

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Judith Anne Horton and/or Thomas A Bacon Phone 208/665-0871
Mailing address 6863 W. Meadowbrook Loop Email tomandjudi@thebntmill.com
2. Source of water supply groundwater which is a tributary of _____
3. Location of point of diversion is Township 50N Range 04W Sec. 20, in the SE 1/4,
SW 1/4, _____ Govt. Lot _____, B.M., Kootenai County;
additional points of diversion if any: 2 wells at this location
4. Water will be used for the following purposes:
Amount .06 for irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per year)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
5. Total quantity to be appropriated is (a) .06 and/or (b) _____
cubic feet per second acre feet per year
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source pump & wells
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet;
total reservoir capacity _____ acre-feet
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
 - d. Is ground water with a temperature of greater than 85°F being sought? see attached report
 - e. If well is already drilled, when? _____; Drilling firm _____;
Well was drilled for (well owner) _____; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 3 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
 - a. Hydropower; show total feet of head and proposed capacity in kW. _____
 - b. Stockwatering; list number and kind of livestock. _____
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. _____
 - e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
50N	4W	20												2					2

Total number of acres to be irrigated: 2

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? 95-10805, 95-1074

11. a. Who owns the property at the point of diversion? Applicants
- b. Who owns the land to be irrigated or place of use? "
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. _____

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Judith Anne Horton
Signature of Applicant

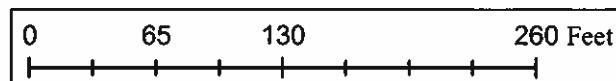
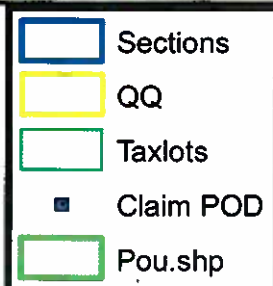
Judith Anne Horton
Print Name (and title, if applicable)

For Department Use:

Received by [Signature] Date 7-13-09 Time _____ Preliminary check by _____

Fee \$ 100.00 Application 165.00 upgrade Received by [Signature] Receipt No. N021260 Date 7-13-09

HORTON/BACON





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 27, 2009

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

JUDITH A HORTON
THOMAS A BACON
6863 W MEADOWBROOK LOOP
COEUR D ALENE, ID 83814

Application For Permit No. 95-10806

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 9/3/2009 and 9/10/2009. 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.

Sincerely,

Eric J. Davis

Sr. Water Resource Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

*Please Fax or e-mail proof/preview copy to me before this goes to press.
Fax (208) 762-2819 ~ e-mail dianne.ball@idwr.idaho.gov
Thanks, Dianne*

August 27, 2009

KATTIE HOY
LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE, ID 83814

RE: Application For Permit No.: 94-7511, 95-10771,775,781,793,806,808,816

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated, September 3 and 10, 2008, (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 9/21/2009. Your cooperation is ever so much appreciated.

Sincerely,

Dianne

Dianne Ball
Administrative Assistant

Enclosure(s)

Ball, Dianne

From: Ball, Dianne
Sent: Friday, August 28, 2009 9:56 AM
To: Legal Notices-CdA Press; Legal Notices-CdAPress - Kattie Hoy
Subject: Legal notice for publication Sept 3 and 10, 2008

Attachments: CoverLetter 08-27-09 CDA e-mail 94-7511, 95-10771,775,781,793,806,808,816.doc;
LegalNotice 08-27-09 CDA e-mail 94-7511, 95-10771,775,781,793,806,808,816.doc

Good morning, Kattie, (and Kelli)

Attached is our letter requesting publication of a legal notice on September 3 and 10, 2009. Copy of the legal notice is also attached.

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

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

Thanks for all your help.



CoverLetter
8-27-09 CDA e-mai.



LegalNotice
8-27-09 CDA e-mai.

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

94-7511

BLACK ROCK RANCH LLC

PO BOX 3070

COEUR D ALENE, ID 83816

Point of Diversion L6(SWNE) S1 T47N R03W KOOTENAI CO

Source BLACK LAKE tributary to COEUR D'ALENE RIVER

Use: IRRIGATION 03/15 to 10/31 4.31 CFS

Use: STOCKWATER 01/01 to 12/31 0.1 CFS

Total Diversion: 4.41 CFS

Date Filed: 7/6/2009

Place Of Use: IRRIGATION

T47N R02W S6 NENE NENW NESW NWNE NWSW SWNE

SWNW SENW

T47N R03W S1 NESE NWNE SWNE SENE

Total Acres: 215.5

Place Of Use: STOCKWATER same as IRRIGATION

Stockwater use is for 450 head of mixed stock.

95-10771

DAVID D RENNER

5776 S ELK RD

HARRISON, ID 83833

Point of Diversion SWSWSE S20 T49N R03W KOOTENAI CO

Source SPRING tributary to SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 7/7/2009

Place Of Use: DOMESTIC

T49N R03W S20 SWSE

Domestic use is for 1 home.

95-10775

THOMAS LARIVIERE

KATHRYN LARIVIERE

24290 N VLAZYS LANE

ATHOL, ID 83801

Point of Diversion SESW S34 T53N R03W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 04/01 to 10/31 0.09 CFS

Use: WILDLIFE STORAGE 01/01 to 12/31 2 AF

Use: RECREATION STORAGE 01/01 to 12/31 2 AF

Use: AESTHETIC 01/01 to 12/31 0.03 CFS

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

Total Diversion: 0.11 CFS

Date Filed: 7/7/2009

Place Of Use: IRRIGATION T53N R03W S34 SESW

Place Of Use: All other uses same as IRRIGATION

Total Acres: 3

95-10781

MICHAEL HICKLE

DONNA HICKLE

920 N 8TH ST

COEUR D ALENE, ID 83814

Point of Diversion NWNE S35 T50N R05W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 to 11/15 0.12 CFS

Total Diversion: 0.12 CFS

Date Filed: 7/7/2009

Place Of Use: IRRIGATION

T50N R05W S35 NENW NWNE

Total Acres: 4

95-10793

BRANDON PAUL

JEANA PAUL

7083 W MAHOGANY

COEUR D ALENE, ID 83814

Point of Diversion SWNE S30 T50N R04W KOOTENAI CO

Source GROUND WATER

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

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

Total Diversion: 0.16 CFS

Date Filed: 7/9/2009

Place Of Use: IRRIGATION T50N R04W S30 SWNE

Place Of Use: STOCKWATER same as IRRIGATION

Total Acres: 8

Stockwater use is for 10 head of mixed stock.

95-10806

JUDITH A HORTON

THOMAS A BACON

6863 W MEADOWBROOK LOOP

COEUR D ALENE, ID 83814

Points of Diversion(2) SESW S20 T50N R04W

KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 to 11/15 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 7/13/2009

Place Of Use: IRRIGATION T50N R04W S20 SESW

Total Acres: 2

95-10808

JOANE SCHILLING

7281 W MAHOGANY RD

COEUR D ALENE, ID 83814

Point of Diversion SENW 30 50N 04W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 to 11/15 0.11 CFS

Total Diversion: 0.11 CFS

Date Filed: 7/9/2009

Place Of Use: IRRIGATION T50N R04W S30 SENW

Total Acres: 4.2

95-10816

JAY R KEISER AND JUNE W KEISER LIVING TRUST

PO BOX 231

LIBERTY LAKE, WA 99019

Point of Diversion L3 S23 T53N R05W KOOTENAI CO

Source SPIRIT LAKE tributary to SPIRIT CREEK

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

Total Diversion: 0.04 CFS

Date Filed: 7/13/2009

Place Of Use: DOMESTIC T53N R05W S23 Lot 3

Domestic use is for 1 home.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

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 9/21/2009. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal #

Published on 9/3/2009 and 9/10/2009