

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-16483

Priority: June 14, 2012

Maximum Diversion Rate: 0.04 CFS

This is to certify, that RAYMOND J MILLER Or FRANCES A MILLER
18155 E NUTHATCH LANE
HARRISON ID 83833

has applied for a permit to appropriate water from:

Source: COEUR D ALENE LAKE **Tributary:** SPOKANE RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

COEUR D ALENE LAKE L3 (SW1/4NW1/4) Sec. 14, Twp 48N, Rge 04W, B.M. KOOTENAI County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N	04W	14								X									
										L 3									

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **November 01, 2012**.
2. Subject to all prior water rights.
3. Domestic use is for 1 home.
4. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
5. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
6. This right does not grant any right-of-way or easement across the land of another.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of

the Director, affixed at Coeur d'Alene, this 26 day of September, 2012.


GARY SPACKMAN, Director



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

September 27, 2012

RAYMOND J MILLER
18155 E NUTHATCH LANE
HARRISON ID 83833

FRANCES A MILLER
18155 E NUTHATCH LANE
HARRISON ID 83833

RE: Permit No.95-16483

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit 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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

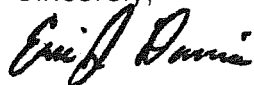
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

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. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-762-2800.

Sincerely,

A handwritten signature in black ink, appearing to read "Eric Davis", written in a cursive style.

Eric Davis

Sr. Water Resource Agent

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on September 28, 2012 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

95-16483

**FRANCES A MILLER
18155 E NUTHATCH LANE
HARRISON ID 83833**

**RAYMOND J MILLER
18155 E NUTHATCH LANE
HARRISON ID 83833**

A handwritten signature in cursive script, reading "Carolyn S. Monitz", is written over a horizontal line.

**Carolyn S. Monitz
Technical Records Specialist**

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.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET**

P-8/8/12b

W.R.# 95-16483

APPLICATION ID # 77991

ENT. ED BCA 7/24 OK to Publish 7/24/12

INITIAL REVIEW

APPLICANT: Miller

BY: E.D.

DATE: 6/22/2012

ITEM REQUIRED INFORMATION

1. ☒ Name and Address
2. ☐ Source
3. ☐ Point of Diversion & County
4. ☐ Quantity
5. ☐ Nature of Proposed Use
6. ☐ Period of Use
7. ☐ Total Quantity
8. ☐ Description of diverting works
9. ☐ Time required for b/u
10. ☐ Proposed use
11. ☐ Place of use or acres irrigated
12. ☐ Other water Rights
13. ☐ Ownership
14. ☐ Map
15. ☐ Signature
16. ☐ Fee (Amt, receipt, acknowledgement)

*** Send info sheet Y () N ()

ADDITIONAL INFORMATION

(Yes)(No)

- ☒ Shape File Created Date 6/12 By: ED
- ☐ Field check: by _____
- ☐ Field report attached
- ☐ Analysis Supp. Attached (>5cfs/500af)

☐ Water delivered by water master? Water District # _____

GROUNDWATER SECTION

WD Permit No.'s:	Tag #	Type:	Fees	Receipt No.	Upgrade Needed?
_____	_____	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()
_____	_____	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()
_____	_____	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()

LAKE CDA

- ☐ Groundwater management area
- ☐ Critical ground water area
- ☐ Well Drilling Permit required
- ☐ Well Drilling Application and Fees received
- ☐ Well Drilling Application approved?

Remarks: _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

- ☒ Notice of pending void order issued. Final order response date: _____/_____/_____
- ☒ Further information required from applicant _____

- ☒ Measuring device required
- ☒ Measuring port required

☒ Special conditions: 0.25 inch screen at Point of Diversion

☐ Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: E.D. Date: 9/26/2012 Sr. Agent initial E.D.

PROCESSING

(Yes)(No)

PRIORITY DATE: 06/14/2012

- ☒ (Include Moratorium Remark)
- ☐ Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN:

Kootenai

County

Newspaper: CDA

Dates scheduled for publication 8/27/12 9/13/12 9/24/12

Affidavit of Publication received: 9/14/12

Dates actually published: 9/10/12 9/13/12

Application published correctly. Yes ☒ No ☐

If not, action taken: _____

Final Date for Protest: 8/20/12 9/24/12

Protests Received: Yes ☐ No ☒

LETTERS SENT REQUESTING:

- ☐ Dam Information ☐ Fish Information
- ☐ Power Information ☐ Other: _____

INFORMATION RECEIVED:

- ☐ Dam Information ☐ Fish Information
- ☐ Power Information ☐ Other: _____

AFFIDAVIT OF PUBLICATION

RECEIVED
SEP 14 2012
IDWR / NORTH

STATE OF IDAHO,
County of Kootenai,

} ss.

upon oath depose and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

Legal Notice

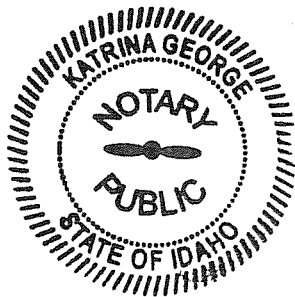
of which the annexed is a printed copy, was published in the regular *Thurs* issue of said newspaper for *2* consecutive *weeks* commencing on the *16* day of *Sept* 20 *12* and ending on the *13* day of *Sept* 20 *12* and such publication was made as often during said period as said *daily* newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

On this *13* day of *Sept* in the year of *2012*, before me, a Notary Public, personally appeared *Amber Tice*, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Katrina George

Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.



MY COMMISSION EXPIRES 8/29/17

RECEIVED
SEP 14 2012
IDWR / NORTH

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

95-16381

KENNETH ELA

WENDE ELA

PO BOX 986

HAYDEN LAKE, ID 83835

Point of Diversion NWSE S31 T52N R03W KOOTENAI County

Source UNNAMED STREAM Tributary SINKS

Point of Diversion SWSE S31 T52N R03W KOOTENAI County

Source UNNAMED STREAM Tributary SINKS

Use: FIRE PROTECTION STORAGE 01/01 to 12/31 3.5 AF

Use: IRRIGATION 03/15 to 11/15 0.2 CFS

Use: IRRIGATION from STORAGE 03/15 to 11/15 16.5 AF

Use: IRRIGATION STORAGE 03/15 to 11/15 16.5 AF

Total Diversion: 0.2 CFS

Date Filed: 12/29/2011

Place of Use: IRRIGATION from STORAGE T52N R03W S31

NESE NWSE SWSE SESE

Place of Use: IRRIGATION T52N R03W S31

NESE NWSE SWSE SESE

Place of Use: FIRE PROTECTION STORAGE

T52N R03W S31 SWSE

Place of Use: IRRIGATION STORAGE

T52N R03W S31 SWSE

Total Acres: 55

95-16474

CHAD COLLINS

RONNI COLLINS

4218 E SUMMERCREST AVE

SPOKANE, WA 99223

Point of Diversion L2(SWNW) S30 T49N R03W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/310.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 5/16/2012

Place of Use: DOMESTIC T49N R03W S30 L2(SWNW)

Domestic use is for 1 home.

95-16483

RAYMOND J MILLER

FRANCES A MILLER

18155 E NUTHATCH LANE

HARRISON, ID 83833

Point of Diversion L3(SWNW) S14 T48N R04W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/310.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/14/2012

Place of Use: DOMESTIC T48N R04W S14 L3(SWNW)

Domestic use is for 1 home.

95-16485

PATSY McKEEHEN

PO BOX 1924

BOTHELL, WA 98041

Point of Diversion L4(NESW) S11 T49N R04W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/310.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/19/2012

Place of Use: DOMESTIC T49N R04W S11 L4(NESW)

Domestic use is for 1 home.

95-16487

DONALD HAND ETAL TRUSTEES

18391 E NUTHATCH LA

HARRISON, ID 83833

Point of Diversion L3(SWNW) S14 T48N R04W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/310.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/15/2012

Place of Use: DOMESTIC T48N R04W S14 L3(SWNW)

Domestic use is for 1 home.

95-16492

NORTHWEST MANAGMENT PROPERTY LLC

PO BOX 13115

SPOKANE VALLEY, WA 99206

Point(s) of Diversion(2) NWSW S6 T50N R04W KOOTENAI CO

Source GROUND WATER

Use: MUNICIPAL

Total Diversion: 01/01 to 12/310.3 CFS
0.3 CFS

Date Filed: 7/3/2012

Place of Use: MUNICIPAL

T50N R04W S6 L6(NWSW) L7(SWSW)

Municipal use is within service area of applicant.

95-16493

STEPHEN C JOHNSON

LINDA M JOHNSON

12881 S STORMY POINT

HARRISON, ID 83833

Point of Diversion L1(NENW) S31 T49N R03W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/310.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 7/6/2012

Place of Use: DOMESTIC T49N R03W S31 L1(NENW)

Domestic use is for 1 home.

95-16494

HOWARD RUDE

6426 MAPLEWOOD

POST FALLS, ID 83854

Point of Diversion NWNW S25 T51N R05W KOOTENAI CO

Source GROUND WATER

Use: DOMESTIC

01/01 to 12/310.04 CFS

Use: IRRIGATION

03/15 to 11/150.2 CFS

Use: STOCKWATER

01/01 to 12/310.02 CFS

Total Diversion: 0.2 CFS

Date Filed: 7/16/2012

Place of Use: DOMESTIC T51N R05W S25 NWNW

Place of Use: IRRIGATION same as Domestic

Place of Use: STOCKWATER same as Domestic

Total Acres: 10

Domestic use is for 1 home.

Stockwater use is for 50 head cattle.

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 9/24/2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Legal 7075

September 6, 13, 2012

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, August 29, 2012 11:36 AM
To: Legal Notices-CdA Press - Amber Tice; Legal Notices-CdA Press
Subject: Application for Permit No. 95-16381, 95-16474, 95-16483, 95-16485, 95-16487, 95-16492, 95-16493, 95-16494
Attachments: LegalNotice 08-29-12 CDA e-mail 95-16381,16474,483,485,487,492,493,494.doc

Good morning Amber,

I'm sending this to both your e-mail direct, and to legals@cdapress.com. This is the one that was originally scheduled to publish the 2nd and 9th of August – but didn't make it into the paper.

I always send my e-mails "press ready" – the last I knew you were able to simply copy and paste except for adding your legal number at the bottom. Also, the last information I had – you used the CenturyOldStyle font, and so my e-mails to the Press also come in that font. If that has changed, please let me know and I will try to accommodate.

We always prefer two-column format for layout purposes. That makes the information our legals contain easier for the public to interpret.

Please publish the enclosed legal notice on the dates indicated, September 6 and 13, 2012, (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 in case we need to make any minor adjustments.

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 9/24/2012. Your cooperation is appreciated.

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

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:

95-16381

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WENDE ELA

PO BOX 986

HAYDEN LAKE, ID 83835

Point of Diversion NWSE S31 T52N R03W KOOTENAI County

Source UNNAMED STREAM Tributary SINKS

Point of Diversion SWSE S31 T52N R03W KOOTENAI County

Source UNNAMED STREAM Tributary SINKS

Use: FIRE PROTECTION STORAGE 01/01 to 12/31 3.5 AF

Use: IRRIGATION 03/15 to 11/15 0.2 CFS

Use: IRRIGATION from STORAGE 03/15 to 11/15 16.5 AF

Use: IRRIGATION STORAGE 03/15 to 11/15 16.5 AF

Total Diversion: 0.2 CFS

Date Filed: 12/29/2011

Place of Use: IRRIGATION from STORAGE T52N R03W S31

NESE NWSE SWSE SESE

Place of Use: IRRIGATION T52N R03W S31

NESE NWSE SWSE SESE

Place of Use: FIRE PROTECTION STORAGE

T52N R03W S31 SWSE

Place of Use: IRRIGATION STORAGE

T52N R03W S31 SWSE

Total Acres: 55

95-16474

CHAD COLLINS

RONNI COLLINS

4218 E SUMMERCREST AVE

SPOKANE, WA 99223

Point of Diversion L2(SWNW) S30 T49N R03W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 5/16/2012

Place of Use: DOMESTIC T49N R03W S30 L2(SWNW)

Domestic use is for 1 home.

95-16483

RAYMOND J MILLER

FRANCES A MILLER

18155 E NUTHATCH LANE

HARRISON, ID 83833

Point of Diversion L3(SWNW) S14 T48N R04W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/14/2012

Place of Use: DOMESTIC T48N R04W S14 L3(SWNW)

Domestic use is for 1 home.

95-16485

PATSY McKEEHEN

PO BOX 1924

BOTHELL, WA 98041

Point of Diversion L4(NESW) S11 T49N R04W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/19/2012

Place of Use: DOMESTIC T49N R04W S11 L4(NESW)

Domestic use is for 1 home.

95-16487

DONALD HAND ETAL TRUSTEES

18391 E NUTHATCH LA

HARRISON, ID 83833

Point of Diversion L3(SWNW) S14 T48N R04W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/15/2012

Place of Use: DOMESTIC T48N R04W S14 L3(SWNW)

Domestic use is for 1 home.

95-16492

NORTHWEST MANAGMENT PROPERTY LLC

PO BOX 13115

SPOKANE VALLEY , WA 99206

Point(s) of Diversion(2) NWSW S6 T50N R04W KOOTENAI CO

Source GROUND WATER

Use: MUNICIPAL 01/01 to 12/31 0.3 CFS

Total Diversion: 0.3 CFS

Date Filed: 7/3/2012

Place of Use: MUNICIPAL

T50N R04W S6 L6(NWSW) L7(SWSW)

Municipal use is within service area of applicant.

95-16493

STEPHEN C JOHNSON

LINDA M JOHNSON

12881 S STORMY POINT

HARRISON, ID 83833

Point of Diversion L1(NENW) S31 T49N R03W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 7/6/2012

Place of Use: DOMESTIC T49N R03W S31 L1(NENW)

Domestic use is for 1 home.

95-16494

HOWARD RUDE

6426 MAPLEWOOD

POST FALLS, ID 83854

Point of Diversion NWNW S25 T51N R05W KOOTENAI CO

Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Use: IRRIGATION 03/15 to 11/15 0.2 CFS

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

Total Diversion: 0.2 CFS

Date Filed: 7/16/2012

Place of Use: DOMESTIC T51N R05W S25 NWNW

Place of Use: IRRIGATION same as Domestic

Place of Use: STOCKWATER same as Domestic

Total Acres: 10

Domestic use is for 1 home.

Stockwater use is for 50 head cattle.

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 9/24/2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 9/6/2012 and 9/13/2012



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
Interim Director

August 29, 2012

RAYMOND J MILLER
FRANCES A MILLER
18155 E NUTHATCH LANE
HARRISON , ID 83833

Application For Permit No. 95-16483

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.

Originally scheduled to publish in the Coeur d'Alene Press on August 2 and 9, 2012, there was a mix-up at the paper and it did not publish as scheduled.

A legal notice of the application has now been prepared and is scheduled for publication in the COEUR D ALENE PRESS on 9/6/2012 and 9/13/2012. 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,

Eric J. Davis
Sr. Water Resource Agent

Ball, Dianne

From: Roger Johnson [rjohnson@idl.idaho.gov]
Sent: Friday, July 27, 2012 1:55 PM
To: Ball, Dianne
Subject: FW: Application for Permit No. 95-16474 CDA Lk; 95-16483 CDA Lk; 95-16485 CDA Lk; CDA Lk; 95-16487 CDA Lk; 95-16493 CDA Lk;
Attachments: 95-16474_Collins.pdf; 95-16483_Miller.pdf; 95-16485_McKeehen.pdf; 95-16487_Hand_trust.pdf; 95-16493_Johnson.pdf

Hi Dianne,

IDL does not have any objection to the listed water rights applications. However we would ask that you remind all applicants that they also are required to obtain an encroachment permit from this Department.

Thanks,

Roger Johnson

From: Brittany Baeumel
Sent: Thursday, July 26, 2012 10:09 AM
To: Roger Johnson
Subject: FW: Application for Permit No. 95-16474 CDA Lk; 95-16483 CDA Lk; 95-16485 CDA Lk; CDA Lk; 95-16487 CDA Lk; 95-16493 CDA Lk;

Thanks, Roger!

From: Ball, Dianne [<mailto:Dianne.Ball@idwr.idaho.gov>]
Sent: Thursday, July 26, 2012 10:06 AM
To: Terra Berns,Mary; Brittany Baeumel
Subject: RE: Application for Permit No. 95-16474 CDA Lk; 95-16483 CDA Lk; 95-16485 CDA Lk; CDA Lk; 95-16487 CDA Lk; 95-16493 CDA Lk;

Dear Mary and Brittany:

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.

These are being prepared for publication in the CDA Press on August 2 and 9, 2012, with August 20, 2012 as final date for

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 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

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, July 25, 2012 2:57 PM
To: Legal Notices, CdA Press - Madison McKenzie; Legal Notices-CdA Press
Cc: Davis, Eric
Subject: Application for Permit No. 95-16381, 95-16474, 95-16483, 95-16485, 95-16487, 95-16492, 95-16493, 95-16494
Attachments: LegalNotice 07-25-12 CDA e-mail 95-16381,16474,483,485,487,492,493,494.doc

Good afternoon Madison,

Attached is one of our larger legal notices and we request that you please publish this legal notice on the dates indicated, August 2 and 9, 2012, (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, in case I need to make any minor adjustments.

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 8/20/2012. Your cooperation is appreciated.

Thanks for your help on this, and have a marvelous 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:

95-16381

KENNETH ELA

WENDE ELA

PO BOX 986

HAYDEN LAKE, ID 83835

Point of Diversion NWSE S31 T52N R03W KOOTENAI County

Source UNNAMED STREAM Tributary SINKS

Point of Diversion SWSE S31 T52N R03W KOOTENAI County

Source UNNAMED STREAM Tributary SINKS

Use: FIRE PROTECTION STORAGE 01/01 to 12/31 3.5 AF

Use: IRRIGATION 03/15 to 11/15 0.2 CFS

Use: IRRIGATION from STORAGE 03/15 to 11/15 16.5 AF

Use: IRRIGATION STORAGE 03/15 to 11/15 16.5 AF

Total Diversion: 0.2 CFS

Date Filed: 12/29/2011

Place of Use: IRRIGATION from STORAGE T52N R03W S31

NESE NWSE SWSE SESE

Place of Use: IRRIGATION T52N R03W S31

NESE NWSE SWSE SESE

Place of Use: FIRE PROTECTION STORAGE

T52N R03W S31 SWSE

Place of Use: IRRIGATION STORAGE

T52N R03W S31 SWSE

Total Acres: 55

95-16474

CHAD COLLINS

RONNI COLLINS

4218 E SUMMERCREST AVE

SPOKANE, WA 99223

Point of Diversion L2(SWNW) S30 T49N R03W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 5/16/2012

Place of Use: DOMESTIC T49N R03W S30 L2(SWNW)

Domestic use is for 1 home.

95-16483

RAYMOND J MILLER

FRANCES A MILLER

18155 E NUTHATCH LANE

HARRISON, ID 83833

Point of Diversion L3(SWNW) S14 T48N R04W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/14/2012

Place of Use: DOMESTIC T48N R04W S14 L3(SWNW)

Domestic use is for 1 home.

95-16485

PATSY McKEEHEN

PO BOX 1924

BOTHELL, WA 98041

Point of Diversion L4(NESW) S11 T49N R04W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/19/2012

Place of Use: DOMESTIC T49N R04W S11 L4(NESW)

Domestic use is for 1 home.

95-16487

DONALD HAND ETAL TRUSTEES

18391 E NUTHATCH LA

HARRISON, ID 83833

Point of Diversion L3(SWNW) S14 T48N R04W KOOTENAI CO

Source COEUR D ALENE LAKE Tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/15/2012

Place of Use: DOMESTIC T48N R04W S14 L3(SWNW)

Domestic use is for 1 home.

95-16492

NORTHWEST MANAGMENT PROPERTY LLC

PO BOX 13115

SPOKANE VALLEY , WA 99206

Point(s) of Diversion(2) NWSW S6 T50N R04W KOOTENAI CO

Source GROUNDWATER

Use: MUNICIPAL 01/01 to 12/31 0.3 CFS

Total Diversion: 0.3 CFS

Date Filed: 7/3/2012

Place of Use: MUNICIPAL

Municipal use is within service area of applicant.

95-16493

STEPHEN C JOHNSON

LINDA M JOHNSON

12881 S STORMY POINT

HARRISON, ID 83833

Point of Diversion L1 (NENW) S31 T49N R03W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 7/6/2012

Place of Use: DOMESTIC T49N R03W S31 L1 (NENW)

Domestic use is for 1 home.

95-16494

HOWARD RUDE

6426 MAPLEWOOD

POST FALLS, ID 83854

Point of Diversion NWNW S25 T51N R05W KOOTENAI CO

Source GROUNDWATER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Use: IRRIGATION 03/15 to 11/15 0.2 CFS

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

Total Diversion: 0.2 CFS

Date Filed: 7/16/2012

Place of Use: DOMESTIC T51N R05W S25 NWNW

Place of Use: IRRIGATION same as Domestic

Place of Use: STOCKWATER same as Domestic

Total Acres: 10

Domestic use is for 1 home.

Stockwater use is for 50 head cattle.

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 8/20/2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/2/2012 and 8/9/2012



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
Interim Director

July 25, 2012

RAYMOND J MILLER
FRANCES A MILLER
18155 E NUTHATCH LANE
HARRISON, ID 83833

Application For Permit No. 95-16483

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 COEUR D ALENE PRESS on 8/2/2012 and 8/9/2012. 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,

Eric J. Davis
Sr. Water Resource Agent

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, July 26, 2012 10:06 AM
To: 'Terra Berns, Mary'; bbaeumel@idl.idaho.gov
Subject: RE: Application for Permit No. 95-16474 CDA Lk; 95-16483 CDA Lk; 95-16485 CDA Lk; CDA Lk; 95-16487 CDA Lk; 95-16493 CDA Lk;
Attachments: 95-16474_Collins.pdf; 95-16483_Miller.pdf; 95-16485_McKeehen.pdf; 95-16487_Hand_trust.pdf; 95-16493_Johnson.pdf

Dear Mary and Brittany:

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.

These are being prepared for publication in the CDA Press on August 2 and 9, 2012, with August 20, 2012 as final date for

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 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

Davis, Eric

From: Davis, Eric
Sent: Tuesday, June 19, 2012 9:06 AM
To: 'millerrj@umd.edu'
Subject: Application for water rights
Attachments: 95-16483.RTF

Please review and sign this application, you can make changes, this is your water right application. Thanks

Eric Davis
IDWR
Senior Water Resource Agent
Northern Regional Office
7600 North Mineral Drive, Suite 100
Coeur d'Alene, ID 83815
PHONE: (208)-762-2800
FAX: (208)762-2819

RAYMOND J. OR FRANCES A. MILLER
18155 E. NUTHATCH LANE,
HARRISON, IDAHO 83833
Phone 208-689-3932
Email: millerrj@umd.edu

RECEIVED
JUN 14 2012
DEPARTMENT OF
WATER RESOURCES

June 10, 2012

Ms. Lori Harris
Technical Records Specialist 2
Adjudication Section
State of Idaho
Department of Water Resources
322 East Front St. P.O. Box 83720
Boise, ID 83720-0098

Re: Coeur d'Alene River Basin Adjudication claim 95-13438

RECEIVED
JUN 18 2012
IDWR/NORTHERN

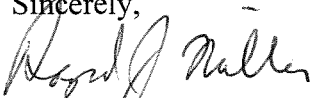
Dear Ms. Harris,

In February 2012 you notified us that we did not have a Water Permit and that our claim request was in violation of the Mandatory Permit Statute. Enclosed is an application for a permit, a request to withdraw our claim and apply the fee to the fee for a permit and a check for \$75.00 for the remainder of the permit fee.

I hope the permit is filled out properly and that all is in order. If additional information is needed you may contact me by email, mail or phone.

Thank you for all of your assistance.

Sincerely,


Raymond J. Miller

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, July 24, 2012 11:19 AM
To: Marston, Sascha
Subject: FW: Receipt Modify Request - T091717
Attachments: Receipt_modify_T091717.pdf

SASCHA – THIS IS CORRECTED NOW – FOR THE MILLER FILE THAT YOU WERE JUST WORKING ON.

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

Dianne

From: Ball, Dianne
Sent: Tuesday, July 24, 2012 10:32 AM
To: Marston, Sascha
Cc: Davis, Eric
Subject: Receipt Modify Request - T091717

Good morning, Sascha,

Will you please modify receipt #T091717 from an NIA claim filing fee to WR Permit App Fee, with comment notation:

“WR Permit App Fee - \$25.00”
[\$75.00 balance paid per receipt C095535]

The PCA Code for WR Permits is 65103.

Documentation requesting same and copy of Receipt T091717 attached FYI

Please let me know when modified,
Thanks very much.

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

RECEIVED

JUN 14 2012

DEPARTMENT OF
WATER RESOURCES

**REQUEST FOR WITHDRAWAL OF CLAIM
WITH FILING FEES APPLIED TO APPLICATION FOR PERMIT**

Name of Claimant: RAYMOND J. OR FRANCES A. MILLER
Mailing Address: 18155 E. NUT HATCH LN, HARRISON ID 83833
Amount: \$25.00 Receipt No.: TO91717
Claim No(s): 95-13438

I/We wish to withdraw the Notice(s) of Claim to a Water Right which number(s) appear above and for which I/We previously paid a filing fee to the Idaho Department of Water Resources. I request the filing fee I/We paid on the receipt referenced above be applied to filing an Application for Permit.

For Individuals:

Raymond J. Miller
(Signature of Claimant)
Frances A. Miller
(Signature of Claimant)

6/10/12
(Date)

6.10.12
(Date)

RECEIVED

JUN 18 2012

IDWR/NORTHERN

For Organizations:

(Signature of Authorized Agent) (Date)

(Title)

(Name of Organization)

Return to: Idaho Department of Water Resources
Adjudication Bureau
P.O. Box 83720
Boise, ID 83720-0098

For IDWR Use

	Initials	Date
Approval Region	<u><i>Ken</i></u>	<u>6/18/12</u>
Approval State Office	_____	_____
Data Entry	_____	_____

6/30/09

Receipt Details for ID T091717

Status	Adjustment Type	Version
		4

General Information:				
Date Received	Date Deposited	Region	Total Amount	Payment Type
9/13/2010 3:20:00 PM	9/15/2010 9:37:00 AM	ELECTRONIC ALLY TRANSMITTE D	\$25.00	ELECTRONICALLY TRANSMITTED
Payee:	MILLER, RAYMOND			

Comment WR PERMIT APP FEE - \$25.00 (\$75.00 BALANCE PAID PER RECEIPT C095535)

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$25.00	PERMITS		0229	21		1155

Idaho Department of Water Resources Receipt

Receipt ID: C095535

Payment Amount \$75.00 Date Received 6/14/2012 12:11 PM

Region STATE

Payment Type Check Check Number 2326

Payer MILLER, RAYMOND J / MILLER, FRANCES A

Comments 48N 04W 14 3 KOOTENAI COUNTY

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$75.00	PERMITS	56103	0229	21		1155

RECEIVED
JUN 18 2012
IDWR/NORTHERN

SRZ

Signature Line (Department Representative)