAL
NO	
	08-11-B 07-09-66 02-18-62 12-28-61

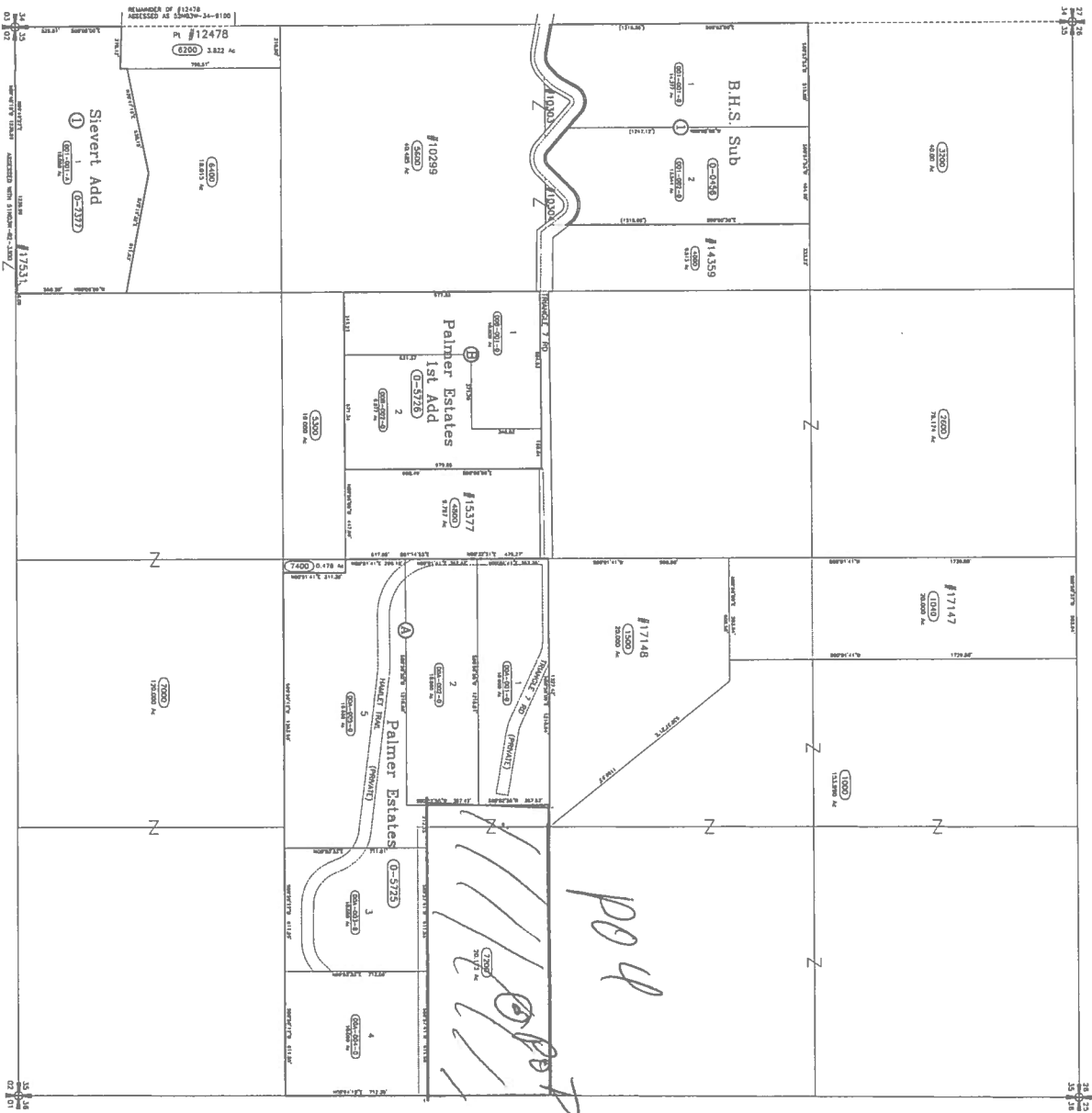
PHONE NO. 131-1111

NOTES:

All data in parentheses are percentages calculated by reviewer. Data in brackets are reviewer estimates.

[illegible]

Records of Survey used:
OK/PMC
DE SCRIPTION



SCALE: 1 INCH = 400 FEET

FILENAME 523VJ35(extension)

Sec. 35 Twp. 52N. R. 3W. B. M.

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, March 18, 2009 9:16 AM
To: mterrabe@idfg.idaho.gov
Subject: Agency Comment Request re 95-10205 MONTEE
Attachments: 95-10205 Montee.pdf; Agency Comment Request Ltr.doc

Good morning, Mary,

Attached is our letter requesting your comments on water right application 95-10205 - MONTEE. A copy of the application is also attached FYI.

Please respond to Keith on this, no later than April 20th. 2009.

Thanks and have a great day.

Don 't count the days, let the days count.

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

3/18/2009



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR
Director

March 18, 2009

MARY TERRA-BERNS
IDAHO DEPARTMENT OF FISH AND GAME
2885 W KATHLEEN AVE.
COEUR D'ALENE, ID 83815

Re: Water Permit Application No. 95-10205 – Montee

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application follows for your reference.

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, and by sending a copy of your protest to the applicant. This will be scheduled for publication on April 2 and 9, 2009 in the Coeur d'Alene Press.

We are sending this to you for your comments, and would appreciate receiving your comments by no later than **April 20, 2009**. That is also the final date for protest to be received in our office.

If we do not hear from you by that date, we will assume that no comment from you means you have no objection to, concerns about, or conditions pertaining to the issuance of this permit.

You may send comments by regular mail to the address above, by FAX to 762-2819, or by e-mail to Keith.Franklin@idwr.idaho.gov Eric.Davis@idwr.idaho.gov .

We request that you send a copy of your comments regarding, and/or notice that you intend to protest this application to the applicant as well as to our office.

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

Sincerely,

Dianne

Dianne Ball
Administrative Assistant



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

March 25, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

JOHN T MONTEE
VIRGINIA M MONTEE
15198 N HAMLET TRAIL
HAYDEN ID 83835

RE: Application for Permit No 95-10205

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the Coeur d'Alene Press on April 2 and 9, 2009. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). 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, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight to twelve weeks.

Please feel free to contact this office if you have any questions.

Sincerely,

Keith E. Franklin
Senior Water Resource Agent

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, March 25, 2009 4:39 PM
To: Legal Notices-CdA Press
Subject: Legal notice to publish April 2 & 9, 2009 (a long one)
Attachments: CoverLetter 03-25-09 CDA e-mail, 95-10125, 203,05,07,09,11.doc; LegalNotice 03-25-09 CDA e-mail 95-10125,203,205,207,209,211.doc

Good afternoon, Kattie,

Attached is our cover letter requesting publication on April 2 and 9, 2009 of a legal notice, also attached.

This is a pretty long one – encompassing 6 new water right applications. Hopefully you can simply copy and paste.

I'll need a proof/preview copy before this goes to press for my review. Mostly it's to check layout so our general public doesn't get confused with what we are doing.

Thanks for all your great help. I do appreciate what you do for us.

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

3/25/2009



State of Idaho

DEPARTMENT OF WATER RESOURCES

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Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR
Director

*Please Fax or e-mail proof/preview copy to me before this goes to press.
Fax (208) 762-2819 ~ e-mail dianne.ball@idwr.idaho.gov
Thanks, Dianne*

March 25, 2009

KATTIE HOY
LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814

RE: Application for Permit No. 95-10125, 95-10203, 10205, 10207, 10209, 10211

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, April 2 and 9, 2009, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

This one is fairly long, but again, hopefully you can copy and paste.

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 04/20/2009. Your cooperation is very greatly appreciated.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

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

95-10125

JORDAN INTERNATIONAL CONSTRUCTION

5030 N STONEHEDGE AVE

COEUR D'ALENE ID 83815

Point of Diversion L1 (NENE) S5 T49N R04W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION	03/15 To 11/15	0.02 CFS
Use: IRRIGATION STORAGE	01/01 To 12/31	4.9 AFA
Use: IRRIGATION FROM STORAGE	03/15 To 11/15	4.5 AFA
Use: DOMESTIC	01/01 To 12/31	0.02 CFS
Use: DOMESTIC STORAGE	01/01 To 12/31	1 AFA
Use: DOMESTIC FROM STORAGE	01/01 To 12/31	0.6 AFA
Use: FIRE PROTECTION	01/01 To 12/31	0.02 CFS
Use: FIRE PROTECTION STORAGE	01/01 To 12/31	0.4 AFA
Use: DIVERSION TO STORAGE	01/01 To 12/31	0.02 CFS
Total Diversion:	0.02 CFS	5.9 AFA

Date Filed: 01/23/2009

Place Of Use: DOMESTIC

T49N R04W S5 NENE Lot 1 SENE

Place Of Use: DOMESTIC STORAGE

T49N R04W S5 NENE Lot 1

Place Of Use: DOMESTIC FROM STORAGE

T49N R04W S5 NENE Lot 1 SENE

Place Of Use: IRRIGATION

T49N R04W S5 NENE Lot 1 SENE

Number of Acres 1.5

Place Of Use: IRRIGATION STORAGE

T49N R04W S5 NENE Lot 1

Place Of Use: FIRE PROTECTION

T49N R04W S5 NENE Lot 1 SENE

Remark: Domestic use is for two on site bathrooms.

95-10203

TIMOTHY KASTNING

10035 N HAPPY TL

RATHDRUM ID 83858

Point of Diversion SENESW S17 T51N R04W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION	03/15 To 11/15	0.18 CFS
Use: DOMESTIC	01/01 To 12/31	0.04 CFS
Total Diversion:		0.2 CFS

Date Filed: 03/17/2009

Place Of Use: DOMESTIC

T51N R04W S17 NESW

Place Of Use: IRRIGATION same as DOMESTIC

Number of Acres 9

Remark: Domestic use is for 1 home.

95-10205

JOHN T MONTEE

VIRGINIA M MONTEE

15198 N HAMLET TRAIL

HAYDEN ID 83835

Point of Diversion NENESE S35 T52N R03W KOOTENAI County

Source SPRINGS tributary to STUMP CREEK

Use: STOCKWATER	01/01 To 12/31	0.02 CFS
Use: DOMESTIC	01/01 To 12/31	0.04 CFS
Use: RECREATION STORAGE	01/01 To 12/31	6 AFA
Total Diversion:	0.06 CFS	6 AFA

Date Filed: 03/16/2009

Place Of Use: DOMESTIC

T52N R03W S35 NESE NWSE

Place Of Use: STOCKWATER same as DOMESTIC

Place Of Use: RECREATION STORAGE

T52N R03W S35 NESE

Remark: Domestic use is for 1 home.

Stockwater use is for 10 head of range cattle.

95-10207

TERRY A MARVIN

REGINA E MARVIN

461 W. REMINGTON RD

ATHOL ID 838101

Point of Diversion SWSE S14 T53N R04W KOOTENAI County

Source GROUNDWATER

Use: IRRIGATION	04/01 To 10/31	0.2 CFS
Use: STOCKWATER	01/01 To 12/31	0.02 CFS
Use: DOMESTIC	01/01 To 12/31	0.04 CFS
Total Diversion:		0.2 CFS

Date Filed: 03/19/2009
Place Of Use: IRRIGATION
T53N R04W S14 SWSE
Number of Acres 10
Place Of Use: DOMESTIC & STOCKWATER same as IRRIGATION
Remark: Domestic use is for 1 home.
Stockwater use is for 10 head of mixed stock.

95-10209

SHIRLEY FREEMAN
1513 N 3RD
COEUR D ALENE ID 83814
Point of Diversion L6 (NESE) S3 T49N R03W KOOTENAI County
Source COEUR D ALENE LAKE tributary to SPOKANE RIVER
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 02/23/2009
Place Of Use: DOMESTIC T49N R03W S3 NESE Lot 6
Remark: Domestic use is for 1 float house plus garden.

95-10211

DAELAND INC
C/O CRAIG SINGER
11463 W RIVERVIEW DR
POST FALLS ID 83854
Point of Diversion NWSW S29 T51N R05W KOOTENAI County
Source GROUNDWATER
Use: IRRIGATION 04/01 To 10/31 0.9 CFS
Use: STOCKWATER 01/01 To 12/31 0.05 CFS
Total Diversion: 0.9 CFS

Date Filed: 03/20/2009
Place Of Use: IRRIGATION
T51N R05W S29 NWSW SWSW
Number of Acres 45
Place Of Use: STOCKWATER same as IRRIGATION
Remark: Stockwater use is for 101 head of mixed stock.
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 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 04/20/2009.
The protestant must also send a copy of the protest to the applicant.
DAVID R. TUTHILL, JR., Director
Published April 2 and 9, 2009
Legal No. _____