

RECEIVED
DEC 30 2008
IDWPA/North

75327
STATE OF IDAHO

APPLICATION FOR PERMIT

1. Name: CHARLOTTE KERR
79 WATERVIEW LN
SAGLE ID 83860
(208)263-5609

3. Location of Point of Diversion:

4. Water will be used for the following purposes:

5. Total quantity to be appropriated is: 0.05 CFS

POINT OF DIVERSION #1

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).

PLACE OF USE: IRRIGATION

[illegible]

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IDWR/FNORTH

Page 2

75927

Ident. No. 96-9419

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

9a. Who owns the property at the point of diversion? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

9b. Who owns the land to be irrigated or place of use? If other than applicant, describe the arrangement enabling the applicant to make this filing.

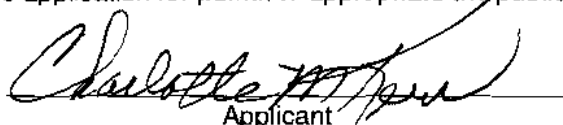
APPLICANT

10. Remarks:

WE ARE PUMPING WATER FROM THE RIVER BY HOSE AND USING IT WITH A SPRINKLER TO WATER LAWN AND GARDEN.

11. Map of proposed point of diversion and place of use attached? [x]

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


Applicant

Received by Dianne Date 12/30/08 Time _____ Preliminary check by _____
Publication prepared by [initials] Date 1/29/09 Published in BCD Dec 2/5+12/09
Publication approved [initials] Date 3/4/09

Receipt No. N019751

Date: 12/23/08

Received by: Dianne

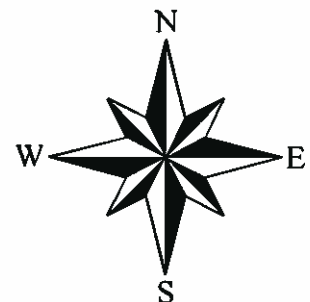
96-9419

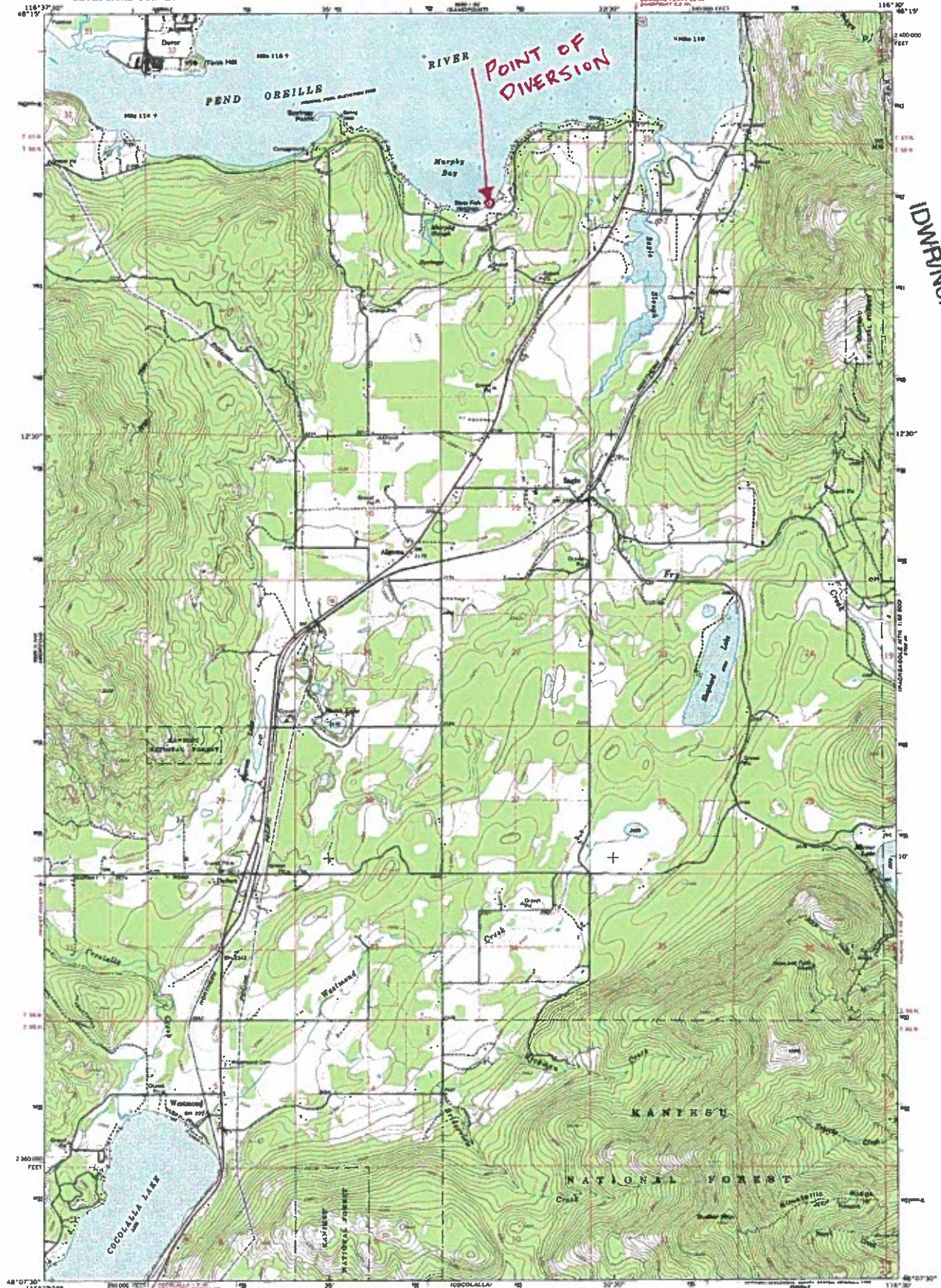


0 80 160 320 480 640 Feet

Legend

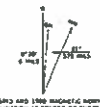
-  workingpod
-  workingpou
-  QQ





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DEC 23 2008
IDMR/North

Maped, edited, and published by the Geological Survey
Control by USGS and USCAGS
Topography by photogrammetric methods from aerial
photographs taken 1960. Photo checked 1960.
Selected hydrographic data compiled from USCAGS
Chart 6170 (1967).
This information is not intended for navigational purposes.
Polyconic projection, 1927 North American datum.
10,000-foot grid based on Idaho coordinate system,
west zone.
1:000-meter Universal Transverse Mercator grid ticks,
zone 11, shown in blue.
To place on the projected North American Datum 1983
move the projection lines 13 meters north and
77 meters east as shown by dashed corner ticks.
There may be private subdivisions within the boundaries of
the National or State reservations shown on this map.



SCALE 1:24,000
CONTOUR INTERVAL 40 FEET
DOTTED LINES REPRESENT SPOT ELEVATIONS
NATIONAL GEODESIC VERTICAL DATUM OF 1929
SOUNDINGS IN FEET-DATUM IS LAKE ELEVATION 2048 FEET
THIS MAP COMPILED WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

ROAD CLASSIFICATION
Primary highway, 85 weather, light-duty road, all weather,
hard surface
Unimproved road, fair or dry
weather
U. S. Route

SAGLE, IDAHO
64807.5-M-11 (630/7.5)
1968
DMA 2680 11 NE-SERIES 1968



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

DAVID R. TUTHILL, JR.
Director

December 23, 2008

Charlotte Kerr
79 Waterview Ln
Sagle, ID 83860

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

Dear Ms. Kerr:

In reviewing your recently submitted application to appropriate water, the Department of Water Resources found numerous deficiencies, such as the location for the place of use and point of diversion didn't correspond to the true location on a USGS topography map. Also, you're requesting a diversion rate of 0.2 cfs (90 gallons per minute) from the Pend Oreille River to irrigate 1.5 acres of lawn & garden. Idaho States allotted diversion for the irrigation of 1.5 acres is 0.05 cfs or 22 gallons per minute.

To save time, I've created an electronic version of your application, with all of the corrections incorporated for your review. If the document meets with your approval, please sign and return it to me within the next 30 days, so as not to delay processing. If you have any questions, feel free to contact me at this office.

Sincerely,

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

COPY

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, January 20, 2009 4:47 PM
To: jhopkins@idl.idaho.gov
Subject: Agency Comment Request Ltr.doc
Attachments: 96-9419 - Kerr.pdf; Agency Comment Request Ltr.doc

Hi, Jim – in light of receiving an out-of-office reply from Jim Brady, I'm forwarding this to you for response. There is still time for Brady to respond if you prefer to discuss this with him.

At least this way it will be in your office for review.

Have a great day,

Dianne

From: Ball, Dianne
Sent: Tuesday, January 20, 2009 12:20 PM
To: jbrady@idl.idaho.gov
Subject: Agency Comment Request Ltr.doc

Good afternoon, Jim,

Attached is our letter requesting your comments. Copy of the application is also attached.

Please respond to Keith on this one.

Thanks,

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

Ball, Dianne

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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

1/20/2009



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

DAVID R. TUTHILL, JR
Director

January 20, 2009

JIM BRADY, SR. RESOURCE SPECIALIST
IDAHO DEPARTMENT OF LANDS
PEND OREILLE SUPERVISORY AREA
2550 HWY 2 W
SANDPOINT ID

Re: Water Permit Application No. 96-9419

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 follows 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, and by sending a copy of your protest to the applicant. This will be scheduled for publication on February 5 and 12, 2009 in the Bonner County Daily Bee.

We are sending this to you for your comments, and would appreciate receiving your comments by no later than **February 23, 2009**. That is also the final date for protest to be received in our office.

If we do not hear from you by that date, we will assume that no comment from you means you have no objection to, concerns about, or conditions pertaining to the issuance of this permit.

You may send comments by regular mail to the address above, by FAX to 762-2819, or by e-mail to Keith.Franklin@idwr.idaho.gov.

We request that you send a copy of your comments regarding, and/or notice that you intend to protest this application to the applicant as well as to our office.

Please contact this office if you have any questions regarding the application.

Sincerely,

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, January 20, 2009 12:16 PM
To: mterrabe@idfg.idaho.gov
Subject: Agency Comment Request Ltr.doc
Attachments: 96-9419 - Kerr.pdf; Agency Comment Request Ltr.doc

Attached is our letter requesting your comments. Copy of the application is also attached.

Please respond to Keith on this one.

Thanks,

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

1/20/2009



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

DAVID R. TUTHILL, JR
Director

January 20, 2009

MARY TERRA-BERNS
IDAHO DEPARTMENT OF FISH AND GAME
2885 W KATHLEEN AVE.
COEUR D'ALENE, ID 83815

Re: Water Permit Application No. 96-9419

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Sincerely,

Dianne

Dianne Ball
Administrative Assistant



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

January 29, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

CHARLOTTE KERR
79 WATERVIEW LN
SAGLE ID 83860

RE: Application for Permit No 96-9419

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Bonner County Daily Bee on February 5 and 12, 2009. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). 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, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight to twelve weeks.

Please feel free to contact this office if you have any questions.

Sincerely,

Keith E. Franklin
Senior Water Resource Agent

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, January 29, 2009 10:26 AM
To: Legal Notices-Bonner Co Daily Bee-Sheri Jones
Subject: Legal Notice for publication on February 5 and 12, 2009
Attachments: CoverLetter 01-29-09 BCDB e-mail 96-9619,23.doc; LegalNotice 01-29-09 BCDB e-mail 96-9419, 23.doc

Good morning, Sheri,

Attached is our cover letter requesting publication on February 5 and 12, 2009. The legal notice is also attached.

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

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

Thanks for all your wonderful help. It's great working with you.

Don't count the days, make the days count,

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

1/29/2009



State of Idaho

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C.L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR
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

January 29, 2009

SHERI JONES
LEGAL NOTICE DEPARTMENT
BONNER COUNTY DAILY BEE
PO BOX 159
SANDPOINT ID 83864

RE: Application for Permit No. 96-9419 and 96-9423

Dear Sheri:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, February 5 & 12, 2009, (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 02/23/2009. Your cooperation is VERY greatly appreciated. It is a pleasure to work with you.

Thanks for all you help.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

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

96-9419

CHARLOTTE KERR

79 WATERVIEW LN

SAGLE ID 83860

Point of Diversion L3 (SENW) S3 T56N R02W BONNER CO

Source PEND OREILLE RIVER tributary to COLUMBIA RIVER

Use: IRRIGATION 04/01 To 10/31 0.05 CFS

Total Diversion: 0.05 CFS

Date Filed: 12/23/2008

Place Of Use: IRRIGATION

T56N R02W S3 SENW Lot 3

Number of Acres 1.5

96-9423

HATCHER ENTERPRISES LLC

PO BOX 9

COCOLALLA ID 83813

Point of Diversion SWNW S5 T55N R02W BONNER CO

Source GROUND WATER

Use :MUNICIPAL 01/01 To 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 01/06/2009

Place Of Use: MUNICIPAL

Remark: Municipal use is within service area of applicant.

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 Resource, 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 02/23/2009. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Publish February 5 and 12, 2009