

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09379

Priority: November 01, 2006

Maximum Diversion Rate: 0.06 CFS

This is to certify, that KEITH SHANNON
PO BOX 309
HARRISON ID 83833

has applied for a permit to appropriate water from:

Source: COEUR D ALENE RIVER **Tributary:** COEUR D ALENE LAKE

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	0.06 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS

LOCATION OF POINT OF DIVERSION:

COEUR D ALENE RIVER L3 (NE1/4NW1/4) Sec. 31, Twp 48N, Rge 03W, B.M. KOOTENAI County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
48N	03W	31					X												
							L3												

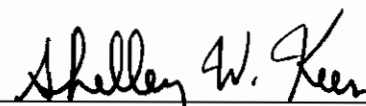
PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
48N	03W	31					X	X	X										
							L3	L4	L4										

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **May 01, 2008**.
2. Subject to all prior water rights.
3. Domestic use is for 2 homes.
4. Stockwater use is for 25 head mixed stock.
5. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
6. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
7. Water shall not be diverted under this right when flows in the Coeur D'Alene 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 14th day of May, 2007.


for DAVID R. TUTHILL, JR., Director

MAR 06 2007

73317

Ident. No. 95-9379
RECEIVED
NOV 01 2006
IDWR/North

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant ~~Marion G. Inc.~~ Keith Shannon Phone 208-689-3272 ³²⁷²
Mailing address PO Box 309 Harrison, ID. 83833 48407 So. Hy 97
2. Source of water supply Cocur'd Aleve River which is a tributary of LAKE COA
3. Location of point of diversion is Township 48 N Range 3 W Sec. 31, in the - $\frac{1}{4}$,
-NE $\frac{1}{4}$, -NW $\frac{1}{4}$, Govt. Lot 3, B.M., Kootenai County;

additional points of diversion if any:

4. Water will be used for the following purposes:

Amount 0.06 for Domestic / stockwater purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Per. K.S. Amount 0.02 for Stockwater 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)
0.06 Per K.S.

5. Total quantity to be appropriated is (a) 0.06 CFS and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works: See Below a - 1" P. pipe.
a. Describe type and size of devices used to divert water from the source 1 hp Pump w Floathame
Pipe to Barn where treated + distributed to stock + Domestic.
b. Height of storage dam NA feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
c. Proposed well diameter is NA inches; proposed depth of well is _____ feet
d. Is ground water with a temperature of greater than 85°F being sought? NO
e. If well is already drilled, when? NA; 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. _____
b. Stockwatering; list number and kind of livestock. 2-Horses, Goats (25 mixed)
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. 2
e. Other; describe fully. _____

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: 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	
48N	3W	31					0												
48N	3W	31					S	S	S										

Total number of acres to be irrigated NA

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? I do Keith Shannon

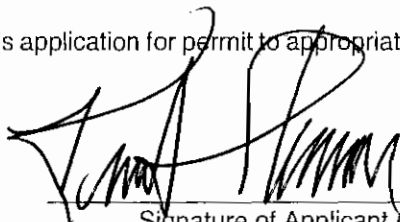
b. Who owns the land to be irrigated or place of use? NA

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 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.)

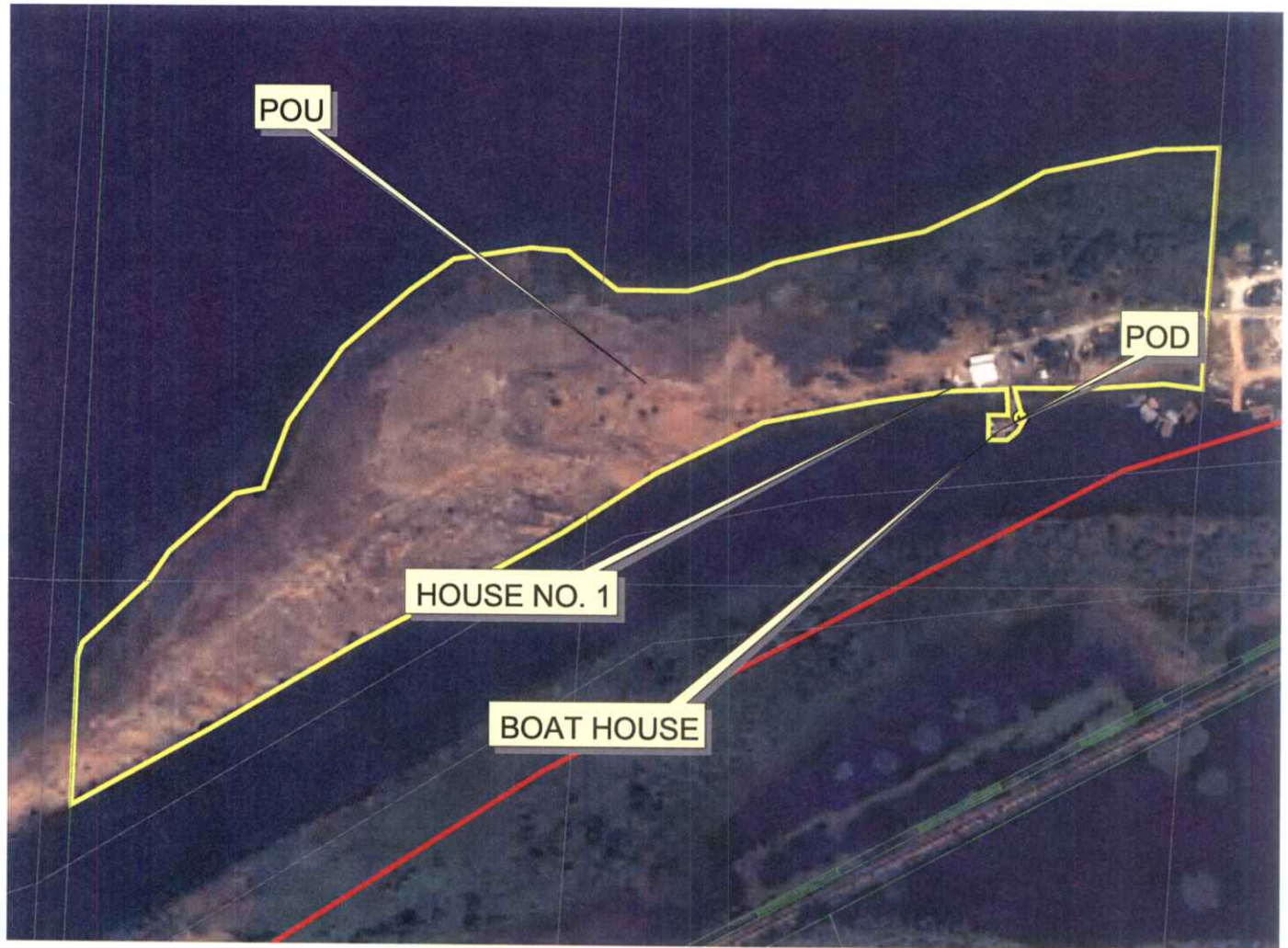
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.



Signature of Applicant (and title, if applicable)

Received by [initials] Date 11/1/06 Time 4:12 P Preliminary check by _____
 Fee \$ 100.00 Received by [initials] # N017946 Date 11/1/06
 Publication prepared by [initials] Date 1/23/07 Published in Chapman 2/17/07
 Publication approved [initials] Date 2/9/07

95-9379



0.1 0 0.1 0.2 Miles

-  Kootenai taxlots
-  GCDB48N04W GCDB
-  GCDB48N03W GCDB
-  GCDB47N04W GCDB
-  GCDB47N03W GCDB
-  Foster.shp
-  Pou.shp
-  Pod.shp
-  Administrative BasinsAdminbas.shp



20	25	30	35	40	45	50	55	60	65	70	75	80	85	90	95	100
----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	-----

KOOTENAI COUNTY IDAHO

E REVISIONS	
ACTIVITY	DATE
INITIAL CONVERSION	05-05-98
COMPLETE CONVERSION	10-18-99
GIS CONVERSION	01-28-05

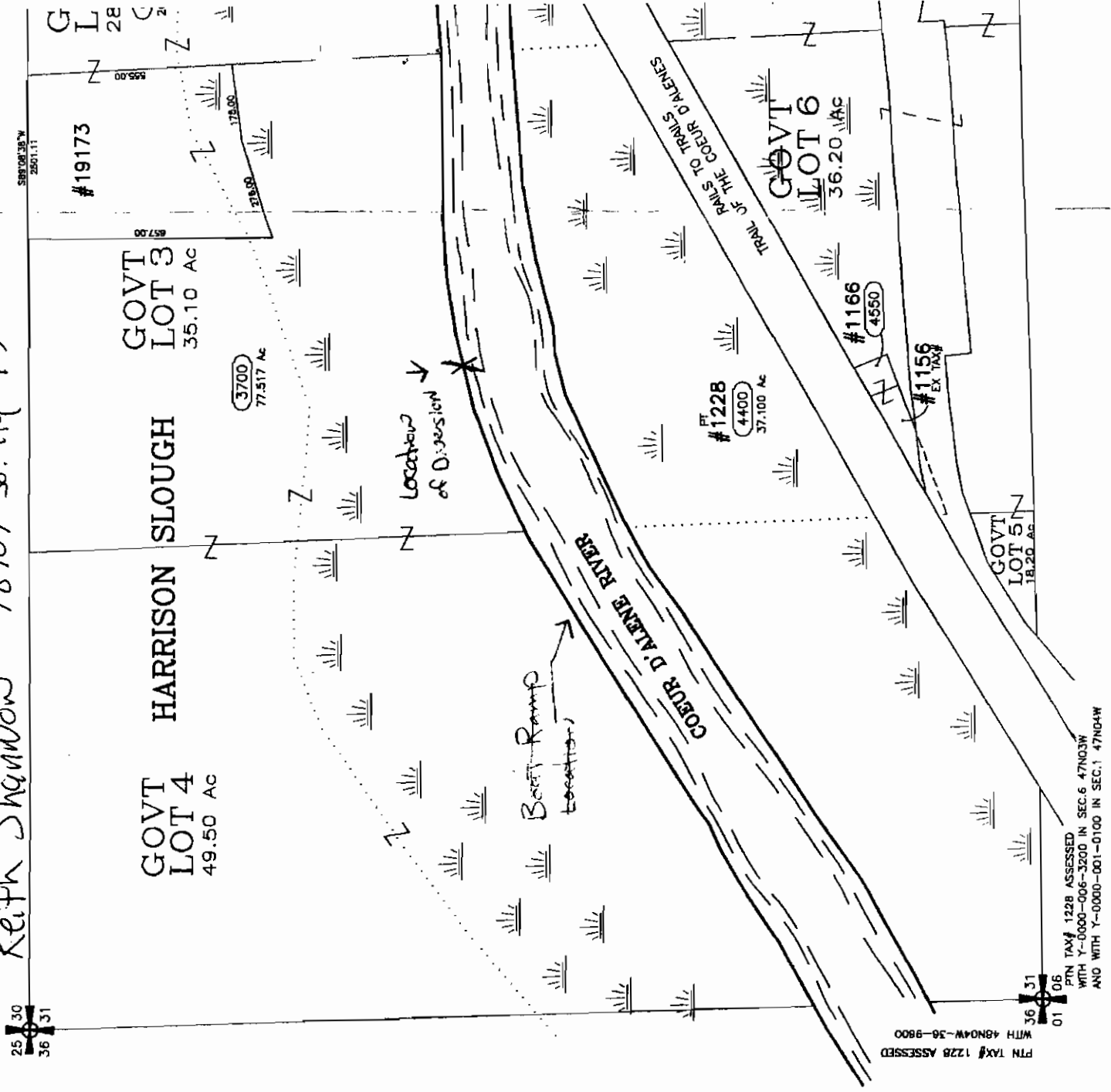
USED	00-00-00
183W31.DWG	

...els with given bearings and distances were reverse closure. All other parcels were calculated accurate means possible with the given information supplied by sixth, triangulation, planimeter, scaling map, and coordinate geometry. Acres shown able, right-of-way, where applicable, has been ice and are lengths less than 50' may not be apical limitations. Dimensions in parentheses end/or plotted lot line dimensions.

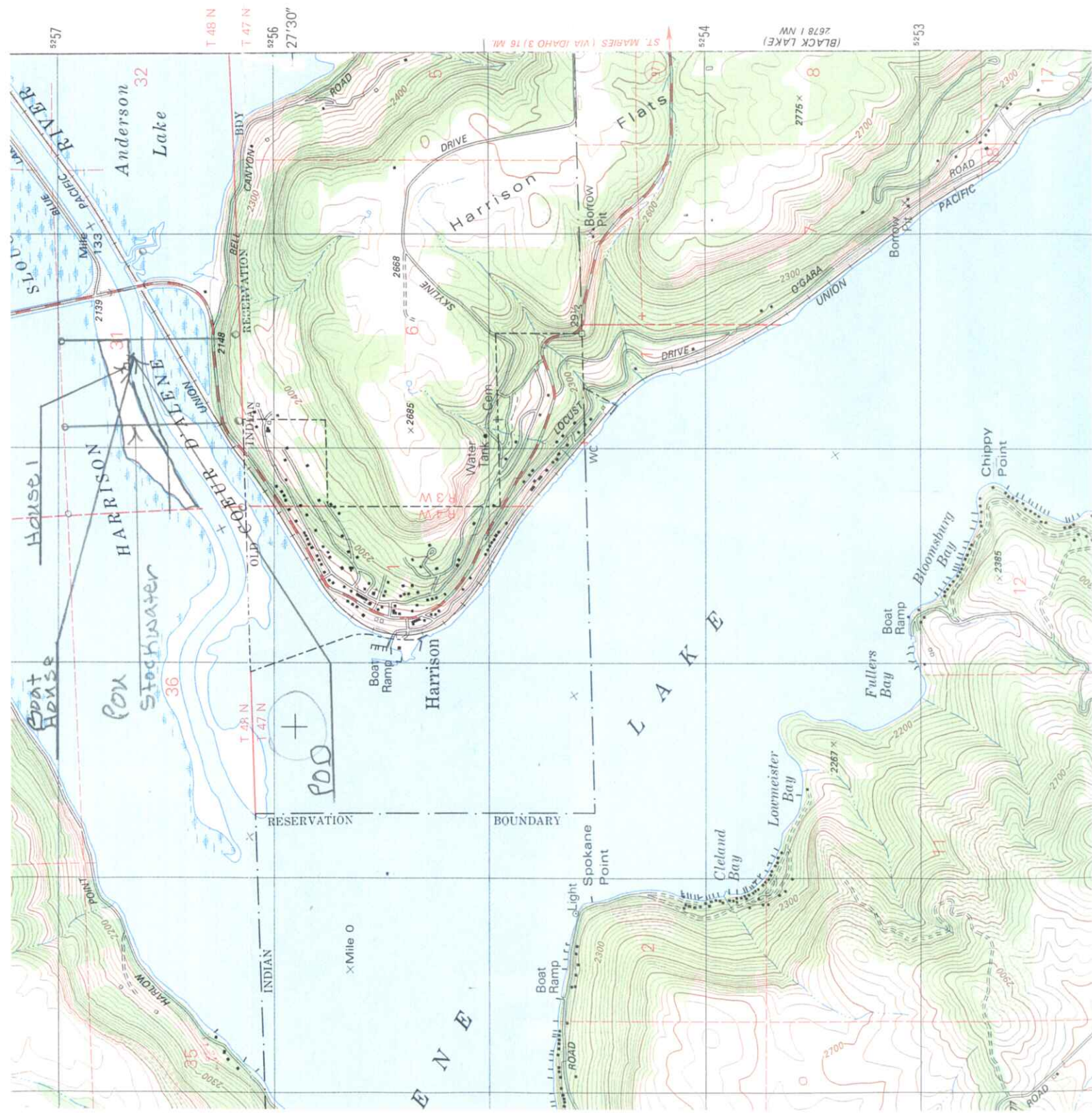
ONDS SHOWN ARE BASED ON ADDRESSABLE TON AND MAY OR MAY NOT BE PUBLIC.

Back

Keith Shannon 48407 So. Hy 97



PTN TAX# 1228 ASSESSED WITH 48N04W-36-9800
PTN TAX# 1228 ASSESSED WITH Y-0000-006-3200 IN SEC.6 47N03W AND WITH Y-0000-001-0100 IN SEC.1 47N04W



T 48 N
T 47 N
5256
27°30'

(BLACK LAKE)
2678 1 NW

ST. MARIES (VIA IDAHO 3) 16 MI.

5254

5253

5257

NWNW
Glot 4

GLot 3
NENW

Glot 2
NWNE

House

Boat
House

POO

x Goats
watering
SWNW
Lot 4



**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 17, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

KEITH SHANNON
PO BOX 309
HARRISON ID 83833

RE: Permit No. 95-9379

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.

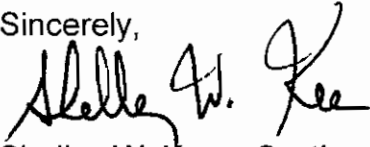
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should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

Shelley W. Keen, Section Manager
Water Right Permits Section

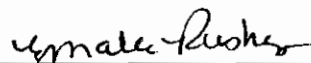
Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on May 17, 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. 95-9379

**KEITH SHANNON
PO BOX 309
HARRISON ID 83833**

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

**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 14, 2007
To: Water Right File 95-9379
From: eretelle
Re: permit review

No WD or moratorium
Min Stream Flow 95-07341 for Coeur D'Alene River

No protests
F & G comment letter - fish screen conditions added
No overlaps

Recommend approval as suggested by IDWR Northern

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai, } ss.

FEB 09 2007

DWPNorth

Heather Bury
being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

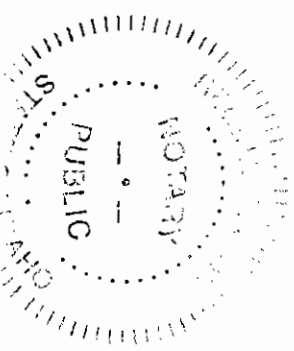
3 The *Legal Notice*

of which the annexed is a printed copy, was published in the regular *Times* issue of said newspaper for *2* consecutive *weeks* commencing on the *1* day of *FEB* 20 *07* and ending on the *3* day of *FEB* 20 *07*, and such publication was made as often during said period as said *daily* newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice *Heather Bury* On this *2* day of *FEB* in the year *2007* before me, a Notary Public, personally appeared *Heather Bury* known or identified to me to be the person whose name subscribed to the within instrument, being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Regina Maen
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

MY COMMISSION EXPIRES 6/18/09



LEGAL NOTICE

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

95-9364

MARINE CO INC

PO BOX 8

HARRISON ID 83833

Point(s) of Diversion L2 (NWNE) S31 T48N R03W KOOTENAI Co.

Source COEUR D ALENE RIVER -Tributary To COEUR D'ALENE LAKE

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

Total Diversion: 0.04 CFS

Date Filed: 11/01/2006

Place Of Use: DOMESTIC T48N R03W S31 NWNE Lot 2

Remark: Domestic use is for sanitary facilities in office for employ-

ees.

95-9374

CAV OK LLC

212 IRONWOOD DR STE D214

COEUR D ALENE ID 83814

Point(s) of Diversion L1 (NENW) S12 T49N R04W KOOTENAI Co.

Source COEUR D ALENE LAKE-Tributary To SPOKANE RIVER

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

Total Diversion: 0.04 CFS

Date Filed: 12/11/2006

Place Of Use: DOMESTIC T49N R04W S12 NENW Lot 1

Remark: Domestic use is for 1 home.

95-9375

CAV OK LLC

212 IRONWOOD DR STE D214

COEUR D ALENE ID 83814

Point(s) of Diversion L1 (NENW) S12 T49N R04W KOOTENAI Co.

Source COEUR D ALENE LAKE-Tributary To SPOKANE RIVER

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

Total Diversion: 0.04 CFS

Date Filed: 12/11/2006

Place Of Use: DOMESTIC T49N R04W S12 NENW Lot 1

Remark: Domestic use is for 1 home.

95-9379

KEITH SHANNON

PO BOX 309

HARRISON ID 83833

Point(s) of Diversion L3 (NENW) S31 T48N R03W KOOTENAI

County Source COEUR D ALENE RIVER-Tributary To COEUR D ALENE LAKE

Use: STOCKWATER 01/01 To 12/31 0.02 CFS

Use: DOMESTIC 01/01 To 12/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 1/01/2006

Place Of Use: DOMESTIC T48N R03W S31 NENW Lot 3

Place Of Use: STOCKWATER

T48N R03W S31 NENW Lot 3 NWNW Lot 4 SWNW Lot 4

Remark: Domestic use is for 2 homes.

Stockwater use is for 25 head of mixed stock.

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 TUTTILL, Interim Director

Legal 533

February 1, 8, 2007

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

95-9364

MARINE CO INC

PO BOX 8

HARRISON ID 83833

Point(s) of Diversion L2 (NWNE) S31 T48N R03W KOOTENAI County

Source COEUR D ALENE RIVER--Tributary To COEUR D ALENE LAKE

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

Total Diversion: 0.04 CFS

Date Filed: 11/01/2006

Place Of Use: DOMESTIC T48N R03W S31 NWNE Lot 2

Remark: Domestic use is for sanitary facilities in office for employees.

95-9374

CAV OK LLC

212 IRONWOOD DR STE D214

COEUR D ALENE ID 83814

Point(s) of Diversion L1 (NENW) S12 T49N R04W KOOTENAI County

Source COEUR D ALENE LAKE--Tributary To SPOKANE RIVER

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

Total Diversion: 0.04 CFS

Date Filed: 12/11/2006

Place Of Use: DOMESTIC T49N R04W S12 NENW Lot 1

Remark: Domestic use is for 1 home.

95-9375

CAV OK LLC

212 IRONWOOD DR STE D214

COEUR D ALENE ID 83814

Point(s) of Diversion L1 (NENW) S12 T49N R04W KOOTENAI County

Source COEUR D ALENE LAKE--Tributary To SPOKANE RIVER

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

Total Diversion: 0.04 CFS

Date Filed: 12/11/2006

Place Of Use: DOMESTIC T49N R04W S12 NENW Lot 1

Remark: Domestic use is for 1 home.

95-9379

KEITH SHANNON

PO BOX 309

HARRISON ID 83833

Point(s) of Diversion L3 (NENW) S31 T48N R03W KOOTENAI County

Source COEUR D ALENE RIVER--Tributary To COEUR D ALENE LAKE

Use: STOCKWATER 01/01 To 12/31 0.02 CFS

Use: DOMESTIC 01/01 To 12/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 1/01/2006

Place Of Use: DOMESTIC T48N R03W S31 NENW Lot 3

Place Of Use: STOCKWATER

T48N R03W S31 NENW Lot 3 NWNW Lot 4 SWNW Lot 4

Remark: Domestic use is for 2 homes.

Stockwater use is for 25 head of mixed stock.

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

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

95-9364

MARINE CO INC

PO BOX 8

HARRISON ID 83833

Point(s) of Diversion L2 (NWNE) S31 T48N R03W KOOTENAI County

Source COEUR D ALENE RIVER--Tributary To COEUR D ALENE LAKE

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

Total Diversion: 0.04 CFS

Date Filed: 11/01/2006

Place Of Use: DOMESTIC T48N R03W S31 NWNE Lot 2

Remark: Domestic use is for sanitary facilities in office for employees.

95-9374

CAV OK LLC

212 IRONWOOD DR STE D214

COEUR D ALENE ID 83814

Point(s) of Diversion L1 (NENW) S12 T49N R04W KOOTENAI County

Source COEUR D ALENE LAKE--Tributary To SPOKANE RIVER

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

Total Diversion: 0.04 CFS

Date Filed: 12/11/2006

Place Of Use: DOMESTIC T49N R04W S12 NENW Lot 1

Remark: Domestic use is for 1 home.

95-9375

CAV OK LLC

212 IRONWOOD DR STE D214

COEUR D ALENE ID 83814

Point(s) of Diversion L1 (NENW) S12 T49N R04W KOOTENAI County

Source COEUR D ALENE LAKE--Tributary To SPOKANE RIVER

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

Total Diversion: 0.04 CFS

Date Filed: 12/11/2006

Place Of Use: DOMESTIC T49N R04W S12 NENW Lot 1

Remark: Domestic use is for 1 home.

95-9378

NORBERT S TWILLMAN

15143 S ASBURY RD

HARRISON ID 83833

Point(s) of Diversion L5 (SWNW) S6 T48N R03W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 04/01 To 10/31 0.06 CFS

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

Total Diversion: 0.1 CFS

Date Filed: 12/06/2006

Place Of Use: DOMESTIC T48N R03W S6 SWNW Lot 5

Place Of Use: IRRIGATION same as DOMESTIC

Number of Acres 2

Remark: Domestic use is for 1 home.

95-9379

KEITH SHANNON

PO BOX 309

HARRISON ID 83833

Point(s) of Diversion L3 (NENW) S31 T48N R03W KOOTENAI County

Source COEUR D ALENE RIVER--Tributary To COEUR D ALENE LAKE

Use: STOCKWATER 01/01 To 12/31 0.02 CFS

Use: DOMESTIC 01/01 To 12/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 1/01/2006

Place Of Use: DOMESTIC T48N R03W S31 NENW Lot 3

Place Of Use: STOCKWATER

T48N R03W S31 NENW Lot 3 NWNW Lot 4 SWNW Lot 4

Remark: Domestic use is for 2 homes.

Stockwater use is for 25 head of mixed stock.

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

**DEE DUQUETTE & GLENDA JEFFERSON
LEGAL NOTICE DEPARTMENT**

COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814

RE: Application for Permit No. 95-9364, 95-9374, 95-9375, 95-9378 and 95-9379

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

Dear Dee & Glenda:

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

Your help is always appreciated.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, January 23, 2007 3:04 PM
To: Legal Notices-CdA Press (E-mail); Legal Notices-CdA Press2 Glenda Jefferson (E-mail);
Legal Notices-CdA Press3 Dee Duquette (E-mail)
Subject: SECOND Legal Notice to publish on February 1 and 8, 2007

Good afternoon ladies,

THIS IS THE **SECOND OF TWO LEGAL NOTICES** FOR PUBLICATION ON FEBRUARY 1 AND 8, 2007.

[BOTH OF THE LEGAL NOTICES EACH WITH SEPARATE COVER LETTER, WILL BE FAXED IN THE NEXT FEW MINUTES.]

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

If for some reason you cannot publish the notice on the dates requested, please call me immediately at 762-2800. If you need to abbreviate County to CO., that's OK.

ALSO, PLEASE FAX A PROOF COPY TO ME - AT 762-2819 - BEFORE THE LEGAL NOTICE GOES TO PRESS.

Again, thanks for all your good help, and have a wonderful 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
1-23-07 CdA e-mai.



LegalNotice
1-23-07 CDA e-mai.



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

KEITH SHANNON
PO BOX 309
HARRISON ID 83833

RE: Application for Permit No 95-9379

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 Coeur d'Alene Press 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,

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



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

January 18, 2007

MARY TERRA-BERNS
IDAHO DEPARTMENT OF FISH AND GAME
2750 KATHLEEN AVE.
COEUR D'ALENE, ID 83815

FAXED TO MARY 1/18/07
7 pages total

Re: Water Permit Application No. 95-9379

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.

We are sending this to you for your comments, and would appreciate receiving your comments by no later than **February 16, 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



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

January 18, 2007

JAMES E. RISCH
Governor

KARL J. DREHER
Director

CARL WASHBURN
IDAHO DEPARTMENT OF LANDS
3706 INDUSTRIAL AVE S
COEUR D ALENE ID 83815

FAXED TO CARL 1/18/07
7 pages total

Re: Water Permit Application No. 95-9379

Dear Carl:

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 assume you will want to contact the applicant regarding an encroachment permit.

We are sending this to you for your comments, and would appreciate receiving your comments by no later than **February 16, 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



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

February 22, 2007

Keith Shannon
PO Box 309
Harrison, Idaho 83833

Re: Applications For Permit Numbers 95-9379 and 95-9364:

Dear Mr. Shannon:

Enclosed are two letters from the Idaho Department of Fish & Game regarding water right applications **95-9379** and **95-9364**, referencing installation of the diversion devices and screening requirements. The Department of Water Resources suggests you contact Fish & Game if you have any questions regarding their concerns.

Sincerely,

Keith E. Franklin
Senior Water Resources Agent

Enclosure

COPY



IDAHO DEPARTMENT OF FISH AND GAME

PANHANDLE REGION
2885 West Kathleen Avenue
Coeur d'Alene, Idaho 83815

C.L. "Butch" Otter / Governor
Cal Groen / Director

February 2, 2007

Mr. Keith Franklin
Idaho Department of Water Resources
Northern Region
1910 Northwest Blvd, S 210
Coeur d'Alene, ID 83814

*Go on
computer
2/22/07
↓*

RECEIVED
FEB 2 2007
IDWR/North

RECEIVED
FEB 20 2007
IDWR/North

Dear Keith:

REFERENCE: 95-9379; KEITH SHANNON

We have reviewed the application by Keith Shannon to place a water line and submersible pump into the Coeur d'Alene River for stock water and domestic use.

We have no objection to installation of the waterline; however, the application provided no details about the waterline installation. The waterline should be installed during low water. Line placement beneath the lake bed/river bed should occur during low water periods when underwater excavation is minimized. Dug materials should be sidecast to only one side and the bottom contour and substrate restored. Any unburied sections of the line should be anchored on the bottom to prevent it from floating and interfering with boat anchors or anglers' lines. The applicant should also provide a smooth cover for the pump to avoid interference with boat anchors or anglers' lines, or should consider placing the pump on land. The water intake should be screened to prevent entrainment or impingement of fish. The maximum screen mesh size should be 0.25 inches; intake approach velocities should not exceed 0.5 ft/second to prevent losses of juvenile fish.

The applicant should have an approved permit from Idaho Department of Lands prior to diverting any water.

Thank you for the opportunity to comment.

Sincerely,

Charles E. Corsi
Regional Supervisor

CEC:MTB:kh

C: Tracey Trent, IDFG Boise
Carl Washburn, IDL, CdA

File: IDWR Shannon 95-9379