

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 81-11983

Priority: February 16, 2006

Maximum Diversion Rate: 0.04 CFS

This is to certify, that LOWELL MEYER
PO BOX 1247
ASPEN CO 81612

has applied for a permit to appropriate water from:

Source: SPRING

Tributary: SINKS

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

LOCATION OF POINT OF DIVERSION:

SPRING L6 (SE¼ NW¼) Sec. 6, Twp 32N, Rge 05E, B.M. IDAHO County

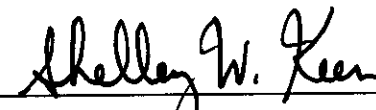
PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
32N 05E 6								X									
								L 6									

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **April 01, 2008**.
2. Subject to all prior water rights.
3. Domestic use is for 1 home.
4. The domestic use authorized under this right shall not exceed 13,000 gallons per day.
5. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
6. This right when combined with all other domestic rights shall provide no more than 13,000 gallons per day.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 4th day of April, 2007.


for DAVID R. TUTTILL, JR., Interim Director

RECEIVED

DEC 28 2006

FORM 202
12/99

Ident. No. 81-11983

72686 OF
STATE OF IDAHO
DEPT. OF WATER RESOURCES

RECEIVED

FEB 16 2006

DEPARTMENT OF WATER RESOURCES APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

878-926-7132 IDWR/North

1. Name of Applicant LOWELL MEYER Phone 970-925-9094
Mailing address PO Box 1247 Aspen Co. 81612 *per Lowell Meyer*
2. Source of water supply Spring which is a tributary of Sinks
3. Location of point of diversion is Township 32 N Range 5 EAST Sec. 6 in the NW 1/4,
SE 1/4, NW 1/4, Govt. Lot 6, B.M., Idaho County;

additional points of diversion if any:

4. Water will be used for the following purposes: Domestic USE: Supplemental watering of Plants + shrubs
less than 1/2 acre 11/14 12/31
Amount 0.04 for ✓ purposes from 11/14 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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.04 and/or (b) _____
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 3/4 Inch PLASTIC PIPE From Cistern
Spring flows into Cistern via a buried pipe - Per Lowell, MS
b. Height of storage dam None feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
c. Proposed well diameter is _____ 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? No; 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)

ALREADY IN
PLACE

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. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. _____
e. Other; describe fully. Domestic USE: Supplemental watering OF Plants +
shrubs less than 1/2 acre

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	
32N	SE	6								D									

Total number of acres to be irrigated less than 1/2 acre.

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

ALREADY HAVE WELL FOR INSIDE HOUSE USE

11. a. Who owns the property at the point of diversion? Lowell Meyer

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

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: I purchased property July 05. All work had been done by 1 of the prior owners!! THE purpose OF this application is to comply with the STATE OF Idaho Dept of water resources

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.

Lowell Meyer (owner)
Signature of Applicant (and title, if applicable)

Received by [Signature] Date 2/16/06 Time 1:26pm Preliminary check by [Signature] Date 2/16/06
Fee \$ 100.00 Receipted by [Signature] # NO 17374 Date 2/16/06
Publication prepared by [Signature] Date 11/18/06 Published in Idaho Free Press 11/15-22/06
Publication approved [Signature] Date 12/1/06

81-11983

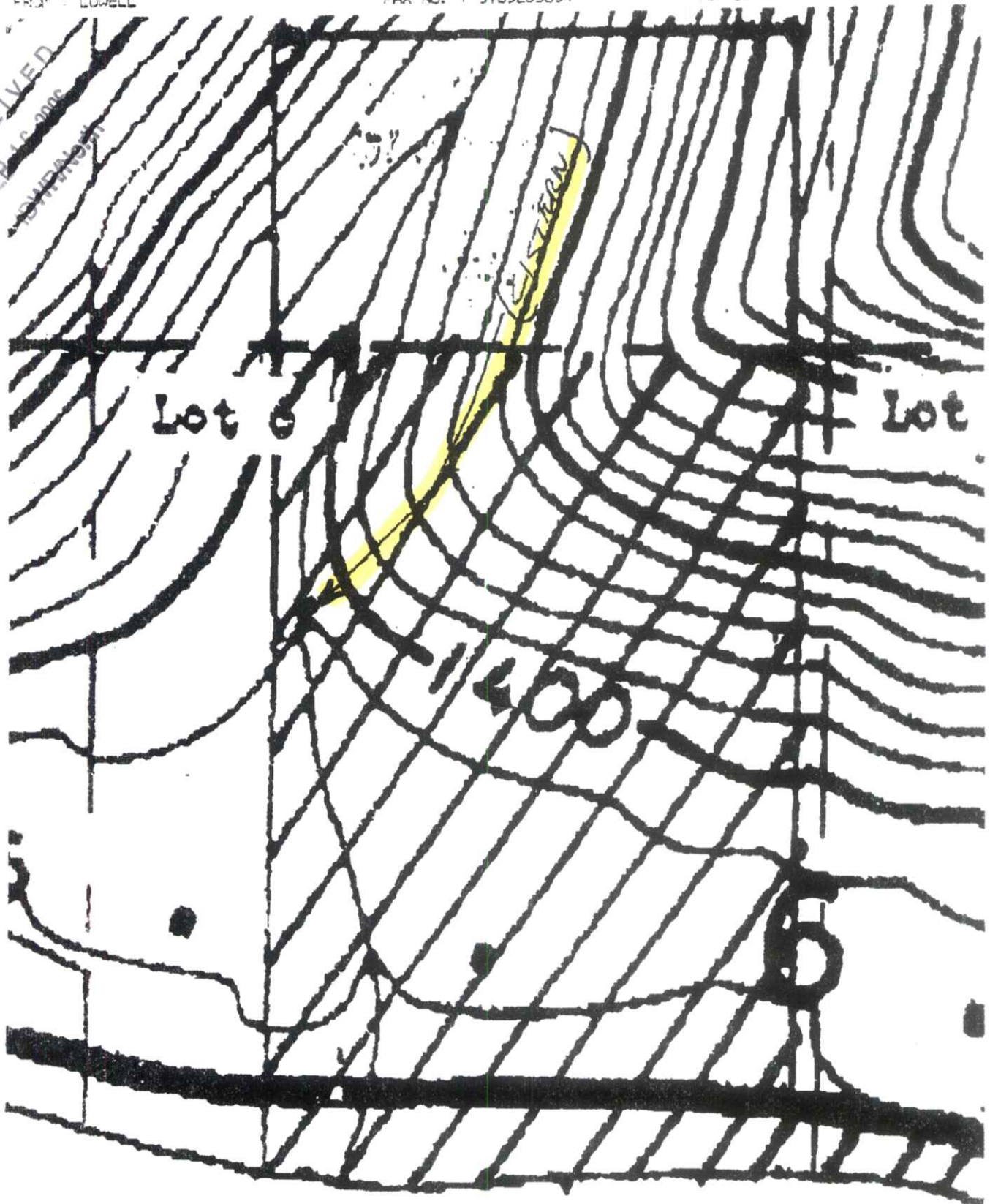


0.08 0 0.08 0.16 Miles

-  Idaho taxlots
-  GCDB32N05E GCDB
-  Application POD
-  Application POU
-  Pou.shp
-  Pod.shp
-  Administrative BasinsAdminbas.shp



RECEIVED
FEB 13 2006
10:44 AM
LOWELL

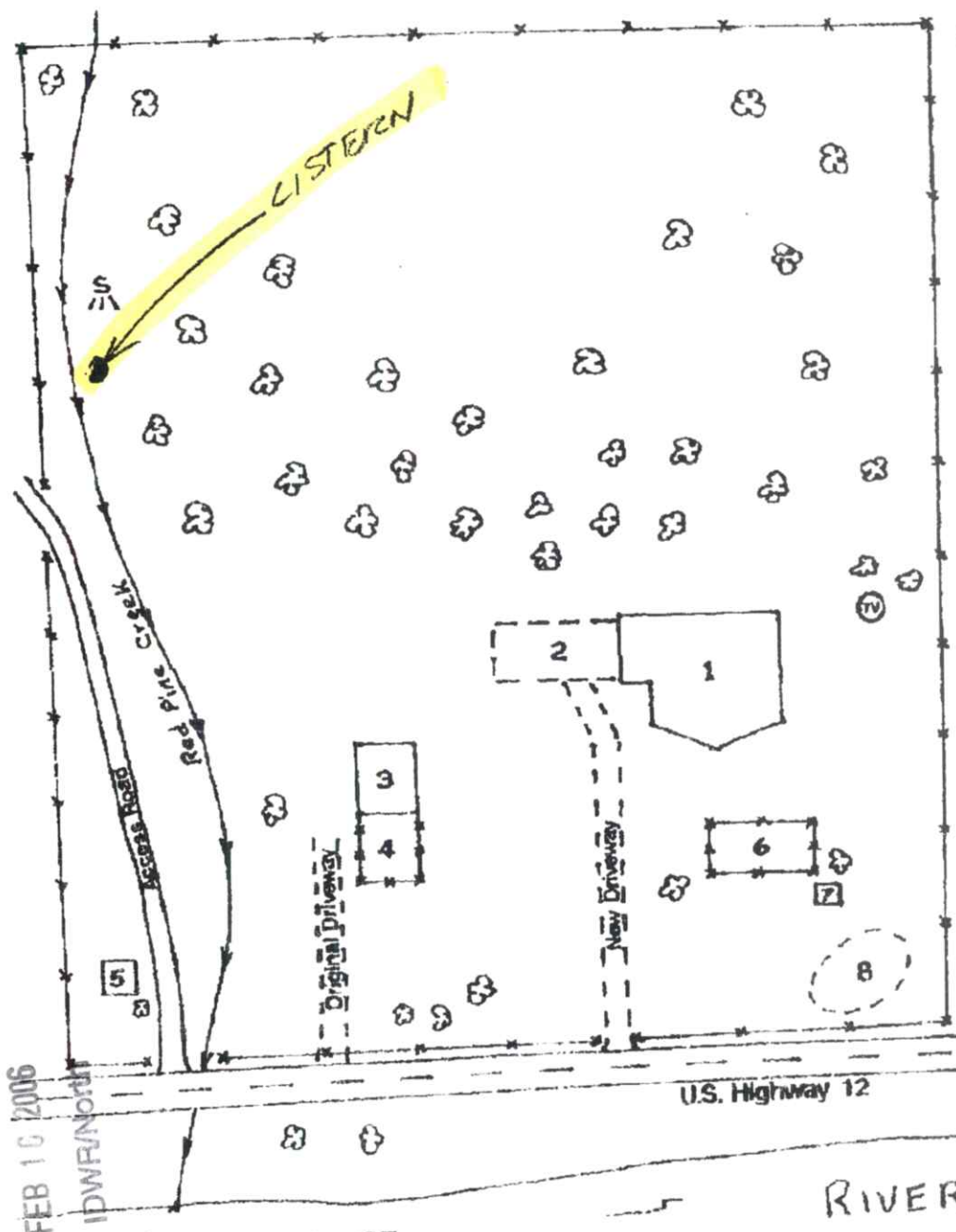


LOWELL

RECEIVED

FEB 10 2006

IDWF/Not



2360 - Wild Rivers Administration
 Tract 140 - James R. Stidham



LEGEND

- 1. House
- 2. Approved Garage Site
- 3. Dog Kennel
- 4. Dog Run
- 5. Barn
- 6. Fenced Orchard
- 7. Bird Hatching Coop
- 8. Approved Pond Site
- (TV) Satellite Dish
- *—* Fence
- S Spring
- + Trees

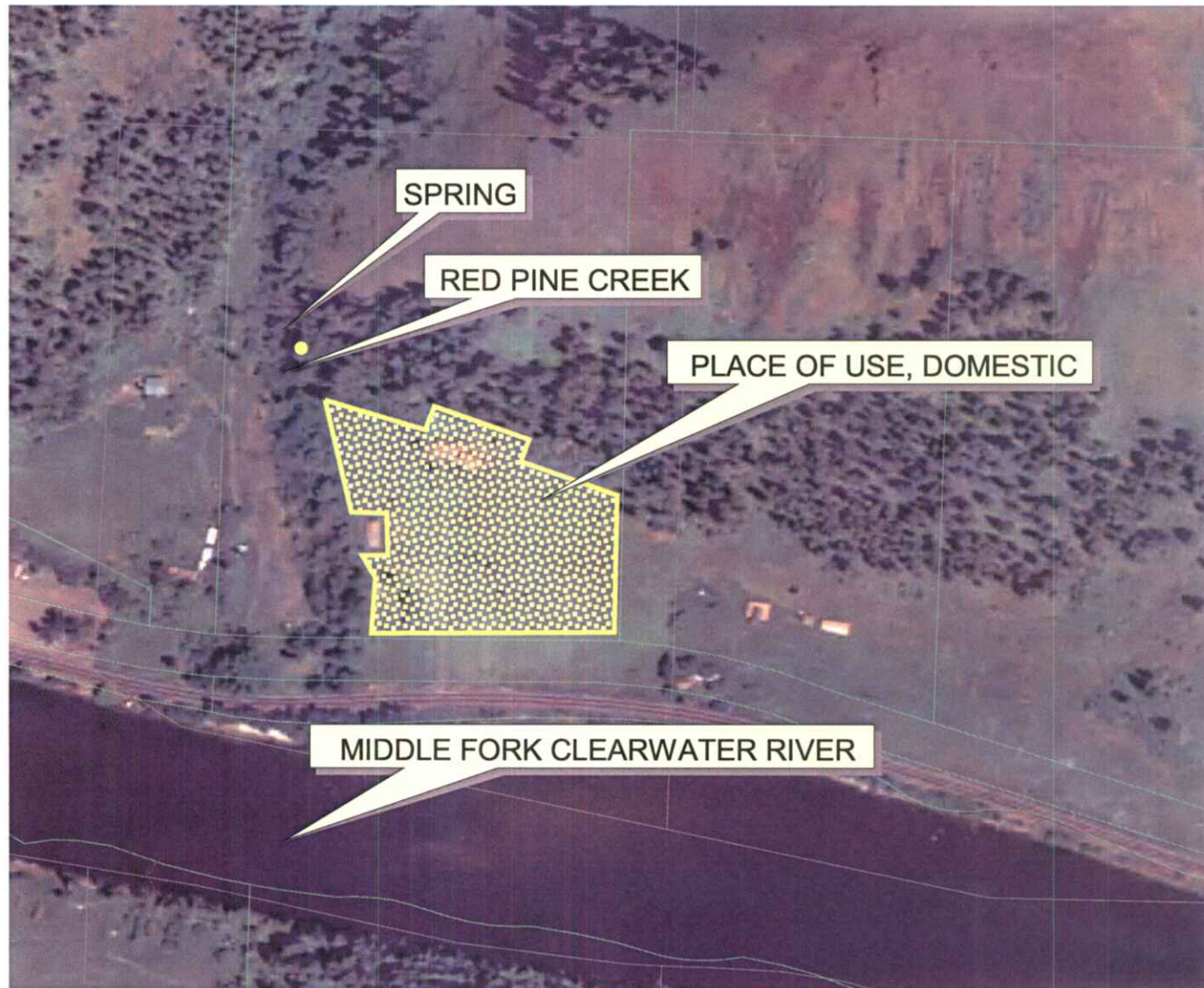
(not drawn to scale)

GA 3/20/92

U.S. Highway 12

RIVER

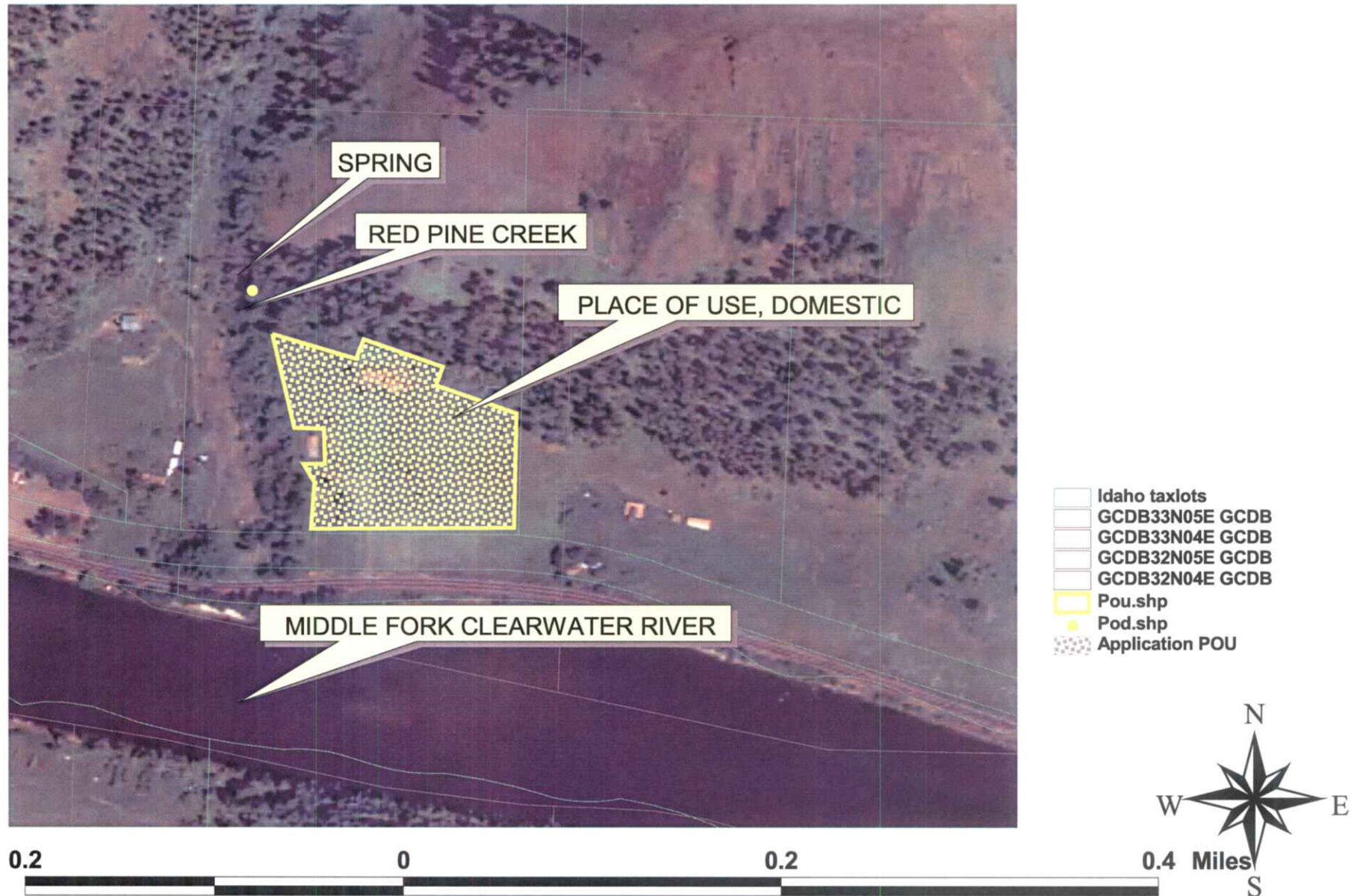
LOWELL MEYER



- Idaho taxlots
- GCDB33N05E GCDB
- GCDB33N04E GCDB
- GCDB32N05E GCDB
- GCDB32N04E GCDB
- Pou.shp
- Pod.shp
- Application POU



LOWELL MEYER



LOWELL MEYER



- Idaho taxlots
- GCDB33N05E GCDB
- GCDB33N04E GCDB
- GCDB32N05E GCDB
- GCDB32N04E GCDB
- Pou.shp
- Pod.shp
- Application POU



0.1 0 0.1 0.2 Miles

**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

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

April 9, 2007

LOWELL MEYER
PO BOX 1247
ASPEN CO 81612

RE: Permit No. 81-11983

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.

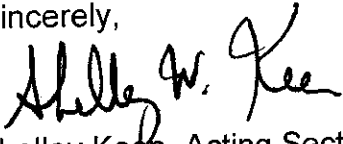
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should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

Shelley Keen, Acting Section Manager
Water Right Permits Section

Enclosure(s)

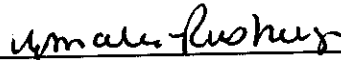
CERTIFICATE OF SERVICE

I hereby certify that on April 9, 2007 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

81-11983

**LOWELL MEYER
PO BOX 1247
ASPEN CO 81612**

A handwritten signature in cursive script, reading "Emalee Rushing", is written over 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: April 03, 2007
To: Water Right File 81-11983
From: eretelle
Re: permit review

No WD
Wild & scenic area - spreadsheet and ad ok
De minimus domestic use

No protests
No PoD overlap
PoU overlap with groundwater 81-7057

Recommend approval as suggested by IDWR Northern.

RECEIVED

DEC 01 2006

IDWR/North

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

81-11983

LOWELL MEYER
PO BOX 1247
ASPEN CO 81612
Point(s) of Diversion L6 (NWSNW)
S6 T32N R05E IDAHO County
Source SPRING - Tributary To SINKS
Use: DOMESTIC 01/01 To 12/31
0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 02/16/2006
Place Of Use: DOMESTIC
T32N R05E S6 SENW Lot 6
Remark: Domestic use is for one home.
This application proposes the diversion and use of water tributary to a federally designated Wild and Scenic river. The decreed minimum stream flow rights for the federal Wild and Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provisions because it is for domestic purposes.

81-11987

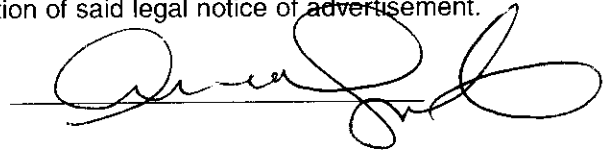
UNITED STATES OF AMERICA ACTING THROUGH USDA FOREST SERVICE
NEZ PERCE NATIONAL FOREST
1005 HWY 13
GRANGEVILLE ID 83530
Point(s) of Diversion L4 (SWSE) S23
T32N R07E IDAHO County
Source GROUND WATER
Use: DOMESTIC 01/01 To 12/31
0.07 CFS
Total Diversion: 0.07 CFS
Date Filed: 10/10/2006
Place Of Use: DOMESTIC
T32N R07E S22 NWNE Lot 2
Remark: Domestic use is for a public campground.
This application proposes the diversion and use of water tributary to a federally designated Wild and Scenic River. The decreed minimum stream flow rights for the federal Wild and Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.
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 12/04/2006. The protestant must also send a copy of the protest to the applicant.
KARL J DREHER, Director Published
Nov. 15 & 22, 2006

N15-22

AFFIDAVIT OF PUBLICATION

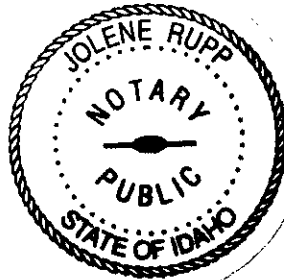
STATE OF IDAHO
County of Idaho - ss.

Andrew J. McNab, being first duly sworn, says he is the Publisher of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho County, State of Idaho, and is of general circulation in said county and state, that the said legal notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 15th day of November, 2006; and the last publication on the 22nd day of November, 2006; and that the said legal notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the publication of said legal notice of advertisement.



STATE OF IDAHO)
COUNTY OF IDAHO)

On this 22nd day of November in the year of 2006, before me a Notary Public personally appeared Andrew J. McNab, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.




Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 1-29-07

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

81-11983

LOWELL MEYER

PO BOX 1247

ASPEN CO 81612

Point(s) of Diversion L6 (NWSENW) S6 T32N R05E IDAHO County

Source SPRING - Tributary To SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 02/16/2006

Place Of Use: DOMESTIC

T32N R05E S6 SENW Lot 6

Remark: Domestic use is for one home.

This application proposes the diversion and use of water tributary to a federally designated Wild and Scenic river. The decreed minimum stream flow rights for the federal Wild and Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provisions because it is for domestic purposes.

81-11987

UNITED STATES OF AMERICA ACTING THROUGH

USDA FOREST SERVICE

NEZ PERCE NATIONAL FOREST

1005 HWY 13

GRANGEVILLE ID 83530

Point(s) of Diversion L4 (SWSE) S23 T32N R07E IDAHO County

Source GROUND WATER

Use: DOMESTIC 01/01 To 12/31 0.07 CFS

Total Diversion: 0.07 CFS

Date Filed: 10/10/2006

Place Of Use: DOMESTIC

T32N R07E S22 NWNE Lot 2

Remark: Domestic use is for a public campground.

This application proposes the diversion and use of water tributary to a federally designated Wild and Scenic River. The decreed minimum stream flow rights for the federal Wild and Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

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 12/04/2006.

The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published Nov. 15 & 22, 2006

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

81-11983

LOWELL MEYER

PO BOX 1247

ASPEN CO 81612

Point(s) of Diversion L6 (NWSENW)

S6 T32N R05E IDAHO County

Source SPRING - Tributary To

SINKS

Use: DOMESTIC 01/01 To 12/31 -

0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 02/16/2006

Place Of Use: DOMESTIC

T32N R05E S6 SENW Lot 6

Remark: Domestic use is for one home.

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81-11987

UNITED STATES OF AMERICA

ACTING THROUGH

USDA FOREST SERVICE

NEZ PERCE NATIONAL FOREST

1005 HWY 13

GRANGEVILLE ID 83530

Point(s) of Diversion L4 (SWSE) S23

T32N R07E IDAHO County

Source GROUND WATER

Use: DOMESTIC 01/01 To 12/31 -

0.07 CFS

Total Diversion: 0.07 CFS

Date Filed: 10/10/2006

Place Of Use: DOMESTIC

T32N R07E S22 NWNE Lot 2

Remark: Domestic use is for a public campground.

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KARL J DREHER, Director

Published Nov. 15 & 22, 2006



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

JAMES E. RISCH
Governor

KARL J. DREHER
Director

November 07, 2006

NONA DONALDSON
LEGAL NOTICE DEPARTMENT
IDAHO COUNTY FREE PRESS
PO BOX 690
GRANGEVILLE ID 83530

e-mail to ndonaldson@eaglenewspapers.com

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

RE: Application for Permit No. 81-11983 and 81-11987

Dear Nona:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, November 15 and 22, 2006, (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 12/04/2006. Your cooperation is always GREATLY appreciated.

It's a pleasure to work with you. Thanks.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, November 08, 2006 2:37 PM
To: Legal Notices-ID CO Free Press (E-mail)
Subject: Legal notice for publication on November 15 and 22, 2006

Good afternoon, Nona,

It has turned out to be a beautiful day here in Coeur d'Alene, and I trust you are having one also.

Attached you will find our cover letter requesting publication on 11/15 and 11/22/06 of the attached legal notice.

Also attached is the legal notice in 2 formats - use the one that fits best.

If you have ANY questions, please call me at 208-762-2800. Also, as usual, please fax a proof copy to me prior to publication so I can make sure I haven't missed something.

Thanks for all your help. It's **always** a pleasure to work with you.

"Work like you don't need the money, love like you've never been hurt, and dance like you do when nobody's watching."

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
11-08-06 IC e-mail..



LegalNotice
11-08-06 IC e-mail..



LegalNotice
11-08-06 IC e-mail..



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

November 07, 2006

LOWELL MEYER
PO BOX 1247
ASPEN CO 81612

RE: Application for Permit No 81-11983

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 Idaho County Free Press on November 15 and 22, 2006. 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. N017374

This application proposes the diversion and use of water tributary to a federally designated Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provisions because it is for domestic purposes.



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

October 16, 2006

RAY HENNEKEY
IDAHO DEPARTMENT OF FISH & GAME
3316 16TH STREET
LEWISTON, ID 83501

FAXED TO RAY 10/16/06
8 pages total

Re: Water Permit Application No. 81-11983

Dear Ray:

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 **November 24, 2006**. 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, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 **Fax (208) 769-1454**

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 12, 2006

Lowell Meyer
PO Box 1247
Aspen, CO 81612

Re: Application For Permit To Appropriate The Public Waters Of The State Of Idaho.

Dear Mr. Meyer:

The Idaho State Department of Water Resources is in receipt of your Application For Permit to appropriate the public waters of the State of Idaho.

Since your project is located within the Clearwater River basin, please be advised the Clearwater is a jeopardy basin for the Endangered Species Act (ESA) listed fish species and each application must undergo close scrutiny to ensure the Department is not negatively impacting those species.

The Department of Water Resources is currently initiating a process to closely review each permit application within these sensitive areas, which we anticipate will exceed the normal time by which most applications are processed.

If you have any questions, feel free to contact me at this office.

Sincerely,

Keith E. Franklin
Water Resources Agent

C O P Y



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615
Phone: (208) 769-1450 Fax: (208) 769-1454 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 22, 2006

RAY HENNEKEY
IDAHO DEPARTMENT OF FISH & GAME
1540 WARNER
LEWISTON, ID 83501

FAXED TO RAY 2/22/06
8 paged total

Re: Water Permit Application No. 81-11983 – Lowell Meyer

Dear Ray:

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 **March 3, 2006**. 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 769-1454, or by e-mail to Dianne.Ball@idwr.idaho.gov.

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

Sincerely,

Dianne Ball
Administrative Assistant

RECEIVED

FEB 16 2006

IDWR/North

442458

WARRANTY DEED

STATE of IDAHO	
County of Idaho	
Recorded at request of	
INLAND TITLE CO.	
at 9:30 A.M.	on 7-6-05
ROSE E. GEHRING	
By <i>[Signature]</i>	Recorder
Fee \$ 6.	Deputy
<i>m/ph</i>	

For Value Received **JAY STANLEY BENEDICT and BRENDA K. BENEDICT, husband and wife**, Hereinafter called the Grantors, hereby grant, bargain, sell and convey unto

LOWELL MEYER and ELEANOR MEYER, husband and wife, whose current address is: P O BOX 1247, ASPEN, CO 81612, Hereinafter called the Grantees, the following described premises situated in IDAHO County, Idaho, to-wit:

Township 32 North, Range 5 East, Boise Meridian, Idaho County, Idaho,
 Section 6: SE¼ and the E½SW¼ of Government Lot 3, E½ and the E½W½ of Government Lot 6,
 Government Lot 7 LESS: A tract of land located in said Government Lots 6 and 7, sometimes
 referred to as Idaho County Assessor's Tax Numbers 74 and 75, described as follows:
 BEGINNING on the lot line between Government Lots 7 and 8, 20 chains West of the East ¼
 corner of said Section 6;
 Thence North 20 chains along the subdivision line between Government Lots 7 and 8 to the
 Northeast corner of Government Lot 7;
 Thence West 20.9 chains along the subdivision line between Government Lots 2, 3, 6 and 7 to
 the Northwest corner of tract;
 Thence South 17.67 chains to the fence along the highway right-of-way;
 Thence along said fence line in a Southeasterly direction approximately South 75° East, 21.79
 chains to the subdivision line between Government Lots 7 and 8;
 Thence North 3.01 chains along the subdivision line between Government Lots 7 and 8 to the
 POINT OF BEGINNING.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: July 1, 2005

Jay Stanley Benedict by *JASON S. BENEDICT*, AIF
 JAY STANLEY BENEDICT, By JASON STAN BENEDICT, Attorney in fact

Brenda K. Benedict by *JASON S. BENEDICT*, AIF
 BRENDA K. BENEDICT, By JASON STAN BENEDICT, Attorney in fact

Warranty Deed Notary to Follow

(W. anty Deed Notary for Benedict to Meyer)

State of IDAHO)
County of JEFFERSON) ss

On this 1st day of July, 2005, before me, a Notary for the said County and State, personally appeared **JASON STAN BENEDICT**, know or identified to me to be the person whose name is subscribed to the within instrument as attorney-in-fact of **JAY STANLEY BENEDICT and BRENDA K. BENEDICT**, and acknowledged to me that he subscribed the names of **JAY STANLEY BENEDICT and BRENDA K. BENEDICT** thereto as principal and his own name as attorney-in-fact.

Notary Public State of Idaho: [Signature]

Residing at: PIGAY

Commission Expires: 4-11-09

