

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

1. Name: P.M. HERNDON CORP
222 OTTS BASIN RD
SAGLE ID 83860
(208) 597-2086

2. Source: GROUND WATER
MOORE CREEK Tributary to: COCOLALLA CREEK

3. Location of Point of Diversion:

#1 GROUND WATER, NE1/4NE1/4, Sec. 27, Twp 56N, Rge 03W, B.M., BONNER County

#2 MOORE CREEK, NE1/4NE1/4, Sec. 27, Twp 56N, Rge 03W, B.M., BONNER County

4. Water will be used for the following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01	to 10/31	0.36 CFS

5. Total quantity to be appropriated is: 0.36 CFS

6. Proposed diverting works:

POINT OF DIVERSION #1

a. Type and size of devices used to divert water from the source: PUMP FROM EXISTING
SMALL POND NEXT TO MOORE CREEK

POINT OF DIVERSION #2

a. Type and size of devices used to divert water from the source: BELL GOSSETT 15 HP 3
PHASE ELECTRIC CENTRIFUGAL PUMP WITH 2.5 INCH INLET AND 5 INCH ALUMINUM
MAINLINE FROM SMALL PUMP POND NEXT TO MOORE CREEK

7. Time required for the completion of the works and application of the water to the proposed
beneficial use is 5 year(s).

8.

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals	
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
56N 03W 22																	18.0	18.0

Total Acres: 18

STATE OF IDAHO
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9a. Who owns the property at the point of diversion? If other than applicant, describe the arrangement enabling the applicant to make this filing.

Point of Diversion #1: PAUL HERNDON - PAUL HERNDON IS THE PRESIDENT AND DIRECTOR OF P.M. HERNDON CORPORATION WHICH AUTHORIZES THE CORPORATION TO ACCESS MOORE CREEK FOR THE POINT OF DIVERSION.

Point of Diversion #2: PAUL HERNDON - PAUL HERNDON IS THE PRESIDENT OF P.M. HERNDON CORPORATION WHICH ALLOWS FOR THE ACCESS TO SOURCE.

9b. Who owns the land to be irrigated or place of use? If other than applicant, describe the arrangement enabling the applicant to make this filing.

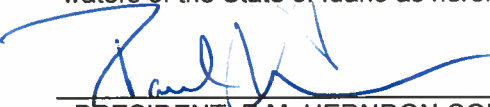
APPLICANT

10. Remarks:

MOORE CREEK FLOWS FOR APPROXIMATELY 1500 FEET ACROSS OUR PROPERTY AND IS LOCATED AT ONE POINT APPROXIMATELY 40 FEET BELOW IN ELEVATION AND 600 FEET SOUTH OF AN 18 ACRE DRYLAND PASTURE WE USE FOR COWS CHICKENS AND SHEEP. WE PROPOSE TO PUMP WATER FROM MOORE CREEK UP THE 40 FOOT HILL THROUGH 5 INCH ALUMINUM MAINLINE INTO UNDERGROUND MAINLINE IN THE PASTURE FEEDING A 4 INCH WHEEL LINE IRRIGATION SYSTEM. WE PROPOSE TO PUT 1 INCH OF WATER ON THE ENTIRE PASTURE EVERY TEN DAYS BEGINNING AROUND JULY 4 AND ENDING SEPTEMBER 30. THIS WILL PROVIDE 3 ADDITIONAL MONTHS PER YEAR GRAZING FOR ANIMALS AND SHOULD CONTRIBUTE GREATLY TO CONTROL OF NOXIOUS WEEDS. PUMP HOUSE WITH FILTERED INTAKE WILL BE LOCATED NEXT TO CREEK.

11. Map of proposed point of diversion and place of use attached? [X]

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.



PRESIDENT, P.M. HERNDON CORPORATION
Applicant

Received by db Date 3/26/13 Time 4/17/13 Preliminary check by _____
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

Receipt No. N029696 - 3/26/13 db

Date: 4/17/13 N029774 Bal. of WR Permit Fee

Received by: db

96-9513

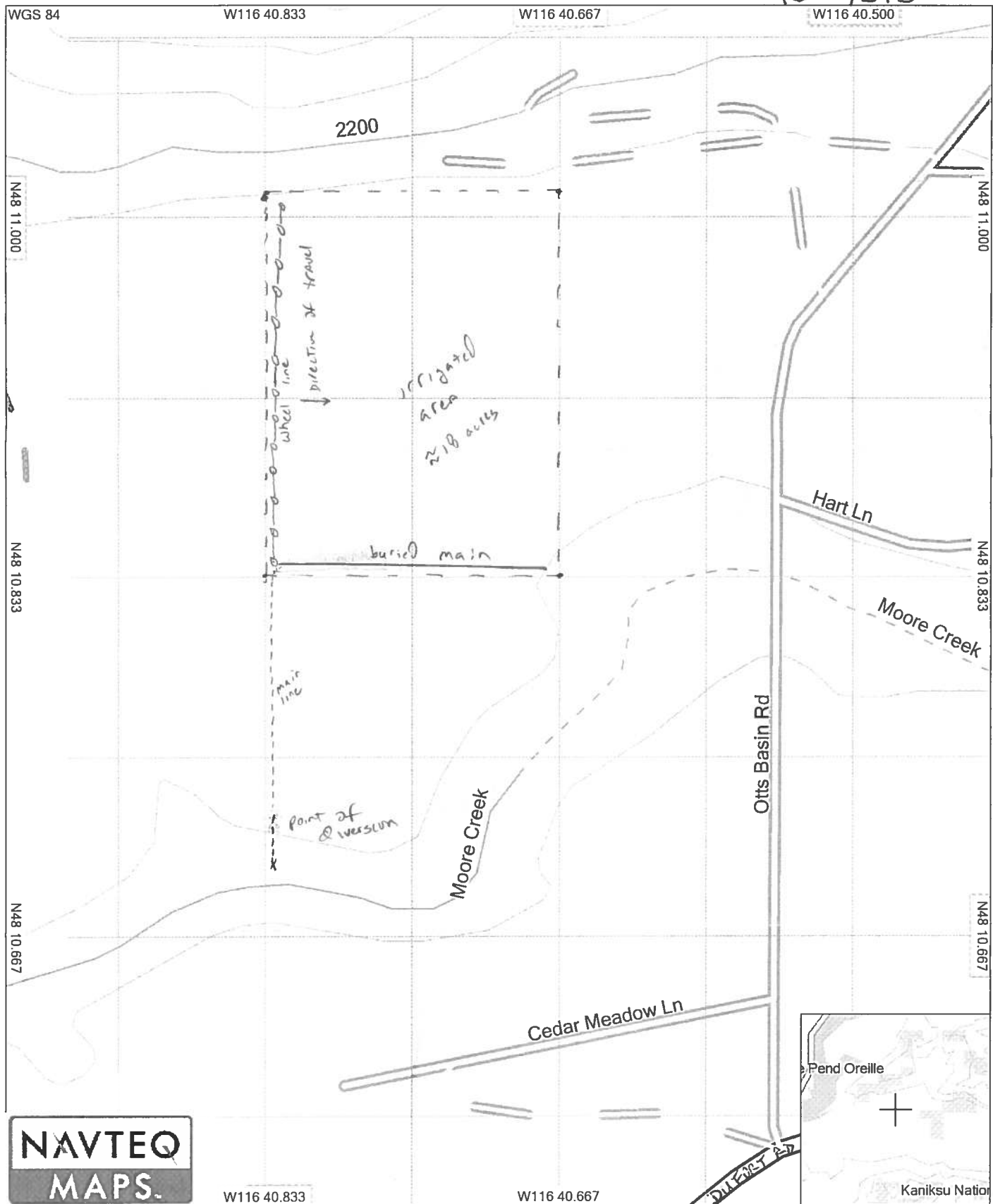


Legend

-  Working_POD
-  Working_POU
-  QQ
-  Taxlots



96-9513



Topo U.S. 24K North Central
© 2008 NAVTEQ. All Rights Reserved.
© Garmin Ltd. or its Subsidiaries 1995-2009

My Collection

0 ft 250 ft 500 ft 750 ft 1000 ft

TN
MN
15.6°
1/1/2010

GARMIN

96-9513

No. C 180161	Due no later than Sep 30, 2012 Annual Report Form		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. P.M. HERNDON CORP. PAUL HERNDON 222 OTTS BASIN RD SAGLE ID 83860		PAUL HERNDON 222 OTTS BASIN RD SAGLE ID 83860			
			3. <u>New</u> Registered Agent Signature:*			
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional).						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
SECRETARY	DEBRA HERNDON	222 OTTS BASIN ROAD	SAGLE	ID	USA	83860
DIRECTOR	PAUL HERNDON	222 OTTS BASIN ROAD	SAGLE	ID	USA	83860
PRESIDENT	PAUL HERNDON	222 OTTS BASIN ROAD	SAGLE	ID	USA	83860
TREASURER	DEBRA HERNDON	222 OTTS BASIN ROAD	SAGLE	ID	USA	83860
DIRECTOR	SCOTT HERNDON	246 OTTS ROAD	SAGLE	ID	USA	83860
DIRECTOR	DEBRA HERNDON	222 OTTS BASIN ROAD	SAGLE	ID	USA	83860
5. Organized Under the Laws of: ID C 180161		6. Annual Report must be signed.* Signature: Paul Herndon Name (type or print): Paul Herndon Date: 09/17/2012 Title: President				
Processed 09/17/2012		* Electronically provided signatures are accepted as original signatures.				

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, April 23, 2013 4:07 PM
To: Legal Notices - Bonner Co Daily Bee-Amber Bangeman; Legal Notices-Bonner Co Daily Bee-Melanie Till
Subject: Application for Permit No.95-16566, 96-9512, 96-9513, 97-7514,
Attachments: LegalNotice 04-23-13 BCDB e-mail 95-16566,96-9512, 9513, 97-7514.doc

Dear Amber and Melanie,

Please publish the enclosed legal notice on the dates indicated, May 2 and 9, 2013, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

Please send a proof/preview copy for my review before this goes to press. I think this is close to press-ready – in our 2-column preference, etc.

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 5/20/2013. Your assistance is greatly appreciated.

If you have any questions, please call me or reply to this e-mail.

Have a super rest of the day,

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

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

95-16566

TIM RACICOT

VICKY RACICOT

PO BOX 242

BAYVIEW, ID 83803

Point of Diversion NESW S27 T54N R02W BONNER CO

Source OLD MAID CREEK tributary BAYVIEW CREEK

Use: FIRE PROTECTION 01/01 to 12/31 0.15 CFS

Use: IRRIGATION 04/01 to 10/31 0.15 CFS

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

Total Diversion: 0.17 CFS

Date Filed: 3/29/2013

Place of Use: IRRIGATION, STOCKWATER

T54N R02W S27 NESW NWSW

Place Of Use: FIRE PROTECTION

T54N R02W S27 NESW NWSW

Total Acres: 5

Stockwater use is for 11 sheep.

96-9512

AVISTA CORPORATION

PO BOX 3727

SPOKANE, WA 99220-3727

Point of Diversion L7(SWNE) S28 T55N R03E BONNER Co

Source CLARK FORK RIVER tributary PEND OREILLE LAKE

Point of Diversion L7(NWSE) S28 T55N R03E BONNER CO

Source CLARK FORK RIVER tributary PEND OREILLE LAKE

Use: FISH PROPAGATION 01/01 to 12/31 3.35 CFS

Total Diversion: 3.35 CFS

Date Filed: 3/13/2013

Place of Use: FISH PROPAGATION T55N R03E S28

L7(SWNE) L6(NESE) L7(NWSE)

96-9513

P.M. HERNDON CORP

222 OTTS BASIN RD

SAGLE, ID 83860

Point of Diversion NENE S27 T56N R03W BONNER CO

Source GROUND WATER

Point of Diversion NENE S27 T56N R03W BONNER CO

Source MOORE CREEK tributary COCOLALLA CREEK

Use: IRRIGATION 04/01 to 10/31 0.36 CFS

Total Diversion: 0.36 CFS

Date Filed: 3/26/2013

Place of Use: IRRIGATION T56N R03W S22 SESE

Total Acres: 18

97-7514

WEST BONNER WATER AND SEWER DISTRICT

215 N WASHINGTON AVE.

OLDTOWN, ID 83822

Points of Diversion (2) SESE S24 T56N R06W BONNER CO

Source GROUND WATER

Point of Diversion SESW S24 T56N R06W BONNER CO

Source GROUND WATER

Use: MUNICIPAL 01/01 to 12/31 3 CFS

Total Diversion: 3 CFS

Date Filed: 2/20/2013

Place of Use: MUNICIPAL

Municipal use is within service area of applicant.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208) 762-2800. 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 5/20/2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 5/2/2013 and 5/9/2013

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, April 23, 2013 4:55 PM
To: mary.terra-berns@idfg.idaho.gov
Subject: RE: Application for Permit No. 95-16566 Racicot; Permit No. 96-9513 P.M.Herndon Corp
Attachments: 95-16566_Racicot.pdf; 96-9513_Herndon_Corp.pdf

Dear Mary:

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 is enclosed for your reference.

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.

This is being prepared for publication in the Bonner County Daily Bee on May 2 and 9, 2013, with May 20, 2013 as final date for protests to be received in our office.

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

Sincerely,

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



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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 23, 2013

P.M. HERNDON CORP
222 OTTS BASIN RD
SAGLE, ID 83860

Application For Permit No. 96-9513

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 5/2/2013 and 5/9/2013. 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,



Keith Franklin

Enc. Receipt No. N029696 for \$100, and N029774 for \$150.



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

96-9513

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

April 11, 2013

Paul Herndon
P.M. Herndon Corp.
222 Otts Basin Rd.
Sagle, ID 83860-8168

Re: Application For Permit to Appropriate the Public Waters of the State of Idaho

Dear Mr. Herndon:

As per our telephone conversation on April 11, 2013 I've attached a revised application for your consideration. Please review the application and if it meets with your satisfaction, sign and return the document to me within the next 30 days so as not to delay processing.

Since this application increases the diversion rate, an additional \$150.00 is required for the application fee. Please include a check made payable to IDWR in that amount when the application is returned.

If you have any questions, don't hesitate to contact me at this office.

Thank you.

Sincerely,

Keith E Franklin
Program Manager Northern Region

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