

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 94-07825

Priority: October 19, 2010

Maximum Diversion Rate: 0.04 CFS

This is to certify, that ARDEN BORNITZ
25669 S UPPER BLACK LAKE RD
ST MARIES ID 83861

has applied for a permit to appropriate water from:

Source: SPRING

Tributary: SINKS

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:

SPRING L14 (SW1/4SE1/4SW1/4) Sec. 6, Twp 47N, Rge 02W, B.M. KOOTENAI County

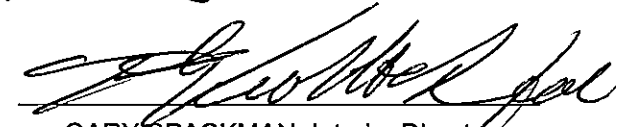
PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
47N 02W 6												X					L 14

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **January 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. 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 13th day of January, 2011.


GARY SPACKMAN, Interim Director

KENNETH HADBLOCK



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

January 13, 2011

ARDEN BORNITZ
25669 S UPPER BLACK LAKE RD
ST MARIES ID 83861

RE: Permit No.94-7825

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 "Keith E. Franklin". The signature is fluid and cursive, with the first name "Keith" being more prominent.

Keith E. Franklin

Sr. Water Resource Agent

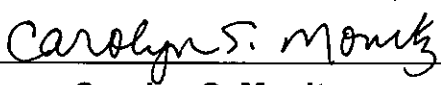
Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on January 14, 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. 94-7825

**ARDEN BORNITZ
25669 S UPPER BLACK LAKE RD
ST MARIES ID 83861**



**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.

Knoblock, Ken

From: Haynes, Bob
Sent: Monday, January 10, 2011 10:30 AM
To: Spackman, Gary; Peppersack, Jeff; Northern Region
Subject: My absense this week

Ken Knoblock is authorized to act for me while I am out this week.

Bob

**ID 10 DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET**

W.R. # 94-7825

APPLICATION ID # 76888

ENT. 10/27

BCA 11/22

OK to Publish 11/19/10

APPLICANT: Arden Bornitz

INITIAL REVIEW

BY: KD

DATE: 10/27/2010

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 12/26 By: KD
- ☐ Field check: by _____
- ☐ Field report attached _____
- ☐ Analysis Supp. attached(>5cfs/500af) _____
- ☐ Water delivered by water master? Water District # _____

PROCESSING

(Yes)(No)

PRIORITY DATE: 10/19/2010

(Include Moratorium Remark)

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

ADVERTISE IN:

Newspaper: CDA Kootenai County

Dates scheduled for publication 12/24/10

Affidavit of Publication received: 12/10/10

Dates actually published: 12/24/10

Application published correctly. Yes ☒ No ☐

If not, action taken: _____

Final Date for Protest: 12/20/10

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?

Remarks: _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

- ☒ Notice of pending void order issued.
- ☒ Further information required from applicant _____

Final order response date: ____/____/____

- ☒ Measuring device required
- ☒ Measuring port required
- ☒ Special conditions: _____
- ☒ Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: E.D.

Date: 1/12/2011 Sr. Agent initial E.D.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

ss.

Gaylene Farmer 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

Wegon Voice

of which the annexed is a printed copy, was published in the regular issue of said newspaper for 2 consecutive Thursday weeks commencing on the 9 day of December, 20 10, and ending on the 9 day of December, 20 10, and such publication was made as often during said period as said daily newspaper was regularly issued.

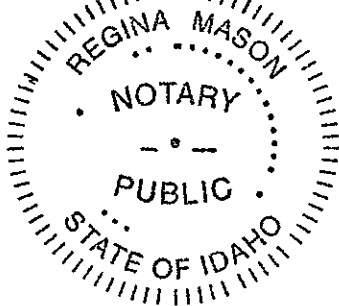
4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

On this 9 day of December in the year of 2010, before me, a Notary Public, personally appeared Gaylene Farmer, 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
DEC 10 2010
IDWR / NORTH

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

94-7825

ARDEN BORNITZ

25669 S UPPER BLACK LAKE RD

ST MARIES, ID 83861

Point of Diversion L14(SWSESW) S6 T47N R02W KOOTENAI CO

Source SPRING Tributary SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 10/19/2010

Place Of Use: DOMESTIC T47N R02W S6 L14(SESW)

Domestic use is for 1 home.

94-7826

RICK DAY

HOLLY DAY

594945 HWY 97

ST MARIES, ID 83861

Point of Diversion SWNWSW S14 T47N R03W KOOTENAI CO

Source SPRING

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

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

Total Diversion: 0.06 CFS

Date Filed: 10/4/2010

Place Of Use: DOMESTIC and STOCKWATER

T47N R03W S14 SWSW

Domestic use is for 1 home.

Stockwater use is for 12 horses and poultry.

94-7827

SANDRA DENNY

25560 S EVENS CREEK RD

MEDIMONT, ID 83842

Point of Diversion L8(SESE) S3 T47N R02W KOOTENAI CO

Source EVANS CREEK Tributary MEDICINE LAKE

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

Total Diversion: 0.02 CFS

Date Filed: 10/29/2010

Place Of Use: DOMESTIC T47N R02W S3 L8(SESE)

Domestic use is for 1 home, lawn and garden.

95-13583

CRAIG W WATERS

SHANNON D O BRIEN

PO BOX 442

SPOKANE, WA 99210-0442

Point of Diversion L4(SENE) 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: 10/4/2010

Place Of Use: DOMESTIC T49N R03W S7 L4(SENE)

Domestic use is for 1 home and small lawn.

95-13631

CHARLES D VESTER ETUX

1715 S SIERRA VISTA

TEMPE, AZ 85281

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: 10/6/2010

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

Domestic use is for 1 home.

RECEIVED

DEC 10 2010

IDWR / NORTH

95-13639

PAUL E BERGER

PO BOX 639

COEUR D ALENE, ID 83816

Points of Diversion(2) SENE S4 T49N R03W KOOTENAI CO

Source COEUR D ALENE LAKE Tributary SPOKANE RIVER

Use: IRRIGATION 03/01 to 10/15 0.09 CFS

Use: DOMESTIC 01/01 to 12/31 0.06 CFS

Use: RECREATION STORAGE 01/01 to 12/31 1 AF

Use: DIVERSION TO STORAGE 01/01 to 12/31 0.03 CFS

Total Diversion: 0.1 CFS

Date Filed: 10/8/2010

Place Of Use: DOMESTIC, RECREATION STORAGE and

DIVERSION TO STORAGE T49N R03W S4 SENE

Place Of Use: IRRIGATION T49N R03W S4 L1(NENE) SENE

Total Acres: 3.5

Domestic use is for 2 homes.

Recreation use is for swimming.

95-13640

DANIEL JOHNSTONE

11532 S ROCKIN TURNER RD

HARRISON, ID 83833

Point of Diversion SWNENE S29 T49N R03W KOOTENAI CO

Source SPRING Tributary SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 10/12/2010

Place Of Use: DOMESTIC T49N R03W S29 NENE

Domestic use is for 1 home.

95-13652

PAUL M DEHMER

2406 E 58TH CT

SPOKANE, WA 99223

Point of Diversion L2(SESW) S34 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: 10/18/2010

Place Of Use: DOMESTIC T48N R04W S34 L2(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 12/20/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal 1469

December 2, 9, 2010

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

94-7825

ARDEN BORNITZ

25669 S UPPER BLACK LAKE RD

ST MARIES, ID 83861

Point of Diversion L14(SWSESW) S6 T47N R02W KOOTENAI CO

Source SPRING Tributary SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 10/19/2010

Place Of Use: DOMESTIC T47N R02W S6 L14(SESW)

Domestic use is for 1 home.

94-7826

RICK DAY

HOLLY DAY

594945 HWY 97

ST MARIES, ID 83861

Point of Diversion SWNWSW S14 T47N R03W KOOTENAI CO

Source SPRING

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

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

Total Diversion: 0.06 CFS

Date Filed: 10/4/2010

Place Of Use: DOMESTIC and STOCKWATER

T47N R03W S14 SWSW

Domestic use is for 1 home.

Stockwater use is for 12 horses and poultry.

94-7827

SANDRA DENNY

25560 S EVENS CREEK RD

MEDIMONT, ID 83842

Point of Diversion L8(SESE) S3 T47N R02W KOOTENAI CO

Source EVANS CREEK Tributary MEDICINE LAKE

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

Total Diversion: 0.02 CFS

Date Filed: 10/29/2010

Place Of Use: DOMESTIC T47N R02W S3 L8(SESE)

Domestic use is for 1 home, lawn and garden.

95-13583

CRAIG W WATERS

SHANNON D O BRIEN

PO BOX 442

SPOKANE, WA 99210-0442

Point of Diversion L4(SENE) 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: 10/4/2010

Place Of Use: DOMESTIC T49N R03W S7 L4(SENE)

Domestic use is for 1 home and small lawn.

95-13631

CHARLES D VESTER ETUX

1715 S SIERRA VISTA

TEMPE, AZ 85281

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: 10/6/2010

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

Domestic use is for 1 home.

95-13639

PAULE BERGER

PO BOX 639

COEUR D ALENE, ID 83816

Points of Diversion (2) SENE S4 T49N R03W KOOTENAI CO

Source COEUR D ALENE LAKE Tributary SPOKANE RIVER

Use: IRRIGATION 03/01 to 10/15 0.09 CFS

Use: DOMESTIC 01/01 to 12/31 0.06 CFS

Use: RECREATION STORAGE 01/01 to 12/31 1 AF

Use: DIVERSION TO STORAGE 01/01 to 12/31 0.03 CFS

Total Diversion: 0.1 CFS

Date Filed: 10/8/2010

Place Of Use: DOMESTIC, RECREATION STORAGE and
DIVERSION TO STORAGE T49N R03W S4 SENE

Place Of Use: IRRIGATION T49N R03W S4 L1(NENE) SENE

Total Acres: 3.5

Domestic use is for 2 homes.

Recreation use is for swimming.

95-13640

DANIEL JOHNSTONE

11532 S ROCKIN TURNER RD

HARRISON, ID 83833

Point of Diversion SWNENE S29 T49N R03W KOOTENAI CO

Source SPRING Tributary SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 10/12/2010

Place Of Use: DOMESTIC T49N R03W S29 NENE

Domestic use is for 1 home.

95-13652

PAUL M DEHMER

2406 E 58TH CT

SPOKANE, WA 99223

Point of Diversion L2(SESW) S34 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: 10/18/2010

Place Of Use: DOMESTIC T48N R04W S34 L2(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 12/20/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal #

Published on 12/2/2010 and 12/9/2010

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, November 23, 2010 3:47 PM
To: Legal Notices-CdA Press; Legal Notices-CdAPress - Jaylene Farmer
Subject: Application for Permit No. 95-13583, 95-13631, 95-13639, 95-13640, 95-13652, 94-7825, 94-7826, 94-7827

Good afternoon, Jaylene,

I hope you are enjoying the snow and cold. As for me, I'm ready for summer already!!!!

Please publish the enclosed legal notice on the dates indicated, December 2 and 9, 2010, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

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 12/20/2010. Your cooperation is, as always, greatly appreciated.



LegalNotice
1-23-10 CDA e-mai.

Thanks for all your wonderful help.
Have a wonderful Thanksgiving
[Personally, I have much for which to be thankful.]

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

November 23, 2010

ARDEN BORNITZ
25669 S UPPER BLACK LAKE RD
ST MARIES, ID 83861

Application For Permit No. 94-7825

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 12/2/2010 and 12/9/2010. 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: Monday, November 22, 2010 1:42 PM
To: mary.terra-berns@idfg.idaho.gov
Subject: RE: Application for Permit No. 94-7825, 94-7826, 95-13640, and 94-7827

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.

Scheduled for publication in the CDA Press December 2 and 9, 2010 with final date for protests December 20, 2010. Source for Bornitz, Day, and Johnstone is springs. Source for Denny is Evans Creek, tributary to Medicine Lake.



94-7825 Bornitz.pdf



94-7826 Day.pdf



95-13640
Johnstone.pdf



94-7827 Denny.pdf

Your prompt response to this request is appreciated. If your agency desires to formally protest the approval of any of these applications, 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 these applications.

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