

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09311

Priority: November 30, 2006

Maximum Diversion Rate: 0.07 CFS

This is to certify, that PAUL WOOD And
JUDITH WOOD
227 LOST IN THE WOODS LN
ATHOL ID 83801

have applied for a permit to appropriate water from:

Source: GROUND WATER

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>
DOMESTIC	01/01 to 12/31	0.04 CFS
IRRIGATION	04/01 to 10/31	0.03 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER NE¼ SW¼ Sec. 33, Twp 54N, Rge 03W, B.M. BONNER County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
54N 03W 33									X								

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	
54N 03W 33									1.0								1.0

Total Acres: 1

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **May 01, 2012**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Point of diversion is located within Lot 1, Northern Sky Subdivision.
5. Place of use is located within Lots 1 and 2, Northern Sky Subdivision.
6. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
7. Domestic use is for 2 homes. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.

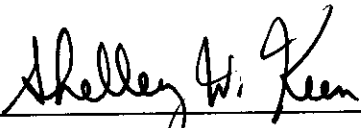
State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 96-09311

8. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
9. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the management plan approved by the director for the RPGWMA.
10. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
11. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
12. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 16th day of May, 2007.


for DAVID R. TUTHILL, JR., Director

RECEIVED

MAR 07 2007

DEPARTMENT OF
WATER RESOURCES

73278

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 96-9311

RECEIVED

NOV 30 2006

IDWR/North

1. Name of Applicant PAUL AND JUDITH WOOD Phone (208)683-3480
- Mailing address 227 LOST IN THE WOODS LANE, ATHOL, ID. 83801
2. Source of water supply PRIVATE WELL which is a tributary of AQUIFER
3. Location of point of diversion is Township 54N Range 3W Sec. 33, in the 1/4,
N.E. 1/4, S.W. 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>0.04</u> for <u>DOMESTIC</u> purposes from <u>1/1</u> to <u>12/31</u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount <u>0.03</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 <u>—</u> for <u>—</u> purposes from <u>—</u> to <u>—</u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount <u>—</u> for <u>—</u> purposes from <u>—</u> to <u>—</u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount <u>—</u> for <u>—</u> purposes from <u>—</u> to <u>—</u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount <u>—</u> for <u>—</u> purposes from <u>—</u> to <u>—</u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
5. Total quantity to be appropriated is (a) 0.07 cubic feet per second and/or (b) — acre feet per annum
6. Proposed diverting works: PRIVATE WELL
- a. Describe type and size of devices used to divert water from the source 15 GPM WELL, TO FILL A 2,000 GAL. HOLDING TANK WITH PUMP ON EACH LOT (SEE 8d)
- b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total reservoir capacity N/A acre-feet
- c. Proposed well diameter is 6 inches; proposed depth of well is 400 feet
- d. Is ground water with a temperature of greater than 85°F being sought? NO
- e. If well is already drilled, when? 11/16/06; Drilling firm BRONSON WATER WELLS
Well was drilled for (well owner) PAUL AND JUDITH WOOD; Drilling Permit No. D0046369
7. Time required for completion of works and application of water to proposed beneficial use is 5 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. N/A
- c. Municipal; show name of municipality. N/A
- d. Domestic; show number of households. 2: 1 UNDER CONSTRUCTION AND 1 TO BE CONSTRUCTED IN 2007.
- e. Other; describe fully. LANDSCAPE I.E. GRASS, GARDEN ON 1/2 ACRE OF EACH LOT, AND NO MORE THAN 2,500 GAL. USE PER DAY FOR EACH LOT.

9. Description of place of use: N/A

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	
54N	3W	33									D								
											I								1

Total number of acres to be irrigated 1

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? PAUL AND JUDITH WOOD

b. Who owns the land to be irrigated or place of use? PAUL AND JUDITH WOOD

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: NO

12. Remarks: THIS WELL IS FOR LAND OWNERS' DOMESTIC AND INCIDENTAL PURPOSES AND SERVES LOTS 1 AND 2, NORTHERN SKY SUBDIVISION. THE WELL HAS A FLOW RATE OF 15 GPM. A 2,000 GAL. STORAGE TANK IS ON EACH LOT TO SERVE THE ABOVE MENTIONED PURPOSES.

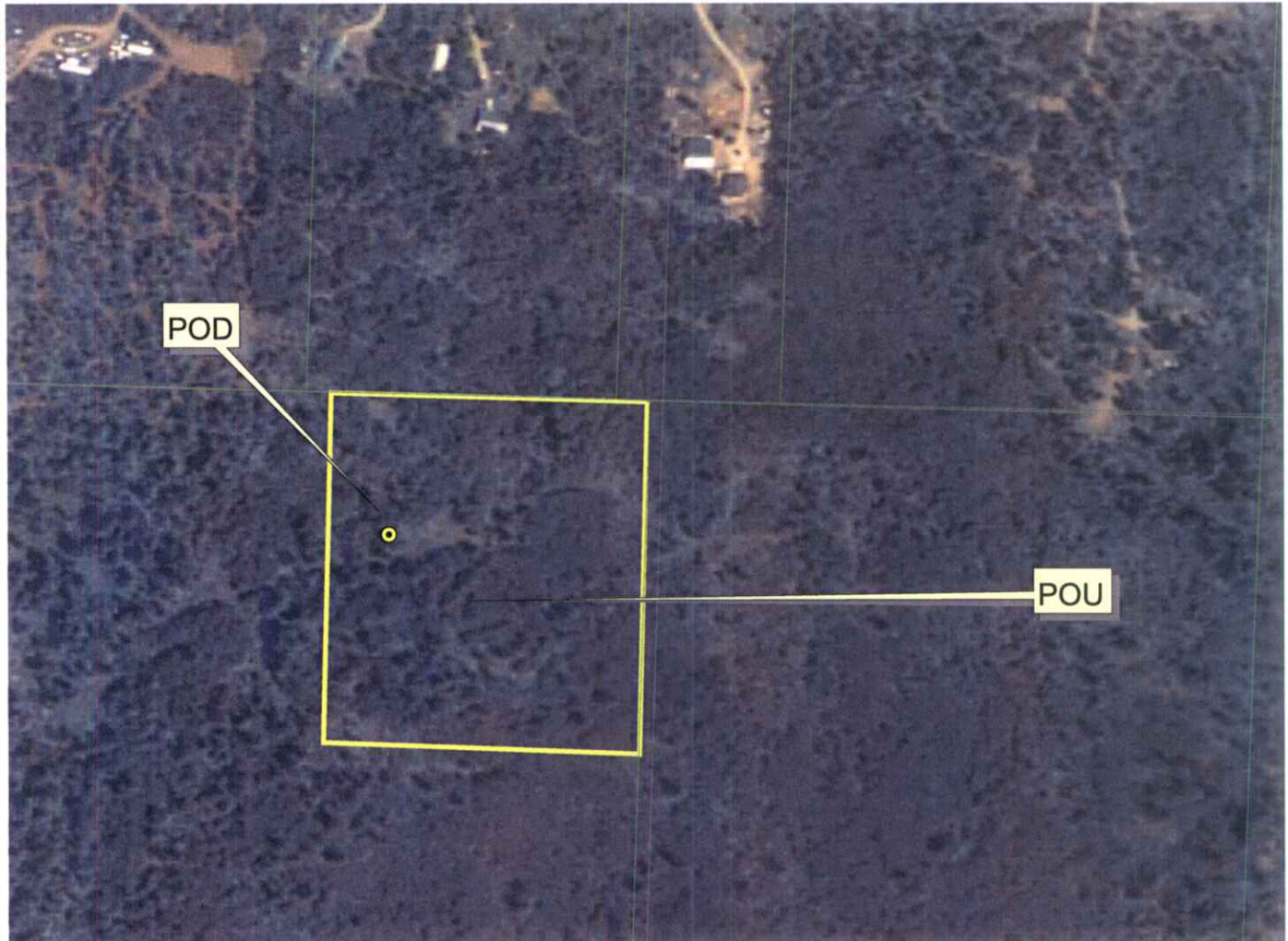
13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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.

Paul & Judith Wood
Signature of Applicant (and title, if applicable)

Received by [Signature] Date 11/30/06 Time 1:35 p Preliminary check by [Signature]
Fee \$ 100.00 Receipted by [Signature] # N018036 Date 11/30/06
Publication prepared by [Signature] Date 1/23/07 Published in Banner Co. Daily Bee 2/1/07
Publication approved [Signature] Date 3/2/07

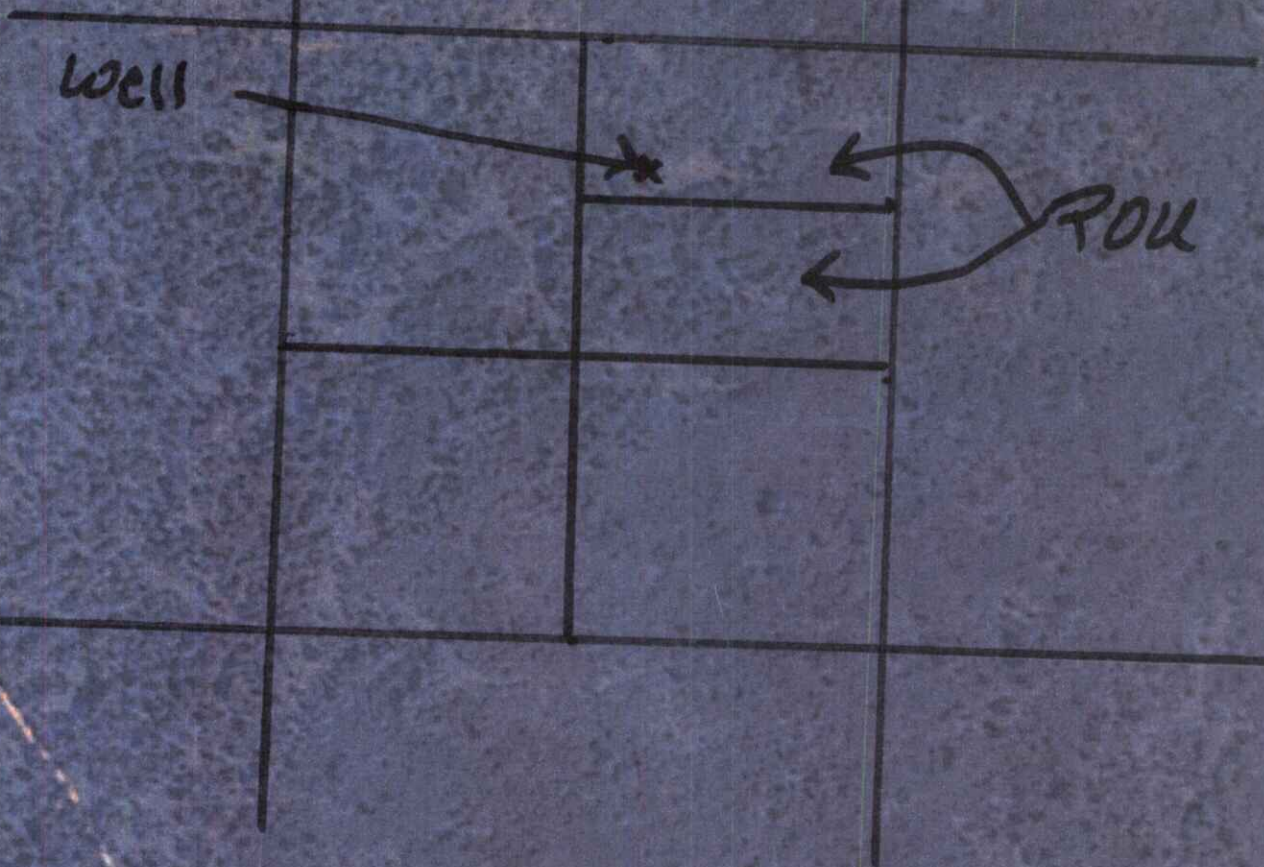
96-9311



0.1 0 0.1 0.2 Miles

-  Kootenai taxlots
-  Bonner taxlots
-  GCDB54N03W GCDB
-  GCDB53N03W GCDB
-  Foster.shp
-  Pou.shp
-  Pod.shp
-  Administrative BasinsAdminbas.shp





Unplatted
Coeur d'Alene Development Company
PO Box 2877
Coeur d'Alene, ID 83816

Notes:

1. Water service for the lots within this plot will be supplied by individual wells.
2. Sewage disposal is by individual drainfields.
3. Waste disposal is the responsibility of the landowner.
4. The roads within this subdivision are private and have not been constructed to county standards for maintenance. These roads shall be maintained at the sole expense of the property owners until such time as it is constructed to county standards for maintenance at no expense to the taxpayers and is dedicated to the public by the lot owners and accepted into the county's maintenance system by the Bonner County Board of Commissioners.
5. A minimum 2,000 gallon water storage system shall be installed by the lot owner at the time of Building Location Permit or Building Permit. Written confirmation of the compliance of this condition shall be obtained from the Sagle Fire District.
6. This subdivision does not lie within a 100 year floodplain according to FIRM Panel 180206 0500 B.
7. This plot is subject to the Road Maintenance Agreement recorded as Instrument No. 690360, records of Bonner County, Idaho. Dancing Lights Lane is Exhibit 'C', Parcel #3 of this agreement.
8. This plot is also subject to the Road Maintenance Agreement for the fair and equitable share for Homestead Road and Northern Sky Road, recorded as Instrument No. 712382, records of Bonner County, Idaho.
9. A 60 foot ingress, egress and utility easement, in favor of Northern Lights, Inc., to construct, operate and maintain an electric transmission and/or distribution line. Recorded November 8, 2005 as Bonner County Instrument No. 696767. As shown on map.

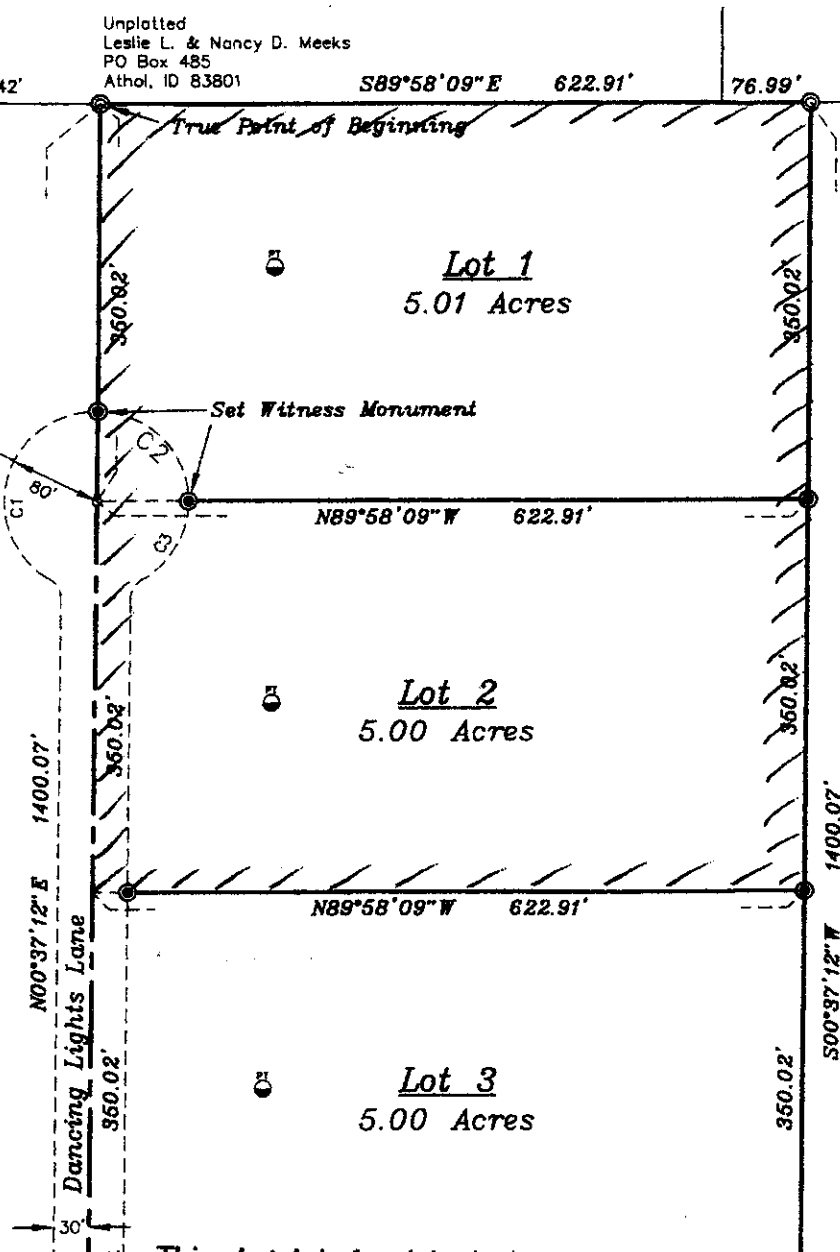
Unplatted
Leslie L. & Nancy D. Meeks
PO Box 485
Athol, ID 83801

Unplatted
Leo D. Shea
PO Box 411
Athol, ID 83801

S 89°58'09" E
2656.31'

E1/4 Corner, SEC
Fnd Alum Cap
CP&F on file

Unplatted
Coeur d'Alene Development C
PO Box 2877
Coeur d'Alene, ID 83816



This sketch is furnished without charge solely for the purpose of assisting in locating said premises and the company assumes no liability for inaccuracies therein.

North Idaho Title
16017-2430

IDAHO DEPARTMENT OF WATER RESOURCES WELL DRILLER'S REPORT

Office Use Only			
Well ID No.			
Inspected by			
Twp	Rge	Sec	
1/4	1/4	1/4	
Lat:	:	Long:	:

1. WELL TAG NO. D 0046369
 DRILLING PERMIT NO. _____
 Water Right or Injection Well No. _____

2. OWNER:
 Name Paul & Judy Wood
 Address 227 Lost in the Woods Lane
 City Athol State ID Zip 83801

3. LOCATION OF WELL by legal description:
 You must provide address or Lot, Blk, Sub. or Directions to well.
 Twp. 54 North ☒ or South ☐
 Rge. 3 East ☐ or West ☒
 Sec. 33 1/4 NE 1/4 SW 1/4
 Gov't Lot _____ County Bonner
 Lat: : : Long: : :
 Address of Well Site Dancing Lights Lane
 City Athol
 (Give at least name of road + Distance to Road or Landmark)
 Lt. 1 Blk. _____ Sub. Name Northern Sky

4. USE:
☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK check all that apply (Replacement etc.)
☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD:
☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

Seal Material	From	To	Weight / Volume	Seal Placement Method
bentonite	0	18	400lbs	overbore

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) 394
 Was drive shoe seal tested? ☐ Y ☒ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
6	+2	394	250	steel	☒	☐	☒	☐

Length of Headpipe _____ Length of Tailpipe _____
 Packer ☒ Y ☐ N Type k-packer

9. PERFORATIONS/SCREENS PACKER TYPE

Perforation Method						Screen Type & Method of Installation <u>telescoping s/steel</u>	
From	To	Slot Size	Number	Diameter	Material	Casing	Liner
394	399	30		5	s/steel	☐	☐

10. FILTER PACK

Filter Material	From	To	Weight / Volume	Placement Method
-----------------	------	----	-----------------	------------------

11. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

301 ft. below ground Artesian pressure _____ lb.
 Depth flow encountered _____ ft. Describe access port or control devices:
cap

12. WELL TESTS:

☐ Pump	☐ Bailer	☒ Air	☐ Flowing Artesian
Yield gal./min.	Drawdown	Pumping Level	Time
15		400	4hr

Water Temp. cold Bottom hole temp. _____

Water Quality test or comments: clear

Depth first Water Encounter 301

13. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Water	Y	N
8	0	18	sand&gravel			
6	18	220	sand&gravel some small boulders			
	220	305	sand&gravel some brown clay	x		
	305	320	silty sand&gravel, grey clay			
	320	360	grey clay			
	360	370	silty sand&grey clay	x		
	370	401	silty sand&gravel	x		

Completed Depth 401 (Measurable)

Date: Started 11-10 Completed 11-15-06

14. DRILLER'S CERTIFICATION

I/we certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name Bronson Water Wells Firm No. 360

Principal Driller Clint Bronson Date 11/16/06

Driller or Operator II _____ Date _____

Operator I _____ Date _____

Principal Driller and Rig Operator Required.
 Operator I must have signature of Driller/Operator II.

Manufactured by
Alexander Clark Business Forms
Boise, Idaho (208) 823-0611

Form 235-3, 6/2004

Idaho Dept. of Water Resources

Write Tag Number Here

Start Card/Permit - Single Family Domestic Well Only

(Cold Water less than 85 degrees F.)

D00546369

1. Owner's Name (please print): Paul & Judy Wood
2. Owner's Mailing Address: 227 LOST IN THE WOODS LANE
City: ATHOL State: ID Zip Code: 83801 Telephone: (208) 699-1746
3. Proposed Well Location: Twp. 5S Rge. 3E Sec. 83 1/4 1/4 1/4 1/4
Gov't Lot No. _____ County Bernier Lat. _____ Long. _____
Street Address of Well Site DANIELS WOODS LN City _____
Must give at least name of road - Distance to Road or Landmark
- Lot 1 Block _____ and Subdivision NORTHERLY SKY
4. Are all adjacent septic tanks and drain fields accurately located? By Property Owner: Yes ☒ No ☐ By Health District: Yes ☐ No ☐
5. Well Construction Information:
A. ☒ New well ☐ Replace ☐ Deepen ☐ Modify Previous well #: _____ B. Proposed Casing Dia. _____ C. Proposed Maximum Depth: _____
6. Construction Start Date: 4/1/06 7. Well Driller: Bronson Water Wells Driller's Lic. No. 340
8. The Driller hereby accepts the terms and conditions of the Start Card/Permit.
Driller's Signature: E. Bronson Date: 4/1/06
9. The Well Owner affirms to have read this Start Card/Permit, validates its accuracy and accepts the conditions.
Owner's Signature: Judy Wood Date: 11-8-06

CONDITIONS FOR USE OF START CARD:

- This permit authorizes the construction or modification of one domestic well for a single-family residence. No additional residences, businesses, or dwellings may be connected to this well without a valid water right. Limited to irrigation of 1/4 acre lawn/garden and 13,000 gpd.
- This form must be complete, including the prepaid tag number and signature of the driller. The owner should sign the start card after reviewing these conditions. Mailing must take place no less than 72 hours prior to construction (Dept. address below), hand delivered or faxed to the Dept. prior to commencing construction. The start construction date shall be no more than 10 days after the Department receives the permit. An incomplete form will not be considered a valid permit to drill.
- This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare. All wells must be drilled a minimum distance of 100' from a drain field. Domestic wells must be drilled a minimum of 50' from a septic tank.
- Only Well Drillers licensed in Idaho may use a Start Card for construction of a well. The driller shall maintain a copy of the Start Card and the well I.D tag at the drilling site during construction.
- This drilling permit does not authorize trespass on the land of another party.
- This drilling permit does not constitute other local, county, state or federal approvals, which may be required for construction of a well.
- This drilling permit does not represent a right to divert and use the water of the State of Idaho.
- If a bottom hole temperature of 85° F. or greater is encountered, well construction shall cease and the well driller shall contact the Department immediately.
- Idaho Code, § 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "Digline" (Digline is a one-call center for utility notification) not less than 2 working days prior to the start of any excavation for this project. The "Digline" Number for your area is 1-800-342-1666.
- The stainless steel I. D. tag must be welded to the well casing upon completing the well and must remain permanently attached above ground level for the life of the well. Other tags may be added following a repair or modification of the well. The well driller is responsible for permanently attaching the I.D. tag to the casing upon completing the well. The well tag shall be attached by welding at least 3 sides or using Four (4) stainless steel, closed-end pop rivets.
- A start card is not valid for drilling in Areas of Drilling Concern, Critical Groundwater Areas, Groundwater Management Areas or Areas Identified by the Department as Contaminated.
- The possession of a well tag does not authorize construction of a well.
- Any well being replaced by a new well, shall be properly abandoned by the well driller prior to removing the drilling equipment, unless otherwise authorized by the department.

Effective Feb. 1, 2005

Your Start Card/Application and Tag purchase may be submitted to one of the following offices:

Western Region
Idaho Department of Water Resources
2735 Airport Way Boise, ID 83705-3082
Phone: (208) 334-2190 Fax: (208) 334-2348

Northern Region
Idaho Department of Water Resources
1910 Northwest Blvd., STE 210 Coeur d'Alene, ID 83814-2615
Phone: (208) 789-1450 Fax (208) 789-1454

Eastern Region
Idaho Department of Water Resources
800 North Skyline Drive STE A Idaho Falls, ID 83402-1718
Phone: (208) 825-7161 Fax: (208) 825-7177

Southern Region
Idaho Department of Water Resources
1341 Fillmore Street, STE 200 Twin Falls, ID 83301-3380
Phone: (208) 736-3033 Fax (208) 736-3037

**NOW
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

May 16, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

PAUL WOOD
JUDITH WOOD
227 LOST IN THE WOODS LN
ATHOL ID 83801

RE: Permit No. 96-9311

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.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

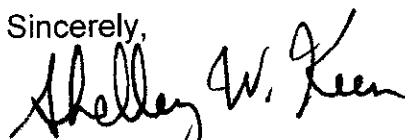
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

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, Section Manager

Water Right Permits Section

Enclosures

CERTIFICATE OF SERVICE

I hereby certify that on May 17, 2007 I mailed a true and correct copy, postage repaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the persons listed below:

RE: WATER RIGHT NO.

96-9311

**JUDITH WOOD
PAUL WOOD
227 LOST IN THE WOODS LN
ATHOL ID 83801**



**Emalee Rushing
Technical Records Specialist**

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: May 16, 2007
To: Water Right File 96-9311
From: eretelle
Re: permit review

No WD
RPGWMA - conditions added

No protests
No overlaps

Recommend approval as suggested by IDWR Northern

LEGAL NOTICE

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

96-9311

PAUL WOOD

JUDITH WOOD

227 LOST IN THE WOODS LN

ATHOL ID 83801

Point(s) of Diversion NESW S33 T54N R03W BONNER County

Source GROUND WATER

Use: IRRIGATION 04/01 To 10/31 0.03 CFS

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

Total Diversion: 0.07 CFS

Date Filed: 11/30/2006

Place Of Use: DOMESTIC and IRRIGATION

T54N R03W S33 NESW

Number of Acres 1

Remark: Domestic use is for 2 homes.

96-9312

JUNCO ENTERPRISES LLC

1673 GOOBY RD

SANDPOINT ID 83864

Point(s) of Diversion NENWNW S17 T57N R02W BONNER County

Source GROUND WATER

Use: IRRIGATION 04/01 To 10/31 0.14 CFS

Use: DOMESTIC 01/01 To 12/31 0.18 CFS

Total Diversion: 0.2 CFS

Date Filed: 12/20/2006

Place Of Use: DOMESTIC and IRRIGATION

T57N R02W S17 NWNW

Number of Acres 4.5

Remark: Domestic use is for up to 9 homes.

96-9313

CAROLE CHOWNING

PO BOX 121

CLARK FORK ID 83811

Point(s) of Diversion NENESW S34 T56N R02E BONNER County

Source GROUND WATER

Use: COMMERCIAL 01/01 To 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 12/26/2006

Place Of Use: COMMERCIAL

T56N R02E S34 SENW NESW

Remark: Commercial use is for light commercial development such as art studio, espresso hut, farmers market

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 02/19/2007. The protestant must also send a copy of the protest to the applicant.

DAVID R TUTHILL, Interim Director

Legal SNP# 8410

February 1, 8, 2007

RECEIVED

MAR 02 2007

IDWR/North

See reverse
for affidavit

AFFIDAVIT OF PUBLICATION

RECEIVED
MAR 02 2007
IDWR/North

STATE OF IDAHO)
) ss.
County of Bonner)

Sherilyn 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 Legal Notice.
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.

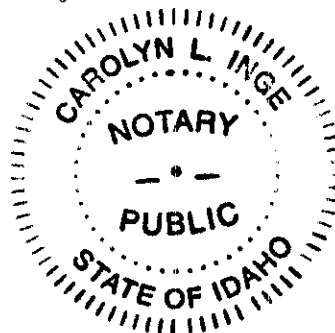
4. The attached Notice was published in the regular and entire issue of the Bonner County Daily Bee for a period of 2 consecutive weeks, commencing on the 1 day of Feb, 2007, and ending on the 8 day of Feb, 2007.

Sherilyn Jones

SUBSCRIBED AND SWORN to before me, the undersigned Notary Public, this 8 day of July, 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:

96-9311

PAUL WOOD
JUDITH WOOD
227 LOST IN THE WOODS LN
ATHOL ID 83801

Point(s) of Diversion NESW S33 T54N R03W BONNER County

Source GROUND WATER

Use: IRRIGATION 04/01 To 10/31 0.03 CFS

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

Total Diversion: 0.07 CFS

Date Filed: 11/30/2006

Place Of Use: DOMESTIC and IRRIGATION

T54N R03W S33 NESW

Number of Acres 1

Remark: Domestic use is for 2 homes.

96-9312

JUNCO ENTERPRISES LLC

1673 GOOBY RD

SANDPOINT ID 83864

Point(s) of Diversion NENWNW S17 T57N R02W BONNER County

Source GROUND WATER

Use: IRRIGATION 04/01 To 10/31 0.14 CFS

Use: DOMESTIC 01/01 To 12/31 0.18 CFS

Total Diversion: 0.2 CFS

Date Filed: 12/20/2006

Place Of Use: DOMESTIC and IRRIGATION

T57N R02W S17 NWNW

Number of Acres 4.5

Remark: Domestic use is for up to 9 homes.

96-9313

CAROLE CHOWNING

PO BOX 121

CLARK FORK ID 83811

Point(s) of Diversion NENESW S34 T56N R02E BONNER County

Source GROUND WATER

Use: COMMERCIAL 01/01 To 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 12/26/2006

Place Of Use: COMMERCIAL

T56N R02E S34 SENW NESW

Remark: Commercial use is for light commercial development such as art studio, espresso hut, farmers market

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 02/19/2007. The protestant must also send a copy of the protest to the applicant.

DAVID R TUTHILL, Interim Director--Published February 1 & 8, 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
Interim Director

January 23, 2007

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

e-mailed 1/23/07

RE: Application for Permit No. 96-9311, 96-9312 and 96-9313

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

Dear Sheri:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, February 1 and 8, 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 02/19/2007. Your cooperation is GREATLY appreciated.

It's always a pleasure working with you.

Thank you very much for ALL your help,

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, January 23, 2007 4:27 PM
To: Legal Notices-Bonner Co Daily Bee (E-mail)
Subject: Legal notice for publication February 1 and 8, 2007

Good afternoon, Sheri,

Attached is our cover letter requesting publication of a legal notice on February 1 and 8, 2007. The legal notice is also attached.

If you have any questions, or for some reason cannot publish on the dates requested, please call me at 208-762-2800.

Also, as usual, we request a proof prior to publication. That's a big help for our office so we can check layout and avoid most questions from the general public. Please fax that to me at 208-762-2819.

Thanks for all your super help.

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
L-23-07 BCDB e-ma.



LegalNotice
L-23-07 BCDB e-ma.



State of Idaho

DEPARTMENT OF WATER RESOURCES

7600 Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

NORTHERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

January 23, 2007

PAUL WOOD
JUDITH WOOD
227 LOST IN THE WOODS LN
ATHOL ID 83801

RE: Application for Permit No 96-9311

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 February 1 and 8, 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 to twelve 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. N018036



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

JAMES E. RISCH
Governor

KARL J. DREHER
Director

December 27, 2006

Paul Wood
227 Lost in the Woods Ln.
Athol, Idaho 83801

Re: Application For Permit to Appropriate the Public Waters of the State of Idaho

Dear Mr. Wood:

In processing your application, the Idaho Department of Water Resources (IDWR) discovered a glitch with the proposed well. The well was originally constructed under the domestic exemption, which generally means water can be used for one dwelling, stock watering and irrigation of up to one half an acre as long as the total usage does not exceed 13,000 gallons per day. Since you intend to supply water to two dwellings and irrigate one acre, the well will have to be upgraded.

The fee for the up grade is \$125.00. Please make all checks out to the Department of Water Resources or IDWR and submit the up grade fee to this office as soon as possible, so as not to delay further processing of your application. If you have any questions, feel free to contact me at this office.

Thank you.

Sincerely,

Keith E. Franklin
Senior Water Resources Agent

C O P Y

Idaho Department of Water Resources Receipt

Receipt ID N018095

Payment Amount	\$125.00	Date Received	1/4/2007 1:38:23 PM	Region	Northern	Status	
Payment Type	Check	Check Number	1023				

Payer PAUL A WOOD

Comment Upgrade fee for Well D46369

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$125.00	DRILLING PERMITS	0229	21	65134	1205

_____
Signature Line (Dept. Representative)