

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 94-07831

Priority: June 03, 2010

Maximum Diversion Rate: 0.04 CFS

This is to certify, that ARNEY R WICK And/Or AMY C WICK
3515 HOVLEY LN
PASCO WA 9930 has applied for a permit to appropriate water from:

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

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 RIVER L8 (SE1/4NE1/4) Sec. 14, Twp 48N, Rge 02W, B.M. KOOTENAI County
COEUR D ALENE RIVER L8 (SE1/4NE1/4) Sec. 14, Twp 48N, Rge 02W, B.M. KOOTENAI County

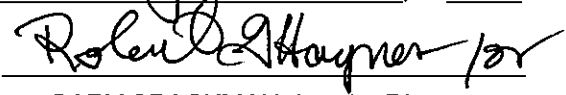
PLACE OF USE: DOMESTIC

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 02W 14				X									X				L 9

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **February 01, 2014**.
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. Water shall not be diverted under this right when flows in the Coeur d'Alene River are below minimum flow amounts as defined by Right 94-7341. The right holder shall be responsible for monitoring the daily flow of the Coeur d'Alene River using real-time data and shall cease diverting water when flows in the Coeur d'Alene River are below established minimum flow amounts. Unless otherwise specified by the Director of the Department of Water Resources, data from the U.S. Geological Survey Cataldo gauging station, No. 12413500, may be used for purposes of determining the daily flow amounts.
6. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
7. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
8. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
9. 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 7th day of February, 2011.


GARY SPACKMAN, Interim 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
Interim Director

February 7, 2011

ARNEY R WICK
3515 HOVLEY LN
PASCO WA 99301

AMY C WICK
3515 HOVLEY LN
PASCO WA 99301

RE: Permit No.94-7831

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.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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.

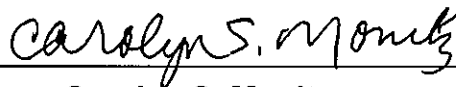
CERTIFICATE OF SERVICE

I hereby certify that on February 8, 2011 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. 94-7831

**AMY C WICK
3515 HOVLEY LN
PASCO WA 99301**

**ARNEY R WICK
3515 HOVLEY LN
PASCO WA 99301**

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

**Carolyn S. Monitz
Technical Records Specialist**

Statement of Available Procedures and Applicable Time Limits

RESPONDING TO PRELIMINARY ORDERS ISSUED BY THE IDAHO DEPARTMENT OF WATER RESOURCES (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 issuance 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**

N.R. # 94-7831

APPLICATION ID # 76972

ENT. 12/17 BCA 12/28 OK to Publish 12/23/10

APPLICANT: Arney & Amy Wick INITIAL REVIEW

BY: [Signature] DATE: 12/17/2010

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

(Yes)(No)
☒ Shape File Created Date _____ By: _____
☐ Field check: by _____
☐ Field report attached
☐ Analysis Supp. attached(>5cfs/500af)
☐ Water delivered by water master? Water District # _____

PROCESSING

(Yes)(No) PRIORITY DATE: 6/3/2010

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

ADVERTISE IN: Kootenai County

Newspaper: Idaho Press

Dates scheduled for publication 1/6 & 13/10

Affidavit of Publication received: 1/14/11

Dates actually published: 1/6 & 13/11

Application published correctly. Yes ☒ No _____

If not, action taken: _____

Final Date for Protest: _____

Protests Received: Yes _____ No ☒

LETTERS SENT REQUESTING:

() Dam Information () Fish Information
 () Power Information () Other: _____

INFORMATION RECEIVED:

() Dam Information () Fish Information
 () Power Information () Other: _____

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 ()

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

Idaho River

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: Min Stream Flow Coord Alene River
 ____ Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: [Signature] Date: 2/3/2011 Sr. Agent initial ED

RECEIVED
JAN 14 2011
IDWR / NORTH

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

94-7831

ARNEY R WICK
AMY C WICK
3515 HOVLEY LN
PASCO, WA 99301

Point of Diversion: (2) L8(ENE) S14 T48N R02W KOOTENAI CO
Source COEUR D'ALENE RVR tributary COEUR D'ALENE LK

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

Date Filed: 6/13/2010

Place Of Use: DOMESTIC T48N R02W S14 L8(ENE) L9(NESE)
Domestic use is for RV sites.

95-13662

JAMES L LEMM
RUTH H LEMM
8123 S GILMORE LN

COEUR D'ALENE, ID 83814

Point of Diversion: L1(NWNE) S25 T50N R05W KOOTENAI CO
Source SPRING Tributary SINKS

Use: IRRIGATION 03/15 to 11/15 0.03 CFS
Total Diversion: 0.03 CFS

Date Filed: 10/20/2010

Place Of Use: IRRIGATION T50N R05W S25 L1(ENE)

Total Acres: 1

95-13692

DAVID CASPER ETUX
1154 ABBOTT RD

WALLA WALLA, WA 99362

Point of Diversion: L5(NWSW) S3 T47N 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: 10/22/2010

Place Of Use: DOMESTIC T47N R04W S3 L5(NWSW)

Domestic use is for 1 cabin.

95-13710

EARL W MASTIN
ELIZABETH R MASTIN
3260 LANDS END RD
COEUR D'ALENE, ID 83814

Point of Diversion: L4(SWSE) S26 T50N 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: 10/21/2010

Place Of Use: DOMESTIC T50N R04W S26 L4(SWSE)

Domestic use is for 1 home.

95-13718

STEVE SCHMICK
SUZANNE SCHMICK
2521 REPP RE BOX 75
ENDICOTT, WA 99125

Point of Diversion: L3(SWNE) S7 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: 10/28/2010

Place Of Use: DOMESTIC T49N R03W S7 L3(SWNE)

Domestic use is for 1 home.

95-13752

RIVER PINES MOBILE HOME PARK
7034 EAST MAPLEWOOD AVE
POST FALLS, ID 83854

Point of Diversion: L4(ENE) S8 T50N R04W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 to 11/15 0.03 CFS

Use: DOMESTIC 01/01 to 12/31 0.13 CFS

Total Diversion: 0.16 CFS

Date Filed: 10/28/2010

Place Of Use: DOMESTIC T50N R04W S8 L4(ENE)

Place Of Use: IRRIGATION same as DOMESTIC

Total Acres: 0.5

Domestic use is for 8 mobile home connections.

95-13790

ALAN H ZEUTSCHEL
KAREN ZEUTSCHEL
4002 S CHAPMAN RD
GREENACRES, WA 99016

Point of Diversion: L3(ENE) S11 T47N 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: 10/28/2010

Place Of Use: DOMESTIC T47N R04W S11 L3(ENE) NESE

Domestic use is for 1 home.

95-13803

PAULA A WALSH
577 W 25TH PLACE
EUGENE, OR 97405

Point of Diversion: L8(SESW) S34 T52N R03W KOOTENAI CO

Source HAYDEN LAKE Tributary SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 11/10/2010

Place Of Use: DOMESTIC T52N R03W S34 L8(SESW)

Domestic use is for 1 home.

Permits will be subject to all prior water rights. 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 1/17/2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director
Legal 1698

January 6, 13, 2011

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

ss.

Jaylene Famer being first duly sworn
upon oath deposes 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 Thursday issue of said newspaper for 2 consecutive weeks commencing on the 6 day of January, 20 11, and ending on the 13 day of January, 20 11, and such publication was made as often during said period as said Daily newspaper was regularly issued.

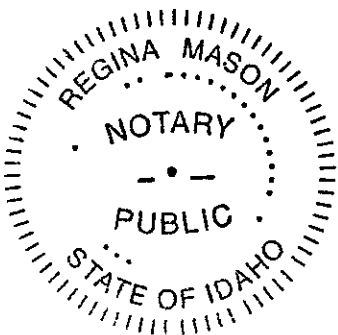
4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

On this 13 day of January, in the year of 2011, before me, a Notary Public, personally appeared Jaylene Famer, 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.

Regina Mason

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

MY COMMISSION EXPIRES 6/18/15



RECEIVED
JAN 14 2011
IDWR / NORTH

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

94-7831

ARNEY R WICK

AMY C WICK

3515 HOVLEY LN

PASCO, WA 99301

Point of Diversion(2) L8(SENE) S14 T48N R02W KOOTENAI CO

Source COEUR D ALENE RVR tributary COEUR D ALENE LK

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

Total Diversion: 0.04 CFS

Date Filed: 6/13/2010

Place of Use: DOMESTIC T48N R02W S14 L8(SENE) L9(NESE)

Domestic use is for RV sites.

95-13662

JAMES L LEMM

RUTH H LEMM

8123 S GILMORE LN

COEUR D ALENE, ID 83814

Point of Diversion L1(NWNENE) S25 T50N R05W KOOTENAI CO

Source SPRING Tributary SINKS

Use: IRRIGATION 03/15 to 11/15 0.03 CFS

Total Diversion: 0.03 CFS

Date Filed: 10/20/2010

Place Of Use: IRRIGATION T50N R05W S25 L1(NENE)

Total Acres: 1

95-13692

DAVID CASPER ETUX

1154 ABBOTT RD

WALLA WALLA, WA 99362

Point of Diversion L5(NWSW) S3 T47N 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: 10/22/2010

Place Of Use: DOMESTIC T47N R04W S3 L5(NWSW)

Domestic use is for 1 cabin.

95-13710

EARL W MASTIN

ELIZABETH R MASTIN

3260 LANDS END RD

COEUR D ALENE, ID 83814

Point of Diversion L4(SWSE) S26 T50N 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: 10/21/2010

Place Of Use: DOMESTIC T50N R04W S26 L4(SWSE)

Domestic use is for 1 home.

95-13718

STEVE SCHMICK

SUZANNE SCHMICK

2521 REPP RE BOX 75

ENDICOTT, WA 99125

Point of Diversion L3(SWNE) S7 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: 10/28/2010

Place Of Use: DOMESTIC T49N R03W S7 L3(SWNE)

Domestic use is for 1 home.

95-13752

RIVER PINES MOBLE HOME PARK

7034 EAST MAPLEWOOD AVE

POST FALLS, ID 83854

Point of Diversion L4(NENE) S8 T50N R04W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 to 11/15 0.03 CFS

Use: DOMESTIC 01/01 to 12/31 0.13 CFS

Total Diversion: 0.16 CFS

Date Filed: 10/28/2010

Place Of Use: DOMESTIC T50N R04W S8 L4(NENE)

Place Of Use: IRRIGATION same as DOMESTIC

Total Acres: 0.5

Domestic use is for 8 mobile home connections.

95-13790

ALAN H ZEUTSCHEL

KAREN ZEUTSCHEL

4002 S CHAPMAN RD

GREENACRES, WA 99016

Point of Diversion L3(SENE) S11 T47N 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: 10/28/2010

Place Of Use: DOMESTIC T47N R04W S11 L3(SENE) NESE

Domestic use is for 1 home.

95-13803

PAULA A WALSH

577 W 25TH PLACE

EUGENE, OR 97405

Point of Diversion L8(SESW) S34 T52N R03W KOOTENAI CO

Source HAYDEN LAKE Tributary SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 11/10/2010

Place Of Use: DOMESTIC T52N R03W S34 L8(SESW)

Domestic use is for 1 home.

Permits will be subject to all prior water rights. 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 1/17/2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal #

Published on 1/6/2011 and 1/13/2011

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, December 23, 2010 3:01 PM
To: Legal Notices-CdA Press; Legal Notices-CdAPress - Jaylene Farmer
Subject: Application for Permit No. 95-13662, 95-13692, 95-13710, 95-13718, 95-13752, 95-13790, 95-13803, 94-7831

Hi, Jaylene,

Please publish the enclosed legal notice on the dates indicated, January 6 and 13, 2011, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

Please send proof/preview copy before this goes to press.

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 1/24/2011. Your cooperation is appreciated.



LegalNotice
2-23-10 CDA e-mai.

Thanks for all your great help. You are truly appreciated!!

Have a blessed and joy-filled Christmas.

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

December 27, 2010

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

ARNEY R WICK
AMY C WICK
3515 HOVLEY LN
PASCO, WA 99301

Application For Permit No. 94-7831

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 1/6/2011 and 1/13/2011. 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
Sr. Water Resource Agent

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, December 23, 2010 12:03 PM
To: mary.terra-berns@idfg.idaho.gov; cwashburn@idl.idaho.gov
Subject: RE: Application for Permit No. 94-7831

Dear Mary and Carl:

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 each of the applications is enclosed for your reference.

These are being prepared for publication on January 6 and 13, 2011 with final date for protest being January 24, 2011.



94-7831 Wick.pdf



95-13692
Casper.pdf



95-13710
Mastin.pdf



95-13718
Schmick.pdf



95-13790
Zeutschel.pdf



95-13803
Walsch.pdf

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 Keith Franklin in 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
Interim Director

CERTIFIED MAIL

November 29, 2010

Arney R. Wick
Amy C. Wick
3515 Hovley Ln
Pasco, WA 99301

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

Dear Mr. and Mrs. Wick:

Enclosed you will find a **NOTICE OF PROPOSED DEFAULT ORDER** in the above referenced matter.

You have seven (7) days from the date of receipt hereof to challenge this Notice of Proposed Default Order.

Should you have any questions, feel free to contact me at this office.

Sincerely,

Keith E. Franklin
Senior Water Resources Agent

Enclosure

RECEIVED
DEC 13 2010
IDWR/NORTHERN

#2806
12/7/10
ATTN: Keith
per our phone conv.

Thank you
for your
Help!
Amy



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

June 7, 2010

Arney R Wick
3515 Hovley Ln
Pasco, WA 99301

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

Dear Mr. Wick:

The Idaho Department of Water Resources is returning your recently submitted application for corrections and/or additions. Please give me a call at 208-762-2800 at your earliest convenience so I can discuss the application with you.

Thank you.

Sincerely,

Keith E. Franklin
Senior Water Resources Agent
Enclosure

COPY



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 12, 2010

Arney R Wick
Amy C Wick
3515 Hovley Ln
Pasco, WA 99301

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

Dear Mr. and Mrs. Wick:

Please find a new application that contains all of the changes that we discussed in our telephone conversation on August 12, 2010. If the application meets with your approval, sign and return the document to me within the next 30 days so as not to delay processing.

For your convenience, I also attached a copy of the minimum stream flow water right for the Coeur d'Alene River, showing the flow constraints for various times of the year.

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

Thank you.

Sincerely,

Keith E. Franklin
Senior Water Resources Agent
Enclosure(s)

COPY

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF THE APPLICATION)
FOR PERMIT, IN THE NAME OF)
ARNEY R. And/Or AMY C. WICK)

**NOTICE OF
PROPOSED DEFAULT ORDER**

This matter having come before the Idaho Department of Water Resources ("Department"), the Department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. On June, 3 2010, Arney R. and Amy C. Wick filed an application for permit to appropriate water for domestic purposes from the Coeur d'Alene River.
2. On June 7, 2010, the department returned the application for corrections and/or additions.
3. On August 12, 2010, the department sent the Wicks a new application that included all of the needed corrections for signatures and to be returned within 30 days so as not to delay processing.
4. As of November 26, 2010, the signed application has not been returned and the department has not received a request for an extension of time.

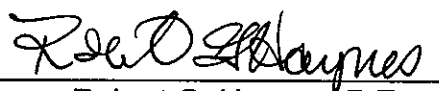
CONCLUSIONS OF LAW

1. IDAPA Rule 37.01.01700 (Rule of Procedure 700) authorizes the Department to issue a Notice of Proposed Default Order for failure to respond to a written information inquiry.
2. The Department should enter a Notice of Proposed Default Order for failure of the applicant to respond to a written information inquiry, for the above captioned matter.

ORDER

IT IS THEREFORE, HEREBY ORDERED that the Department plans to enter a Default Order **DENYING** the application, as provided in IDAPA Rule 37.01.01702 (Rule of Procedure 702).

Dated this 29th day of November, 2010.



Robert G. Haynes, P.E.
Northern Regional Manager

7007 1490 0001 6752 3365

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only, Insurance Coverage Provided)	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage	\$.44
Certified Fee	2.80
Return Receipt Fee (Endorsement Required)	2.30
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.54
Sent To <u>Arney & Amy Wick</u> Street, Apt. No., or PO Box No. <u>3515 Hovley Ln</u> City, State, ZIP+4 <u>Pasco WA 99301</u>	
PS Form 3800, August 2006 See Reverse for Instructions	

mailed 11/30/10
Postmark Here
Keith

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. - Print your name and address on the reverse so that we can return the card to you. - Attach this card to the back of the mailpiece, or on the front if space permits.	A. Signature <u>[Signature]</u> ☐ Agent ☐ Addressee B. Received by (Printed Name) <u>Stephanie Laiter</u> C. Date of Delivery <u>12/2/10</u> D. Is delivery address different from item 1? ☐ Yes ☐ No If YES, enter delivery address below:
1. Article Addressed to: <u>Arney & Amy Wick</u> <u>3515 Hovley Ln</u> <u>Pasco WA 99301</u>	RECEIVED DEC - 3 2010
2. Article Number (Transfer from service label)	3. Service Type <u>ADWR/NORTHERN</u> ☒ Certified Mail ☐ Express Mail ☐ Registered ☐ Return Receipt for Merchandise ☐ Insured Mail ☐ C.O.D.
7007 1490 0001 6752 3365	4. Restricted Delivery? (Extra Fee) ☐ Yes
PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540	



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

CERTIFIED MAIL

November 29, 2010

Arney R. Wick
Amy C. Wick
3515 Hovley Ln
Pasco, WA 99301

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

Dear Mr. and Mrs. Wick:

Enclosed you will find a **NOTICE OF PROPOSED DEFAULT ORDER** in the above referenced matter.

You have seven (7) days from the date of receipt hereof to challenge this Notice of Proposed Default Order.

Should you have any questions, feel free to contact me at this office.

Sincerely,

Keith E. Franklin
Senior Water Resources Agent

Enclosure

COPY