

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09325

Priority: May 23, 2007

Maximum Diversion Rate: 0.02 CFS

This is to certify, that SCOTT BROWN
102 S 2ND AVE
SANDPOINT ID 83864

has applied for a permit to appropriate water from:

Source: FRY CREEK

Tributary: PEND OREILLE RIVER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 10/31	0.02 CFS

LOCATION OF POINT(S) OF DIVERSION:

FRY CREEK NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2, Twp 56N, Rge 02W, B.M. BONNER County

PLACE OF USE: IRRIGATION

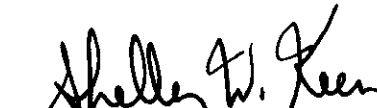
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
56N	02W	2																	.5

Total Acres: 0.5

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **October 1, 2008**.
2. Subject to all prior water rights.
3. This right when combined with all other rights shall provide no more than 0.02 cfs nor more than 1.5 afa at the field headgate for irrigation of the land described above.
4. This right does not grant any right-of-way or easement across the land of another.
5. Water shall not be diverted under this right when flows in the Pend Oreille River are below established minimum flow amounts.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 15th day of October, 2007.


for DAVID R. TUTHILL, JR., Director

73636

Ident. No. 96-9325

RECEIVED

JUL 19 2007

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

MAY 23 2007

IDWR/North

DEPARTMENT OF
WATER RESOURCES

Applicant Scott Brown Phone 208-263-8558
Mailing address 102 S. 2nd Ave. Sandpoint, ID, 83869

2. Source of water supply Fry Creek/slough which is a tributary of Pend Oreille
3. Location of point of diversion is Township 56N Range 2W Sec. 2, in the NE $\frac{1}{4}$,
NE $\frac{1}{4}$, SW $\frac{1}{4}$, Govt. Lot _____, B.M., Bonner County;
additional points of diversion if any: none

4. Water will be used for the following purposes:
- | | | |
|--|--|------------------------|
| Amount <u>0.02 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) 0.02 cfs and/or (b) 0.25
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 1 hp Irrigation pump piped to hose bib for garden hose connection.

b. Height of storage dam N/A feet; active reservoir capacity _____ acre-feet; total reservoir capacity N/A 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? N/A

e. If well is already drilled, when? N/A; 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. N/A
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. _____
e. Other; describe fully. _____

3. 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	
56N	2W	2									0.5								0.5

Total number of acres to be irrigated 0.5

10. Describe any other water rights used for the same purposes as described above. none

11. a. Who owns the property at the point of diversion? Darwin "Bill" Brown

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Bill Brown is Scott Brown's Father - Scott's house

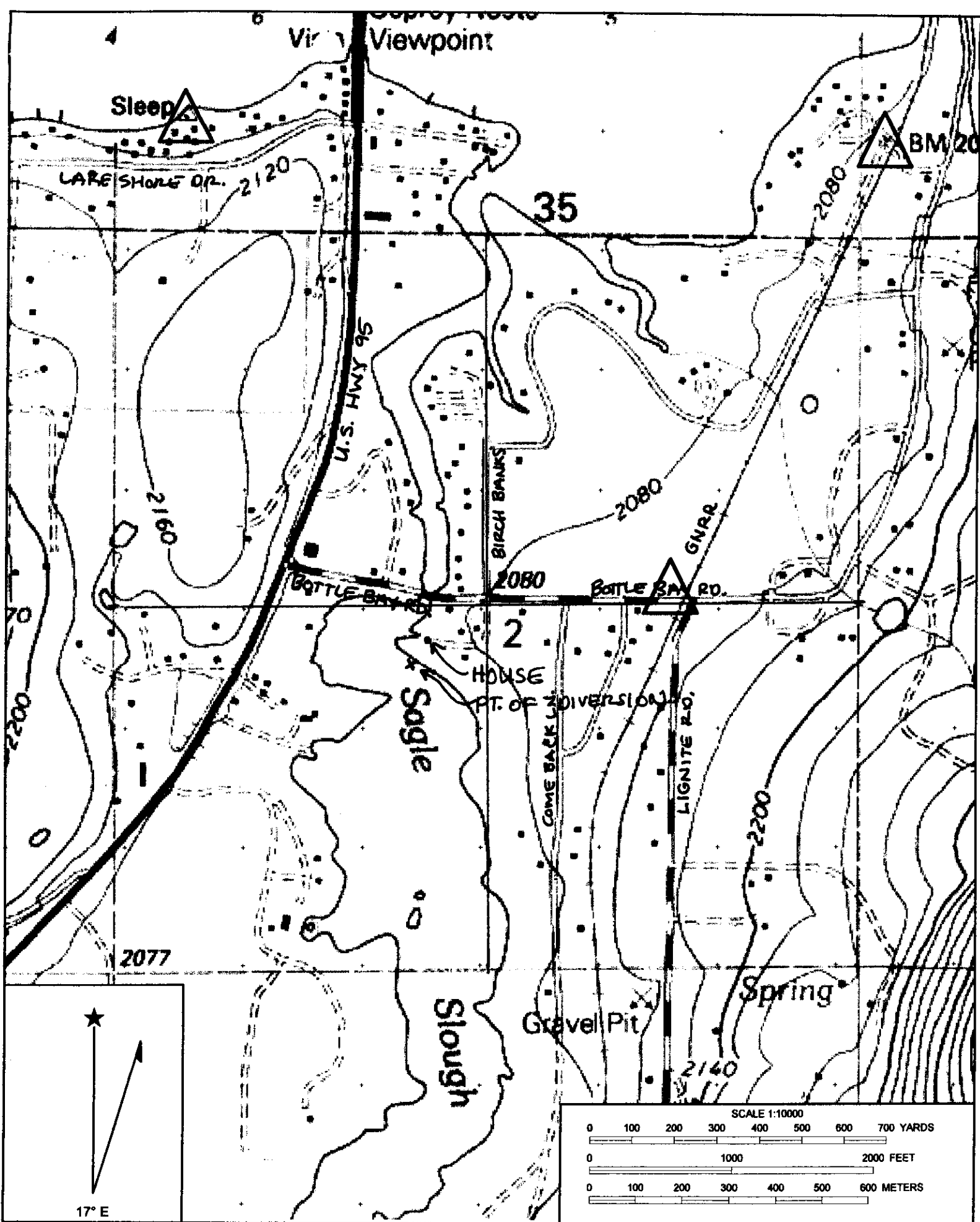
12. Remarks: is on a 1 acre parcel which lies ± 100' from Fry Creek. Irrigation will be for lawn area and landscaping (plants).

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.

SGH
Signature of Applicant (and title, if applicable)

Received by db Date 5/23/07 Time 11:12a Preliminary check by db
 Fee \$ 100.00 Receipted by db # N 018396 Date 5/23/07
 Publication prepared by db Date 6/14/07 Published in Primer Co Daily Bee 6/21 + 28/07
 Publication approved db Date 7/5/07



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RE: SCOTT BROWN - APPLICATION FOR PERMIT (IDWR)

96-9325



-  Bonner taxlots
-  GCDB57N02W GCDB
-  GCDB56N02W GCDB
-  Point of diversion.shp
-  Place of use.shp
-  Administrative BasinsAdminbas.shp



**STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098
Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

October 15, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

SCOTT BROWN
102 S 2ND AVE
SANDPOINT ID 83864

RE: Permit No. 96-9325

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

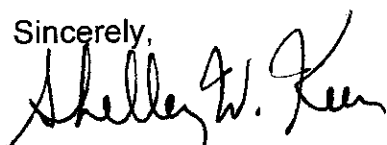
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-287-4947.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name being the most prominent.

Shelley W. Keen, Manager
Water Right Permits Section

Enclosure(s)

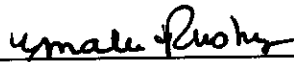
CERTIFICATE OF SERVICE

I hereby certify that on October 16, 2007 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person listed below:

RE: WATER RIGHT NO.

96-9325

**SCOTT BROWN
102 S 2ND AVE
SANDPOINT ID 83864**

A handwritten signature in cursive script, appearing to read "Emalee Rushing", is written over a horizontal line.

**Emalee Rushing
Office Services Supervisor**

Statement of Available Procedures and Applicable Time Limits

**RESPONDING TO PRELIMINARY ORDERS ISSUED
BY THE IDAHO DEPARTMENT OF WATER RESOURCES**
(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

Date: September 28, 2007
To: Water Right File 96-9325
From: cpadilla
Re: Permit Reivew

WD-none
No overlaps or protests
Recommend for approval.

Permit Review

Permit # 96-9325 Name Brown Date 9-27-07

☒ review the file
 use(s) irrigation
 source Fry Creek - Pendoreille
 cfs/afa 0.62
 season of use 9/1-10/31
 location of pod(s) 56N 2W Sec 2 NENESW
 location of pou " " 0.5 acres

☒ check for accuracy of newspaper clipping

☒ perform an overlap analysis none

☒ make sure data entry for permit holder correct

☒ review data entry

☒ update POD

☒ update POU for all uses

☒ check for WD, moratorium, F& G regulations, GW management, Trust, MSF

☒ WD

☒ Moratorium

☒ F&G Regs

☒ 40.05 info

(>200acres, W&S, >5cfs, >500af)

☒ ISOS (business)

☒ GW Management

☒ Trust

☒ MSF

☒ enter in application deadline 1 year

☒ Status → Active

☒ add Permit Review remarks

☒ add/check conditions

☒ print memo from file

☒ print permit

☒ in for signature (update barcode)

Review Completed by Cherie P.

RECEIVED
JUL 05 2007
IDWR/North

Legal Notice

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

96-9323
MARK R. YOUNG
750 E. BRIDLE WAY
GILBERT AZ 85296
Point(s) of Diversion L1 (NENENE) S6 T55N R02W BONNER County
Source COCOLALLA CREEK - Tributary To PEND OREILLE RIVER

Use: IRRIGATION 04/01 To 10/31 0.3 CFS
Use: STOCKWATER 01/01 To 12/31 0.02 CFS
Total Diversion: 0.3 CFS

Date Filed: 05/03/2007
Place Of Use: IRRIGATION & STOCKWATER
T55N R02W S5 NWNW Lot 4
T55N R02W S6 NENE Lot 1
Number of Acres 15
Place Of Use: STOCKWATER
Remark: Stockwater use is for 2 horses

96-9324
JEFFRY D. KORTE
JULIA A. KORTE
8115 N. 75TH ST.
SCOTTSDALE AZ 85258
Point(s) of Diversion SWNE S3 T56N R01E BONNER County
Source LAKE PEND OREILLE - Tributary To PEND OREILLE RIVER

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

Date Filed: 05/23/2007
Place Of Use: DOMESTIC
T56N R01E S3 SWNE
Remark: Domestic use is for 2 homes - [house and guest house]

96-9325
SCOTT BROWN
102 S 2ND AVE
SANDPOINT, ID ID 83864
Point(s) of Diversion NESW S2 T56N R02W BONNER County
Source FRY CREEK - Tributary To PEND OREILLE RIVER
Use: IRRIGATION 04/01 To 10/31 0.02 CFS 0.3
AFA

Total Diversion: 0.02 CFS

Date Filed: 05/23/2007
Place Of Use: IRRIGATION
T56N R02W S2 NESW
Number of Acres 0.5

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 07/09/2007. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Legal SNP 8744
June 21, 28, 2007

See reverse for affidavit

AFFIDAVIT OF PUBLICATION

RECEIVED

JUL 05 2007

IDWR/North

STATE OF IDAHO)
) ss.
County of Bonner)

Sheryl Jones, being first duly sworn on oath, deposes and states:

1. I am a citizen of the United States of America, over the age of 18 years, a resident of Bonner County, Idaho, and am not a party to the proceedings referred to in the attached Notice of App.
My business address is P.O. Box 159, Sandpoint, Idaho.

2. I am the Bookkeeper of the Bonner County Daily Bee, a newspaper of general publication in Bonner County, Idaho;

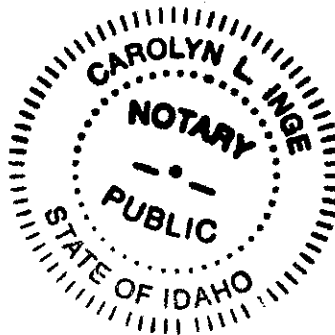
3. Said newspaper has been continuously and uninterruptedly published in Bonner County, Idaho during a period of 12 months prior to the first publication of said Notice, and thereafter.

4. The attached Notice was published in the regular and entire issue of the Bonner County Daily Bee for a period of 2 consecutive weeks, commencing on the 21 day of June, 2007, and ending on the 28 day of June, 2007.

Sheryl Jones

SUBSCRIBED AND SWORN to before me, the undersigned Notary Public, this 28 day of June, 2007.

Carolyn L. Inge
Notary Public
Residing at: Sandpoint
Comm. Exp.: 8/12



See reverse for legal

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

96-9323

MARK R. YOUNG
750 E. BRIDLE WAY
GILBERT ID 85296
Point(s) of Diversion L1 (NENENE) S6 T55N R02W BONNER
County
Source COCOLALLA CREEK - Tributary To PEND OREILLE RIVER
Use: IRRIGATION 04/01 To 10/31 0.3 CFS
Use: STOCKWATER 01/01 To 12/31 0.02 CFS
Total Diversion: 0.3 CFS
Date Filed: 05/03/2007
Place Of Use: IRRIGATION & STOCKWATER
T55N R02W S5 NWNW Lot 4
T55N R02W S6 NENE Lot 1
Number of Acres 15
Place Of Use: STOCKWATER
Remark: Stockwater use is for 2 horses

96-9324

JEFFRY D. KORTE
JULIA A. KORTE
8115 N. 75TH ST.
SCOTTSDALE AZ 85258
Point(s) of Diversion SWNE S3 T56N R01E BONNER County
Source LAKE PEND OREILLE - Tributary To PEND OREILLE RIVER
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 05/23/2007
Place Of Use: DOMESTIC
T56N R01E S3 SWNE
Remark: Domestic use is for 2 homes - [house and guest house]

96-9325

SCOTT BROWN
102 S 2ND AVE
SANDPOINT, ID ID 83864
Point(s) of Diversion NESW S2 T56N R02W BONNER County
Source FRY CREEK - Tributary To PEND OREILLE RIVER
Use: IRRIGATION 04/01 To 10/31 0.02 CFS 0.3 AFA
Total Diversion: 0.02 CFS
Date Filed: 05/23/2007
Place Of Use: IRRIGATION
T56N R02W S2 NESW
Number of Acres 0.5
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 07/09/2007.
The protestant must also send a copy of the protest to the applicant.
DAVID R. TUTHILL, JR., Director - Published on June 21 & 28, 2007



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 proof copy before this goes to press, to 762-2819
Thanks, Dianne*

June 14, 2007

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

RE: Application for Permit No. 96-9323, 96-9324 and 96-9325

Dear Sheri:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates Indicated, June 21 & 28, 2007, (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 07/09/2007. Your cooperation is, as always very greatly appreciated.

Thank you,

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, June 14, 2007 2:39 PM
To: Legal Notices-Bonner Co Daily Bee (E-mail)
Subject: Legal notice for publication on June 21 & 28, 2007

Good afternoon, Sheri

Attached is our cover letter requesting publication fo a legal notice on June 21 & 28, 2007. Also attached is our legal notice.

If you have ANY questions, please call me at 208-762-2800.

Also, as usual, please FAX a proof copy before this goes to press - 208-762-2819

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

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
5-14-07 BCDB e-ma.



LegalNotice
5-14-07 BCDB e-ma.



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

Web Site: www.idwr.idaho.gov

June 14, 2007

C. L. "BUTCH" OTTER

Governor

DAVID R. TUTHILL, JR.

Director

SCOTT BROWN
102 S 2ND AVE
SANDPOINT, ID ID 83864

RE: Application for Permit No 96-9325

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 June 21 & 28, 2007. 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 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. N018396



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

Web Site: www.idwr.idaho.gov

June 13, 2007

C. L. "BUTCH" OTTER

Governor

DAVID R. TUTHILL, JR.

Director

MARY TERRA-BERNS
IDAHO DEPARTMENT OF FISH & GAME
2885 W KATHLEEN AVE.5
COEUR D ALENE ID 83815

FAXED TO MARY 6/13/2007
5 pages total

Re: Water Permit Application No. 96-9325

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.

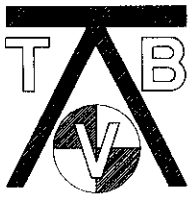
We are sending this to you for your comments, and would appreciate receiving your comments by no later than **July 6, 2007**. If we do not hear from you by that date, we will assume that no comment from you means you have no objection to, concerns about, or conditions pertaining to the issuance of this 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, or to me, Dianne.Ball@idwr.idaho.gov.

Please contact this office if you have any questions regarding the application.

Sincerely,

Dianne Ball
Administrative Assistant



TUCKER BROWN & VERMEER, LLC
ENGINEERING AND LAND SURVEYING

RECEIVED
JUN 01 2007
IDWR/North

May 31, 2007

Mr. Eric Davis
Idaho Dept. of Water Resources
7600 N. Mineral Dr., Ste. 100
Coeur d' Alene, ID 83815

Re: Application for Permit, Scott Brown, Applicant

Dear Mr. Davis,

Attached is the notarized document from my Father allowing me to divert water and install a pump system on his property that you requested. Because of the recent dry weather, I am very eager to begin irrigating. Please call if you have any questions or further requests needed to expedite my permit. My cell phone number is: 208-661-1157. Thank you.

Sincerely,

B. Scott Brown, P.E.
TUCKER BROWN & VERMEER, LLC



102 South 2nd Avenue, Sandpoint, Idaho, 83864
(208) 263-5884

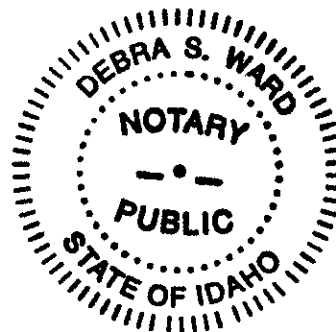
May 31, 2007

I, Darwin Brown, give my son, Scott Brown, the right to divert water adjacent to my property along Fry Creek Slough. In addition, Scott has the right to install, service and repair any piping, pumps and appurtenances necessary to the system which are on my property.

Darwin W. Brown. 5/31/07
Darwin Brown Date

ACKNOWLEDGMENT

State of Idaho SS
County of Bonner



On this 31 day of May, 2007, before me, the undersigned, a Notary in and for the State of Idaho, duly commissioned and sworn personally appeared

Darwin W. Brown
to me, known to the individuals who executed the forgoing document and acknowledged to me that they signed the same as their free and voluntary act and deed for the uses and purposes herein mentioned, in witness whereof, I have set my hand and seal the day and year in this certificate first above written.

Residing at: Sandpoint My commission expires: 4/26/08
Notary Public Debra S. Ward

Idaho Department of Water Resources Receipt

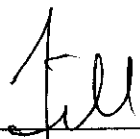
Receipt ID N018395

Payment Amount	\$100.00	Date Received	5/23/2007 11:08:33 AM	Region	Northern	 Status
Payment Type	Check	Check Number	3674			

Payer JULIA KORTE**Comment** WR PERMIT APP FEE

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$100.00	PERMITS	0229	21	65103	1155



Signature Line (Dept. Representative)