

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-12950

Priority: June 18, 2010

Maximum Diversion Rate: 0.03 CFS

This is to certify, that MARK D KAMITOMO
PO BOX 30940
SPOKANE WA 99223

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>
IRRIGATION	03/15 to 11/15	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:

COEUR D ALENE LAKE L5 (NW1/4SW1/4) Sec. 17, Twp 48N, Rge 04W, B.M. KOOTENAI County
COEUR D ALENE LAKE L6 (SW1/4SW1/4) Sec. 17, Twp 48N, Rge 04W, B.M. KOOTENAI County

PLACE OF USE: IRRIGATION

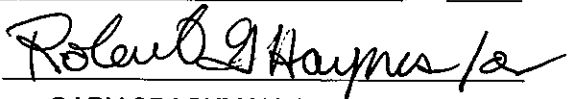
Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N 04W 17											.2	.6					.8
							L 5	L 6									

Total Acres: 0.8

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **December 01, 2011**.
2. Subject to all prior water rights.
3. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
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 24th day of November, 20 10


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

November 26, 2010

MARK D KAMITOMO
PO BOX 30940
SPOKANE WA 99223

RE: Permit No.95-12950

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 Resources Agent

Enclosure(s)

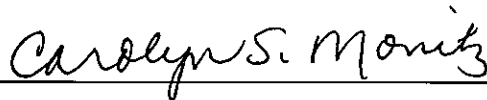
CERTIFICATE OF SERVICE

I hereby certify that on November 26, 2010 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.

95-12950

**MARK D KAMITOMO
PO BOX 30940
SPOKANE WA 99223**

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

Carolyn S. Monitz

Technical Records Clerk

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.

IIRANO DEPARTMENT OF WATER RESOURCES APPROPRIATION APPLICATION ANALYSIS SHEET

W.R. # 95-12950

APPLICATION ID # 76653

ENT. ED BCA 8/18

OK to Publish 8/18/10

APPLICANT: Kamitomo

INITIAL REVIEW

BY: ED

DATE: 7/29/2010

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 7-28-10 By: ED
- ☐ Field check: by _____
- ☐ Field report attached
- ☐ Analysis Supp. Attached (>5cfs/500af)

☐ Water delivered by water master? Water District # _____

PROCESSING

(Yes)(No)

PRIORITY DATE: 7/18/2010

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

ADVERTISE IN:

Newspaper: Kootenai County

Dates scheduled for publication 9/2 + 9/10

Affidavit of Publication received: 9/10/10

Dates actually published: 9/2 + 9/10

Application published correctly. Yes ☒ No ☐

If not, action taken: _____

Final Date for Protest: 9/20

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 ()

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.
- ☒ Further information required from applicant _____
- Final order response date: _____

- ☒ Measuring device required
- ☒ Measuring port required
- ☒ Special conditions: fish screen of 1/2 inch or less at point of diversion
- ☒ Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: [Signature]

Date: 11/12/2010 Sr. Agent initial ED

AFFIDAVIT OF PUBLICATION

RECEIVED
SEP 10 2010
IDWR/NORTH

STATE OF IDAHO,
County of Kootenai,

SS.

Lafayette 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

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 2 day of September 20 10, and ending on the 9 day of September 20 10, and such publication was made as often during said period as said Daily newspaper was regularly issued.

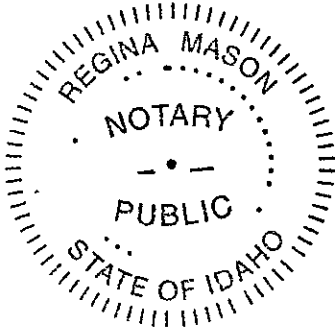
4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

On this 9 day of September in the year of 2010, before me, a Notary Public, personally appeared Lafayette 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
SEP 10 2010
IDWR / NORTH

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

95-12481

WILLIAM M FANNING

41 RIVERSIDE #10

SPOKANE, WA 99201

Point of Diversion L2(SWNW) S17 T48N R04W KOOTENAI CO

Source COEUR D'ALENE LAKE Tributary SPOKANE RIVER

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

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

Total Diversion: 0.06 CFS

Date Filed: 5/10/2010

Place Of Use: IRRIGATION

T48N R04W S17 L2(NWNW) L2(SWNW)

Place Of Use: DOMESTIC same as IRRIGATION

Total Acres: 0.7

Domestic use is for 1 home.

95-12565

COACH LANE ESTATES

415 COACH LN

COEUR D'ALENE, ID 83814

Point of Diversion L8(SENE) S12 T50N R05W KOOTENAI CO

Source SPOKANE RIVER Tributary COLUMBIA RIVER

Use: IRRIGATION 03/15 to 11/15 0.16 CFS

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

Total Diversion: 0.16 CFS

Date Filed: 5/21/2010

Place Of Use: IRRIGATION T50N R05W S12 L8(SENE) NESE

Place Of Use: FIRE PROTECTION same as IRRIGATION

Total Acres: 8

95-12950

MARK D KAMITOMO

3709 E CLARK RD

SPOKANE, WA 99223

Point of Diversion L5(NWSW) S17 T48N R04W KOOTENAI CO

Point of Diversion L6(SWSW) S17 T48N R04W KOOTENAI CO

Source COEUR D'ALENE LAKE Tributary SPOKANE RIVER

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

Total Diversion: 0.03 CFS

Date Filed: 6/18/2010

Place Of Use: IRRIGATION

T48N R04W S17 L5(NWSW) L6(SWSW)

Total Acres: 0.8

95-12994

STEPHEN CARLSON

CAROL CARLSON

1904 S VERACREST

SPOKANE VALLEY, WA 99037

Point of Diversion L1(NESW) S31 T50N 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: 7/6/2010

Place Of Use: DOMESTIC T50N R03W S31 L1(NESW)

Domestic use is for 1 cabin and yard.

95-13055

ROBERT W ROBINSON ETUX

15318 E EUCLID AVE NE

BAINBRIDGE ISLAND, WA 98110

Point of Diversion L6(SWSW) 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: 7/19/2010

Place Of Use: DOMESTIC

T48N R04W S14 L6(SWSW)

T48N R04W S15 SESE

Domestic use is for 1 home.

95-13084

MATHEISON LIVING TRUST

PO BOX 398

GREENACRES, WA 99016

Point of Diversion L3(SWNW) S23 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: 7/19/2010

Place Of Use: DOMESTIC T48N R04W S23 L3(SWNW)

Domestic use is for 1 home.

95-13085

PAULINE J PANKRATZ

926 E OPEN GATE LN

HARRISON, ID 83833

Point of Diversion SESWNE S30 T49N R03W KOOTENAI CO

Source SPRING Tributary SINKS

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: 7/19/2010

Place Of Use: DOMESTIC T49N R03W S30 SWNE

Place Of Use: STOCKWATER

Domestic use is for 1 home.

Stockwater use is for 1 horse.

95-13086

DENNY RYERSON

7250 N 16th ST #410

PHOENIX, AZ 85020

Point of Diversion L2(NWNE) 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: 7/20/2010

Place Of Use: DOMESTIC T49N R04W S11 L2(NWNE)

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 9/20/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal 0674

September 2, 9, 2010

THE MARKAM GROUP, INC., P.S.

-Attorneys at Law-
A PROFESSIONAL SERVICE CORPORATION

MARK D. KAMITOMO
JACKIE BRENNEMAN, R.N.

421 W. RIVERSIDE, SUITE 1060
SPOKANE, WA 99201
TELEPHONE: (509) 747-0902
FACSIMILE: (509) 747-1993

OF COUNSEL:
THE HONORABLE CHIEF JUSTICE
RICHARD P. GUY (Retired)

RECEIVED
SEP 01 2010
IDWR / NORTH

August 31, 2010

Ms. Daine Ball
Department of Water Resources
State of Idaho
7600 North Mineral Drive, Ste. 100
Coeur d'Alene, ID 83815

RE: Water rights

Dear Ms. Ball:

Please accept this letter as written request to change my mailing address to PO Box 30940, Spokane, WA 99223.

Thank you for your time and cooperation.

Very truly yours,

Dictated, but not read/tms

Mark D. Kamitomo

/tms

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

95-12481

WILLIAM M FANNING

41 RIVERSIDE # 10

SPOKANE, WA 99201

Point of Diversion L2(SWNW) S17 T48N R04W KOOTENAI CO

Source COEUR D ALENE LAKE Tributary SPOKANE RIVER

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

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

Total Diversion: 0.06 CFS

Date Filed: 5/10/2010

Place Of Use: IRRIGATION

T48N R04W S17 L2(NWNW) L2(SWNW)

Place Of Use: DOMESTIC same as IRRIGATION

Total Acres: 0.7

Domestic use is for 1 home.

95-12565

COACH LANE ESTATES

415 COACH LN

COEUR D ALENE, ID 83814

Point of Diversion L8(SENE) S12 T50N R05W KOOTENAI CO

Source SPOKANE RIVER Tributary COLUMBIA RIVER

Use: IRRIGATION 03/15 to 11/15 0.16 CFS

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

Total Diversion: 0.16 CFS

Date Filed: 5/21/2010

Place Of Use: IRRIGATION T50N R05W S12 L8(SENE) NESE

Place Of Use: FIRE PROTECTION same as IRRIGATION

Total Acres: 8

95-12950

MARK D KAMITOMO

3709 E. CLARK RD

SPOKANE, WA 99223

Point of Diversion L5(NWSW) S17 T48N R04W KOOTENAI CO

Point of Diversion L6(SWSW) S17 T48N R04W KOOTENAI CO

Source COEUR D ALENE LAKE Tributary SPOKANE RIVER

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

Total Diversion: 0.03 CFS

Date Filed: 6/18/2010

Place Of Use: IRRIGATION

T48N R04W S17 L5(NWSW) L6(SWSW)

Total Acres: 0.8

95-12994

STEPHEN CARLSON

CAROL CARLSON

1904 S VERACREST

SPOKANE VALLEY, WA 99037

Point of Diversion L1(NESW) S31 T50N 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: 7/6/2010

Place Of Use: DOMESTIC T50N R03W S31 L1(NESW)

Domestic use is for 1 cabin and yard.

95-13055

ROBERT W ROBINSON ETUX

15318 E EUCLID AVE NE

BAINBRIDGE ISLAND, WA 98110

Point of Diversion L6(SWSW) 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: 7/19/2010

Place Of Use: DOMESTIC

T48N R04W S14 L6(SWSW)

T48N R04W S15 SESE

Domestic use is for 1 home.

95-13084

MATHEISON LIVING TRUST

PO BOX 398

GREENACRES, WA 99016

Point of Diversion L3(SWNW) S23 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: 7/19/2010

Place Of Use: DOMESTIC T48N R04W S23 L3(SWNW)

Domestic use is for 1 home.

95-13085

PAULINE J PANKRATZ

926 E OPEN GATE LN

HARRISON, ID 83833

Point of Diversion SESWNE S30 T49N R03W KOOTENAI CO

Source SPRING Tributary SINKS

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: 7/19/2010

Place Of Use: DOMESTIC T49N R03W S30 SWNE

Place Of Use: STOCKWATER

Domestic use is for 1 home.

Stockwater use is for 1 horse.

95-13086

DENNY RYERSON

7250 N 16th ST # 410

PHOENIX, AZ 85020

Point of Diversion L2(NWNE) 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: 7/20/2010

Place Of Use: DOMESTIC T49N R04W S11 L2(NWNE)

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 9/20/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal #

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

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, August 24, 2010 2:09 PM
To: Legal Notices-CdA Press; Legal Notices-CdAPress - Jaylene Farmer
Subject: Application for Permit Nos. 95-12481, 95-12565, 95-12950, 95-12994, 95-13055, 95-13084, 95-13085, 95-13086

Good afternoon, Jaylene,

Please publish the enclosed legal notice on the dates indicated, September 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.

Please send a proof/preview copy for my review before this goes to press.

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

Occasionally we have a hidden tab before Gary Spackman's name moving that line to the right hand margin. If that happens, please move it back to the left hand margin.

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 9/20/2010. Your cooperation is always greatly appreciated.

Thanks for all your wonderful help.



LegalNotice
8-24-10 CDA e-mai.

Have a great 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



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

August 24, 2010

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

MARK D KAMITOMO
3709 E. CLARK RD
SPOKANE, WA 99223

Application For Permit No. 95-12950

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 9/2/2010 and 9/9/2010. 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,

Eric Davis
Sr. Water Resource Agent

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, August 18, 2010 3:32 PM
To: mary.terra-berns@idfg.idaho.gov; cwashburn@idl.idaho.gov
Subject: RE: Application for Permit No. 95-12481 Fanning, 95-12565 Coach Ln Estates, 95-12950 Kamitomo, 95-12994 Carlson, 95-13055 Robinson, 95-13084 Matheison Living Trst, 95-13086 Ryerson

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 applications. A copy of each of the applications is enclosed for your reference. These are all from CDA Lake except for Coach Lane Estates which is from the Spokane River.



95-12481
Fanning.pdf



95-12565 Coach
Lane Est.pdf



95-12950
Kamitomo.pdf



95-12994
Carlson.pdf



95-13055 Robinson
etux.pdf



95-13084
Matheison.pdf



95-13086 Ryerson
Denny.pdf

These are being scheduled for publication on September 2 and 9, 2010 in the CDA Press, making final date for protest to be September 20, 2010

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

THE MARKAM GROUP, INC., P.S.

-Attorneys at Law-

A PROFESSIONAL SERVICE CORPORATION

MARK D. KAMITOMO
JACKIE BRENNEMAN, R.N.

421 W. RIVERSIDE, SUITE 1060
SPOKANE, WA 99201
TELEPHONE: (509) 747-0902
FACSIMILE: (509) 747-1993

OF COUNSEL:
THE HONORABLE CHIEF JUSTICE
RICHARD P. GUY (Retired)

RECEIVED

JUL 28 2010

IDWR/NORTHERN

July 27, 2010

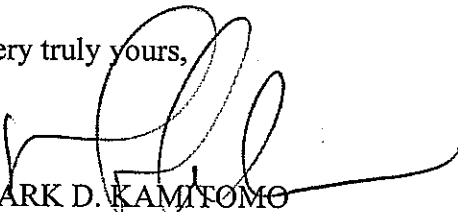
Eric J. Davis
Senior Water Resource Agent
Northern Regional Office
Idaho Department of Water Resources
7600 North Mineral Drive, Suite 100
Coeur D'Alene, ID 83815-7763

RE: Application for Permit- 19760 Kamitomo Lake House

Dear Eric:

To follow up our telephone conversation today, enclosed please find the original two page application for permit which I have signed and dated. Please let me know if there is anything else you require.

Very truly yours,


MARK D. KAMITOMO

MK/cmd
Enclosures

The Markam Group, Inc., P.S.
Attorneys at Law
421 W. Riverside, Suite 1060
Spokane, WA 99201

Hasler

07/27/2010

US POSTAGE

\$00.61⁰⁰



ZIP 99201
011D10603760

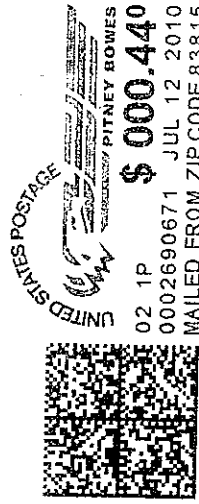


Eric J. Davis
Senior Water Resource Agent
Northern Regional Office
Idaho Department of Water Resources
7600 North Mineral Drive, Suite 100
Coeur D'Alene, ID 83815-7763

RECEIVED
JUL 28 2010
IDWR/NORTHERN

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
7600 Mineral Drive, Suite 100
Coeur d'Alene, Idaho 83815

Return Service Requested



RECEIVED

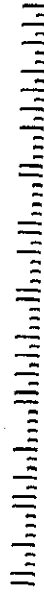
JUL 14 2010

IDWR/NORTHERN

MARK D KAMITOMO
3709 E. CLARK RD
SPOKANE WA 99223

992 N7E 1 3101 00 07/12/10
RETURN TO SENDER
KAMITOMO
PO BOX 90940
SPOKANE WA 99223-9015
RETURN TO SENDER

932223-909407753



The Markam Group, Inc., P.S.
Attorneys at Law
421 W. Riverside, Suite 1060
Spokane, WA 99201

Hasler
07/27/2010
US POSTAGE

FIRE

\$0



Z
0111

Eric J. Davis
Senior Water Resource Agent
Northern Regional Office
Idaho Department of Water Resources
7600 North Mineral Drive, Suite 100
Coeur D'Alene, ID 83815-7763

RECE
JUL 28
IDWR/NOR

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
7600 Mineral Drive, Suite 100
Coeur d'Alene, Idaho 83815

Return Service Requested



RECEIVED
JUL 14 2010
IDWR/NORTHERN

MARK D KAMITOMO
3709 E. CLARK RD
SPOKANE WA 99223

992 N7E 1 3101 00 07
RETURN TO SENDER
KAMITOMO
PO BOX 30940
SPOKANE WA 99223-3015
RETURN TO SENDER

8381507763
99223-3015

Return Service Requested

*His office says I
no mail received
at E Clark Rd.
I sent letter to PO
& included address
change paper
8/31/10*

RECEIVED
AUG 31 2010
IDWR / NORTH

MARK D KAMITOMO
3709 E. CLARK RD
SPOKANE, WA 99223

992 N7E 1 310C 00 01
RETURN TO SENDER
KAMITOMO
PO BOX 30940
SPOKANE WA 99223-3015
RETURN TO SENDER
99223-3015

8381507763

THE MARKAM GROUP, INC., P.S.

-Attorneys at Law-

A PROFESSIONAL SERVICE CORPORATION

MARK D. KAMITOMO
JACKIE BRENNEMAN, R.N.

421 W. RIVERSIDE, SUITE 1060
SPOKANE, WA 99201
TELEPHONE: (509) 747-0902
FACSIMILE: (509) 747-1993

OF COUNSEL:
THE HONORABLE CHIEF JUSTICE
RICHARD P. GUY (Retired)

June 17, 2010

Idaho Department of Water Resources
Northern Regional Office
Attn: Eric Davis
7600 Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763

RECEIVED
JUN 18 2010
IDWR / NORTH

RE: Application for Permit

Dear Mr. Davis:

Thank you for your help with the above matter. Enclosed you will find the application for a permit as well as a check for \$100.00. I have included several different maps as well in order to make this as easy as possible.

Should you have any questions please feel free to contact me at (509) 747-0902. Thank you.

Very truly yours,



Crista M. Davis

Enclosures