

RECEIVED
AUG 03 2007
IDWR/North

Aug 2, 2007

Sir:

I would like to file a protest on water right application 98-7859.

On 7-28-07 I made a water flow measurement on my place about 2 miles upstream from Vellellis at a point where the flows of Round Prairie, Gillon Creek, and the outflow of Robinson Lake are combined. It was about 1.3 CFS. That is about $\frac{1}{3}$ of what is being requested. In years past I have seen the flow at this point far lower but I didn't measure it.

Thank you

John Tesar

HER 61 BOX 161

Bonnere Perry, Id. 83805

Receipt
#N018597



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

August 03, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

JOHN TESOR
HCR 61 BOX 161
BONNERS FERRY ID 83805

Application to Permit No. 98-7859 - VILLELLI

Dear Protestant(s):

The Department of Water Resources acknowledges receipt of your protest against the approval of the above referenced application. A copy of your protest has been sent to the applicant. The Department suggests that you contact the applicant directly for details regarding the application and, if possible, to resolve the matter without action by the Department. In our experience, informal discussion between the parties prior to initiation of formal proceedings often leads to resolution of the protest.

If the protest cannot be resolved informally, the matter will be scheduled for conference and/or hearing. The following are criteria the Department must consider in either approving or denying the application (Section 42-203A, Idaho Code).

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest in the public water resource?
6. Will the proposed use be contrary to the conservation of water resources within the State of Idaho?
7. For applications proposing to divert water from one watershed or local area into another, will the proposed use adversely affect the local economy of the watershed or local area where the source of water originates?

You will be notified at a later date of the time and place of the conference and/or hearing. Please contact this office if you have any questions regarding this procedure.

Sincerely,

Robert G. Haynes, P.E.
Regional Manager

cc: Villelli Revocable Trust