

94-7449

mt. No. 75181

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

OCT 16 2008

IDWR/North

1. Name of Applicant Tomi McLean Phone 660-9710
Mailing address Box 324 Kingston Id 83839 Email tom.mclen@yahoo.com
2. Source of water supply Groundwater which is a tributary of N/A
3. Location of point of diversion is Township 49N Range 2E B.M. Sec. 30 in the NW $\frac{1}{4}$, SE $\frac{1}{4}$, Govt. Lot Shoshone County; additional points of diversion if any: Parcel number RP 49N02E307900
4. Water will be used for the following purposes:

Amount <u>.04</u> for <u>Domestic</u> purposes from <u>Jan 1</u> to <u>Dec 1</u> (both dates inclusive)
(cfs or acre-feet per year)
Amount <u>.02</u> for <u>Stockwater</u> purposes from <u>Jan 1</u> to <u>Dec 1</u> (both dates inclusive)
(cfs or acre-feet per year)
Amount <u>.03</u> for <u>Frr.</u> purposes from <u>3/15</u> to <u>10/31</u> (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) .9 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 _____
 - 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 2 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. 10 Horses
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. 1 Household
 - 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	
49N	2E	30										I							I
49N	2E	30										D							D
49N	2E	30										S							S

Total number of acres to be irrigated: 1

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? water will be used to

water lawn, garden & fill stock tanks

11. a. Who owns the property at the point of diversion? Greg & Tomi McLean (Applicant)
- b. Who owns the land to be irrigated or place of use? SAME
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: N/A

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

Tomi McLean
Print Name (and title, if applicable)

For Department Use:

Received by: [Signature] Date 10/16/08 Time 11:30a Preliminary check by [Signature] Date 10/16/08
 Fee \$ 100.00 Receipted by [Signature] Receipt No. N019628
 Publication prepared by [Signature] Date 10/29/08 Published in Shoshone Co News Item 11/6-13/08
 Publication approved [Signature] Date 11/18/08 Dates Published 11/6-13/08 at [Signature]

94-7449



Legend

- Application POD
-  Application POU

0 60 120 240 360 480 Feet



application



Legend

⊙ Right POD

0 115 230 460 690 920 Feet





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

October 29, 2008

TOMI McLEAN
PO BOX 324
KINGSTON ID 83839

RE: Application for Permit No 94-7449

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 Shoshone County News Press on November 6 and 13, 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,

A handwritten signature in black ink, appearing to read 'Keith E. Franklin', is written over a horizontal line.

Keith E. Franklin
Senior Water Resource Agent

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, October 29, 2008 3:54 PM
To: Legal Notices-Shoshone Co NP1 Tina Christmann; snpbilling@cdapress.com
Subject: Legal notice to publish 11/6 & 13, 2008 - App 94-7449
Attachments: CoverLetter 10-29-08 NP e-mail 94-7449.doc; LegalNotice 10-29-08 NP e-mail 94-7449.doc

Good afternoon, Tina,

Attached is our letter requesting publication of a legal notice on November 6 and 13, 2008. The legal is also attached.

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

Thanks and have an great 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

10/29/2008



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

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

October 29, 2008

TINA CHRISTMANN
LEGAL NOTICE DEPARTMENT
SHOSHONE COUNTY NEWS PRESS
PO BOX 149
KELLOGG ID 83837-0149

RE: Application for Permit No. 94-7449

Dear Tina:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, November 6 AND 13, 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 11/24/2008. Your cooperation is 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:

94-7449

TOMI McLEAN

PO BOX 324

KINGSTON ID 83839

Point of Diversion NWSE S30 T49N R02E SHOSHONE CO

Source GROUNDWATER

Use: IRRIGATION 03/15 To 10/31 0.03 CFS

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

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

Total Diversion: 0.9 CFS

Date Filed: 10/16/2008

Place Of Use: IRRIGATION

T49N R02E S30 NWSE

Number of Acres: 1

Place Of Use: STOCKWATER & DOMESTIC

T49N R02E S30 NWSE

Remark: Domestic use is for 1 home.

Stockwater use is for 10 horses.

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 11/24/2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Published 11/6 and 13, 2008