

July 23, 2009

RECEIVED
JUL 23 2009

IDWR/NORTH

To The Dept of Water Resources

in the matter of application for
permit # 95-9588 in the name
of Philip and Patsy Barnhard.
with regard to the hearing
held June 9, 2009 at 9:00 AM

Mr Keith Franklin

This is a written petition
requesting the default order not
be issued. I was not at the hearing
because I got the dates mixed up.
The date had been changed once due
to the death of one of the protesters
and their ^{were} other hearings scheduled with
other member of the same family
and they apply for water rights under different
family members and it is all very
confusing trying to keep it all straight
and get to the correct hearing on the
correct day. I am asking that you
not dismiss me from this contested
case. This is the absolute truth
and although I am not using illness
as the reason this whole matter
has made me ~~sick~~ sick my blood
pressure is sky high and I have been
put on medication for it. I need
some help from the Dept of water
Resources as to what is really going
on up there on the mountain as
it is affecting our entire watershed

RECEIVED 2
JUL 23 2009
IDWR / NORTH

It is so confusing none of us below them know what is going on with all the application for more and more water rights, ponds being built without going thru proper process first then referring to everything as unnamed (unnamed creek) (unnamed spring) unnamed wetland) unnamed everything where in reality all water from up there is a tributary to one of two Class 1 creeks we can't believe anything Barnharts tell us as ~~they~~ have on more the one occasion told us one thing and turned around and told the exact opposite. Therefore something was a lie. Also Father say one thing son say something else and the missio say something different yet.

This is continuing today ponds are being built creek are blocked off and ect. that you are not aware of as they show you only what they want you to see.

We are in touch with Dept of Lands and contacting fish and game but we also need ~~that~~ help from Dept of water Resources to put a halt on all this until it is straighted out because Barnharts ~~do~~ do as they please with no regard as to the effect it has on anyone. This must be addressed and stoped I realize there are only 2 people for most of the state and it is a difficult

3
RECEIVED

JUL 23 2009

IDWR/NORTH

got but when someone wants all of anything it is a problem and we must stop them. I believe if the water adjudication gets thru this is a good thing but by then there may be no water.

The water belongs to the State of Idaho and although its for us all to use, it is against the law to HOARD water this is what they are doing. Putting in ponds and applying for a permit after the fact then Begging forgiveness is also wrong.

I hope you will take care of this matter

Sincerely
Susan Bourguignon
1201 Sunset Rd
Alhol Id. 83801
208-659-6270



FedEx Kinko's
Office and Print Center

800 Beltline Road Springfield, Oregon 97477

Fax Cover Sheet

PHONE: 541-746-6448 FAX: 541-746-6455

Date 8-25-09

Number of pages 5 (including cover page)

To:

From:

Name BOB WAYNES Name SUSAN BOURGESSON

Company DEPT. WATER RESOURCES Company _____

Telephone 208-762-2800 Telephone 208-659-6270

Fax 208-762-0219

Comments As you have been selected, we are
very excited. Linda Williams is sending
something too if we are able to reach any of
the personnel by whom they are thought to be
working.



Fax - Local Send

Fax - Domestic Send

DOMESTIC Send Addl Pages

Fax - International Send

fedexkinkos.com 1800.GoFedEx 1800.463.3339

© 2009 FedEx Kinko's Office and Print Services, Inc. All rights reserved. Products, services and hours vary by location. INF051805 1.08

22705

FAXED To 208-762-2819

DIRECTOR of Water Resources AND
Bob Haynes

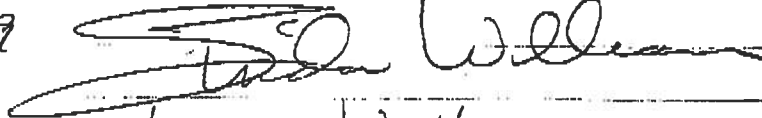
Please put a hold on Phillip Barnhart
95-9508 due to the fact that
it isn't really its wrong, & we have
tested & found E-Coli. Parkville
Health told me that the ponds aid
in the growth of the bacteria and
since the ponds they are applying
for are already built there needs
to be more testing done & may lead
to the destruction of "those" ponds

Please allow us time to do more
testing. Please stop the preliminary
approval or final approval.

There are people on the creek already
getting sick from this. The Red
can't fish etc etc because he
thinks he needs 7 ponds for 11
cows.

August 25, 2009

Thank You -



Linda Williams

2268 SUNSET ROAD

208-683-4020

Director of Water Resources
for the State of Idaho
Bob Hagmes N. Idaho Office
To Whom it may Concern

This is in regards to application
for permit to appropriate the public
waters of the State of Idaho No. 95-9508

I am asking that the preliminary
order approving this application
be reconsideration as there are
many things not clear to what
is going on there have been
multiple permits applied for by
various family members for various
permits over a large parcel of land
at the top of an area that affects
different water sheds for a area of class
one creeks which affects a very
close lakes which are used for
recreation + fishing and water
supply. one one of these creeks
it has been contaminated so bad
that none of the residents can
use any of their household water
do to E. Coli, Giardia, Cryptosporidia
D. ... EXCUSE SPELLING

since their system are near the Creek and the Creek water is seeping into them after 2 people got sick the health Dept notified them not to use their water for anything ~~that~~, dishwash, hand wash, ^{or anything} ~~that~~ may touch anything that goes in their mouth. This has caused extreme hardship plus health issues.

I am asking that no further permits be granted until this whole issue is investigated, so what ever has happened has been since Barnhart ^{has} putting in these ponds and messing with the natural watershed.

① these ponds and excavating was done without a permit a permit was applied for after the fact.

② They already had water rights and there was no need for more (this is boarding water)

③ it has caused contamination down stream from them whereas these creeks used to be clean

④ This is a health hazard not only to the people getting water from these creek but also the pubic going to these lakes, Cocolla, Round lake.

⑤ anyone fishing in any of the creeks or lakes down from them,

⑥ Wildlife drinking this water as they carry it to other areas and contaminate it

Please help us we are desperate. We need help. I did not realize this was the deadline date until 3:25 PM this afternoon when talking to Bob Haynes in the North Idaho office. I am sorry about

This messy letter but I am
in Oregon on a family
emergency and I don't have
all my documents with me
please help us send
us to someone who can

Thank you

Susan Bourgoin
1201 Sunset Rd.
Athol, Id 83801
208-659-6270

Received 6/9/09

Water coming down
Sunset Road &
going into culvert
Crossing to other
side of Road.

"Before Pond"
5/31/09



Water coming
out of
culvert on
other side
of Road

5/31/09



"Before Pond"



water
cascading
down to
pond



Pond



overflow for
pond



5-31-09

End of
overflow pipe
with shut-off
valves



"Below Pond"

Cracked ground
from valve being
shut off - no flow
coming out of pond.





valve for upper field

"Below Pond"

wetland plants
where creek used to
flow.



wetland plants where
creek used to flow



Creek along Road
below pond. No
water flowing,
only wet. Just
before culvert under
into water pond



5/31/09

"After Pond"

Culvert going
under Sunset
Road to connect
with Careywood
Creek.

Small amount
of water coming
down from
ditch on
intersecting
Road.



Culvert coming
out with
small amount
of water from
ditch on interse-
cting Road. This
flows into
Careywood
Creek.