

75205

Ident. No. 95-9543

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

OCT 22 2008

IDWR/North

1. Name of Applicant Jeff and/or Jacques 141 Carman Phone 208-661-1129
Mailing address 15872 N. Sherrandolph Dr, Hayden, Id Email JeffCarman@Aol.com
2. Source of water supply Hayden Lake which is a tributary of Sinks
3. Location of point of diversion is Township S2 North Range 3 West Sec. 34 in the 1/4, NW 1/4, ESW 1/4, Govt. Lot 48 6, B.M., Kootenai County;
additional points of diversion if any:
4. Water will be used for the following purposes:
- Amount .04 for Domestic purposes from Jan 1 to Dec 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) .04 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 Electric Pump
- 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?
- 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 1 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. 1 home including irrigation

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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	
52N	3W	34									D								

Total number of acres to be irrigated: _____

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? Jeff + Jacquelyn Carmen
- b. Who owns the land to be irrigated or place of use? Jeff + Jacquelyn Carmen
- 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.

[Signature]
Signature of Applicant

Jeff Carmen
Print Name (and title, if applicable)

For Department Use:

Received by [Signature] Date 10/22/08 Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by [Signature] Receipt No. N019644 Date 10/22/08
 Publication prepared by [Signature] Date 11/12/08 Published in Chapman 11/20+27/08
 Publication approved [Signature] Date 12/3/08 Dates Published 11/20+27/08

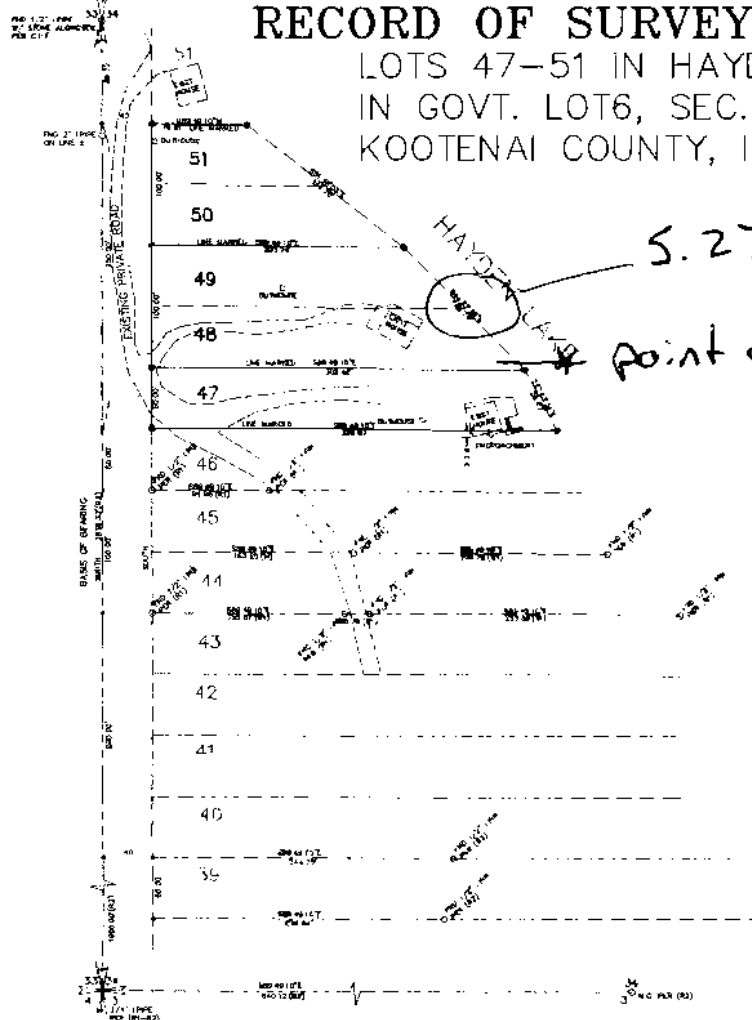
Book 17 Page 282.

LOTS 47-51 IN HAYDEN LAKE PARK
IN GOVT. LOT6, SEC. 34, T.52N., R.3W., B.M.,
KOOTENAI COUNTY, IDAHO

OCT 1995

5.27 53' 31E 56 67

point of Diversion



SCALE 1"=50'

LEGEND

- * CALC POINT 1401 12.7
 * Main Find as described
 * SET 1/8" 24" 3" w/ 4-in 1.5 GORE
 (P1) Record of Survey Book 10 pg 11
 (P2) Record of Survey by E.S.F. 3-13-91
 (P3) PLAT OF HAYDEN LAKE PARK Book 6 pg 95
 (M) Merged
 Based on Sourcing from (R1)

SURVEYORS CERTIFICATION
I, JAMES W. STELLERMAN, A RESIDENT OF LAKE CHARLENE IN THE
STATE OF IOWA, DO HEREBY CERTIFY, ON BEHALF OF THE
STATE OF IOWA, THAT THIS IS A TRUE RECORD OF A SURVEY MADE BY ME OR
UNDER MY SUPERVISION AND THAT IT IS IN ACCORDANCE
WITH THE LAWS IN THE STATE OF IOWA AT THE REQUEST
OF THE BUREAU.

NOTE
THIS DOCUMENT DOES NOT NECESSARILY SHOW ALL FEATURES
OF INTEREST OR IN VIEW NOR DOES IT SHOW ALL PHYSICAL
FEATURES OF THIS PROPERTY



STATE OF KANSAS)
COUNTY OF KIDDERMAN) ss
AT THE REQUEST OF *A*

AT THE REQUEST OF K.A.
Doctakha P

At 13 minutes past 2 o'clock PM

By _____

Date: _____

Page 5 of 20 Oct 30

மாநாடு

K.A. DUTSCHKE & ASSOC., INC.
LAND SURVEYING
P.O. BOX 790
9751 GOV'T WAY, SUITE 5
MAYBEN LAKE, IDAHO 83855



Tate Engineering & Surveying
1103 N. 4th Street
Coeur d' Alene, Idaho 83814
Phone: (208) 676-8708 Fax: (208) 667-2129

SDP 07-10-11
Applicant copy

SB 10/11/07

Site Disturbance Plan Report

for

Mr. & Ms. Carman

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OCT 22 2008
IDWR/North

A Portion of
Section 34, Township 52 North, Range 3 West, B.M.

Parcel # 03580000048A

Kootenai County, Idaho

Prepared by

Nathan D. Herbst, E.I.T.

Checked By

Robert M. Tate, P.E.



August 9, 2007

Project Number: 07.121

FINCH MARK
ELEVATION = 2242.79'
TOP 1 1/2" IRON ROD &

OVERALL PROPOSED SITE

GRAPHIC SCALE

DETAILED PROPOSED SITE

GRAPHIC SCALE

EX 47

40' PLATTED

ORIGINAL PROPOSED SITE

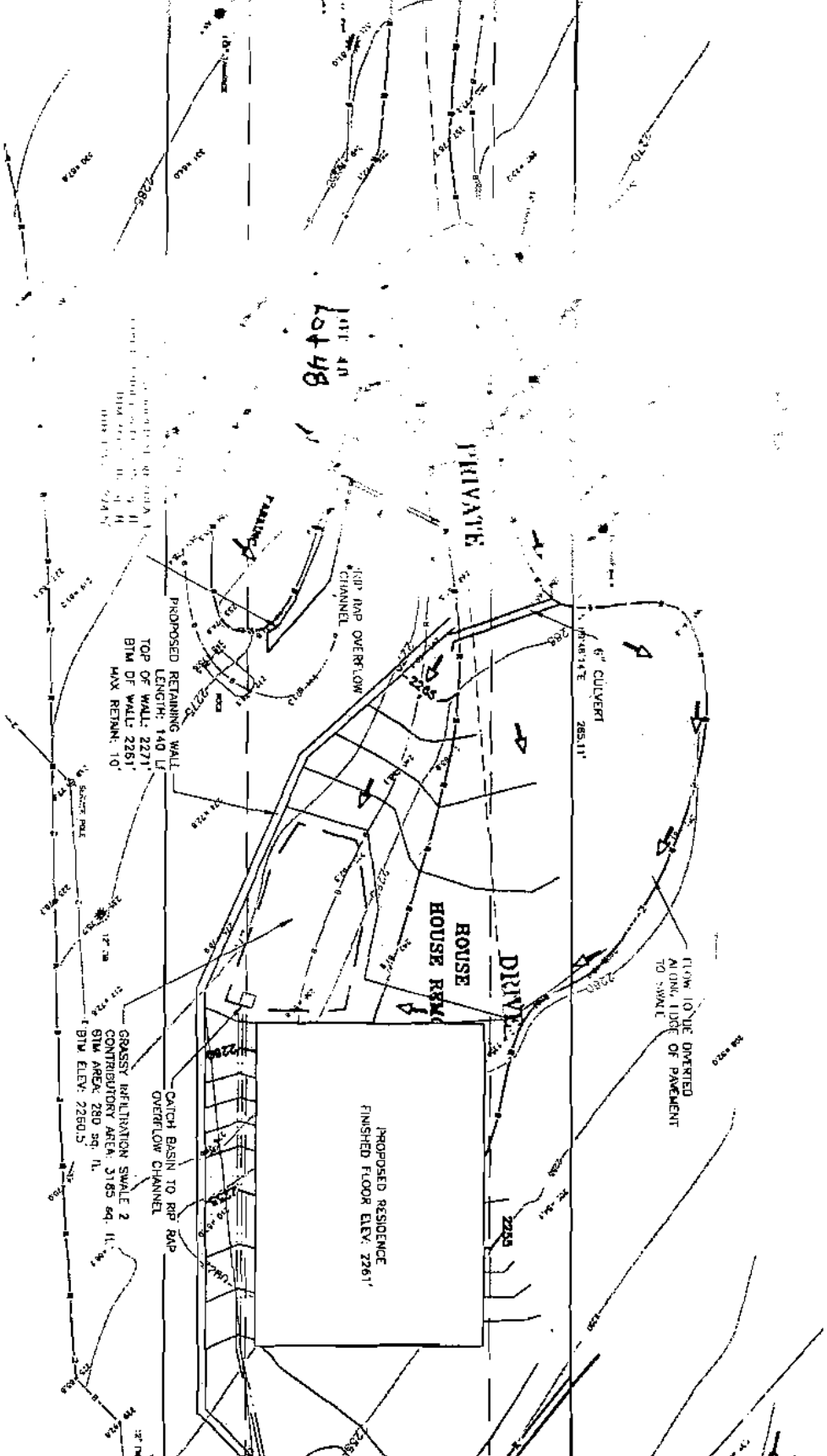
GRAPHIC SCALE

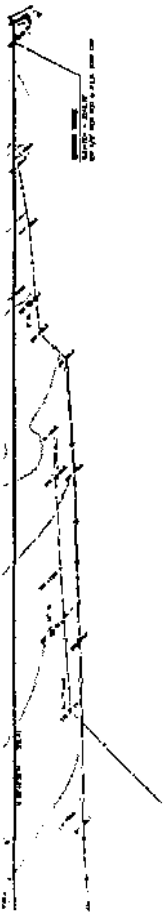


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DETAILED PROPOSED SITE

GRAPHIC SCALE





LEGAL DESCRIPTION

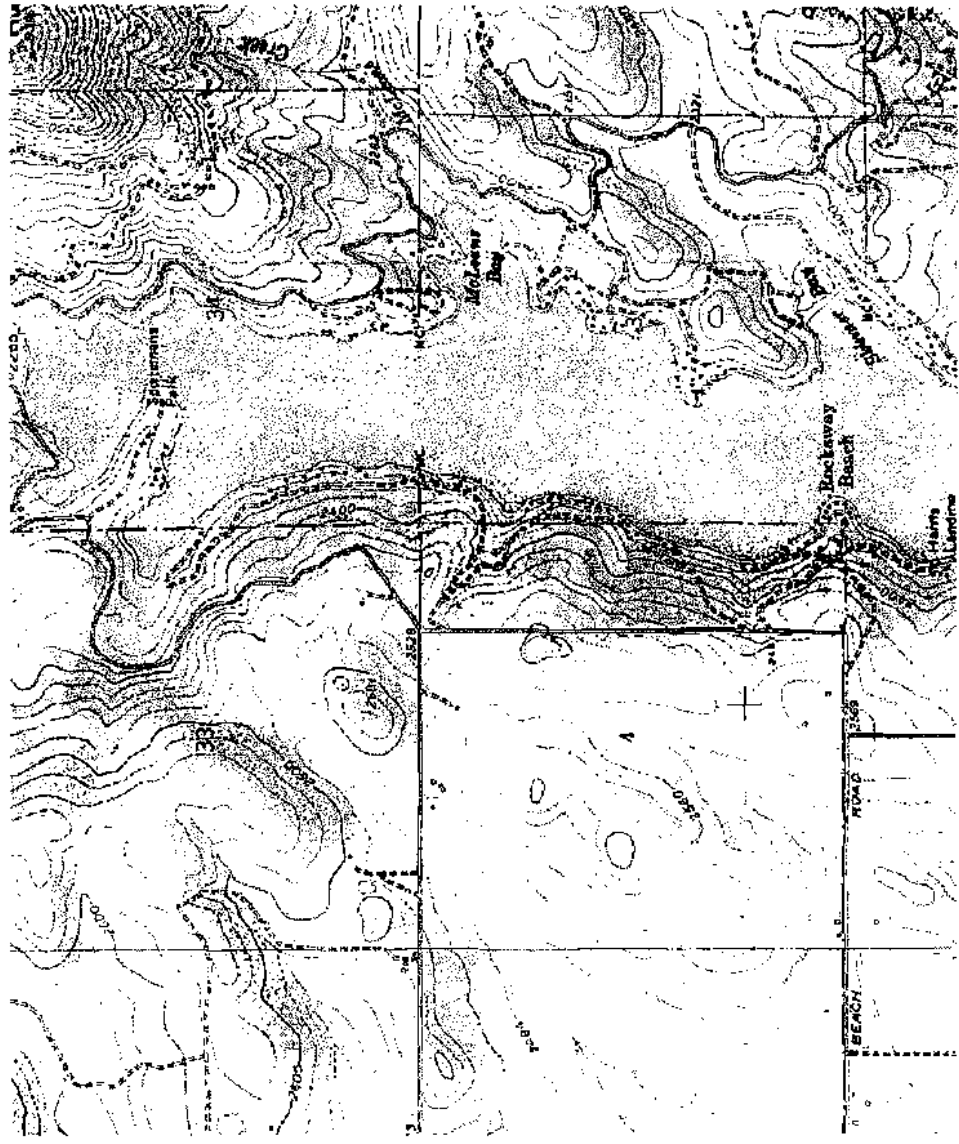
TOPOGRAPHIC SURVEY OF LOT 48, HAYDEN LAKE PARK, LOCATED IN SECTION 34, TOWNSHIP 52 NORTH, RANGE 3 WEST, D.M., KODENAI COUNTY, IDAHO

NOTES

SURVEY DONE BY OTHERS. IT IS THE RESPONSIBILITY OF THE OWNER AND CONTRACTOR TO VERIFY THE INFORMATION PROVIDED

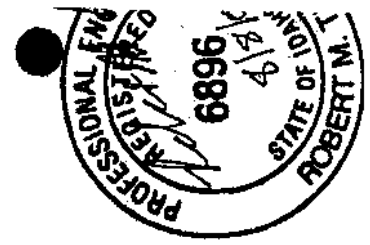
G. SITE PLAN

1/16" SCALE



VICINITY MAP

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IDWR/North

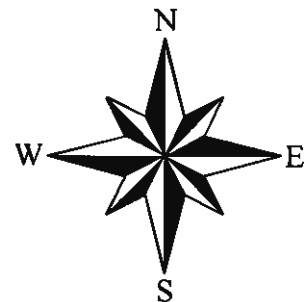


95-9543



Legend

- workingpod
- workingpou
- QQ
- Taxlots



Ball, Dianne

From: Ball, Dianne
Sent: Friday, October 31, 2008 4:18 PM
To: mterrabe@idfg.idaho.gov
Subject: Agency Comment Request re 95-9543 Carman
Attachments: 95-9543 Carman.pdf; Agency Comment Request Ltr.doc

Good afternoon, Mary,

Attached is our letter requesting your comments re 95-9543 - Carman. Copy of the application is also attached.

Please send your comments by no later than 12/1/08 - our last date for protests to be received in our office.

If you hve any questions, please contact Keith at 762-2800.

Have a great weekend.

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

10/31/2008



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

October ³¹~~24~~, 2008

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

Re: Water Permit Application No. 95-9543 - CARMAN

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 November 20 and 27, 2008 in the Coeur d Alene Press.

We are sending this to you for your comments, and would appreciate receiving your comments by no later than **December 1, 2008**. 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 Eric.Davis@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: Friday, October 31, 2008 4:22 PM
To: cwashburn@idl.idaho.gov
Subject: Agency Comment Request re 95-9543 - Carman
Attachments: Agency Comment Request Ltr.doc

Good afternoon, Carl,

Attached is our letter requesting your comments on WR App 95-9543 Carman. Copy of application also attached.

Thanks for your comments - and if you have any questions, please call Keith on this one.

Have a great weekend.

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

10/31/2008



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

October 24, 2008

CARL WASHBURN
IDAHO DEPARTMENT OF LANDS
MICA SUPERVISORY AREA
NAVIGABLE WATER DIVISION
3706 INDUSTRIAL AVE S
COEUR D ALENE ID 83815

Re: Water Permit Application No. 95-9543 - CARMAN

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

Sincerely,

Dianne

Dianne Ball



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

November 12, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

JEFF CARMAN
JACQUELYN CARMAN
15872 N SHENANDOAH DR
HAYDEN ID 83835

RE: Application for Permit No 95-9543

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 Coeur d'Alene Press on November 20 & 27, 2008. 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

Enclosure(s) Receipt No. N019644

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, November 12, 2008 2:57 PM
To: Legal Notices-CdA Press; Legal Notices-CdA Press Glenda Jefferson
Subject: Legal notice for publication November 20 and 27, 2008 - 95-9543,95-9546 & 95-9547
Attachments: CoverLetter 11-12-08 CdA e-mail 95-9543,46,47.doc; LegalNotice 11-12-08 CdA e-mail 95-9543,46,47.doc

Good afternoon, ladies,

Attached is our cover letter requesting publication of a legal notice on November 20 and 27, 2008. The legal notice is also attached.

Please send 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 great help.

Have a wonderful evening.

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 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

November 12, 2008

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

RE: Application for Permit No. 95-9543, 95-9546 and 95-9547

Dear Kerry and Glenda:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, November 20 and 27, 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 12/08/2008. Your cooperation is VERY 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:

95-9543

JEFF CARMAN

JACQUELYN CARMAN

15872 N SHENANDOAH DR

HAYDEN ID 83835

Point of Diversion L6(NWSW) S34 T52N R03W KOOTENAI CO

Source HAYDEN LAKE tributary to SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 10/22/2008

Place Of Use: DOMESTIC

T52N R03W S34 NWSW Lot 6

Remark: Domestic use is for 1 home.

95-9546

CHARLES DEAN BOUTTU

DONA G BOUTTU

PO BOX 266

ATHOL ID 83801

Point of Diversion SWSE S5 T53N R03W KOOTENAI CO

Source GROUND WATER

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

Total Diversion: 0.04 CFS

Date Filed: 10/29/2008

Place Of Use: DOMESTIC

T53N R03W S5 SESE

Remark: Domestic use is for 1 home.

95-9547

ROBERT V NEAR

PATRICIA NEAR

PO BOX 630

ATHOL ID 83801

Point of Diversion SWSE S5 T53N R03W KOOTENAI CO

Source GROUND WATER

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

Total Diversion: 0.04 CFS

Date Filed: 10/29/2008

Place Of Use: DOMESTIC

T53N R03W S8 NWNE

Remark: 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 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 12/08/2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Published on 11/20 & 27/2008