

74845
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
JUN 02 2008
IDWR/North

To appropriate the public waters of the State of Idaho

1. Name of Applicant WILLIAM J HUGHES and/or SUSAN UPTON-HUGHES Phone 208-255-2335

Mailing address 198 HORN MT RD PRIEST RIVER, ID 83856

2. Source of water supply HOO DOO CREEK which is a tributary of PEND-O'REILLE

3. Location of point of diversion is Township SEN Range 4W Sec. 12, in the SE SW Govt. Lot Bonner County;

additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.12 for Irrigation purposes from 4/1 to 10/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.20 for Fire Protection purposes from 1/1 to 12/31 (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) 0.20 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source 5.5 HP TECUMSEH MOTOR WITH BERKELEY 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 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. 33 sheep

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

e. Other; describe fully. Fire Protection

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: *U* 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	4W	12												4					4
														F					

Total number of acres to be irrigated 4

10. Describe any other water rights used for the same purposes as described above. 96-2213

11. a. Who owns the property at the point of diversion? HUGHES

b. Who owns the land to be irrigated or place of use? HUGHES

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Remarks: _____

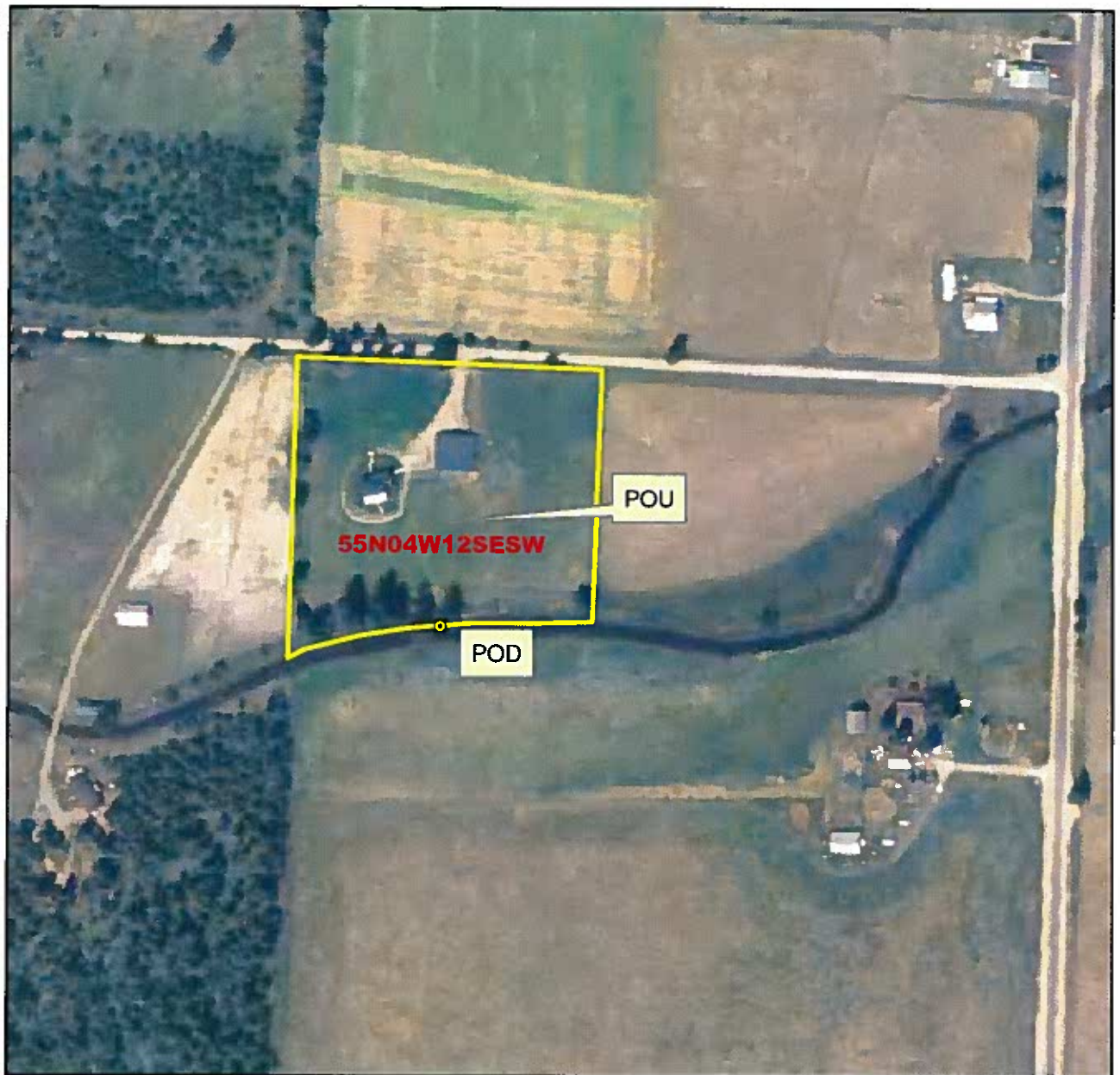
13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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.

Will J. Jones
Signature of Applicant (and title, if applicable)

Received by [Signature] Date 6/2/08 Time 10:17a Preliminary check by _____
 Fee \$ 100.00 Receipted by [Signature] # N019285 Date 6/2/08
 Publication prepared by _____ Date _____ Published in _____
 Publication approved _____ Date _____

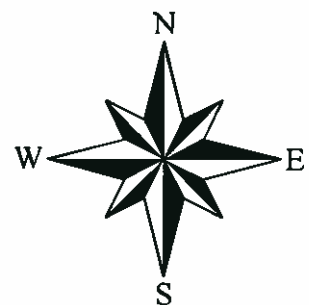
96-9389



0 115 230 460 690 920 Feet

Legend

-  workingpou
-  Administrative Basin
-  workingpod



2006

NEW ASSESSMENT NOTICE

Values reflect increases ordered by the
State Board of Equalization

THIS IS NOT A BILL.
DO NOT PAY.

See letter from Bonner County Commissioners
on reverse side of this notice.

HUGHES WILLIAM J & SUSAN U
198 HORN MOUNTAIN RD
PRIEST RIVER ID 83856

3/3

Parcel ID: RP 55N04W126830 A

Parcel Description: 12-55N-4W
W 525FT OF TAX 19
PART OF UNIT 6-DD 7

Tax Code Area: 105-0000

Parcel Address:

ASSESSED VALUE OF YOUR PROPERTY

CURRENT CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
4 MEADOW	.660 AC	277	258
SUBTOTAL:	.660	277	258
LESS HOMEOWNER'S EXEMPTION:			
NET TAXABLE PROPERTY VALUES:		277	258

Taxes are calculated on the values shown on this Notice, based on budget requests of the various taxing districts listed below.

TAXING DISTRICTS

COUNTY
W BONNER SCH#83
W BONNER SUP#83
CO RD/BRIDGE
P.O. HOSPITAL
AMBULANCE DIST
E BONNER LIB
LIBRARY BOND
SAGLE FIRE
D D #7

***NOTE:** The commissioners will be publishing, both in our newspaper of record, The Bonner County Daily Bee, and on our website: www.co.bonner.id.us, all the levies for the taxing districts at the left. This information will be available approximately by October 2, 2006, enabling you to calculate your property taxes.

THIS IS NOT A BILL. DO NOT PAY.

See the back of this Notice for details.



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

June 9, 2008

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

4 pages total

E-MAILED

Re: Water Permit Application No. 96-9389

Dear Mary:

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 is scheduled for publication June 19 and 26, 2008.

We are sending this to you for your comments, and would appreciate receiving your comments by no later than **July 7, 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

Ball, Dianne

From: Ball, Dianne
Sent: Monday, June 09, 2008 2:45 PM
To: mterrabe@idfg.idaho.gov
Subject: Request for Comments re 96-9389

Attachments: F&G Comment Request - protest reference WR Letterhead-no addresses.doc; 96-9389-Hughes.pdf

Good afternoon, Mary. Attached is our request for comments together with a copy of the application for your reference.

Please send your comments as requested in our letter.

Thanks, and have a great day.

Dianne

*Dianne Ball
Administrative Assistant
Idaho Dept of Water Resources
7600 Mineral Drive Suite 100
Coeur d'Alene, ID 83815
Phone (208)762-2800 FAX (208)762-2819*



F&G Comment
Request - protest...



96-9389-Hughes.pdf
f (226 KB)



State of Idaho

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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*

June 12, 2008

SHANNON FOOTE
LEGAL NOTICE DEPARTMENT
PRIEST RIVER TIMES
PO BOX 10
PRIEST RIVER ID 83856

RE: Application for Permit No. 95-9493 and 96-9389

Dear Shannon:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated June 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 07/07/2008. Your cooperation is, as always, GREATLY appreciated.

Thanks for all your good help.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, June 12, 2008 1:23 PM
To: prtimes@cdapress.com
Subject: Legal notice for publication June 18 and 25, 2008

Attachments: CoverLetter 06-12-08 PRT e-mail 95-9493, 96-9389.doc; LegalNotice 06-12-08 PRT e-mail 95-9493,96-9389r.doc

Good afternoon, Shannon,

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

If you have ANY questions, please call me at 208-762-2800 or reply to this e-mail.

Thanks for all your super help!! It's always a pleasure to work with you.

Have a happy day,

Dianne

Dianne Ball
Administrative Assistant
Idaho Dept of Water Resources
7600 Mineral Drive Suite 100
Coeur d'Alene, ID 83815
Phone (208)762-2800 FAX (208)762-2819



CoverLetter
6-12-08 PRT e-mai.



LegalNotice
6-12-08 PRT e-mai.



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

June 12, 2008

WILLIAM J HUGHES
SUSAN UPTON HUGHES
198 HORN MT RD
PRIEST RIVER ID 83856

RE: Application for Permit No 96-9389

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 Priest River Times on June 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,

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

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Terri Iwie

being first duly sworn on oath deposes and says that he/she is Managing Editor of the Priest River Times, a newspaper printed and published at Priest River, Bonner County, Idaho; that the said newspaper has been continuously and uninterruptedly published in said Bonner County during a period of 12 months prior to the first publication of the hereto attached notice of publication in the case of:

Applications / 95-9493 Spirit Lake Industrial Park / 96-9389 Hughes

as it was published in the regular and entire issue of the said newspaper for a period of 2 consecutive weeks, commencing on 18th day of June, 20 08 and ending on the 25th day of June, 20 08 and that said notice was published in said newspaper.

On this 25th day of June in the year of 2008, before me, a Notary Public, personally appeared Terri Iwie known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Shannon M. Fote
Notary Public for Idaho

Residing at Priest River

My commission expires: 10.9.13

RECEIVED

JUL 03 2008

IDWR/North

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

95-9493

SPIRIT LAKE INDUSTRIAL PARK

PO BOX 9

SPIRIT LAKE ID 83869

Point of Diversion NWNWNE S31 T54N R04W BONNER CO

Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 0.1 CFS

Total Diversion: 0.1 CFS

Date Filed: 05/20/2008

Place Of Use: MUNICIPAL

Remark: Municipal use is with service area of applicant.

96-9389

WILLIAM J HUGHES

SUSAN UPTON HUGHES

198 HORN MT RD

PRIEST RIVER ID 83856

Point of Diversion SESW S12 T55N R04W BONNER County

Source HOODOO CK Tributary To PEND OREILLE RIVER

Use: IRRIGATION 04/01 To 10/31 0.12 CFS

Use: FIRE PROTECTION 01/01 To 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 06/02/2008

Place Of Use: IRRIGATION

T55N R04W S12 SESW

Number of Acres 4

Place Of Use: FIRE PROTECTION

T55N R04W S12 SESW

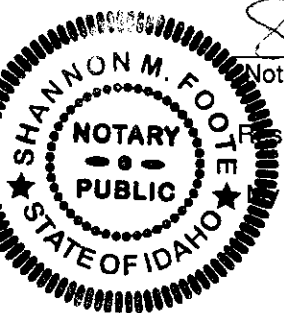
Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

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 07/07/2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTTILL, JR., Director

PRT Legal 622473

June 18, 25, 2008



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

95-9493

SPIRIT LAKE INDUSTRIAL PARK

PO BOX 9

SPIRIT LAKE ID 83869

Point of Diversion NWNWNE S31 T54N R04W BONNER CO

Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 0.1 CFS

Total Diversion: 0.1 CFS

Date Filed: 05/20/2008

Place Of Use: MUNICIPAL

Remark: Municipal use is with service area of applicant.

96-9389

WILLIAM J HUGHES

SUSAN UPTON HUGHES

198 HORN MT RD

PRIEST RIVER ID 83856

Point of Diversion SESW S12 T55N R04W BONNER County

Source HOODOO CK Tributary To PEND OREILLE RIVER

Use: IRRIGATION 04/01 To 10/31 0.12 CFS

Use: FIRE PROTECTION 01/01 To 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 06/02/2008

Place Of Use: IRRIGATION

T55N R04W S12 SESW

Number of Acres 4

Place Of Use: FIRE PROTECTION

T55N R04W S12 SESW

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 07/07/2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Published June 19 and 26, 2008

IDaho DEPARTMENT OF WATER RESOURCES APPROPRIATION APPLICATION ANALYSIS SHEET

W.R. # 96-9389

APPLICATION ID # 74845
INITIAL REVIEW

ENT. 6/5 BCA 6/16 OK to Publish 6/9/08

APPLICANT: William S. and/or Susan Upton Hughes BY: KJ DATE: 6/5/2008

- ITEM REQUIRED INFORMATION
1. (☒) Name and Address
 2. (☒) Source
 3. (☒) Point of Diversion & County
 4. (☒) Quantity
(☒) Nature of Proposed Use
(☒) Period of Use
 5. (☒) Total Quantity
 6. (☒) Description of diverting works
 7. (☒) Time required for b/u
 8. (☒) Proposed use
 9. (☒) Place of use or acres irrigated
 10. (☒) Other water Rights
 11. (☒) Ownership
 12. (☒) Map
(☒) Signature
(☒) Fee (Amt, receipt, acknowledgement)

*** Send info sheet Y() N()

ADDITIONAL INFORMATION

(Yes)(No)

- ☒ **Shape File Created** Date 6/5/08 By: KJ
- ☐ Field check: by _____
- ☐ Field report attached
- ☐ Analysis Supp. attached(>5cfs/500af)
- ☐ Water delivered by water master? Water District # _____

PROCESSING

(Yes)(No)

PRIORITY DATE: 6/2/2008

(Include Moratorium Remark)

Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN:

Bonner

County

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
() Power Information () Other: _____

INFORMATION RECEIVED:

- () Dam Information () Fish Information
() Power Information () Other: _____

GROUNDWATER SECTION

WD Permit No.'s:	Tag #	Type:	Fees	Receipt No.	Upgrade Needed?
_____	_____	Dom.____ Non-Dom.____	Paid \$ _____	_____	Y() N()
_____	_____	Dom.____ Non-Dom.____	Paid \$ _____	_____	Y() N()
_____	_____	Dom.____ Non-Dom.____	Paid \$ _____	_____	Y() N()

- ☐ Groundwater management area
- ☐ Critical ground water area
- ☐ Well Drilling Permit required
- ☐ Well Drilling Application and Fees received
- ☐ Well Drilling Application approved?

Remarks: _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

- ☐ Notice of pending void order issued. Final order response date: ____/____/____
- ☐ Further information required from applicant
- ☐ Affidavit of publication received
- ☐ Application published correctly. If not, record action taken: _____

☐ Publication dates and paper recorded on application

Sr. Agent initial EDR

☐ Protests received, Final protest date: 7/7/08

☐ Measuring device required

☐ Measuring port required

☒ Special conditions: MSF of Pend Ozette OK / change Season of use Dec 31st/06 Not correct

☐ Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by:

Eric [Signature]

Date: 8/6/2008