

75015
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

RECEIVED
AUG 25 2008
IDWR/North

1. Name: CHARLES E SAMSON
PO BOX 1066
SAGLE ID 83860
(208)265-9123

AND

MARY D SAMSON
PO BOX 1066
SAGLE ID 83860
(208)265-9123

2. Source: FRY CREEK Tributary to: LAKE PEND OREILLE

3. Location of Point of Diversion:

#1 FRY CREEK L3 (NE1/4NW1/4) Sec. 2, Twp 56N, Rge 02W, B.M.
BONNER County

4. Water will be used for the following purposes:

Purpose	From To	RATE OF DIVERSION
IRRIGATION	04/01 to 10/31	0.05 CFS

5. Total quantity to be appropriated is: 0.05 CFS

6. Proposed diverting works:

POINT OF DIVERSION #1

a. Type and size of devices used to divert water from the source: 1.5 HP PUMP AT THE WATERS EDGE AND A 1.25 INCH PVC PIPE INTO THE CREEK.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 2 year(s).

- 8.

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
56N 02W 2					.5			.5									1.0
					L3												

Total Acres: 1

75025

Ident. No. 96-9404

STATE OF IDAHO
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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 PROPOSE TO INSTALL AN IN-GROUND SYSTEM OF 8 ZONES THAT WILL BE USED TO WATER APPROXIMATELY 16,000 SQUARE FEET OF GRASS AND APPROXIMATELY 130 TREES (PINE & ASPEN). THERE ARE NO BUILDINGS ON THIS LOT. EACH ZONE WILL INCLUDE 4 OR 5 SPRINKLER HEADS AS NECESSARY.

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.

Charles Elam Mary D Samson
Applicant

Received by Dianne Date 8/6/08 Time 11:15a Preliminary check by _____
Publication prepared by φ Date 9/11/08 Published in Bonner Co Daily Bee 9/18-29/08
Publication approved φ Date 10/8/08

Receipt No. N019472

Date: 8/6/08Received by: Dianne

96-9404

RECEIVED

AUG 25 2008

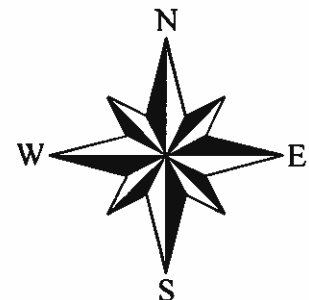
IDWR/North



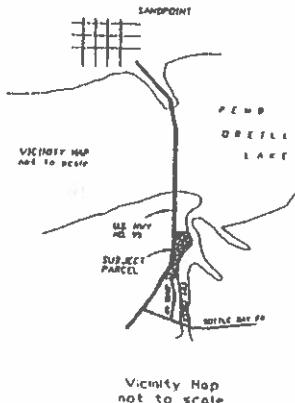
0 112.5 225 450 675 900 Feet

Legend

- QQ
- Taxlots
- workingpod
- workingpou



SECTION CORNER
CALCULATED FROM PREVIOUS SURVEY OF
LAKESIDE PLACE, BLOCK 2
3 1/4" DIA. ALUMINUM CAP
FOR MON. INST. NO. 79385



PROPERTY BOUNDARY
LAKESIDE PLACE
SUBDIVISION
BLOCK 2
SECTION 2
TOWNSHIP 56 NORTH
RANGE 2 WEST
BOONER COUNTY, IDAHO

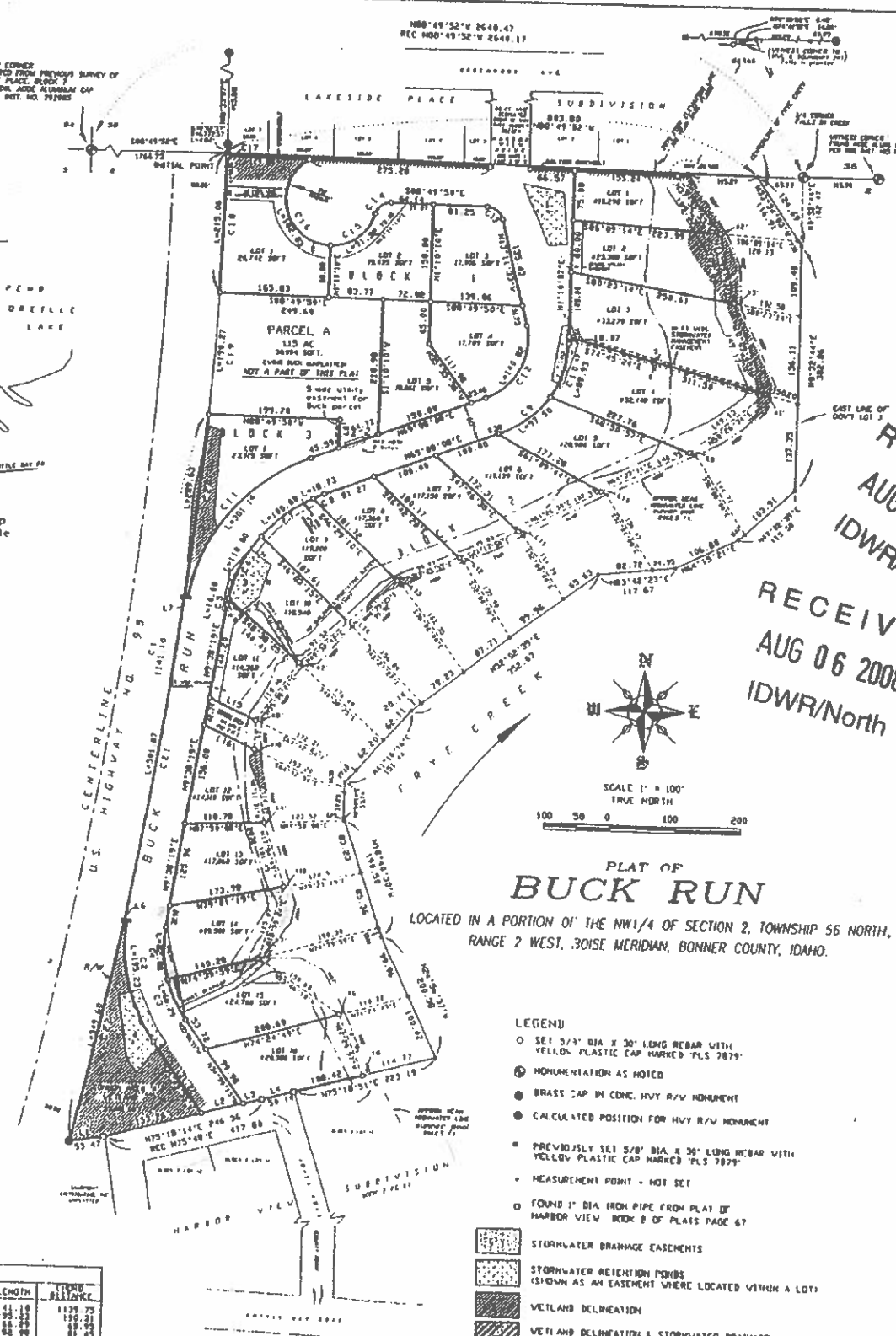
LINE ANNOTATION TABLE

LINE	DISTANCE	BEARING
L1	53.17	N81°58'59"E
L2	64.16	N75°18'14"E
L3	58.14	N75°21'52"E
L4	95.86	N61°14'14"E
L5	4.27	N88°19'50"W
L6	4.27	S88°19'53"E
L7	10.00	S88°50'57"E
L8	10.00	S67°16'38"E
L9	10.00	S61°09'14"E
L10	10.00	S66°42'29"E
L11	10.00	S44°16'38"E
L12	10.00	S48°52'15"E
L13	10.00	S56°42'34"E
L14	86.75	S64°42'34"E

CURVE TABLE

CURVE	DELTA	RADIUS	ARC LENGTH	CHORD
C1	89°29'13"	6778.57	1141.10	1128.75
C2	44°14'36"	259.00	175.23	170.21
C3	19°59'29"	119.00	82.29	80.19
C4	24°57'10"	190.00	62.90	60.79
C5	10°59'29"	539.00	31.15	30.15
C6	4°59'29"	1078.00	15.57	15.07
C7	2°29'13"	2156.00	7.79	7.53
C8	1°14'36"	4312.00	3.89	3.76
C9	0°59'29"	8624.00	1.95	1.88
C10	0°29'13"	17248.00	0.97	0.94
C11	0°14'36"	34496.00	0.49	0.47
C12	0°07'18"	68992.00	0.24	0.23

NOTE:
1) ALL AREAS SHOWN ON THE WATERFRONT LOTS (BLOCK 2)
REPRESENT LAND ABOVE APPROX. MEAN HIGHWATER LINE.
2) POSITION OF 16,000 GALLON UNDERGROUND
FIRE SUPPRESSION WATER TANK EASEMENT.



RECEIVED
AUG 18 2008
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AUG 06 2008
IDWR/North

590144



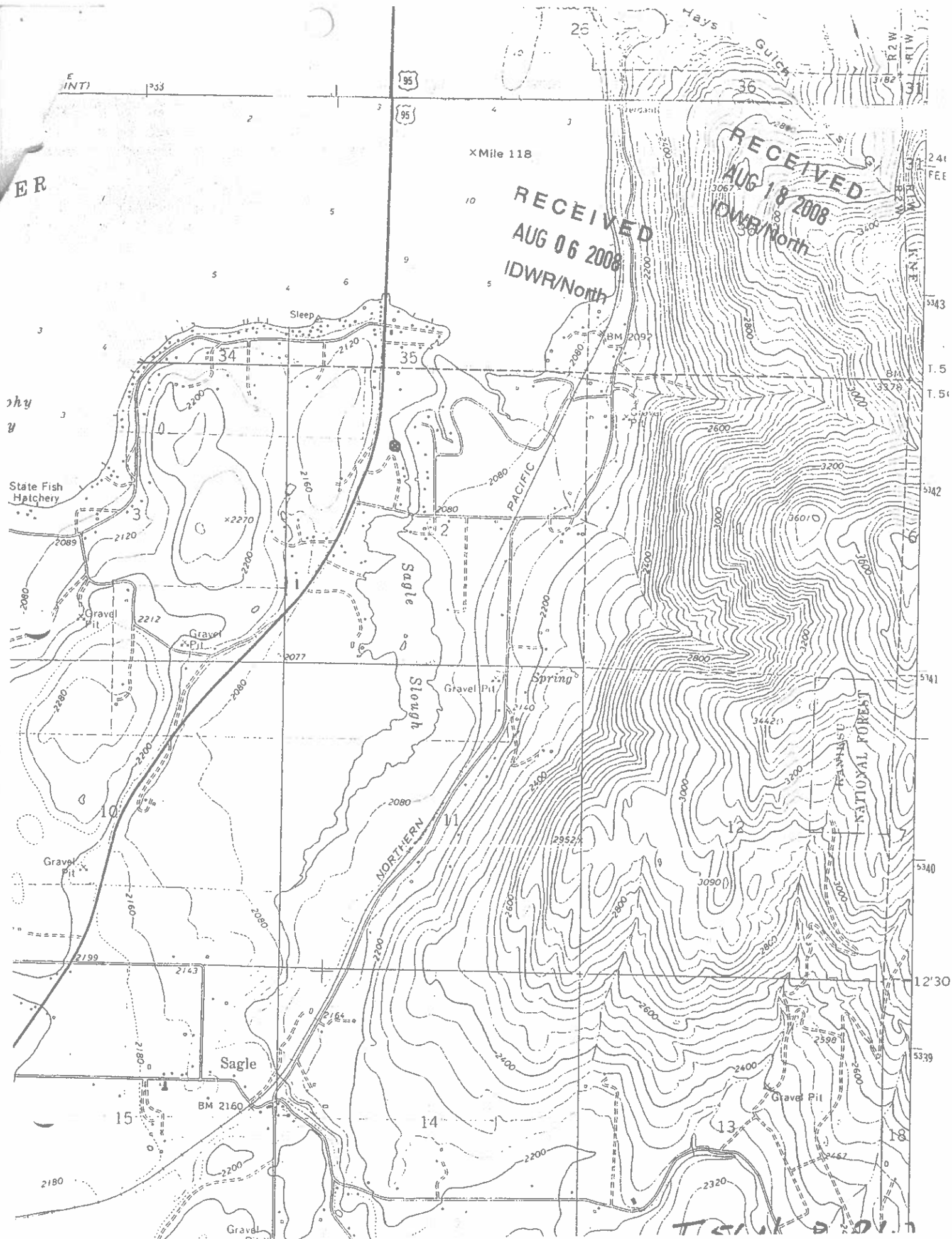
56N02W2NWNW 4

56N02W2NENW 3

56N02W2SWNW

56N02W2SENW

RECEIVED
AUG 18 2008
IDWENOTL





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

August 8, 2008

Charles Samson
PO Box 1066
Sagle, ID 83860

RECEIVED
AUG 18 2008
IDWR/North

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

Dear Mr. Samson:

The Idaho Department of Water Resources is returning your recently submitted application for additional information and/or clarification.

Item #3 Location of Point of Diversion

The point of diversion needs to be located to the nearest 40 acre quarter section, such as the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 2, Township 56 North, Range 2 West, Government Lot #3. Please complete this portion of the application.

Item #4 Purpose of Use

You have requested a diversion of 0.048 cfs, please round the figure to the nearest hundredth (0.05 cfs). The application indicates sprinklers as a use, which is not appropriate. I believe what you want here is irrigation. Also, the growing season for your area is between April 1 and October 31. Please make the appropriate changes to the application.

Item #5 Total Appropriated Quantity

Please change the total quantity to 0.05 cfs.

Item #9 Place of Use

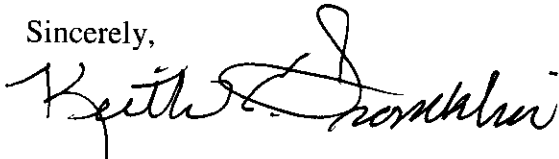
The application indicates the place of use is located within the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$. Unfortunately, Bonner County has not up dated their tax lot information to the States data base since 2003, therefore, Buck Run subdivision and your lot does not show up as an overlay in the States current aerial photographs. I have enclosed a photograph of the area and request you draw in your lot location, as it relates to the indicated section quarter quarters. Also on the photograph, please indicate the location of the point of diversion in Fry Creek.

If you are planning to irrigate lawn, trees, etc., you need to indicate the amount of acres that will receive water and place that number in the quarter quarter box instead of the "D"

as shown on the application. The acreage figure does not need to be exact at this point, but a close estimate down to the nearest $\frac{1}{2}$ acre. Keep in mind when you come up with an acreage amount, the diversion allocation for irrigation is 0.03 cfs per acre for acreages under 5 acres.

Once you have corrected the application, please return it along with the aerial photograph showing the location of your lot 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,

A handwritten signature in black ink, appearing to read "Keith E. Franklin". The signature is fluid and cursive, with a large initial "K" and "F".

Keith E. Franklin
Senior Water Resources Agent

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

August 19, 2008

Charles E. Samson
PO Box 1066
Sagle, Idaho 83860

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

Dear Mr. Samson:

Enclosed please find an electronic version of your recently submitted application that includes the corrections made from the original. The map submitted, outlining the location of your lot, appears to be located within two quarter quarters of Section 2, Township 56 North, Range 2 West, B.M. Since the tax lot information from Bonner County is not up to date to where one can properly determine how much of your lot is located in which quarter quarter, I designated 0.5 acres of irrigation in both the NENW of Lot #3 and the SENW, for a total of 1 acre of irrigation.

Also, since both you and your wife appear equally on the application, both of you must sign on the second page where it says applicant. If the application meets with your approval, please sign and return to me within the next 30 days so I can get it scheduled for advertising and if you have any questions, don't hesitate to contact me at this office.

Sincerely,

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

COPY



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

August 19, 2008

Charles E. Samson
PO Box 1066
Sagle, Idaho 83860

RECEIVED
AUG 25 2008
IDWR/North

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

Dear Mr. Samson:

Enclosed please find an electronic version of your recently submitted application that includes the corrections made from the original. The map submitted, outlining the location of your lot, appears to be located within two quarter quarters of Section 2, Township 56 North, Range 2 West, B.M. Since the tax lot information from Bonner County is not up to date to where one can properly determine how much of your lot is located in which quarter quarter, I designated 0.5 acres of irrigation in both the NENW of Lot #3 and the SENW, for a total of 1 acre of irrigation. *makes sense*

Also, since both you and your wife appear equally on the application, both of you must sign on the second page where it says applicant. If the application meets with your approval, please sign and return to me within the next 30 days so I can get it scheduled for advertising and if you have any questions, don't hesitate to contact me at this office. *DONE*

Sincerely,

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

Thanks, Keith.

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, September 02, 2008 11:52 AM
To: mterrabe@idfg.idaho.gov
Subject: Agency Comment Request Ltr.doc
Attachments: 96-9404 SAMSON.pdf; Agency Comment Request Ltr.doc

Good day to you, Mary,

Attached is our cover letter requesting your comments regarding Application 96-9404 - Samson. A copy of the application is also attached.

Please respond no later than September 29, 2008, our final date for protests to be received.

If you have any questions, please contact Keith Franklin in our office.

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

9/2/2008



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

September 2, 2008

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

Re: Water Permit Application No. 96-9404

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 September 18 and 25, 2008.

We are sending this to you for your comments, and would appreciate receiving your comments by no later than **September 29, 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.

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

September 11, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

CHARLES E SAMSON
MARY D SAMSON
PO BOX 1066
SAGLE ID 83860

RE: Application for Permit No 96-9404

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 September 18 and 25, 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. N019472 for your records

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, September 11, 2008 2:06 PM
To: Legal Notices-Bonner Co Daily Bee-Sheri Jones
Subject: Legal notice for publication on September 18 and 25, 2008
Attachments: CoverLetter 09-11-09 BCDB e-mail 96-9400,04,06.doc; LegalNotice 09-11-08 BCDB e-mail 96-9400,04,06.doc

Good afternoon, pretty lady,

Attached is our cover letter requesting publication of a legal notice on September 18 and 25, 2008. The legal notice is also attached.

As usual, we request a proof/preview copy for our review before this goes to press.

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

I'm scheduled for some foot surgery tomorrow afternoon – but I should be back in the office wearing a fashionably glamorous walking bootie on Monday.

Thanks – it's always a great pleasure to work with you. You're GOOOOOD!!!

Dianne Ball

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

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

9/11/2008



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*

September 11, 2008

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

RE: Application for Permit No. 96-9400, 9404 and 9406

Dear Sheri:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, September 18 and 25, 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 10/06/2008. Your cooperation is always greatly appreciated.

Thanks for all your support and help. It's a joy to work with YOU!

Sincerely

Dianne

Dianne Ball
Administrative Assistant

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

96-9400

DALE M WIDEL

28414 178 AVE SE

KENT WA 98042

Point of Diversion L3 (NENW) S6 T56N R02E BONNER County

Source RISER CREEK tributary To LAKE PEND OREILLE

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

Total Diversion: 0.04 CFS

Date Filed: 07/25/2008

Place Of Use: DOMESTIC

T56N R02E S6 NENW Lot 3

Remark: Domestic use is for one home

96-9404

CHARLES E SAMSON

MARY D SAMSON

PO BOX 1066

SAGLE ID 83860

Point of Diversion L3 (NENW) S2 T56N R02W BONNER County

Source FRY CREEK tributary To LAKE PEND OREILLE

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

Total Diversion: 0.05 CFS

Date Filed: 08/06/2008

Place Of Use: IRRIGATION

T56N R02W S2 NENW Lot 3 SENW

Number of Acres - 1

96-9406

COLLEEN NEU

LARRY NEU

PO BOX 1095

SANDPOINT ID 83864

Point of Diversion L3 (SENENW) S6 T58N R01E BONNER County

Source SPRING tributary To SINKS

Point of Diversion NWSENW S6 T58N R01E BONNER County

Source SPRING tributary To SINKS

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

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

Use: STOCKWATER STORAGE 01/01 To 12/31 6 AFA

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

Use: WILDLIFE STORAGE 01/01 To 12/31 6 AFA

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

Use: DIVERSION TO STORAGE 01/01 To 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 08/26/2008

Place Of Use: DOMESTIC

T58N R01E S6 NENW Lot 3 SENW

Place Of Use: All other uses same as DOMESTIC

Remark: Domestic use is for 2 homes.

Stockwater use is for 20 head of mixed stock.

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 10/06/2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director