

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-11251

Priority: September 29, 2009

Maximum Diversion Rate: 0.04 CFS

This is to certify, that JOHN PENNINGS And/Or TERESE FANDEL
4318 E DEEPWATER CT
HAYDEN LAKE ID 83835 has applied for a permit to appropriate water from:

Source: HAYDEN LAKE

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:

HAYDEN LAKE L2 (NW1/4NE1/4) Sec. 17, Twp 51N, Rge 03W, 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	
51N 03W 17		X															
		L 2															

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **February 01, 2015**.
2. Subject to all prior water rights.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 95A.
4. Domestic use is for 1 home.
5. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
6. 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.
7. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
8. 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 22nd day of January, 2010.



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

January 25, 2010

JOHN PENNINGS
4318 E DEEPWATER CT
HAYDEN LAKE ID 83835

TERESE FANDEL
4318 E DEEPWATER CT
HAYDEN LAKE ID 83835

RE: Permit No.95-11251

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.

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 stylized with a large initial "K" and a long, sweeping underline.

Keith E. Franklin

Sr. Water Resources Agent

Enclosure(s)

CERTIFICATE OF SERVICE

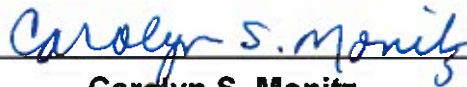
I hereby certify that on January 25, 2010 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

95-11251

**JOHN PENNINGS
4318 E DEEPWATER CT
HAYDEN LAKE ID 83835**

**TERESE FANDEL
4318 E DEEPWATER CT
HAYDEN LAKE ID 83835**



**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.

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

W.R. # 95-11251

APPLICATION ID # 75995

ENT. 9/30 BCA 1/15

OK to Publish 12/10/09

INITIAL REVIEW

APPLICANT: John Pennings and Terese Fandl BY: KJS DATE: 9/30/2009

ITEM REQUIRED INFORMATION

PROCESSING

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)

(Yes)(No) PRIORITY DATE: 9/29/2009

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

ADVERTISE IN: Cda Kootenai County

Newspaper: Cda

Dates scheduled for publication 12/17 & 24/09

Affidavit of Publication received: 12/28/09

Dates actually published: 12/17 & 24/09

Application published correctly. Yes ☒ No ☐

If not, action taken: _____

Final Date for Protest: 1/4/10

Protests Received: Yes ☐ No ☐

LETTERS SENT REQUESTING:

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

INFORMATION RECEIVED:

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

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

ADDITIONAL INFORMATION

(Yes)(No)
Shape File Created Date 9/30 By: KJS
Field check: by _____
Field report attached _____
Analysis Supp. attached(>5cfs/500af) _____
Water delivered by water master? Water District # _____

GROUNDWATER SECTION

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

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

Remarks: _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)
_____ Notice of pending void order issued. Final order response date: ____/____/____
_____ Further information required from applicant _____

_____ Measuring device required
_____ Measuring port required
☒ Special conditions: Water District 95A
_____ Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: E. P. Date: 1/15/2010 Sr. Agent initial E.P.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Kootenai, } ss.

RECEIVED
DEC 28 2009
IDWR / NORTH

Kelli Buley 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

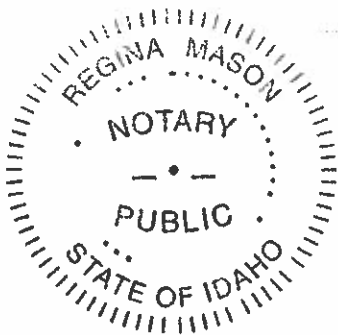
of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive weeks commencing on the 17 day of December, 2009, and ending on the 24 day of December, 2009, and such publication was made as often during said period as said Daily newspaper was regularly 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 Kelli Buley. On this 24 day of December in the year of 2009, before me, a Notary Public, personally appeared Kelli Buley, 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



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

95-11186

SYLVIA J BLAINE

JAMES E BLAINE

10198 W BLAINE RD

RATHDRUM, ID 83858

Point of Diversion NWSW S36 T53N R05W KOOTENAI CO

Source GROUNDWATER

Use: IRRIGATION

03/15 to 11/15 0.2 CFS

Use: STOCKWATER

01/01 to 12/31 0.02CFS

Total Diversion: 0.2 CFS

Date Filed: 9/16/2009

Place Of Use: IRRIGATION T53N R05W S36 NWSW

Place Of Use: STOCKWATER T53N R05W S36 NESW NWSW

Total Acres: 13

Stockwater use is for 25 head of mixed stock.

95-11188

VAUGHN PARAGAMIAN

ELIZABETH PARAGAMIAN

6399 S TALL PINES RD

COEUR D ALENE, ID 83814

Point of Diversion SWSESW S4 T49N R04W KOOTENAI CO

Source SPRING Tributary SINKS

Use: STOCKWATER STORAGE

01/01 to 12/31 0.6 AF

Use: STOCKWATER FROM STORAGE

01/01 to 12/31 0.1 AF

Use: WILDLIFE STORAGE

01/01 to 12/31 0.5 AF

Use: RECREATION STORAGE

01/01 to 12/31 0.5 AF

Use: FIRE PROTECTION STORAGE

01/01 to 12/31 0.5 AF

Total Diversion: 0.6 AF

Date Filed: 9/16/2009

Place Of Use: WILDLIFE STORAGE T49N R04W S4 SESW

Place Of Use: All other uses same as WILDLIFE STORAGE

Recreation storage is for boating.

Stockwater storage is for 4 head of mixed stock.

95-11229

LYLE KRISLOCK

EVITA KRISLOCK

14711 EAST 15TH AVE

SPOKANE VALLEY, WA 99037

Point of Diversion L6(SWSE)S13 T53N R05W KOOTENAI CO

Source SPIRIT LAKE Tributary SPIRIT CREEK

Use: DOMESTIC

01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 9/21/2009

Place Of Use: DOMESTIC T53N R05W S13 L6(SWSE)

Domestic use is for 1 family cabin.

95-11248

RANDY MOATE

5304 E FERNAN LAKE ROAD

COEUR D ALENE, ID 83814

Point of Diversion L4(NESE)S17 T50N R03W KOOTENAI CO

Source FERNAN LAKE

Use: DOMESTIC

01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 9/29/2009

Place Of Use: DOMESTIC T50N R03W S17 SENE

Domestic use is for 1 home.

95-11249

ROBERT T MOATE

5142 E FERNAN LAKE ROAD

COEUR D ALENE, ID 83814

Point of Diversion L4(NESE)S17 T50N R03W KOOTENAI CO

Source FERNAN LAKE

Date Filed: 9/29/2009

Place Of Use: DOMESTIC T50N R03W S17 SENE

Domestic use is for 1 home.

95-11250

KIM GREER

LISA GREER

4531 W NORTHWEST BLVD

SPOKANE, WA 99205

Points of Diversion(2)L1(SWNE)L6(SESE) S21 T51N 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: 9/29/2009

Place Of Use: DOMESTIC T51N R03W S21 L1(SWNE) L6(SESE)

Domestic use is for 1 home.

95-11251

JOHN PENNINGS

TERESE FANDEL

4318 E DEEPWATER CT

HAYDEN LAKE, ID 83835

Point of Diversion L2(NWNE) S17 T51N 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: 9/29/2009

Place Of Use: DOMESTIC T51N R03W S17 L2(NWNE)

Domestic use is for 1 home.

95-11255

JAMES M KEANE

JUDITH N KEANE

3916 SW COUNCIL CREST DR

PORTLAND, OR 97239

Point of Diversion L1(NENW) S23 T49N R04W KOOTENAI CO

Source COEUR D ALENE LAKE Tributary SPOKANE RIVER

Use: DOMESTIC

01/01 to 12/31 0.04 CFS

Use: FIRE PROTECTION

01/01 to 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 9/29/2009

Place Of Use: DOMESTIC T49N R04W S23 L1(NENW) NWNW

Place Of Use: FIRE PROTECTION same as DOMESTIC

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 § 42-211. 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 1/4/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal 8518

December 17, 24, 2009

95-11251

JOHN PENNINGS

TERESE FANDEL

4318 E DEEPWATER CT

HAYDEN LAKE, ID 83835

Point of Diversion L2(NWNE) S17 T51N 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: 9/29/2009

Place Of Use: DOMESTIC T51N R03W S17 L2(NWNE)

Domestic use is for 1 home.

95-11255

JAMES M KEANE

JUDITH N KEANE

3916 SW COUNCIL CREST DR

PORTLAND, OR 97239

Point of Diversion L1(NENW) S23 T49N R04W KOOTENAI CO

Source COEUR D'ALENE LAKE Tributary SPOKANE RIVER

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

Use: FIRE PROTECTION 01/01 to 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 9/29/2009

Place Of Use: DOMESTIC T49N R04W S23 L1(NENW) NWNW

Place Of Use: FIRE PROTECTION same as DOMESTIC

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 § 42-211. 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 1/4/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal #

Published on 12/17/2009 and 12/24/2009

SCANNED
JAN 25 2010

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

95-11186

SYLVIA J BLAINE

JAMES E BLAINE

10198 W BLAINE RD

RATHDRUM, ID 83858

Point of Diversion NWSW S36 T53N R05W KOOTENAI CO

Source GROUNDWATER

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

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

Total Diversion: 0.2 CFS

Date Filed: 9/16/2009

Place Of Use: IRRIGATION T53N R05W S36 NWSW

Place Of Use: STOCKWATER T53N R05W S36 NESW NWSW

Total Acres: 13

Stockwater use is for 25 head of mixed stock.

95-11188

VAUGHN PARAGAMIAN

ELIZABETH PARAGAMIAN

6399 S TALL PINES RD

COEUR D ALENE, ID 83814

Point of Diversion SWSESW S4 T49N R04W KOOTENAI CO

Source SPRING Tributary SINKS

Use: STOCKWATER STORAGE 01/01 to 12/31 0.6 AF

Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.1 AF

Use: WILDLIFE STORAGE 01/01 to 12/31 0.5 AF

Use: RECREATION STORAGE 01/01 to 12/31 0.5 AF

Use: FIRE PROTECTION STORAGE 01/01 to 12/31 0.5 AF

Total Diversion: 0.6 AF

Date Filed: 9/16/2009

Place Of Use: WILDLIFE STORAGE T49N R04W S4 SESEW

Place Of Use: All other uses same as WILDLIFE STORAGE

Recreation storage is for boating.

Stockwater storage is for 4 head of mixed stock.

95-11229

LYLE KRISLOCK

EVITA KRISLOCK

14711 EAST 15TH AVE

SPOKANE VALLEY, WA 99037

Point of Diversion L6(SWSE) S13 T53N R05W KOOTENAI CO

Source SPIRIT LAKE Tributary SPIRIT CREEK

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

Total Diversion: 0.04 CFS

Date Filed: 9/21/2009

Place Of Use: DOMESTIC T53N R05W S13 L6(SWSE)

Domestic use is for 1 family cabin.

95-11248

RANDY MOATE

5304 E FERNAN LAKE ROAD

COEUR D ALENE, ID 83814

Point of Diversion L4(NESE) S17 T50N R03W KOOTENAI CO

Source FERNAN LAKE

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

Total Diversion: 0.04 CFS

Date Filed: 9/29/2009

Place Of Use: DOMESTIC T50N R03W S17 SENE

Domestic use is for 1 home.

95-11249

ROBERT T MOATE

5142 E FERNAN LAKE ROAD

COEUR D ALENE, ID 83814

Point of Diversion L4(NESE) S17 T50N R03W KOOTENAI CO

Source FERNAN LAKE

Date Filed: 9/29/2009

Place Of Use: DOMESTIC T50N R03W S17 SENE

Domestic use is for 1 home.

95-11250

KIM GREER

LISA GREER

4531 W NORTHWEST BLVD

SPOKANE, WA 99205

Points of Diversion(2) L1(SWNE) L6(SESE) S21 T51N 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: 9/29/2009

Place Of Use: DOMESTIC T51N R03W S21 L1(SWNE) L6(SESE)

Domestic use is for 1 home.

SCANNED
10/7/5 2010

Ball, Dianne

From: Ball, Dianne
Sent: Friday, December 11, 2009 4:23 PM
To: Legal Notices-CdAPress - Kelli Buley; Legal Notices-CdA Press
Subject: Application for Permit No. 95-11186, 95-11188, 95-11229, 95-11248, 95-11249, 95-11250, 95-11251, 95-11255

Attachments: LegalNotice 12-11-09 CDA e-mail 95-11186,88,11229,48,49,50,51,55.doc

Hi, Kelli,

Well - I got the legal part of my data entry complete before 5:00 pm, so here 'tis. If I get proof back early in the week for review that should also help time wise. I am trying, however, to keep you busy. Am I keeping you busy enough? (I also have legals in preparation for PRT, BFH, Shoshone News Press, and BCDB.)

Please publish the enclosed legal notice on the dates indicated, December 17 and 24, 2009, (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.

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 1/4/2010. Your cooperation and wonderful help is GREATLY appreciated. You're doing a great job for us. Many, many thanks.



LegalNotice
2-11-09 CDA e-mail.

Happiness in life depends on the quality of your thoughts.

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

December 11, 2009

JOHN PENNINGS
TERESE FANDEL
4318 E DEEPWATER CT
HAYDEN LAKE, ID 83835

Application For Permit No. 95-11251

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 12/17/2009 and 12/24/2009. 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

Enclosure(s) Receipt No. N022267

SCANNED
JAN 7 5 2010

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, December 10, 2009 4:56 PM
To: mary.terra-berns@idfg.idaho.gov; cwashburn@idl.idaho.gov
Subject: Application for Permit No. 95-11188 Paragamian, 95-11229 Krislock, 95-11248 Randy Moate, 95-11249 Robert Moate, 95-11250 Greer, 95-11251 Pennings & Fandel, 95-11255 Keane

Attachments: 95-11188 Paragamian.pdf; 95-11229 Krislock.pdf; 95-11248 Moate, Randy.pdf; 95-11249 Moate, Robert T.pdf; 95-11250 Greer.pdf; 95-11251 Pennings and Fandel.pdf; 95-11255 Keane.pdf

Dear Interested Parties:

Carl - you can ignore the first one in this series - their source is a spring. All others are to notify you of what is going on in case you need to contact them for encroachment permits.

Mary - they are all yours requiring response.



95-11188
ragamian.pdf (627



95-11229



95-11248 Moate,
Randy.pdf (296...



95-11249 Moate,
Robert T.pdf (...



95-11250 Greer.pdf
(318 KB)



95-11251 Pennings
and Fandel.p...



95-11255
Keane.pdf (256 KB)

When responding, to simplify matters, rather than for me to try to individually tell you who handled which ones of these, maybe you could respond to Keith and Eric and me also. Please just include all three of us. I will probably still have the files on my desk when you reply. I can make a copy and put in the files and enter your comments in our database.

These are scheduled to publish 12/17 and 24/2009 in the CDA Press, with final date for protest being January 4, 2010.

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.

This office can publish notice of the application as soon as the initial review is completed; therefore, 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