

75003

Ident. No. 96-9401

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

AUG 06 2008

IDWR/North

1. Name of Applicant Robert R. and Sandra M. Hazelbaker Phone 208-265-0195
Mailing address 2230 Rapid Lightning Road; Sandpoint, ID 83864
2. Source of water supply Rapid Lightning Creek which is a tributary of Pack River
3. Location of point of diversion is Township 58N Range 1W Sec. 24, in the NE $\frac{1}{4}$,
NE $\frac{1}{4}$, Govt. Lot _____, B.M., Bonner County;
additional points of diversion if any:
4. Water will be used for the following purposes:
- | | |
|--|------------------------------|
| Amount <u>0.05 cfs</u> for <u>irrigation</u> purposes from <u>4/1</u> to <u>10/31</u> (both dates inclusive) | (cfs or acre-feet per annum) |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive) | (cfs or acre-feet per annum) |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive) | (cfs or acre-feet per annum) |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive) | (cfs or acre-feet per annum) |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive) | (cfs or acre-feet per annum) |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive) | (cfs or acre-feet per annum) |
5. Total quantity to be appropriated is (a) 0.05 cfs and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works: One HP pump at Creek bank, 200 ft poly pipe to residence,
- a. Describe type and size of devices used to divert water from the source #1-Zone timer controls
underground sprinklers
- b. Height of storage dam N/A feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
- c. Proposed well diameter is N/A 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. _____

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	
58N	1W	24	1																1

Total number of acres to be irrigated 1 acre

10. Describe any other water rights used for the same purposes as described above. NA

11. a. Who owns the property at the point of diversion? Robert R. and Sandra M. Hazelbaker
- b. Who owns the land to be irrigated or place of use? Robert R. and Sandra M. Hazelbaker
- 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. Remarks: N/A

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.

Sandra M. Hazelbaker

Robert R. Hazelbaker

Signature of Applicant (and title, if applicable)

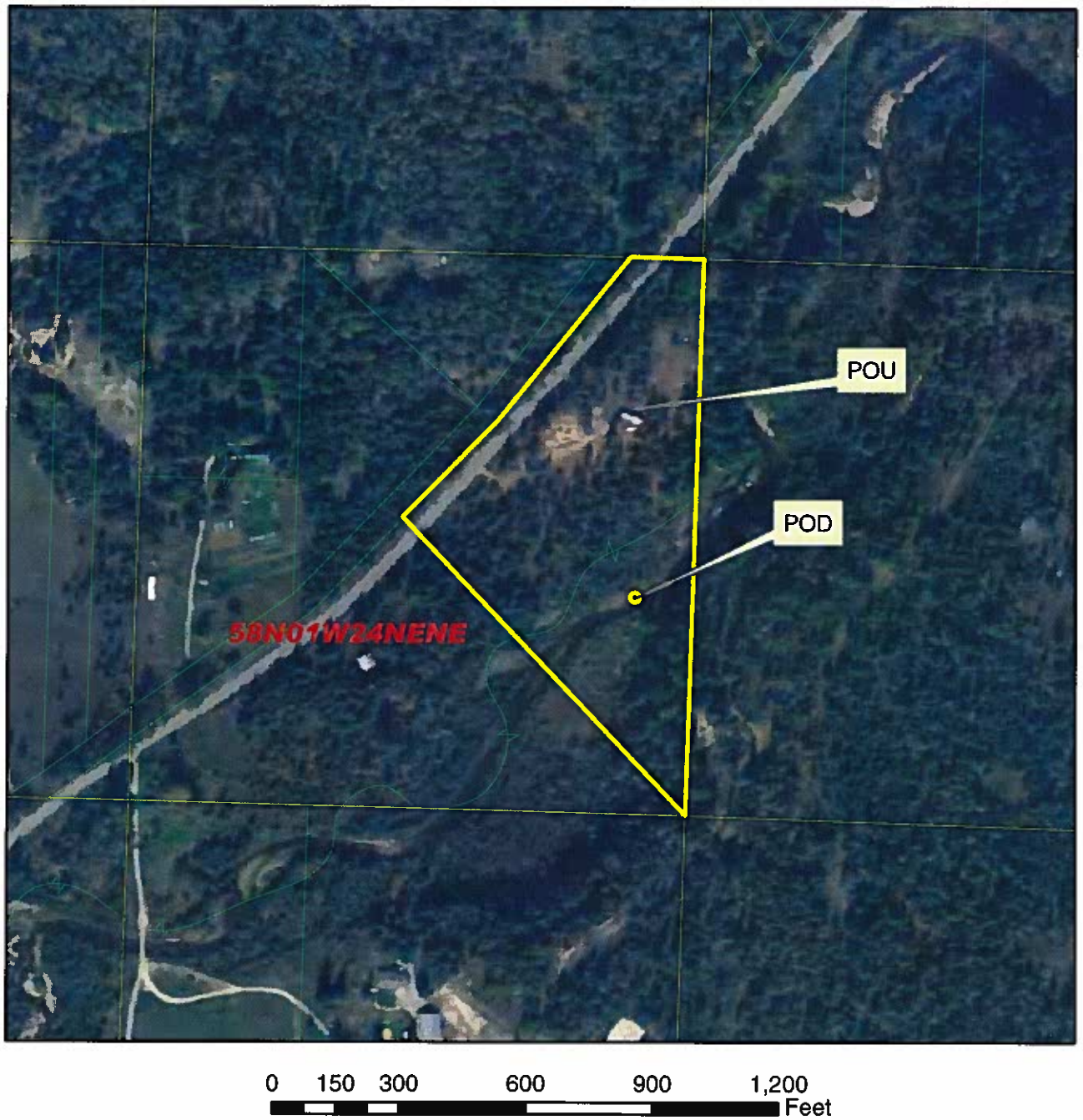
Received by [Signature] Date 8/6/08 Time 11:15 a Preliminary check by [Signature]

Fee \$ 100.00 Received by [Signature] # N019470 Date 8/6/08

Publication prepared by [Signature] Date 8/14/08 Published in Bonus Co Daily Bee 8/21+28/08

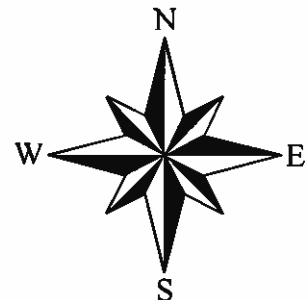
Publication approved [Signature] Date 9/5/08

96-9401

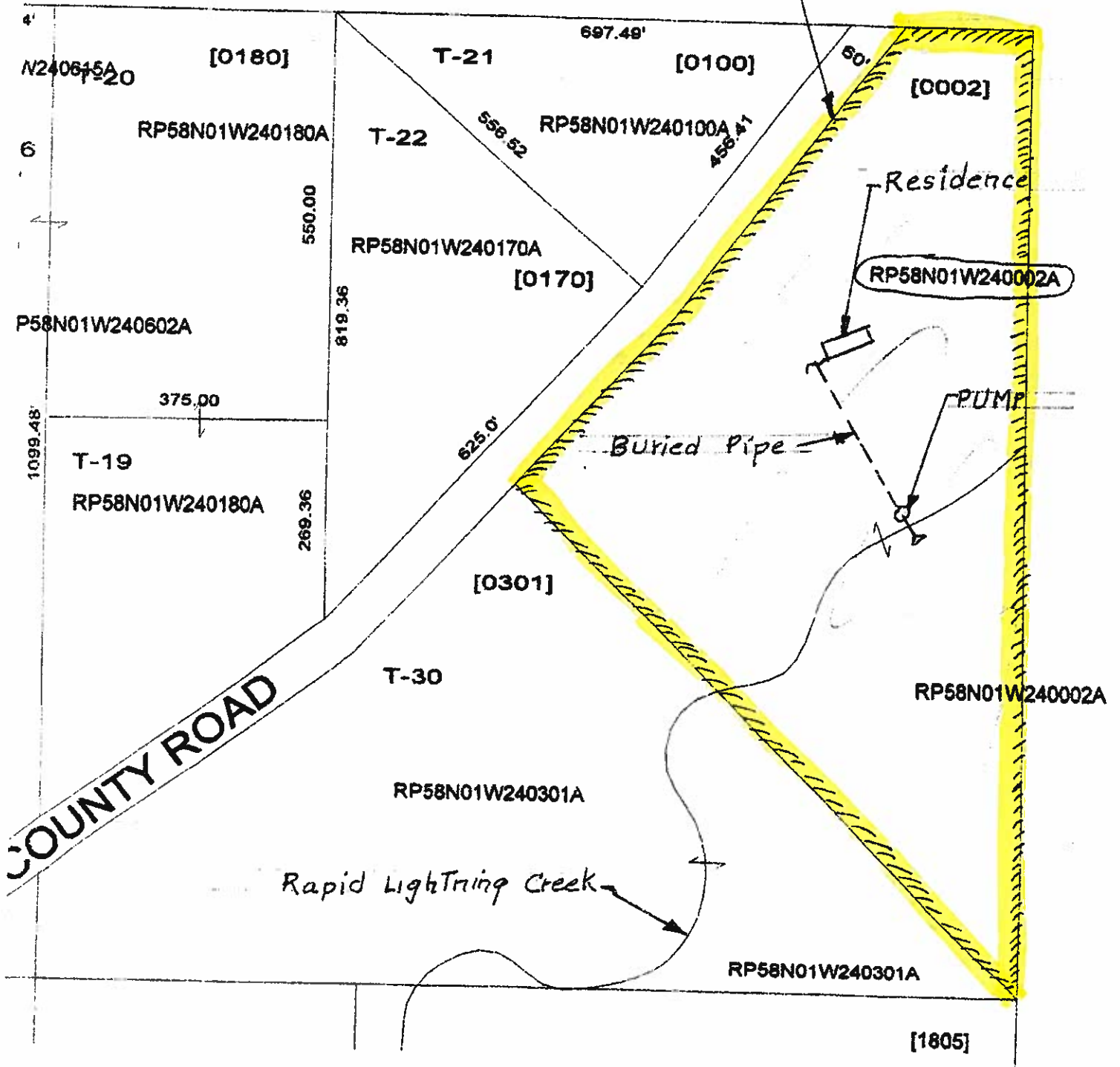


Legend

- QQ
- Taxlots
- workingpod
- workingpou



Hazelbaker Property





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 14, 2008

ROBERT R HAZELBAKER
SANDRA M HAZELBAKER
2230 RAPID LIGHTNING CREEK RD
SANDPOINT ID 83864

RE: Application for Permit No 96-9401

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 August 21 and 28, 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



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

August 14, 2008

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

Re: Water Permit Application No. 96-9401 - HAZELBAKER

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.

We are sending this to you for your comments, and would appreciate receiving your comments by no later than **September 8, 2008**. 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.

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 is scheduled for publication on August 21 and 28, 2008.

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: Thursday, August 14, 2008 2:24 PM
To: mterrabe@idfg.idaho.gov
Subject: Comment request letter - please respond by September 8.
Attachments: 96-9401 Hazelbaker.pdf; Agency Comment Letter on Letterhead for e-mails- WR.doc

Good afternoon, Mary,

Another request for comments from you by September 8, 2008. Letter attached and also application with map.

Thanks for your response

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

8/14/2008



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

August 14, 2008

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

RE: Application for Permit No. 96-9401

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (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 09/08/2008. Your cooperation is appreciated.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, August 14, 2008 4:21 PM
To: Legal Notices-Bonner Co Daily Bee-Sheri Jones
Subject: Legal notice to publish August 21 and 28, 2008
Attachments: CoverLetter 08-14-08 BCDB e-mail 96-9401.doc; LegalNotice 08-14-08 BCDB e-mail 96-9401.doc

Good afternoon, Sheri,

Attached is our cover letter requesting publication of a legal notice 8/21 and 8/28 2008. The legal notice is also attached.

This is like our REGULAR legals – and not too large.

We will appreciate a proof/preview copy before this goes to press, for our review.

Thanks for all your wonderful help. It is a real joy to work 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

8/14/2008

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

96-9401

ROBERT R HAZELBAKER

SANDRA M HAZELBAKER

2230 RAPID LIGHTNING CREEK RD

SANDPOINT ID 83864

Point of Diversion NENE S24 T58N R01W BONNER County

Source RAPID LIGHTNING CRK tributary to PACK RIVER

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

Total Diversion: 0.05 CFS

Date Filed: 08/06/2008

Place Of Use: IRRIGATION T58N R01W S24 NENE

Number of Acres 1

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

09/08/2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director Published 8/21 & 28/2008