

95-9562

Ident. No. 75301

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED
DEC 11 2008

IDWR/Noth
2086834748
cel 6607116

1. Name of Applicant James D. Umland Phone 83801-5065
Mailing address 12833 E Shadow Ln. Athol Id Email 83801-5065
2. Source of water supply ground water which is a tributary of _____
3. Location of point of diversion is Township 53 N Range 02 W Sec. 18, in the SE $\frac{1}{4}$,
SE $\frac{1}{4}$, _____ $\frac{1}{4}$, Govt. Lot _____, B.M., Kootina County;
additional points of diversion if any: NO
4. Water will be used for the following purposes:
Amount 0.2 for irrigation purposes from 4-1 to 10-31 (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) 0.2 cubic feet per second and/or (b) _____ acre feet per year
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source pump in well piping
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet;
total reservoir capacity _____ acre-feet
c. Proposed well diameter is 6" inches; proposed depth of well is 700 feet
d. Is ground water with a temperature of greater than 85°F being sought? _____
e. If well is already drilled, when? 3-17-95; Drilling firm United drilling
Well was drilled for (well owner) James Umland Drilling Permit No. 96-95-N-43
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	
53N	2W	18																10	10

Total number of acres to be irrigated: 10

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? _____

11. a. Who owns the property at the point of diversion? James D. Umland
- b. Who owns the land to be irrigated or place of use? James D. Umland
- 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. Drip Line, pasture & Trees

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.

James D. Umland
Signature of Applicant

James D. Umland
Print Name (and title, if applicable)

For Department Use:

Received by [Signature] Date 12/11/08 Time 12:25 Preliminary check by _____
Fee \$ 100.00 Receipted by [Signature] Receipt No. N019738 Date 12/11/08

Supervisor or Operator Chris Tenney Date 3/23/06

95-9562



Legend



Application POU

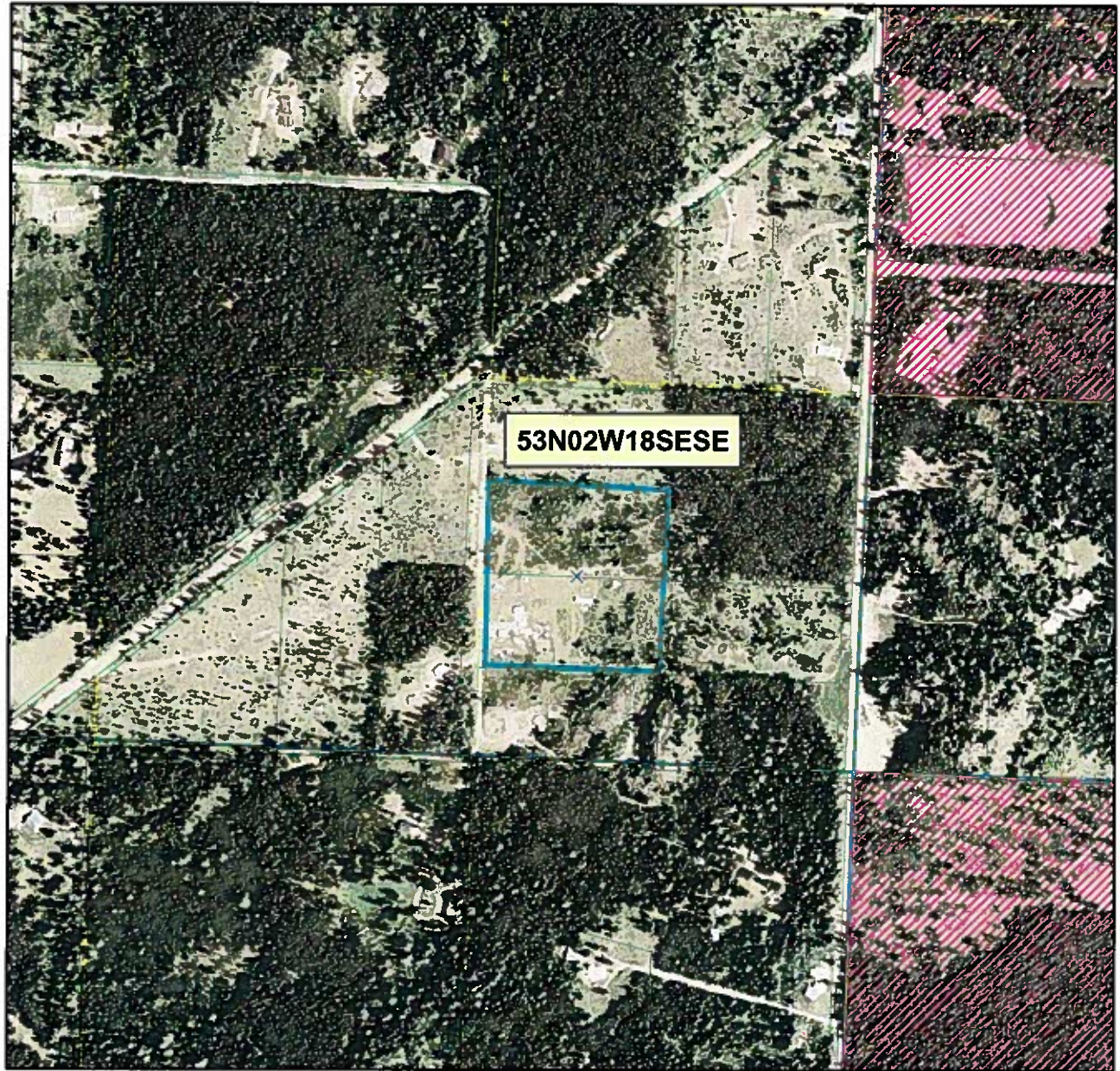


Application POD

0 270 540 1,080 1,620 2,160 Feet

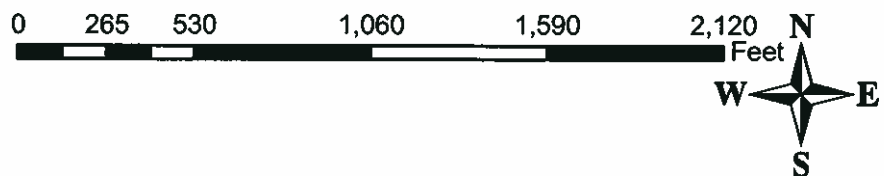


UMLAND



Legend

 place of use





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 07, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

JAMES D UMLAND
12833 E SHADOW LN
ATHOL ID 838801

RE: Application for Permit No 95-9562

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.

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 Coeur d'Alene Press on January 15 and 22, 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: Wednesday, January 07, 2009 11:02 AM
To: Legal Notices-CdA Press; Legal Notices-CdA Press Glenda Jefferson
Subject: First of Two (2) legal notices - this one for publication 1/15 & 22, 2009 ~ 95-9548,58,59,60,61,62

Good morning, Kerry and Glenda,

This is the first of two (2) legal notices you will receive from me today – this one for publication on January 15 and 22, 2009.

Please send a proof to me before this goes to press so I might check layout and content.

If you have ANY questions, please call me at 762-2800 or reply to this e-mail.

Thanks for your great help.

[Just a note – the next one to arrive this morning, will be in a different format and hopefully you can simply copy and paste because it is a very big legal notice. The instructions will be slightly different from our usual, also. If you ever need them sent in a different format, please let me know. I can try to send them as PDF.]

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

1/7/2009



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

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 07, 2009

**KERRY TUCKER & GLENDA JEFFERSON
LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814**

Kerry & Glenda – this is the first of two (2) legal notices that you will receive today. The other one is huge – and in a different format. It should be coming to you within the next hour – with separate instructions.

Thanks for your help on both of these. Dianne

RE: Application for Permit No. 95-9548, 95-9558, 95-9559, 95-9560, 95-9561 AND 95-9562

Dear Kerry and Glenda:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, January 15 and 22, 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 02/02/2009. Your cooperation is always greatly appreciated.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

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

95-9548

COEUR D ALENE LAKE ESTATES WATER ASSN INC
PO BOX 1390
HAYDEN ID 83835
Point of Diversion L1 (NENE) S5 T49N R03W KOOTENAI CO
Source GROUND WATER
Use: MUNICIPAL 01/01 To 12/31 0.2 CFS
Total Diversion: 0.2 CFS

Date Filed: 09/24/2008

Place Of Use: MUNICIPAL

T49N R03W S5 NENE Lot 1

Remark: Municipal use is within service area of applicant.

95-9558

RICHARD HOLZER
9133 23RD NW
SEATTLE WA 98117
Point of Diversion L2(NWNE) S7 T49N R03W KOOTENAI CO
Source COEUR D ALENE LAKE tributary to 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: 11/24/2008

Place Of Use: DOMESTIC

T49N R03W S7 NWNE Lot 2

Place Of Use: FIRE PROTECTION same as DOMESTIC

Remark: Domestic use is for 1 home.

95-9559

POWDERHORN RANCH LLC
PO BOX 167
HARRISON ID 83833
Point of Diversion NENESW S27 T48N R04W
Point of Diversion SESWNW S35 T48N R04W
Point of Diversion L1 (NWNWNE) S35 T48N R04W
Point of Diversion NESESW S23 T48N R04W
All points of diversion are in KOOTENAI CO
Source for each of above is GROUND WATER
Use : MUNICIPAL 01/01 To 12/31 1.8 CFS
Total Diversion: 1.8 CFS

Date Filed: 11/06/2008

Place Of Use: MUNICIPAL

Remark: Municipal use is for applicants service area.

95-9560

DANEY W BEACH
WENDY ROBERTSON
8797 N CLOVERLEAF RD
HOUSER ID 83854
Point of Diversion NESW S19 T51N R05W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.3 CFS
Use: DOMESTIC 01/01 To 12/31 0.08 CFS
Total Diversion: 0.38 CFS

Date Filed: 12/08/2008

Place Of Use: DOMESTIC

T51N R05W S19 NESW

Place Of Use: IRRIGATION same as DOMESTIC

Number of Acres 15

Remark: Domestic use is for 3 homes.

95-9561

SOUTHVIEW TERRACE INC.
8793 N CLOVERLEAF RD
HOUSER ID 83854
Points of Diversion(2) NESW S19 T51N R05W KOOTENAI CO
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.16 CFS
Use: DOMESTIC 01/01 To 12/31 0.3 CFS
Total Diversion: 0.46 CFS

Date Filed: 12/08/2008

Place Of Use: DOMESTIC

T51N R05W S19 NESW

Place Of Use: IRRIGATION same as DOMESTIC

Number of Acres 8

Remark: Domestic use is for 39 mobile home sites.

95-9562

JAMES D UMLAND

12833 E SHADOW Ln

ATHOL ID 838801

Point of Diversion SESE S18 T53N R02W KOOTENAI County

Source GROUNDWATER

Use: IRRIGATION 04/01 To 10/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 12/11/2008

Place Of Use: IRRIGATION

T53N R02W S18 SESE

Number of Acres 10

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

DAVID R. TUTHILL, JR., Director

Publish on January 15 and 22, 2009