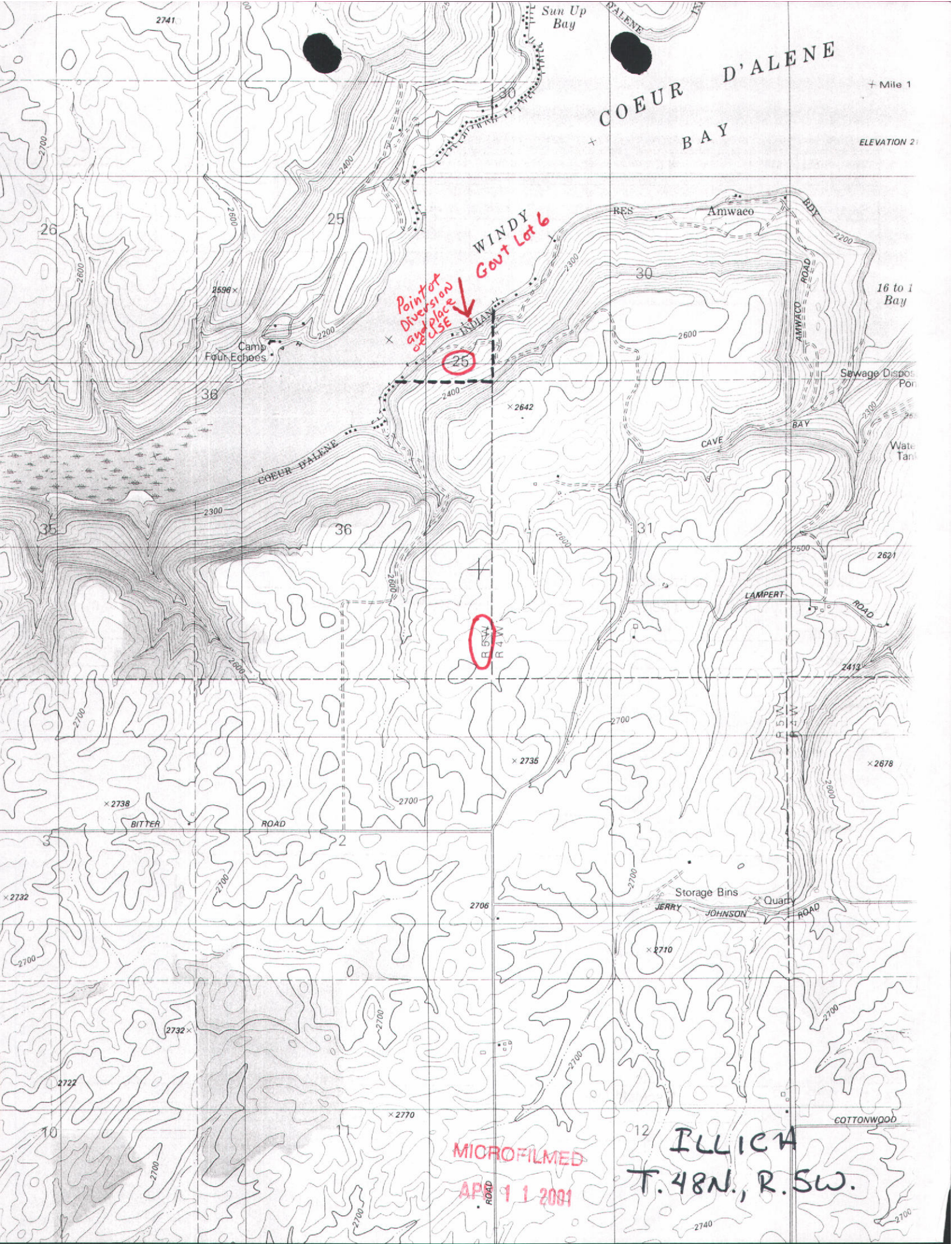




COEUR D'ALENE
BAY

1 Mile
ELEVATION 21

WINDY
Govt Lot 6

Point of
Diversion
and place
of use

25

R 5W
R 4W

ILLICU
T. 48N., R. 5W.

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APR 11 2001

ELEVATION 2

Point of
Diversion
and place
USE

Camp
Four Echoes

16 to 1
Bay

Sewage Disposal

Water
Tar.

LAMPERT

413

× 2678

x 2738

BITTER

ROAD

Storage Bins

JERRY JOHNSON

COTTONWOOD

MICROFILMED

JUN 16 2004

ILLICH

T. 48N., R. 5W.



PO



Pump



PV

95-09033

MICROFILMED
JUN 16 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED

JAN 21 2003

Department of Water Resources

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 95-09033 Telephone No. 509-448-2212
2. Name of Permit Holder(s): THOMAS J. ILLICH
3. Mailing Address: 1306 E. BLACKWOOD LANE
City SPOKANE State WA Zip 99223-6399
4. Source of Water: COEUR D'ALENE LAKE If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____
Well Driller: _____ Drilling Permit Number: _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 1 Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.04 cfs OR _____ acre-feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is **not** optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
Measuring Device: Is a measuring device required? Yes _____ or No X
Has the measuring device been installed? Yes _____ or No _____
8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: THOMAS J. ILLICH Telephone Number: 509-448-2212
Address: 1306 E. BLACKWOOD LANE, SPOKANE, WA 99223-6399
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder:

Thomas J. Illich
(include your title, if on behalf of company or organization)

Date:

1/16/03

MICROFILMED

MAR 20 2003

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-09033

Priority: September 30, 1999

Maximum Diversion Rate:

0.04 CFS

This is to certify, that THOMAS J ILLICH

1306 E BLACKWOOD LN

SPOKANE WA 99223-6399

has applied for a permit to appropriate water from:

COEUR D ALENE LAKE

tributary of SPOKANE RIVER

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 6 (SESE), Sec. 25, Township 48N, Range 05W
KOOTENAI County

PLACE OF USE: DOMESTIC

TWN RGE SEC

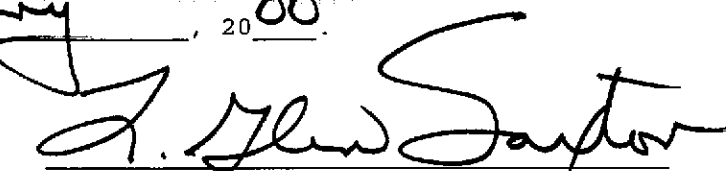
48N 05W 25 Lot 6 (SESE)

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before March 1, 2003.
2. Subject to all prior water rights.
3. 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 permit holder had no control.
4. The issuance of this right does not grant any right-of-way or easement across the land of another.
5. Domestic use is for 1 home.

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

25th day of February, 2000.


for Karl J. Dreher, Director

MICROFILMED

SEP 11 2000

RECEIVED

FEB 16 2000

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Thomas J. Illich Phone 509-999-3339 - WORK
Mailing address 1306 E. Blackwood Lane, Spokane, WA 99223-6399
2. Source of water supply Lake Coeur d'Alene which is a tributary of Spokane River
3. Location of point of diversion is Township 48N Range 5W Sec. 25, in the SE 1/4, SE 1/4, Govt. Lot 6, B.M., Kootenai County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 cfs for Domestic use purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ 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 1 1/2 hp submersible pump
b. Height of storage dam _____ 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? _____
e. If well is already drilled, when? _____; 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 3 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. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. 1 house hold
e. Other; describe fully. _____

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APR 11 2001

a. If water is for irrigation, indicate acreage in each subarea.

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																																																
48N	5W	25																																																

10. Describe any other water rights used for the same purposes as described above.

Thomas J. Ilich

Thomas J. Illio

၂၆၂၂

BE IT KNOWN that the undersigned hereof, of the State of Idaho as herein set forth,

place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

Thomas J. Hall

Fee \$ 50.00

①

00 7111

3/78/25

9/30/99

1128/00

2/LE+OC/1

ELEVATION 2:

WINDY
Govt Lot 6

Point of
diversion
and place
of use

16 to 1
Bay

Sewage Dispo.
Pol

Walt
Tara

LAMPERT

Quản

JOHNSTON



ROAD

ROAD

COTTONWOOD

MICROFILM

12 ILLICW
T. 48N., R. 5W.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 01 2004
DEPARTMENT OF
WATER RESOURCES

A. GENERAL INFORMATION

Permit No. 95-09033

1. Owner: Thomas J. Illich Phone No. (509) 448-2212

Current Address: 1306 E. Blackwood Lane, Spokane WA 99223-6399

2. Accompanied by: Thomas Illich EXAM DATE: 9-19-03

Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: Coeur D'Alene Lake tributary to Spokane River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	46		SE	SE	25	48N	05W	Kootenai	USGS 7.5 min Quad

2. Place(s) of Use:

Indicate Method of Determination

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	05W	25																D	
																		46	

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JUN 15 2004

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

MICROFILMED
JUN 16 2004

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

5 gal bucket 5 gal in 17 sec = 17.6 gpm

$$17.6 \times 1.133681 = 19.95 = 20 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{ir} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{dr} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

$$V = \text{Smaller of } V_{ir} \text{ and } V_{dr} =$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Domestic

Period of Use
From 01-01 To 12-31

Rate of Diversion
Q (cfs) 1.04

Annual Volume
V (ata) 1.2

2. Recommended Amendments

☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

☐ Add P.D. as reflected above
☐ Add P.U. as reflected above
☐ None
☐ Other

I. AUTHENTICATION

Field Examiner's Name

Wagner & Ballew
Date 10-1-03

Date

Reviewer

SEAL

MICROFILMED

COEUR D'ALENE
BAY

+ Mile 1

ELEVATION 2

WINDY
GOLF Lot 6

Point of
Division
place
HOUSE

25

16 to 1
Bay

Sewage Dispo.
Por

Water
Tan

95-09033

MICROFILMED

ILLICW

T. 48N., R. 5W.



PO

Pump

PV

95-09033

MICROFILMED
JUN 9 6 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 23, 2003

THOMAS J ILLICH
1306 E BLACKWOOD LANE
SPOKANE WA 99223-6399

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-09033

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions, please contact the **Northern** Regional Office of the department in Coeur d'Alene (208) 769-1450.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office (w/encl.)

MICROFILMED

MAR 20 2003

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 95-9033

Reviewed By: dgibson

Date: January 22, 2003

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?		X
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		C066952	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		01/21/2003
Date proof due	-	03/01/2003
Lapse notice sent	-	
No. of days late	=	0
Holiday allowance	+	
Priority date	+	09/30/1999
New priority date	=	09/30/1999

Deficiencies of Actions Items

Acknowledge proof.

MICHOI KIMBE
JAN 23 2003

December 31, 2002

THOMAS J ILLICH
1306 E BLACKWOOD LN
SPOKANE, WA 99223-6399

PROOF DUE NOTICE

RE: PERMIT NO. 95-9033

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before March 01, 2003. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

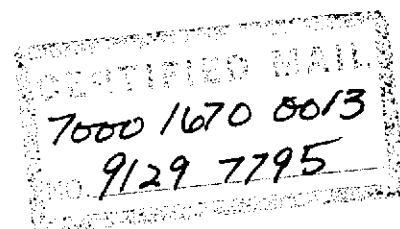
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

Sincerely,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures

MICROFILM
MET 10 200





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 28, 2000

THOMAS J ILLICH
1306 E BLACKWOOD LN
SPOKANE WA 99223-6399

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-09033

Dear Permit Holder:

The Department of Water Resources (IDWR) 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 IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief 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.

If you have any questions, please call me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

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APR 11 2001

CERTIFICATE OF MAILING

I hereby certify that on the 28th day of February, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 95-09033

THOMAS J ILLICH
1306 E BLACKWOOD LN
SPOKANE WA 99223-6399


Kari Lynn Townsend
Secretary

MICROFILMED

APR 11 2001

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief 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 the order. 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED

APR 11 2000

CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department 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 Department 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.

Reviewed by Sharla Curtis on 2/18/00

AREA OF CONCERN: No/Yes Moratorium GWMA TRUST/NON-TRUST

SURFACE WATER: (✓Flow Chart)

- Yes/No Response No Objection

In/Above MSF - WB9
 PLANNING SECTION REVIEW/RESPONSE _____
 In-stream development - P52
 WD - R04 (WD# _____)
 ≤ 0.20 cfs/others - 01H(P01), 01P or No MD
 > 0.20 cfs - 01J(P08)

RIVER BASINS: (SW special considerations)

Snake R (01) - W22(P04), N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - 047(P04) (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USÈS:

POWER - 17H-17K (+uses)-08A-025(P18)-01N-081(P10)

MUNICIPAL

Restricted area - 022,075

Irr., GW supp to SW - 102

DOMESTIC

Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)

>1 in restricted area - 070-071-075(no parks/common areas, etc)

Irr use listed separate - WB5

Moratorium approvable - W03 (2500 gpd - meets domestic definition
i.e. D/convenience store)

BENEFICIAL USE DUE: 3 / 01 / 2003

- Protested - 020-W19
 Development Period
 ≤ 1 yr - P16
 > 1 yr - 26A(P17)
 Ownership - 004
 Non-consumptive - 027
 Water Quality - 081-R07

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON - (Per updated map)

OTHER CONDITIONS/REMARKS

COMMENTS

RECEIVED

FEB 16 2000

 ID DEPARTMENT OF WATER RESOURCES
 APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

FEB 16 2000

WR/
WRA
BCA

Department of Water Resources

APPLICATION # 95-09033

Department of Water Resources

INITIAL REVIEW

APPLICANT:

ILLICH

BY:

JS

DATE:

11/9/99

ITEM REQUIRED INFORMATION

1. (X) Name and Address
2. (X) Source
3. (X) Point of Diversion & County
4. (X) Quantity
 - (X) Nature of Proposed Use
 - (X) Period of Use
5. (X) Total Quantity
6. (X) Description of diverting works
7. (X) Time required for b/u
8. (X) Proposed use
9. (X) Place of use or acres irrigated
10. (X) Other water Rights
11. (X) Ownership
12. (X) Map
 - (X) Signature
 - (X) Fee (Amt, receipt, acknowledgement)

*** Send info sheet Y() N()

ADDITIONAL INFORMATION

(Yes) (No)

- ☒ Field check: by _____
☒ Field report attached
☒ Analysis Supp. attached (>5cfs/500af)
☒ Water delivered by water master?
 Water District # _____

GROUNDWATER SECTION

WD Permit No.'s:	TAG #	Type:	Fees	Receipt No.	Upgrade Needed?
<u>7</u>		Dom. Non-Dom.	Paid \$		Y () N ()
		Dom. Non-Dom.	Paid \$		Y () N ()
		Dom. Non-Dom.	Paid \$		Y () N ()

- ☒ Groundwater management area
☒ Critical ground water area
☒ Well Drilling Permit required
☒ Well Drilling Application and Fees received
☒ Well Drilling Application approved?

Remarks: _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes) (No)

- ☒ Notice of pending void order issued. Final order response date: ____/____/____
☒ Further information required from applicant
☒ Affidavit of publication received
☒ Application published correctly. If not, record action taken: paper left "LAKE" 1/28/00
☒ Publication dates and paper recorded on application | Sr. Agent initial JS
☒ Protests received, Final protest date: 12/1/99
☒ Measuring device required
☒ Measuring port required
☒ Special conditions:
☒ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by:

JSB

Date:

2/9/00

Memorandum

Date: February 14, 2000

To: File 95-09033

From: Al Beardslee

RE: Surface water approval from Idaho Fish and Game Dept.

~~~~~  
**Mr. Chip Corsi, of Idaho Department of Fish and Game, Coeur d'Alene office, was contacted prior to regional approval of this filing. After reviewing the Application for Permit with Mr. Corsi, he had no problem with it's approval.**

MICROFILMED

JUN 14 2000

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,  
County of Kootenai, } ss.

*Stacie Walker*

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 *Thursday* issue of said newspaper for *2* consecutive *weeks* commencing on the *20* day of *January*, *2000*, and ending on the *27* day of *January*, *2000*, 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.

*Stacie Walker*

Subscribed and sworn to before me this *27* day of *January*, *2000*.

*Regina Mason*

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

## NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 95-09033 in the name of THOMAS J. ILLICH, 1306 E BLACKWOOD LANE, SPOKANE, WA 99223-6399, was incorrectly advertised on DECEMBER 16 and 23, 1999.

The SOURCE was incorrectly advertised as COEUR D ALENE, tributary to Spokane River, whereas correctly it should read COEUR D ALENE LAKE, tributary to Spokane River.

(For additional information concerning the property location, call the Northern Regional Office at 769-1450.)

Any protests against the approval of the above-referenced correction must be filed with the applicant and with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before February 7, 2000.

KARL J. DREHER, Dir.

Legal 429  
January 20, 27, 2000

RECEIVED

JAN 28 2000

IDWR/North

MY COMMISSION EXPIRES 6/18/03 APR 11 2001



**COEUR D'ALENE  
PRESS**

P.O. BOX 7000

PHONE 664-8176

COEUR D'ALENE, IDAHO 83816-1929

State of Idaho  
Dept of Water Resources - Northern Region  
Ste No 210  
1910 Northwest Blvd  
Cda, ID 83814-2615

[illegible]

January 12, 1999

Stacie Walker  
Legal Notices Department  
Coeur d'Alene Press  
Second and Lakeside  
Coeur d Alene ID 83814

Re: Notice of Correction - Water Right No. 95-09033 - ILLICH

Dear Stacie:

Enclosed you will find a legal Notice of Correction that we discussed on January 7th. This was incorrectly advertised both under the original submission as well as under the notice of correction which ran under Legal No. 300.

We are re-submitting this under a new Notice of Correction, which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

Please send the Affidavit of Publication, to this office before February 7, 2000.

**PLEASE NOTE, THERE SHOULD BE NO CHARGE FOR THIS PUBLICATION BECAUSE IT WAS CORRECT AS SUBMITTED FOR THE ORIGINAL PUBLICATION, AND THE PREVIOUS NOTICE OF CORRECTION WAS ALSO CORRECT AS SUBMITTED.**

Thank you.

Sincerely,

Dianne Ball  
Administrative Assistant

Enclosure

MICROFILMED

APR 14 2000

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 95-09033 in the name of THOMAS J. ILLICH, 1306 E BLACKWOOD LANE, SPOKANE, WA 99223-6399, was incorrectly advertised on DECEMBER 16 and 23, 1999.

The SOURCE was incorrectly advertised as COEUR D ALENE, tributary to Spokane River, whereas correctly it should read COEUR D ALENE LAKE, tributary to Spokane River.

(For additional information concerning the property location, call the Northern Regional Office at 769-1450.)

Any protests against the approval of the above-referenced correction must be filed with the applicant and with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before February 7, 2000.

KARL J. DREHER, Dir.

Published in the Coeur d'Alene Press on January 20 and 27, 2000.

MICROFILMED  
JAN 14 2000



P.O. BOX 7000

**PHONE 664-8176**

COEUR D'ALENE, IDAHO 83816-1929

St. of IDAHO. Dept of Water Resources  
Northern Region Ste. No 210  
1910 NW Blvd  
Cda, ID 83814 - 2615

**PLEASE ENCLOSE THIS BILL WITH  
YOUR REMITTANCE**

[illegible]

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }  
County of Kootenai, } ss.

STACIE WALKER

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 THURSDAY  
issue of said newspaper for 2 consecutive WEEKS  
commencing on the 16 day of DECEMBER, 1999, and  
ending on the 23 day of DECEMBER, 1999, 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.

Stacie Walker

Subscribed and sworn to before me this 23 day of DECEMBER  
1999

Regina Mason

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

**NOTICE OF CORRECTION**  
NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 95-09033 in the name of THOMAS J. ILLICH, 1306 E BLACKWOOD LANE, SPOKANE WA 99223-6399, was incorrectly advertised on NOVEMBER 18 AND 25, 1999.

The SOURCE was incorrectly advertised as COEUR D'ALENE, tributary to Spokane River, whereas correctly it should read COEUR D'ALENE, tributary to Spokane River.

(For additional information concerning the property location, call the Northern Regional Office at 769-1450.)

Any protests against the approval of the above-referenced correction must be filed with the applicant and with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before January 3, 2000.

KARL J. DREHER, Dir.

Legal 300  
December 16, 23, 1999

RECEIVED  
JAN 07 2000  
IDWR/North

MICROFILMED

APR 11 2001

MY COMMISSION EXPIRES 6/18/03

December 8, 1999

Coeur d Alene Press  
LEGAL NOTICES DEPARTMENT  
Second and Lakeside  
Coeur d Alene ID 83814

Re: Notice of Correction - Water Right No. 95-09033 - ILLICH

Gentlemen:

Enclosed you will find a legal Notice of Correction which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

Please send the Affidavit of Publication to this office before January 3, 2000.

PLEASE NOTE, THERE SHOULD BE NO CHARGE FOR THIS PUBLICATION BECAUSE IT WAS CORRECT AS SUBMITTED FOR THE ORIGINAL PUBLICATION.

Thank you.

Sincerely,

Dianne Ball  
Administrative Assistant

Enclosure

MICROFILMED

APR 11 2001

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 95-09033 in the name of THOMAS J. ILLICH, 1306 E BLACKWOOD LANE, SPOKANE WA 99223-6399, was incorrectly advertised on <sup>DEC 16 and 23</sup> ~~NOVEMBER 18 AND 25, 1999.~~

The SOURCE was incorrectly advertised as COEUR D ALENE, tributary to Spokane River, whereas correctly it should read COEUR D ALENE LAKE, tributary to Spokane River.

(For additional information concerning the property location, call the Northern Regional Office at 769-1450.)

Any protests against the approval of the above-referenced correction must be filed with the applicant and with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before January 3, 2000.

KARL J. DREHER, Dir.

Published in the Coeur d'Alene Press on ~~12/16 and 23/1999.~~

*Jan/20 and 27/2000*

*1/1/00  
Press made  
same mistake  
again.  
Redundant  
again. J*

RECORDED

APR 11 2001

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.  
County of Kootenai.

*STATE WAKER*

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 *THURSDAY* issue of said newspaper for *2* consecutive *weeks* commencing on the *18* day of *November* 19*99*, and ending on the *25* day of *November* 19*99* 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.

*Shaul Fuhrer*

Subscribed and sworn to before me this *25* day of *November* 19*99*.

**RECEIVED**

**DEC 07 1999**

IDWR/North

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

**NOTICE OF APPLICATION FOR WATER RIGHT**  
The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

94-07383

CITY OF HARRISON  
PO BOX 73  
HARRISON, ID 83833  
Source: GROUNDWATER  
Diversions Pt. LOT 7 (NENE)  
Use: MUNICIPAL

Sec 1 T 47N R 04W in KOOTENAI County.

Total Diversion:

(0.330 CFS)  
(0.330 CFS)

Date Filed: 10/14/1999  
Place of use is within the service area of the City of Harrison.

95-09009

ROSS POINT WATER DISTRICT  
PO BOX 70  
POST FALLS, ID 838770070  
Source: GROUNDWATER  
Diversions Pt. SWMENW

Sec 1 T 50N R 05W in KOOTENAI County.  
Sec 31 T 51N R 04W in KOOTENAI County.  
Sec 35 T 51N R 05W in KOOTENAI County.  
Sec 36 T 51N R 05W in KOOTENAI County.

Use: MUNICIPAL  
Total Diversion:

(5.250 CFS)  
(5.250 CFS)

Date Filed: 2/12/1999  
Place of use is within the service area of the Ross Point Water District.

95-09033

ILLICH, THOMAS J  
1306 E BLACKWOOD LANE  
SPOKANE, WA 992236399  
Source: COEUR D'ALENE  
Diversions Pt. LOT 6 (SESE)  
Use: DOMESTIC

Tributary: SPOKANE RIVER  
Sec 25 T 48N R 05W in KOOTENAI County.  
(0.040 CFS)  
(0.040 CFS)

Date Filed: 9/30/1999  
In: KOOTENAI County  
T48N R05W S25

Lot 6 (SESE)

95-09034

HOYT, BRAD  
HOYT WATER COMPANY LLC  
8610 E MARINCO DR  
SPOKANE, WA 99210  
Source: GROUNDWATER  
Diversions Pt. SWSE  
SESE

Sec 8 T 51N R 05W in KOOTENAI County.  
Sec 8 T 51N R 05W in KOOTENAI County.  
(1.000 CFS)  
(1.000 CFS)

Use: MUNICIPAL

Date Filed: 3/26/1999  
Place of use is located within the service area of Hoyt Water Company LLC.

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before DECEMBER 6, 1999.

KARL J. DREHER, Director

Legal 181  
November 18, 25, 1999

**RECEIVED**

**DEC 07 1999**

IDWR/North

MICROFILMED  
APR 11 1988

95-09033

ILLICH, THOMAS J  
1306 E BLACKWOOD LANE  
SPOKANE, WA 992236399

Source: COEUR D ALENE LAKE

Tributary: SPOKANE RIVER

Diversion Pt: LOT 6 (SESE) Sec 25 T 48N R 05W in KOOTENAI County.

|                  |   |            |
|------------------|---|------------|
| Use: DOMESTIC    | ( | 0.040 CFS) |
| Total Diversion: | ( | 0.040 CFS) |

Date Filed: 9/30/1999

In: KOOTENAI County  
T48N R05W S25 Lot 6(SESE)

RECORDED

SEP 1 1 1999

November 10, 1999

Thomas J. Illich  
1306 E Blackwood Lane  
Spokane WA 99223-6399

Re: Water Appropriation Application No. 95-09033

Dear Mr. Illich:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application. Enclosed for your file is Receipt Number N013273.

Your appropriation application is currently being prepared for advertising in the local county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the application is not protested.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. State office personnel will then conduct a complete review, and you will be notified by mail of the outcome. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State office in Boise.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE  
Senior Water Resources Agent

AB:db

MICROFILMED  
7 1 1 1999