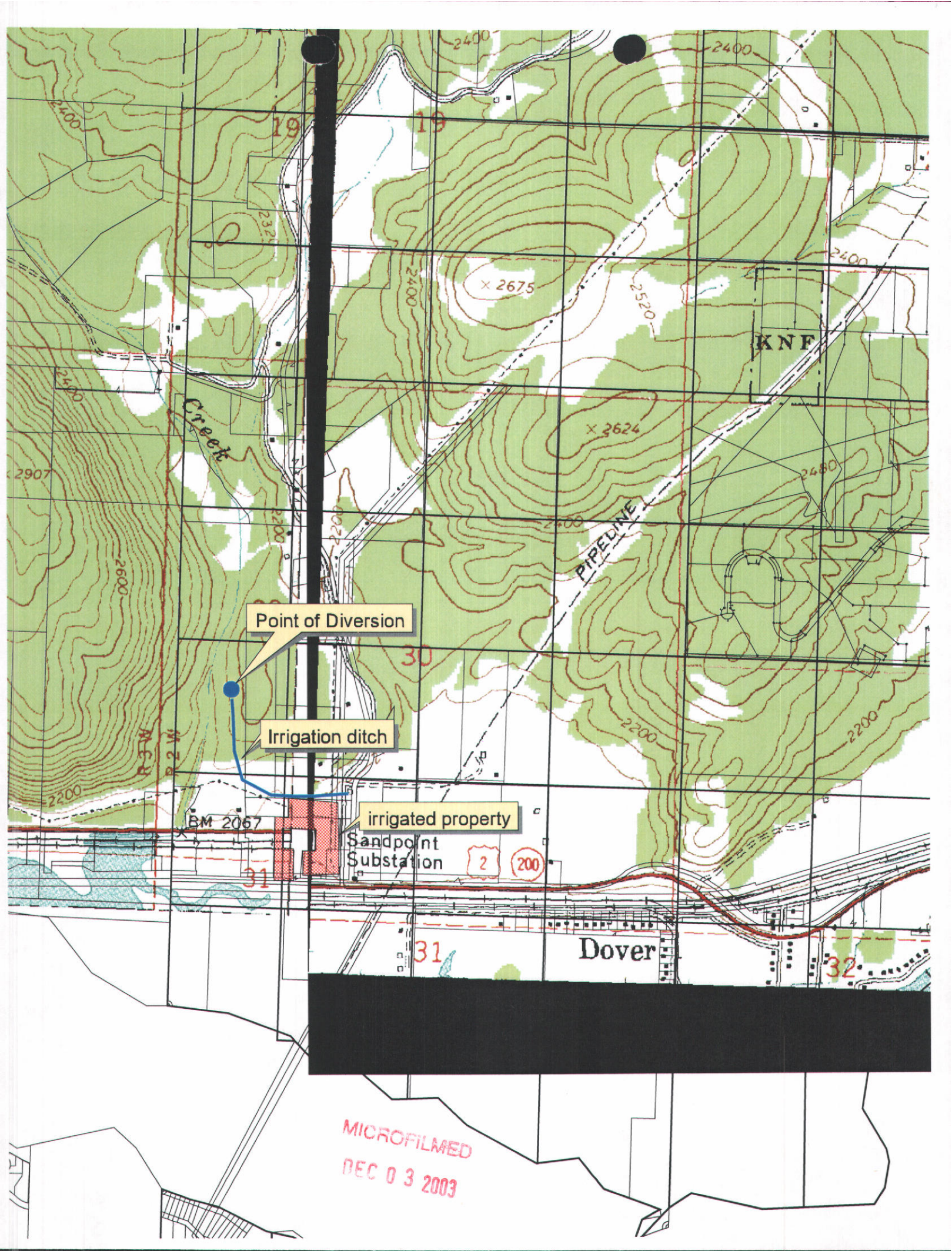
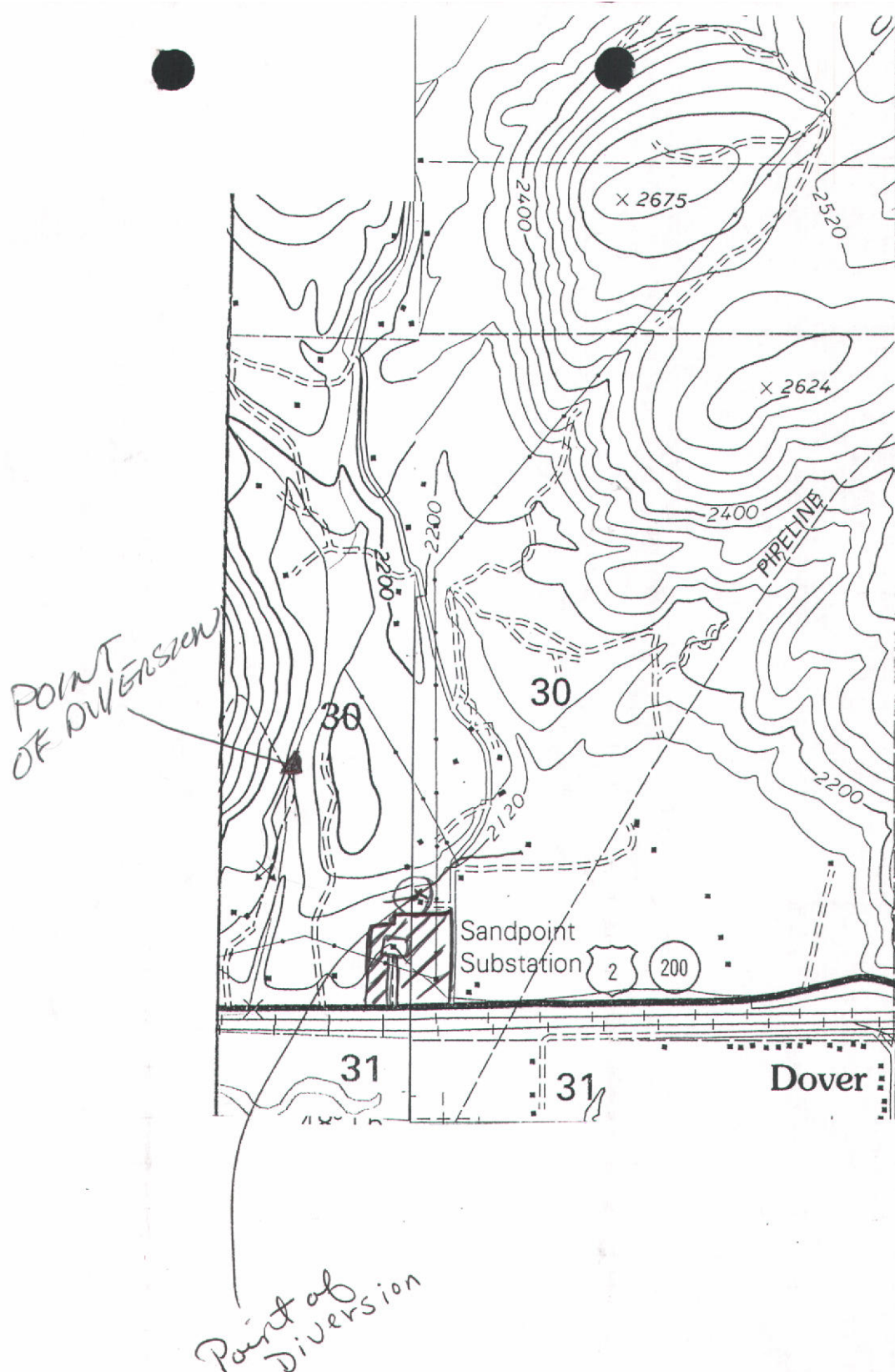






NOTE TO FILE:
JUNE 06/09/03
SHOBE'S VISITED THE OFFICE
AND FINNISHED MARKING MAP
FOR P.O.D. & P.O.U.

MICROFILMED
DEC 03 2003

FND 2" BRASS CAP PE 1947
N 2.404.782.41
E 2.410.080.94

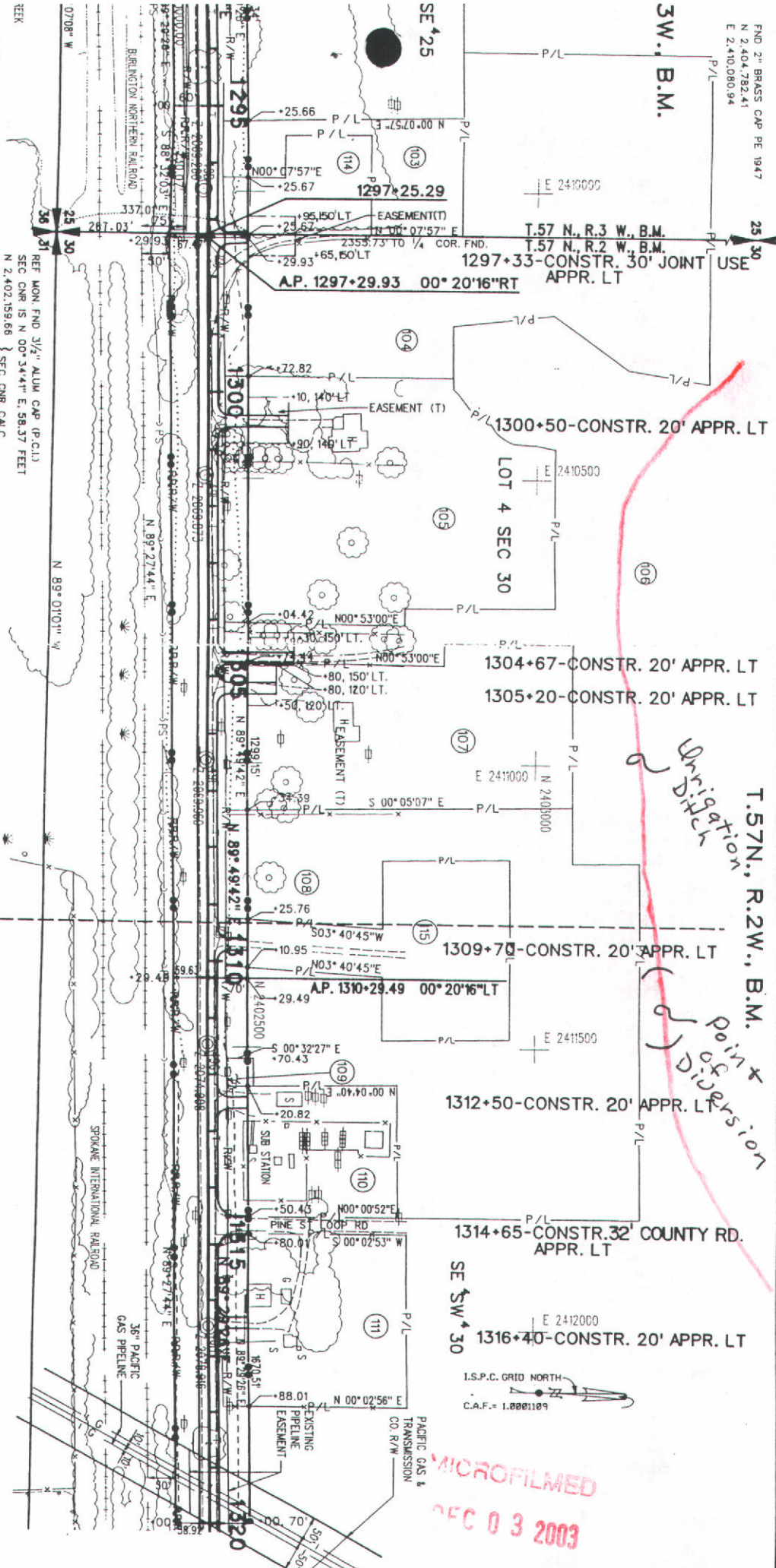
3W. B.M.

T.57N., R.2W., B.M.

Drainage
point
(2)
diversion

I.S.P.C. GRID NORTH
C.A.F. = 1.0001109

MICROFILMED
DEC 03 2003



DESIGNED M. SMITH / B. HALL	SCALE SHOWN AS FOR 22" X 34" PRINTS ONLY
DESIGN CHECKED M. SMITH	CADD FILE NO.
DRAWN F. STAFFERT	54409.DGN
DWG CHECKED B. HALL	DRAWING DATE: 3-6-1992

DAVID P. RUSSELL JOHN D. RUSSELL	JOHN T. & JOYCE FERGUSON	CHARLES & WASELA SHORE	UNITED STATES OF AMERICA	CRAIG & VIRGINIA WYBORN
5.66 AC.	5.49 AC.	5.93 AC.	1.43 AC.	0.95 AC.
0.62 AC.	0.45 AC.	0.32 AC.	0.21 AC.	0.11 AC.
5.04 AC.	5.04 AC.	5.61 AC.	1.22 AC.	0.84 AC.
1.00 AC.	0.13 AC.	0.06 AC.	2.65 AC.	2.10 AC.
0.11 AC.	0.08 AC.	0.06 AC.	0.28 AC.	0.08 AC.
0.89 AC.	0.09 AC.	0.00 AC.	2.37 AC.	2.02 AC.

ELIZABETH GUENTER STELLA FETTER & JOHN LENZEN	EDWARD & DONNA JO HUTTON	NO. DAWD RURAL ELECT. REHABILITATION ASSOC. INC.	ANTHONY & PATRICIA DALEY	DALLAS & KATHLEEN STEVENS
4.95 AC.	4.00 AC.	0.06 AC.	2.65 AC.	2.10 AC.
0.23 AC.	0.24 AC.	0.06 AC.	0.28 AC.	0.08 AC.
4.73 AC.	3.76 AC.	0.00 AC.	2.37 AC.	2.02 AC.
0.07 AC.	0.09 AC.	0.00 AC.	2.37 AC.	2.02 AC.

IDAHO
TRANSPORTATION
DEPARTMENT
H.W. LOCKER, INC.
1201 N.E. 1ST STREET, SUITE 201, BELLEVUE, WA. 98003

FEDERAL RD PROJECT NO.
F - 5121 (019)
REGION 10 IDAHO

US-2 RECONSTRUCTION
WRENCO LOOP TO DOVER
STA 1290 TO STA 1320

SCALE IN FEET
0 100 200 300

FORM CAYLOS NUMBER
26-0182100
COUNTY
BONNER
KEY NUMBER
717
SHEET 20 OF 39

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09138

Priority: June 09, 2003

Maximum Diversion Rate: 0.16 CFS

This is to certify, that CHARLES W SHOBE And/Or MARSELLA I SHOBE
13874 W PINE ST
SANDPOINT ID 83864-7326

have applied for a permit to appropriate water from:

Source: HORNBY CREEK

Tributary: PEND OREILLE RIVER

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

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

04/01 to 10/31

RATE OF DIVERSION

0.16 CFS

LOCATION OF POINT OF DIVERSION:

HORNBY CREEK L3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 30, Twp 57N, Rge 02W, B.M., BONNER County

PLACE OF USE: IRRIGATION

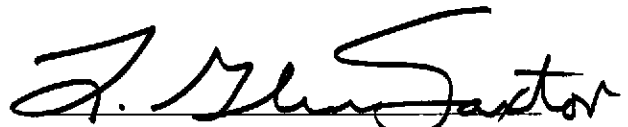
Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N 02W 30												2.0	6.0				8.0
												L4					

Total Acres: 8

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **August 01, 2004**.
2. Subject to all prior water rights.
3. This right does not grant any right-of-way or easement across the land of another.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 18th day of August, 2003.


for **KARL J DREHER, Director**

MICROFILMED

SEP 03 2003

70630

Ident. No. 96-9138

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

JUL 28 2003

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant Charles W & Marsella I Shobe Phone 208 263-2225
Mailing address 13874 W Pine St Sandpoint, Id 83864-7326
2. Source of water supply Hornby Creek Irrigation Ditch which is a tributary of Pend Oreille River
3. Location of point of diversion is Township 57 N Range 2 W Sec. 30, in the NW 1/4, SEW 1/4, Govt. Lot 3, B.M., Bonner County;

additional points of diversion if any:

4. Water will be used for the following purposes:

Amount .16 cfs for Irrigation purposes from 3-15 to 10-15 (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) .16 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works: _____

a. Describe type and size of devices used to divert water from the source Pump w/1 1/2" Line to
Sprinklers

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

c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet

d. Is ground water with a temperature of greater than 85°F being sought? No

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 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. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. _____
e. Other; describe fully. _____

MICROFILMED
DEC 8 3 2003

SECRET

Received by cm Date 12-30-02 Time 12:29pm Preliminary check by 18 Date 12-30-02
 Fee \$ 100.00 Received by cm Date 12-30-02 Time 12:29pm # N015407
 Publication prepared by Φ Date 6/25/03 Published in Bennett's Catalog Bae 7/29/03 Date 7/11/03
 Publication approved by Φ Date 6/25/03 Published in Bennett's Catalog Bae 7/29/03 Date 7/11/03

Signature of Applicant (and title, if applicable)

State of Idaho as herein set forth.

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8 1/2"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.)

Divert water from the stream.

Applicants will receive an assignment from rifle's to

and Hayfield.

12. Remarks: Use of water is on going each year. Dr. J. N. Garden

Filing:

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this

b. Who owns the land to be irrigated or place of use? Charles & Marshall's Shop

11. a. Who owns the property at the point of diversion? Raymond & Annabelle R. Rife

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

Total number of acres to be irrigated ~~4805 (748-0003)~~

[illegible]

7507.0007

below. See instructions for standard symbols.

b. If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

9. Description of place of use:

Application
Permit #
96-9138

628375

GENERAL EASEMENT AGREEMENT

FILED BY
Marsella Shobe
2003 JUL -31 A 11:17
MARIE SCOTT
BONNER COUNTY RECORDER

BONNER COUNTY

RECEIVED

STATE OF IDAHO

JUL 07 2003

IDWR/North

DEPUTY
RECEIVED
JUL 28 2003

Raymond & Annabelle Riffle, henceforth, "Grantor", being the owner of the following real property: Department of Water Resources

Address, 13776 W Pine St Sandpoint, Id 83864
County, Bonner

AND, henceforth, Charles W & Marsella I. Shobe "Grantee", being the owner of real property adjoining or adjacent to the above cited property, which said property is described as follows:

Address, 13874 W Pine St Sandpoint, Id 83864-7326
County, Bonner

AND Grantor, having received good and valuable consideration, including the sum of \$1.00, receipt of which is expressly acknowledged by the same, on behalf of himself, his heir and assigns, DOES HEREBY GRANT to Grantee, his heirs and assigns, a perpetual easement for the following purposes:

To go through, over and across the Grantor's above described land to place, maintain & use a 1-1/2 inch irrigation plastic pipe and pump for irrigation purposes. The pipe will be placed on top of the ground along with an electrical hookup from the irrigation ditch to Shobe property line. The irrigation pump will be placed in the irrigation ditch west of Riffle's pump location. Shobe's will place the pump and electrical hookup so it won't interfere with walkers, animals or wildlife. Pump and electrical hookup will be removed during the off season, November - April.

GRANTORS

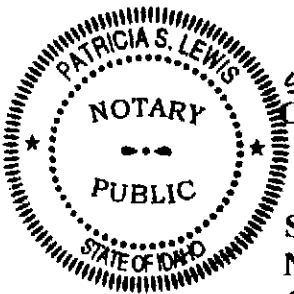
Raymond Riffle Annabelle Riffle 6-30-2003
Raymond Riffle Annabelle Riffle

GRANTEE

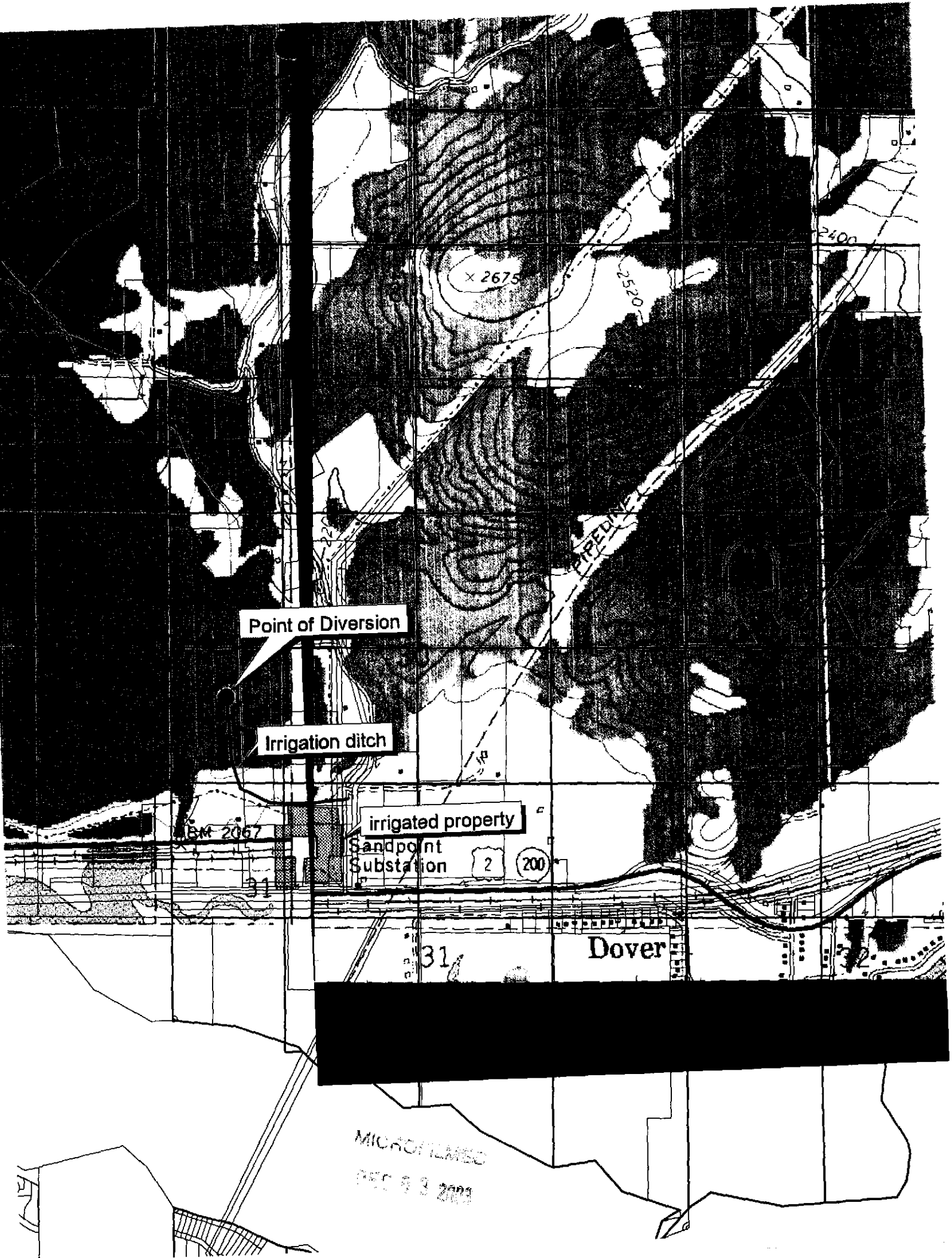
Charles W. Shobe Marsella I Shobe 6/30/2003
Charles W. Shobe Marsella I Shobe

Sworn to and subscribed before me this day of 6/30/, 2003.
NOTARY PUBLIC

Patricia S. Lewis
Expiration 2/17/07
Bonner County



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DEC 03 2003



Point of Diversion

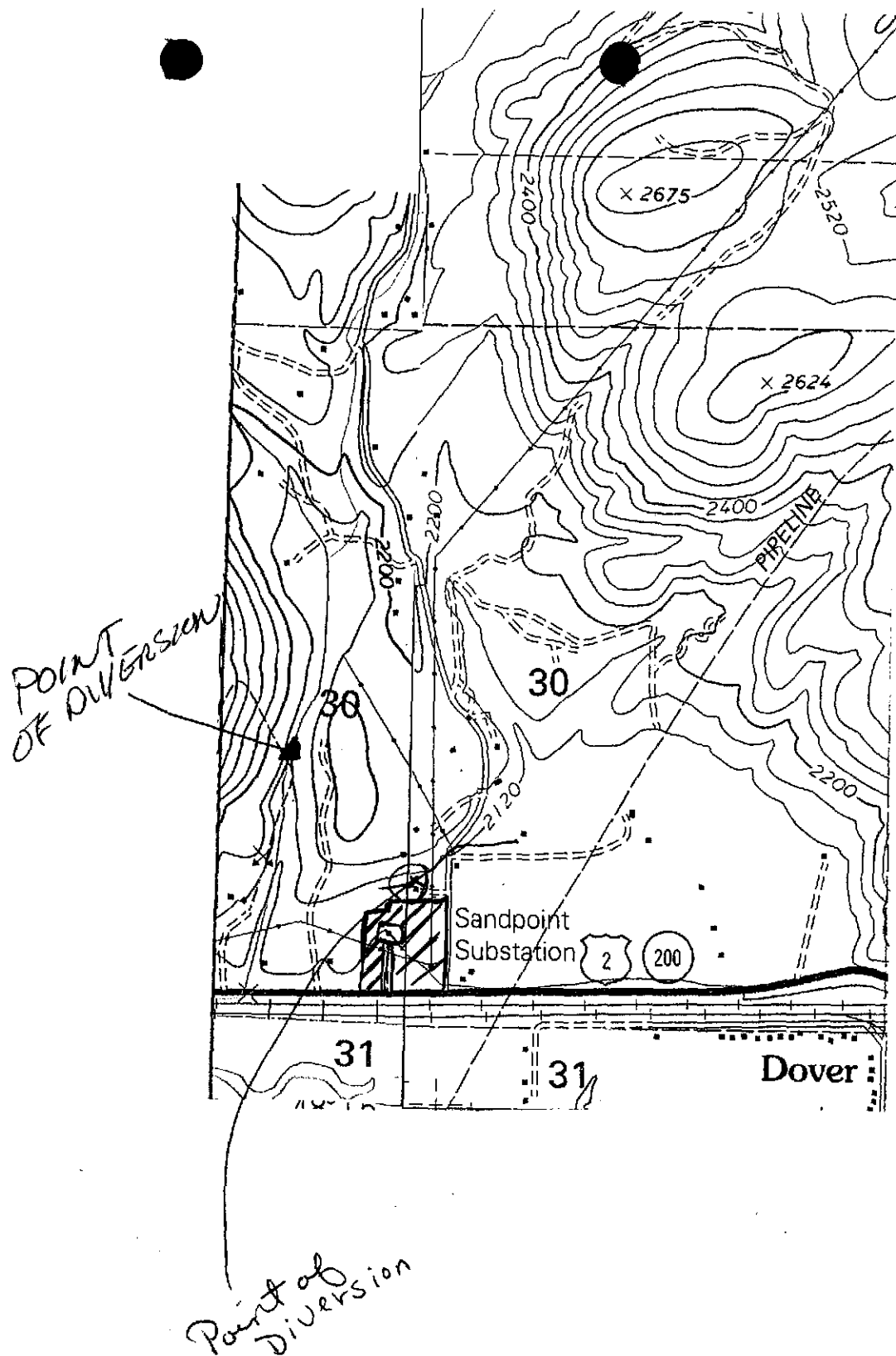
Irrigation ditch

irrigated property

Sandpoint Substation

Dover

MICROFILMED
DEC 9 3 2003



NOTE TO FILE:

JUNE 06/09/03

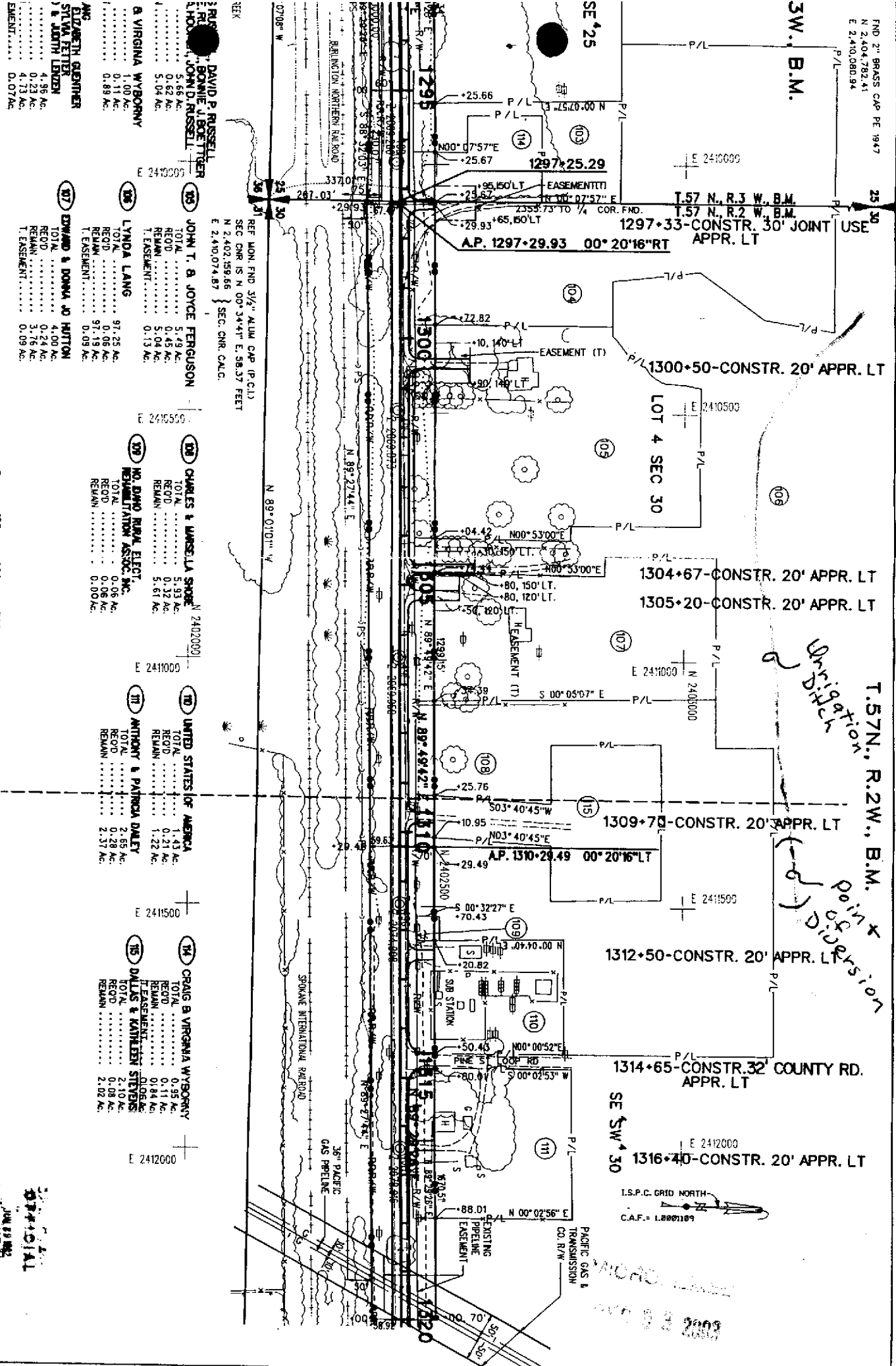
SHOBE'S VISITED THE OFFICE
AND FINNISHED MARKING MAP
FOR P.O.D. & P.O.U.

RECORDED
JUN 13 2003

3W. B.M.

T.57N., R.2W., B.M.

0' APPR. LT (9) 0' APPR. LT
diversion
T.57N., R.2W., E.M.
obligation



DESIGNED M. SMITH / B. HALL		SCALES SHOWN: AS SHOWN ON PRINTS ONLY CADD FILE NO.		 SCALE IN FEET		 IDAHO DEPARTMENT OF TRANSPORTATION		FEDERAL AID PROJECT NO.		R/W PLANS		FUND CATALOG NUMBER	
DESIGN CHECKED M. SMITH								F - 5121 (019)		US-2 RECONSTRUCTION		COUNTY	
DRAWN F. STAFFEER		544800.DGN		REGION 10		IDAHO		WRENCO LOOP TO DOVER		KEY NUMBER		BOWEN	
DWG. CHECKED B. HALL		DRAWING DATE: 3-5-1992						STA. 1280 TO STA. 1320		SHEET 20 OF 39			

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 96-9138

Reviewed By: dgibson

Date: January 26, 2005

	<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.:	N015407, C074369		Well driller's report filed?		
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		07/02/2004
Date proof due	-	08/01/2004
Lapse notice sent	-	
No. of days late	=	0
Holiday allowance	+	
Priority date	+	06/09/2003
New priority date	=	06/09/2003

Deficiencies of Actions Items

Acknowledge proof, and clarify the diversion rate of 0.16 cfs not 0.20 cfs.



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

August 18, 2003

CHARLES W SHOBE
MARSELLA I SHOBE
13874 W PINE ST
SANDPOINT ID 83864-7326

RE: Permit No. 96-9138

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.

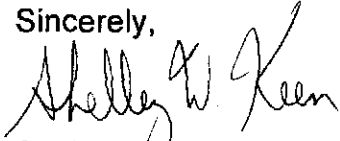
Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed a least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

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DEC 9 3 2003

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 208-327-7946.

Sincerely,



Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICRON

EST. 9 3 2003

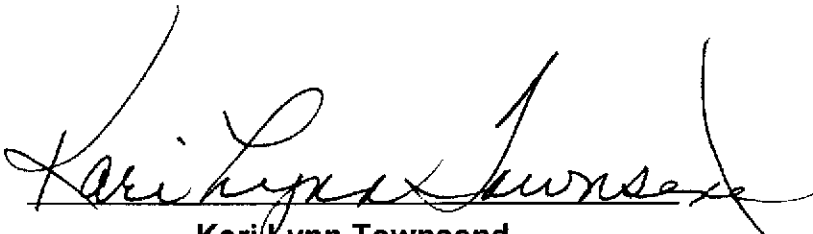
CERTIFICATE OF SERVICE

I hereby certify that on August 18, 2003 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.

96-9138

**CHARLES W SHOBE
MARSELLA I SHOBE
13874 W PINE ST
SANDPOINT ID 83864-7326**


**Kari Lynn Townsend
Secretary**

MICROFILMED

DEC 3 3 2003

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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. 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 Idaho Water Resource Board (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).

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DEC 03 2009

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.

MICROFILMED
DEC 03 2003

**IDaho DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET**

W.R. # 96-9138

APPLICATION ID # 70630
INITIAL REVIEW

ENT. 6/16/03 BCA 6/16 OK to Publish 6/16

APPLICANT: SHAURE

BY: AS

DATE: 6-9-03

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

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

ADDITIONAL INFORMATION
(Yes)(No)

- ☐ Shape File Created Date _____ By: _____
- ☐ Field check: by _____
- ☐ Field report attached
- ☐ Analysis Supp. attached(>5cfs/500af)
- ☐ Water delivered by water master? Water District # _____

PROCESSING
(Yes)(No)

PRIORITY DATE: 6-9-03

☒ (Include Moratorium Remark)

☒ Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: Bonanza County

LETTERS SENT REQUESTING:

() Dam Information () Fish Information

() Power Information () Other: N/A

INFORMATION RECEIVED:

() Dam Information () Fish Information

() Power Information () Other: N/A

GROUNDWATER SECTION

WD Permit No.'s:	Tag #	Type:	Fees	Receipt No.	Upgrade Needed?
_____	_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y () N ()
_____	_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y () N ()
_____	_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y () N ()

- ☒ Groundwater management area per review
- ☐ Critical ground water area kw
- ☐ 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
- 7/11 ☐ Affidavit of publication received
- 7/11 ☐ Application published correctly. If not, record action taken: _____

6/25 ☐ Publication dates and paper recorded on application

Final protest date: 7/21/03 Sr. Agent initial _____

- ☐ Protests received,
- ☐ Measuring device required
- ☐ Measuring port required
- ☐ Special conditions: _____
- ☐ Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: _____

Date: ____/____/____

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner, Sherilyn Jones

being first duly sworn on oath

deposes and says that he/she is Bookkeeper

of the Bonner County Daily Bee, a newspaper printed and

published at Sandpoint, Bonner County, Idaho; that the

said newspaper has been continuously and uninterruptedly

published in said Bonner County during a period of 12

months prior to the first publication of the hereto attached

notice of publication in the case of:

Notice of App.

as it was published in the regular and entire issue of the

said paper for a period of 2 consecutive weeks,

commencing on 3 day of July, 2003

and ending on the 10 day of July, 2003

and that said notice was published in said newspaper.

On this 10 day of July in the year

of 2003, before me, a Notary Public, personally

appeared Sherilyn Jones,

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.

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

96-9138

CHARLES W SHOBE
MARSELLA I SHOBE
13874 W PINE ST

SANDPOINT ID 83864-7326

Point(s) of Diversion L3 (SW) S30 T57N R02W BONNER

County

Source HORNBY CREEK Tributary To PEND OREILLE RIVER

Point(s) of Diversion L3 (SW) S30 T57N R02W BONNER

County

Source IRRIGATION DITCH Tributary To HORNBY CREEK

Use: IRRIGATION 03/15 To 11/15 0.16 CFS

Total Diversion: 0.16 CFS

Date Filed: 06/09/2003

Place Of Use: IRRIGATION

T57N R02W S30 SWSW Lot 4 SESW

Number of Acres 6

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, 1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 07/21/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Legal SNP #4418

July 3, 10, 2003

RECEIVED

JUL 11 2003

IDWR/North

CAROLYN L. INGER
NOTARY
PUBLIC
STATE OF IDAHO
My Commission expires: 8/06

4/4/18

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, June 25, 2003 3:38 PM
To: Legal Notices-Bonner Co Daily Bee (E-mail)
Subject: Legal Notice for publication on July 2 and 9, 2003

Hi there, pretty lady,

Hope this finds you well and happy.

I have attached a copy of our cover letter requesting publication on July ~~2~~³ and ~~9~~¹⁰, 2003, of a legal notice, also attached.

Will you please fax a copy of the proof on this prior to publication?

Thank you so very much,

Remember to look for the beauty around you, and don't forget to bloom where you are planted!



Dianne

MIUnCITIZED

DEC 23 2003

6/25/2003



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 25, 2003

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

e-mailed to Sheri 6/25/03

PLEASE FAX PROOF PRIOR TO PUBLICATION

RE: Application for Permit No. 96-9138

Dear Sheri:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, July 3 and 10, 2003, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 07/21/2003. Your cooperation is GREATLY appreciated, as usual.

Thanks very much!

Dianne

Dianne Ball
Administrative Assistant

6/25/03 10:00 AM

6/25/03 10:00 AM

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

96-9138

CHARLES W SHOBE
MARSELLA I SHOBE
13874 W PINE ST
SANDPOINT ID 83864-7326

Point(s) of Diversion L3 (SW) S30 T57N R02W BONNER County
Source HORNBY CREEK Tributary To PEND OREILLE RIVER
Point(s) of Diversion L3 (SW) S30 T57N R02W BONNER County
Source IRRIGATION DITCH Tributary To HORNBY CREEK
Use: IRRIGATION 03/15 To 11/15 0.16 CFS
Total Diversion: 0.16 CFS

Date Filed: 06/09/2003
Place Of Use: IRRIGATION
T57N R02W S30 SWSW Lot 4 SESW
Number of Acres 6

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, 1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 07/21/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published in Bonner County Daily Bee on July 3 and 10, 2003.

MICHAEL L. LARSEN
DEC 03 2003



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

June 25, 2003

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CHARLES W SHOBE
MARSELLA I SHOBE
13874 W PINE ST
SANDPOINT ID 83864-7326

RE: Application for Permit No 96-9138

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Bonner County Daily Bee on July 3 and 10, 2003. 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,

Allen Beardslee
Senior Water Resource Agent

MICHAEL L. LEE

DEC 13 2003



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

June 16, 2003

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RAY HENNEKEY
STATE OF IDAHO
DEPT OF FISH & GAME
2750 KATHLEEN AVE
COEUR D ALENE, ID 83814

*Forwarded to Ray 6/16/03
7 passes total*

Application to Permit No. 96-9138

Dear Ray:

Enclosed is a copy of the above referenced application. Please review the application, complete the enclosed recommendation form, and submit it to this office within two weeks of receipt of this request, by July 1, 2003. If you prefer, you may reply by e-mail. My e-mail address is dball@idwr.state.id.us.

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

Sincerely,

Dianne Ball
Administrative Assistant

Enclosure(s)

RECEIVED

JUN 15 2003

70630

Ident. No. 96-9138

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Charles W & Marsella I Shobe Phone 208 263-2225
Mailing address 13874 W Pine St Sandpoint, Id 83864-7326
2. Source of water supply Hornby Creek Irrigation Ditch which is a tributary of Red Pine River
3. Location of point of diversion is Township 57 N Range 2 W Sec. 30, in the SE 1/4, SW 1/4, Govt. Lot 3, B.M., Bonner County;

additional points of diversion if any:

4. Water will be used for the following purposes:

Amount .16 cfs for Irrigation purposes from 3-15 to 10-15 (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) .16 cubic feet per second and/or (h) _____ acre feet per annum

6. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source Pump w/1 1/2" Line to Sprinklers
b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total reservoir capacity N/A acre-feet
c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet
d. Is ground water with a temperature of greater than 85°F being sought? No
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 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. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. _____
e. Other; describe fully. _____

MICROFILMED

SEP 23 2003