



## 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](http://www.idwr.idaho.gov)

August 06, 2007

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

BILL SILLS  
C/O TIMOTHY B WILSON, ATTORNEY  
PO BOX 3009  
BONNERS FERRY, ID 83805

Application to Permit No. 98-7859

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



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August 06, 2007

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

RICHARD ANTHONY VILLELLI  
AND MARIE VICTORIA VILLELLI  
REVOCABLE TRUST  
HCR 61 BOX 169  
BONNERS FERRY ID 83805

Application to Permit No. 98-7859

Dear Applicant(s):

Enclosed is a copy of a protest filed against approval of the above referenced application. The Department suggests that you contact the protestant(s) directly to determine the nature of the protest 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).

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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.

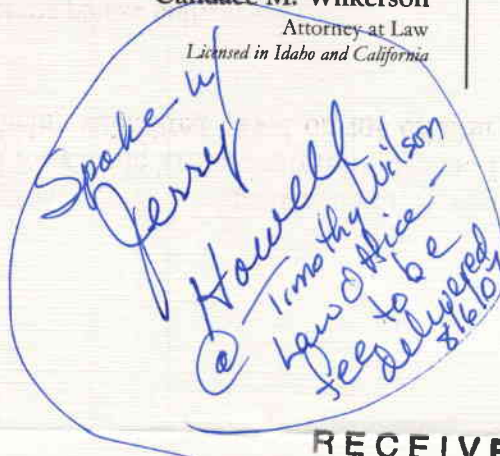
Sincerely,

Robert G. Haynes, P.E.  
Regional Manager

Candace M. Wilkerson  
Attorney at Law  
Licensed in Idaho and California

August 3, 2007

Department of Water Resources  
Northern Region  
7600 Mineral Drive, Ste 100  
Couer d' Alene, ID 83815



RECEIVED

AUG 06 2007

IDWR/North

To Whom It May Concern:

Please find enclosed a protest against permit application 98-7859, applicants Richard Anthony Villelli and Marie Victoria Villelli Revocable Trust, concerning Round Prairie Creek in Boundary County, Idaho. This protest is being submitted based on the criteria of Section 42-203A, Idaho Code.

If there are any questions or concerns please call.

Sincerely,

Timothy B. Wilson  
Attorney at Law

TBW:lm  
Enclosures  
cc: Bill Sills

*Fee received from  
Nixon Law Office (re Bill Sills protest)  
see copy of  
ch in file.*