

BUN
CORNERS

21-4100 WATER

BUNCO

WASHINGTON

28-4000

29

11 11
#5581 #5580
32-4000
28-5000

32-0700

-28-4200

32-0800

LESS TAX #

32-3200

32-1100

POND
IRRIGATION

Green

Creek

POINT OF
DIVERSION

32-5100

32-5000

32-2000

32-4200

Sage

MICROFILMED

DEC 03 2003

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09123

Priority: February 21, 2003

Maximum Diversion Rate: 0.20 CFS

This is to certify, that RICK BURDETTE And YOUNG BURDETTE
13611 NUNN RD
ATHOL ID 83801

has applied for a permit to appropriate water from:

Source: GREEN CREEK

Tributary: SAGE CREEK

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>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.09 CFS	
IRRIGATION STORAGE	01/01 to 12/31		1.4 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		1.4 AF
AESTHETIC	01/01 to 12/31	0.20 CFS	
AESTHETIC STORAGE	01/01 to 12/31		1.4 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.20 CFS	

LOCATION OF POINT OF DIVERSION:

GREEN CREEK SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 32, Twp 53N, Rge 02W, B.M., KOOTENAI 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	
53N 02W 32			3.0														3.0

PLACE OF USE: IRRIGATION FROM STORAGE – Same as Irrigation

PLACE OF USE: IRRIGATION STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
53N 02W 32			X														

PLACE OF USE: AESTHETIC – Same as Irrigation Storage

PLACE OF USE: AESTHETIC STORAGE – Same as Irrigation Storage

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **July 01, 2008**.
2. Subject to all prior water rights.

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DEC 03 2003

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09123

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. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 30th day of June, 2003.


for KARL J DREHER, Director

MICROFILMED

DEC 6 3 2003

70434

Ident. No. 96-9123

RECEIVED

JUN 26 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

96-9123

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of Applicant Rick : Young Burdette Phone 683-2300
Mailing address 13611 Nunn Road ATVAL ID 83801
2. Source of water supply Green Creek which is a tributary of Sage Creek
3. Location of point of diversion is Township 53N Range 2W Sec. 32, in the SW 1/4, NE 1/4, Govt. Lot , B.M., KOOTENAI County;
additional points of diversion if any:

4. Water will be used for the following purposes:

- Amount 1.26 for IRRIGATION purposes from 3/15 to 11/30 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount .20 for DIVERSION purposes from 3/15 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 1.4 for STORAGE purposes from 3/15 to 11/30 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 1.4 for AESTHETIC purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount .20 for AESTHETIC purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 1.4 for STORAGE purposes from 3/15 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.30 and/or (b) 1.4
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 GRAVITY FLOW SYSTEM
FROM STREAM TO POND

- 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? 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 5 years (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW.
- b. Stockwatering; list number and kind of livestock.
- c. Municipal; show name of municipality.
- d. Domestic; show number of households.
- e. Other; describe fully.

MICHAEL

JUN 26 2003

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.

use below. See instructions for standard symbols.

[illegible]

* = 2 RR, STORAGE
2 RR, CROM STORAGE
ABSTHETIC STORAGE

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

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

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

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

၂.၆။ နှစ်စဉ် နှစ်စဉ်

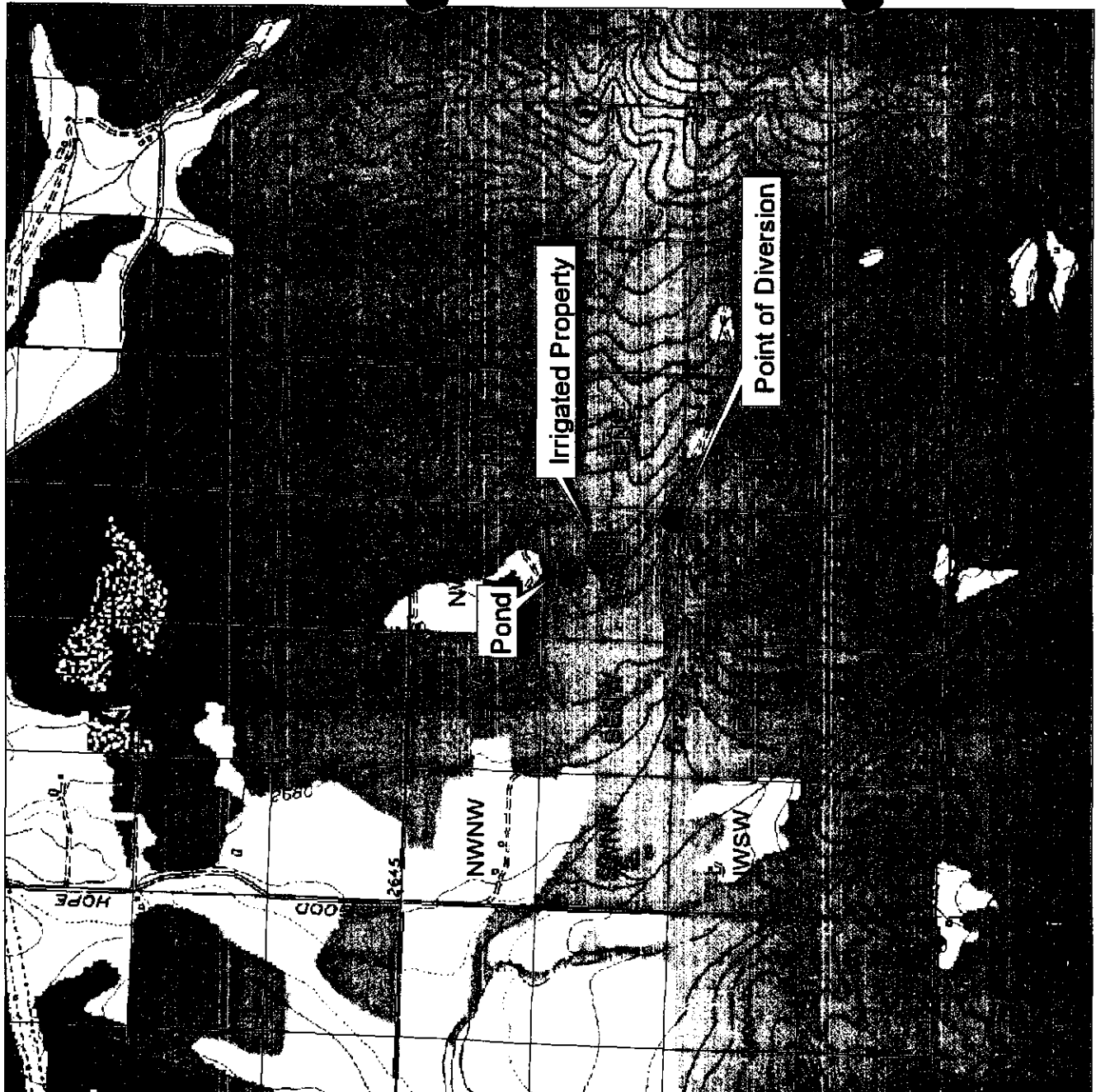
12. Remarks:

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

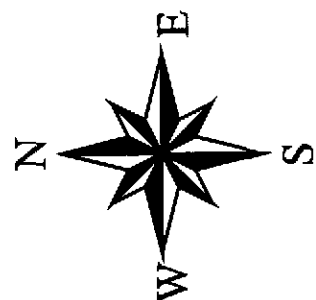
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Signature of Applicant (and title, if applicable)

[illegible]



Quad IndexQuadcov.shp
T53n02w.shp



MICROFILM

DEC 9 8 2000

BUN
CORNERS

21-6490 WATER

BUNCO

WASHINGTON

28-4000

29

15581 15580
32-1100
28-500

32-0700

-28-4200

32-0800

LESS TAX #

32-3200

32-1100

POND

IRRIGATION

Green

Creek

POINT OF
DIVERSION

32-5100

32-5000

32-2000

32-4200

Sage

DEC 03 2009



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

June 30, 2003

RICK BURDETTE
YOUNG BURDETTE
13611 NUNN RD
ATHOL ID 83801

RE: Permit No. 96-9123

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

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

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

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.

MICROFILMED
DEC 03 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 208-327-7944.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker". The signature is written in black ink and is positioned above the printed name.

KAY WALKER

Sr. Water Resource Agent

KW:klr

Enclosure(s)

RECEIVED

JUL 23 2003

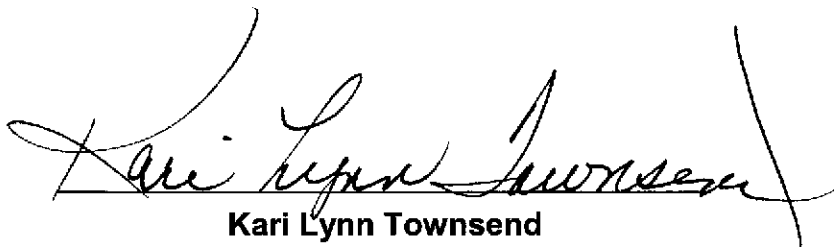
CERTIFICATE OF SERVICE

I hereby certify that on June 30, 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.

96-9123

**RICK BURDETTE
YOUNG BURDETTE
13611 NUNN RD
ATHOL ID 83801**



**Kari Lynn Townsend
Secretary**

MICROFILMED

DEC 23 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).

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 2013

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

W.R. # 96-9/23

APPLICATION ID # 704341
INITIAL REVIEW

ENT. 2/24 BCA 2/25 OK to Publish 2/24

APPLICANT: BURDETTE BY: AB DATE: 2/21/03

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)

RECEIVED

JUN 26 2003

Department of Water Resources

PROCESSING

(Yes)(No) PRIORITY DATE: 2/21/03

x (Include Moratorium Remark)

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

CA/Share

ADVERTISE IN: KOOTENAI County

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
() Power Information () Other: N/A

INFORMATION RECEIVED:

- () Dam Information () Fish Information
() Power Information () Other: N/A

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

ADDITIONAL INFORMATION

(Yes)(No)
 Shape File Created Date 2/21 By: AB
 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?
_____	_____	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
3/24/03 Affidavit of publication received
2/13/03 Application published correctly. If not, record action taken: _____
3/24/03 Publication dates and paper recorded on application
 Protests received, Final protest date: 3/24/03
 Measuring device required 4/21/03
 Measuring port required
 Special conditions: _____
 Special conditions of approval supplement and/or cover letter attached: _____

Sr. Agent initial _____

Approval Recommended by: _____ Date: ____/____/____

APR 11 2003

JDWB/North

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai, } ss.

Misti Flood 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 3 day of April 20 03, and ending on the 10 day of April 20 03, and such publication was made as often during said period as said Daily newspaper was regularly issued.

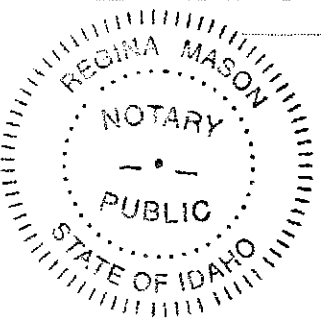
4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Misti Flood

Personally appeared before me this 10 day of April 20 03

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

MY COMMISSION EXPIRES 6/18/03



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

95-9168
LEONARD O WALLACE
1504 E PLAZA
POST FALLS ID 83854
Point(s) of Diversion: SWNE S23 T50N R05W KOOTENAI County
Source SPRING Tributary To SINKS
Use: DOMESTIC 01/01 To 12/31 0.01 CFS
Total Diversion 0.01 CFS
Date Filed: 12/23/2002
Place Of Use: DOMESTIC
T50N R05W S23 SWNE
Remark: Domestic use is for one home and shop.

95-9169
CITY OF COEUR D ALENE
PARK DEPARTMENT
710 MULLAN AVE
COEUR D ALENE ID 83814
Point(s) of Diversion: SENW S34 T51N R04W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.4 CFS
Total Diversion 0.4 CFS
Date Filed: 12/27/2002
Place Of Use: IRRIGATION
T51N R04W S34 NWNE SWNE NENW SENW
Number of Acres: 10.5

95-9170
CITY OF COEUR D ALENE
PARK DEPARTMENT
710 MULLAN AVE
COEUR D ALENE ID 83814
Point(s) of Diversion: SENE S3 T50N R04W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.4 CFS
Total Diversion 0.4 CFS
Date Filed: 12/27/2002
Place Of Use: IRRIGATION
T50N R04W S3 SENE NESE
Number of Acres: 28.5

95-9171
CITY OF COEUR D ALENE
PARK DEPARTMENT
710 MULLAN AVE
COEUR D ALENE ID 83814
Point(s) of Diversion: NWNW S24 T50N R04W KOOTENAI County
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER
Use: IRRIGATION 03/15 To 11/15 0.78 CFS
Total Diversion 0.78 CFS
Date Filed: 12/27/2002
Place Of Use: IRRIGATION
T50N R04W S13 SESW
T50N R04W S24 NENW NWNW
Number of Acres: 15.5

95-9172
NORTH IDAHO FAIR & RODEO
4056 N GOVERNMENT WAY
COEUR D ALENE ID 83815
Point(s) of Diversion: SWSW S36 T51N R04W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 05/01 To 10/31 0.33 CFS
Total Diversion 0.33 CFS
Date Filed: 02/04/2003
Place Of Use: IRRIGATION
T51N R04W S36 SWSW
Number of Acres: 40

95-9173
RON CAVALIN
2888 E MURPHY RD
COEUR D ALENE ID 83815
Point(s) of Diversion: SENE S18 T50N R03W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 3/15 To 11/15 0.06 CFS
Use: DOMESTIC 01/01 To 12/31 0.08 CFS
Total Diversion 0.14 CFS
Date Filed: 02/12/2003
Place Of Use: IRRIGATION
T50N R03W S18 SENE
Number of Acres: 3
Place Of Use: DOMESTIC same as IRRIGATION

95-9174
H JAMES MAGNUSON
1250 NORTHWOOD CENTER COURT
COEUR D ALENE ID 83816
Point(s) of Diversion: L2 (SENW) S10 T49N R04W KOOTENAI County
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER
Use: IRRIGATION 03/15 To 11/15 0.02 CFS
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Use: FIRE PROTECTION 01/01 To 12/31 0.2 CFS
Use: AESTHETIC 01/01 To 12/31 0.2 CFS
Total Diversion 0.2 CFS
Date Filed: 02/25/2003
Place Of Use: IRRIGATION
T49N R04W S10 SENW Lot 2
Number of Acres: 0.5
Place Of Use: DOMESTIC, AESTHETIC and FIRE PROTECTION same as IRRIGATION
Remark: Domestic use is for one home.

96-9123
RICK BURDETTE
YOUNG BURDETTE
13611 NUNN RD
ATHOL ID 83801
Point(s) of Diversion: SWNE S32 T53N R02W KOOTENAI County
Source GREEN CREEK Tributary To SAGE CREEK
Use: IRRIGATION 03/15 To 11/15 0.2 CFS
Use: IRRIGATION STORAGE 03/15 To 11/15 1.4 AFA
Use: IRRIGATION FROM STORAGE 03/15 To 11/15 1.4 AFA
Use: AESTHETIC 01/01 To 12/31 0.2 CFS
Use: AESTHETIC STORAGE 01/01 To 12/31 1.4 AFA
Use: DIVERSION TO STORAGE 01/01 To 12/31 0.2 CFS
Total Diversion 0.2 CFS
Date Filed: 02/21/2003
Place Of Use: IRRIGATION
T53N R02W S32 SWNE
Number of Acres: 3
Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, AESTHETIC and AESTHETIC STORAGE same as IRRIGATION

96-9124
MARILYN G TWETE
RODNEY A TWETE
14386 TWETE RD
ATHOL ID 83801
Point(s) of Diversion: SESE S17 T53N R02W KOOTENAI County
Source BARKER CREEK Tributary To SINKS
Use: IRRIGATION 04/01 To 11/01 0.12 CFS
Use: IRRIGATION STORAGE 01/01 To 12/31 0.5 AFA
Use: IRRIGATION FROM STORAGE 04/01 To 11/01 0.5 AFA
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Use: RECREATION STORAGE 01/01 To 12/31 0.5 AFA
Total Diversion 0.16 CFS
Date Filed: 02/20/2003
Place Of Use: IRRIGATION
T53N R02W S17 SESE
Number of Acres: 6
Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, RECREATION STORAGE and DOMESTIC, same as IRRIGATION
Remark: Recreation use is for fishing and swimming.
Domestic use is for 1 home.

*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 04/21/03. The protestant must also send a copy of the protest to the applicant.

Legal 2838
April 3, 10 2003
KARL J. DREHER, Director



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

March 28, 2003

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LEGAL NOTICE DEPARTMENT
COEUR D'ALENE PRESS
201 N 2ND
COEUR D'ALENE ID 83814

FAXED TO DEBBIE at 664-0212

5 Pages Total

PLEASE FAX PROOF PRIOR TO PUBLICATION.

RE: Application for Permit No. 95-9168, 95-9169, 95-1970, 95-9171, 95-9172, 95-9173,
95-9174, 96-9123 and 96-9124

Dear Debbie:

I decided to make a cover letter to accompany this request. If you have ANY questions, please give me a call.



I'm also faxing a copy of page 15 of our Water Appropriation Rules noting what the law requires for our publication dates.

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

An affidavit of publication must be submitted to the Department. Please send the affidavit and bill to this office before April 21, 2003. Your cooperation is GREATLY appreciated.

Thanks, and have a simply wonderful day, and a terrific weekend.

Sincerely

*Dianne*

Dianne Ball  
Administrative Assistant

*Originally  
advertised on  
the wrong days  
of the week*  
APR 3 2003

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

**95-9168**

LEONARD O WALLACE  
1504 E PLAZA  
POST FALLS ID 83854  
Point(s) of Diversion SWNE S23 T50N R05W KOOTENAI County  
Source SPRING Tributary To SINKS  
Use: DOMESTIC 01/01 To 12/31 0.01 CFS  
Total Diversion: 0.01 CFS  
Date Filed: 12/23/2002  
Place Of Use: DOMESTIC  
T50N R05W S23 SWNE  
Remark: Domestic use is for one home and shop.

**95-9169**

CITY OF COEUR D ALENE  
PARK DEPARTMENT  
710 MULLAN AVE  
COEUR D ALENE ID 83814  
Point(s) of Diversion SENW S34 T51N R04W KOOTENAI County  
Source GROUND WATER  
Use: IRRIGATION 03/15 To 11/15 0.4 CFS  
Total Diversion: 0.4 CFS  
Date Filed: 12/27/2002  
Place Of Use: IRRIGATION  
T51N R04W S34 NWNE SWNE NENW SENW  
Number of Acres 10.5

**95-9170**

CITY OF COEUR D ALENE  
PARK DEPARTMENT  
710 MULLAN AVE  
COEUR D ALENE ID 83814  
Point(s) of Diversion SENE S3 T50N R04W KOOTENAI County  
Source GROUND WATER  
Use: IRRIGATION 03/15 To 11/15 0.4 CFS  
Total Diversion: 0.4 CFS  
Date Filed: 12/27/2002  
Place Of Use: IRRIGATION  
T50N R04W S3 SENE NESE  
Number of Acres 28.5

**95-9171**

CITY OF COEUR D ALENE  
PARK DEPARTMENT  
710 MULLAN AVE  
COEUR D ALENE ID 83814  
Point(s) of Diversion NWNW S24 T50N R04W KOOTENAI County  
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER  
Use: IRRIGATION 03/15 To 11/15 0.78 CFS  
Total Diversion: 0.78 CFS  
Date Filed: 12/27/2002  
Place Of Use: IRRIGATION  
T50N R04W S13 SESW  
T50N R04W S24 NENW NWNW  
Number of Acres 15.5

**CONTINUED ON NEXT PAGE**

MICHAEL J. D.

DEC 03 2003

**95-9172**

NORTH IDAHO FAIR & RODEO  
4056 N GOVERNMENT WAY  
COEUR D ALENE ID 83815  
Point(s) of Diversion SWSW S36 T51N R04W KOOTENAI County  
Source GROUND WATER  
Use: IRRIGATION 05/01 To 10/31 0.33 CFS  
Total Diversion: 0.33 CFS  
Date Filed: 02/04/2003  
Place Of Use: IRRIGATION  
T51N R04W S36 SWSW  
Number of Acres 40

**95-9173**

RON CAVALIN  
2888 E MURPHY RD  
COEUR D ALENE ID 83815  
Point(s) of Diversion SENE S18 T50N R03W KOOTENAI County  
Source GROUND WATER  
Use: IRRIGATION 03/15 To 11/15 0.06 CFS  
Use: DOMESTIC 01/01 To 12/31 0.08 CFS  
Total Diversion: 0.14 CFS  
Date Filed: 02/12/2003  
Place Of Use: IRRIGATION  
T50N R03W S18 SENE  
Number of Acres 3  
Place Of Use: DOMESTIC same as IRRIGATION

**95-9174**

H JAMES MAGNUSON  
1250 NORTHWOOD CENTER COURT  
COEUR D ALENE ID 83816  
Point(s) of Diversion L2 (SENW) S10 T49N R04W KOOTENAI County  
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER  
Use: IRRIGATION 03/15 To 11/15 0.02 CFS  
Use: DOMESTIC 01/01 To 12/31 0.04 CFS  
Use: FIRE PROTECTION 01/01 To 12/31 0.2 CFS  
Use: AESTHETIC 01/01 To 12/31 0.2 CFS  
Total Diversion: 0.2 CFS  
Date Filed: 02/25/2003  
Place Of Use: IRRIGATION  
T49N R04W S10 SENW Lot 2  
Number of Acres 0.5  
Place Of Use: DOMESTIC, AESTHETIC and FIRE PROTECTION same as IRRIGATION  
Remark: Domestic use is for one home

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MICROFILMED

DEC 03 2003

**96-9123**

RICK BURDETTE  
YOUNG BURDETTE  
13611 NUNN RD  
ATHOL ID 83801

Point(s) of Diversion SWNE S32 T53N R02W KOOTENAI County

Source GREEN CREEK Tributary To SAGE CREEK

|                              |                |         |
|------------------------------|----------------|---------|
| Use: IRRIGATION              | 03/15 To 11/15 | 0.2 CFS |
| Use: IRRIGATION STORAGE      | 03/15 To 11/15 | 1.4 AFA |
| Use: IRRIGATION FROM STORAGE | 03/15 To 11/15 | 1.4 AFA |
| Use: AESTHETIC               | 01/01 To 12/31 | 0.2 CFS |
| Use: AESTHETIC STORAGE       | 01/01 To 12/31 | 1.4 AFA |
| Use: DIVERSION TO STORAGE    | 01/01 To 12/31 | 0.2 CFS |
| Total Diversion:             |                | 0.2 CFS |

Date Filed: 02/21/2003

Place Of Use: IRRIGATION

T53N R02W S32 SWNE

Number of Acres 3

Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, AESTHETIC and AESTHETIC STORAGE same as IRRIGATION

**96-9124**

MARILYN G TWETE  
RODNEY A TWETE  
14386 TWETE RD  
ATHOL ID 83801

Point(s) of Diversion SESE S17 T53N R02W KOOTENAI County

Source BARKER CREEK Tributary To SINKS

|                              |                |          |
|------------------------------|----------------|----------|
| Use: IRRIGATION              | 04/01 To 11/01 | 0.12 CFS |
| Use: IRRIGATION STORAGE      | 01/01 To 12/31 | 0.5 AFA  |
| Use: IRRIGATION FROM STORAGE | 04/01 To 11/01 | 0.5 AFA  |
| Use: DOMESTIC                | 01/01 To 12/31 | 0.04 CFS |
| Use: RECREATION STORAGE      | 01/01 To 12/31 | 0.5 AFA  |
| Total Diversion:             |                | 0.16 CFS |

Date Filed: 02/20/2003

Place Of Use: IRRIGATION

T53N R02W S17 SESE

Number of Acres 6

Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, RECREATION STORAGE and DOMESTIC, same as IRRIGATION

Remark: Recreation use is for fishing and swimming.  
Domestic use is for 1 home.

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

03/24/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on ~~March 6 and 13, 2003~~

→ 04/21/03

MICACHECKED  
04/23/2003

Change to April 3 & 10/2003<sub>3</sub>

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,  
County of Kootenai,

MAE 17 2003

Denise Porter

IDM/P/North

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

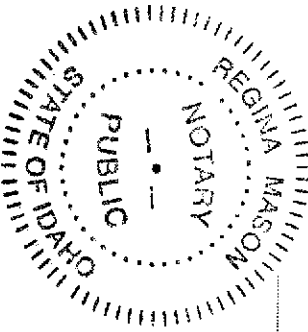
of which the annexed is a printed copy, was published in the regular issue of said newspaper for 2 consecutive days ending on the 8 day of March 20 03, and such publication was made as often during said period as said newspaper was regularly issued.

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

Personally appeared before me this 20 day of March

Regina Mason

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



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

95-9168

LEONARD O WALLACE  
1504 E PLAZA  
POST FALLS ID 83854

Point(s) of Diversion SWNE 823 T50N R05W KOOTENAI County  
Source SPRING Tributary To SINKS  
Use: DOMESTIC 01/01 To 12/31 0.01 CFS

Date Filed: 12/23/2002  
Total Diversion: 0.01 CFS

Place Of Use: DOMESTIC  
T50N R05W S23 SWNE  
Remark: Domestic use is for one home and shop.

95-9169

CITY OF COEUR D'ALENE  
PARK DEPARTMENT  
710 MULLAN AVE

COEUR D'ALENE ID 83814  
Point(s) of Diversion SENW S34 T51N R04W KOOTENAI County  
Source GROUND WATER  
Use: IRRIGATION 03/15 To 11/15 0.4 CFS

Date Filed: 12/27/2002  
Total Diversion: 0.4 CFS

Place Of Use: IRRIGATION  
T51N R04W S34 NWNE SWNE NENW SENW  
Number of Acres 10.5

95-9170

CITY OF COEUR D'ALENE  
PARK DEPARTMENT  
710 MULLAN AVE

COEUR D'ALENE ID 83814  
Point(s) of Diversion SENE 83 T50N R04W KOOTENAI County  
Source GROUND WATER  
Use: IRRIGATION 03/15 To 11/15 0.4 CFS

Date Filed: 12/27/2002  
Total Diversion: 0.4 CFS

Place Of Use: IRRIGATION  
T50N R04W S3 SWNE NESE  
Number of Acres 28.5

95-9171

CITY OF COEUR D'ALENE  
PARK DEPARTMENT  
710 MULLAN AVE

COEUR D'ALENE ID 83814  
Point(s) of Diversion NWNW S24 T50N R04W KOOTENAI County  
Source COEUR D'ALENE LAKE Tributary To SPOKANE RIVER  
Use: IRRIGATION 03/15 To 11/15 0.78 CFS

Date Filed: 12/27/2002  
Total Diversion: 0.78 CFS

Place Of Use: IRRIGATION  
T50N R04W S13 SESW  
T50N R04W S24 NENW NWNW  
Number of Acres 15.5

95-9172

NORTH IDAHO FAIR & RODEO  
4056 N GOVERNMENT WAY  
COEUR D'ALENE ID 83815

Point(s) of Diversion SWSW S36 T51N R04W KOOTENAI County  
Source GROUND WATER  
Use: IRRIGATION 05/01 To 10/31 0.33 CFS

Date Filed: 02/04/2003  
Total Diversion: 0.33 CFS

Place Of Use: IRRIGATION  
T51N R04W S36 SWSW  
Number of Acres 40

95-9173

RON CAVALLIN  
2888 E MURPHY RD  
COEUR D'ALENE ID 83815

Point(s) of Diversion SENE S18 T50N R03W KOOTENAI County  
Source GROUND WATER  
Use: IRRIGATION 03/15 To 11/15 0.06 CFS

Use: DOMESTIC 01/01 To 12/31 0.08 CFS  
Total Diversion: 0.14 CFS

Date Filed: 12/12/2003

Place Of Use: IRRIGATION  
T50N R03W S18 SENE

Number of Acres 3  
Place Of Use: DOMESTIC same as IRRIGATION

95-9174

H JAMES MACNUSON  
1250 NORTHWOOD CENTER COURT  
COEUR D'ALENE ID 83816

Point(s) of Diversion L2 (SENW) S10 T49N R04W KOOTENAI County  
Source COEUR D'ALENE LAKE Tributary To SPOKANE RIVER  
Use: IRRIGATION 03/15 To 11/15 0.02 CFS

Use: DOMESTIC 01/01 To 12/31 0.04 CFS  
Use: FIRE PROTECTION 01/01 To 12/31 0.2 CFS

Use: AESTHETIC 01/01 To 12/31 0.2 CFS  
Total Diversion: 0.2 CFS

Date Filed: 02/25/2003  
Place Of Use: IRRIGATION  
T49N R04W S10 SENW Lot2

Number of Acres 0.5  
Place Of Use: DOMESTIC, AESTHETIC and FIRE PROTECTION same as IRRIGATION

95-9123

RICK BURDETTE  
YOUNG BURDETTE  
13611 NUNN RD

Point(s) of Diversion SWNE S32 T53N R02W KOOTENAI County  
Source GREEN CREEK Tributary To SAGE CREEK  
Use: IRRIGATION 03/15 To 11/15 0.2 CFS

Use: IRRIGATION STORAGE 03/15 To 11/15 1.4 AFA  
Use: AESTHETIC 01/01 To 12/31 0.2 CFS  
Use: DIVERSION TO STORAGE 01/01 To 12/31 1.4 AFA

Date Filed: 02/21/2003  
Place Of Use: IRRIGATION  
T53N R02W S32 SWNE  
Number of Acres 3  
Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, AESTHETIC and AESTHETIC STORAGE same as IRRIGATION

95-9124

MARILYN G TWETE  
RODNEY A TWETE  
14386 TWETE RD

Point(s) of Diversion SESE S17 T53N R02W KOOTENAI County  
Source BARKER CREEK  
Use: IRRIGATION 04/05 To 11/01 0.12 CFS

Use: IRRIGATION STORAGE 01/01 To 12/31 0.5 AFA  
Use: IRRIGATION FROM 04/01 To 11/01 0.5 AFA  
STORAGE

Use: DOMESTIC 01/01 To 12/31 0.04 CFS  
Use: RECREATION STORAGE 01/01 To 12/31 0.16 CFS  
Total Diversion: 0.5 AFA

Date Filed: 02/20/2003  
Place Of Use: IRRIGATION  
T53N R02W S17 SESE

Number of Acres 6  
Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, RECREATION STORAGE and DOMESTIC, same as IRRIGATION

Remark: Recreation use is for fishing and swimming. Domestic use is for 1 home.  
Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42.208A, 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 03/24/2003. The protestant must also send a copy of the protest to the applicant.

Legal 266:1  
Mar. 1, 8, 2003

KARL J DREHER, Director

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

**95-9168**

LEONARD O WALLACE

1504 E PLAZA

POST FALLS ID 83854

Point(s) of Diversion SWNE S23 T50N R05W KOOTENAI County

Source SPRING Tributary To SINKS

Use: DOMESTIC 01/01 To 12/31 0.01 CFS

Total Diversion: 0.01 CFS

Date Filed: 12/23/2002

Place Of Use: DOMESTIC

T50N R05W S23 SWNE

Remark: Domestic use is for one home and shop.

**95-9169**

CITY OF COEUR D ALENE

PARK DEPARTMENT

710 MULLAN AVE

COEUR D ALENE ID 83814

Point(s) of Diversion SENW S34 T51N R04W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.4 CFS

Total Diversion: 0.4 CFS

Date Filed: 12/27/2002

Place Of Use: IRRIGATION

T51N R04W S34 NWNE SWNE NENW SENW

Number of Acres 10.5

**95-9170**

CITY OF COEUR D ALENE

PARK DEPARTMENT

710 MULLAN AVE

COEUR D ALENE ID 83814

Point(s) of Diversion SENE S3 T50N R04W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.4 CFS

Total Diversion: 0.4 CFS

Date Filed: 12/27/2002

Place Of Use: IRRIGATION

T50N R04W S3 SWNE NESE

Number of Acres 28.5

**95-9171**

CITY OF COEUR D ALENE

PARK DEPARTMENT

710 MULLAN AVE

COEUR D ALENE ID 83814

Point(s) of Diversion NWNW S24 T50N R04W KOOTENAI County

Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER

Use: IRRIGATION 03/15 To 11/15 0.78 CFS

Total Diversion: 0.78 CFS

Date Filed: 12/27/2002

Place Of Use: IRRIGATION

T50N R04W S13 SESW

T50N R04W S24 NENW NWNW

Number of Acres 15.5

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MICROFILMED

DEC 03 2003

**95-9172**

NORTH IDAHO FAIR & RODEO

4056 N GOVERNMENT WAY

COEUR D ALENE ID 83815

Point(s) of Diversion SWSW S36 T51N R04W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 05/01 To 10/31 0.33 CFS

Total Diversion: 0.33 CFS

Date Filed: 02/04/2003

Place Of Use: IRRIGATION

T51N R04W S36 SWSW

Number of Acres 40

**95-9173**

RON CAVALIN

2888 E MURPHY RD

COEUR D ALENE ID 83815

Point(s) of Diversion SENE S18 T50N R03W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.06 CFS

Use: DOMESTIC 01/01 To 12/31 0.08 CFS

Total Diversion: 0.14 CFS

Date Filed: 02/12/2003

Place Of Use: IRRIGATION

T50N R03W S18 SENE

Number of Acres 3

Place Of Use: DOMESTIC same as IRRIGATION

**95-9174**

H JAMES MAGNUSON

1250 NORTHWOOD CENTER COURT

COEUR D ALENE ID 83816

Point(s) of Diversion L2 (SENW) S10 T49N R04W KOOTENAI County

Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER

Use: IRRIGATION 03/15 To 11/15 0.02 CFS

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

Use: FIRE PROTECTION 01/01 To 12/31 0.2 CFS

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

Total Diversion: 0.2 CFS

Date Filed: 02/25/2003

Place Of Use: IRRIGATION

T49N R04W S10 SENW Lot 2

Number of Acres 0.5

Place Of Use: DOMESTIC, AESTHETIC and FIRE PROTECTION same as IRRIGATION

Remark: Domestic use is for one home

**CONTINUED ON NEXT PAGE**

MICROFILM

DEC 03 2003

**96-9123**

RICK BURDETTE  
YOUNG BURDETTE  
13611 NUNN RD  
ATHOL ID 83801

Point(s) of Diversion SWNE S32 T53N R02W KOOTENAI County

Source GREEN CREEK Tributary To SAGE CREEK

|                              |                |         |
|------------------------------|----------------|---------|
| Use: IRRIGATION              | 03/15 To 11/15 | 0.2 CFS |
| Use: IRRIGATION STORAGE      | 03/15 To 11/15 | 1.4 AFA |
| Use: IRRIGATION FROM STORAGE | 03/15 To 11/15 | 1.4 AFA |
| Use: AESTHETIC               | 01/01 To 12/31 | 0.2 CFS |
| Use: AESTHETIC STORAGE       | 01/01 To 12/31 | 1.4 AFA |
| Use: DIVERSION TO STORAGE    | 01/01 To 12/31 | 0.2 CFS |
| Total Diversion:             |                | 0.2 CFS |

Date Filed: 02/21/2003

Place Of Use: IRRIGATION

T53N R02W S32 SWNE

Number of Acres 3

Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, AESTHETIC and AESTHETIC STORAGE same as IRRIGATION

**96-9124**

MARILYN G TWETE  
RODNEY A TWETE  
14386 TWETE RD  
ATHOL ID 83801

Point(s) of Diversion SESE S17 T53N R02W KOOTENAI County

Source BARKER CREEK Tributary To SINKS

|                              |                |          |
|------------------------------|----------------|----------|
| Use: IRRIGATION              | 04/05 To 11/01 | 0.12 CFS |
| Use: IRRIGATION STORAGE      | 01/01 To 12/31 | 0.5 AFA  |
| Use: IRRIGATION FROM STORAGE | 04/01 To 11/01 | 0.5 AFA  |
| Use: DOMESTIC                | 01/01 To 12/31 | 0.04 CFS |
| Use: RECREATION STORAGE      | 01/01 To 12/31 | 0.5 AFA  |
| Total Diversion:             |                | 0.16 CFS |

Date Filed: 02/20/2003

Place Of Use: IRRIGATION

T53N R02W S17 SESE

Number of Acres 6

Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, RECREATION STORAGE and DOMESTIC, same as IRRIGATION

Remark: Recreation use is for fishing and swimming.  
Domestic use is for 1 home.

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 03/24/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on March 6 and 13, 2003

MICHAEL L. L...

DEC 03 2003

**Ball, Dianne**

**From:** Hennekey, Ray [rhennekey@IDFG.STATE.ID.US]  
**Sent:** Wednesday, March 12, 2003 7:36 AM  
**To:** diane ball (E-mail)  
**Cc:** Tourtlotte, Greg; Grunder, Scott; Robertson, Cindy; Servheen, Gregg; Trent, Tracey; Vernholm, Terry  
**Subject:** Water rights applications comments

March 12, 2003

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

*Ep on  
Computer  
dp*

*Via email to Diane Ball:*

REFERENCE: Applications for the following water rights permits: #96-9123 BURDETTE; # 96-9125 DENIO; # 95-9175 GROSS; and # 95-9176 BRUYA, LLC

We have reviewed the above named applications for water rights. Burdette requests a right for 1.4 acre feet from Green Creek for irrigation and aesthetics; Denio requests 0.04 cfs from Lake Pend Oreille for domestic use; Bruya, LLC requests 0.04 cfs from Hayden Lake for domestic use; and Gross requests 0.05 cfs from Lake Coeur d'Alene for irrigation.

We have no specific objections or comments about the above applications. However, water lines and pumps are an encroachment in lakes and rivers that can be detrimental to fish and fish habitat. Applicants should obtain necessary encroachment permits from Idaho Department of Lands before installing diversion structures, water lines and pumps in state waters.

We recommend that applicants install lines beneath the lake, river or stream during low water periods when underwater excavation will be minimized. Dug materials should be sidecast to only one side and the bottom contour and substrate restored. Any unburied sections of the line should be anchored on the bottom to prevent it from floating and interfering with boat anchors or anglers' lines or capturing debris. The applicant should also provide a smooth cover for the pump to avoid interference with boat anchors or anglers' lines and to avoid capturing debris. It would be preferable to place pumps on land rather than in the water.

Diversions or water intakes should be screened to prevent entrainment or impingement of fish. The maximum screen mesh size should be 0.25 inches; approach velocities should not exceed 0.5 ft/second to prevent losses of juvenile fish.

Thank you for the opportunity to comment.

Ray Hennekey  
 Environmental Staff Biologist

C: IDFG NRPB, Boise; Greg Tourtlotte, IDFG

*MICHAEL*  
 REC 3 13 2003

3/12/2003



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

February 26, 2003

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

LEGAL NOTICE DEPARTMENT

COEUR D ALENE PRESS

201 N 2<sup>ND</sup>

COEUR D ALENE ID 83814

FAXED TO JEN PORTER at 664-0212

PLEASE FAX PROOF PRIOR TO PUBLICATION.

*4 pages total*

RE: Application for Permit No.95-9168, 95-9169, 95-1970, 95-9171, 95-9172, 95-9173,  
95-9174, 96-9123 and 96-9124

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (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 03/24/2003. Your cooperation is GREATLY appreciated.

*Thanks*

Thanks, and have a simply wonderful day.

Sincerely

*Dianne*

Dianne Ball  
Administrative Assistant

MICROFILMED

SEP 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**

**DIRK KEMPTHORNE**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

February 26, 2003

RICK BURDETTE  
YOUNG BURDETTE  
13611 NUNN RD  
ATHOL ID 83801

RE: Application for Permit No 96-9123

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the Coeur d'Alene Press on March 6 and 13, 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 J. DREHER

DEC 6 3 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**

February 24, 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

Application to Permit No. 96-9123

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, (on or before March 13, 2003). If you prefer to respond by e-mail, my e-mail address [dball@idwr.state.id.us](mailto: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)

MICROFILMED

APR 9 3 2003

State of Idaho  
Department of Water Resources  
Application for Permit  
**RECOMMENDATION FORM**

Application for Permit No 96-9123  
Applicant's Name: RICK BURDETTE  
13611 NUNN RD  
ATHOL ID 83801

YOUNG BURDETTE  
13611 NUNN RD  
ATHOL ID 83801

Recommendation:

- a) ☐ I do not oppose approval of this application.
- b) ☐ I do not oppose approval of this application if it is conditioned as follows:
- c) ☐ I oppose approval of this application for the following reasons:
- d) ☐ Additional Comment:

Dated this \_\_\_\_\_ day of \_\_\_\_\_,

\_\_\_\_\_  
Signature

MICROFILMED

1997 03 2003

# Idaho Department of Water Resources Receipt

Receipt ID N015468

|                |          |               |                      |        |          |        |  |
|----------------|----------|---------------|----------------------|--------|----------|--------|--|
| Payment Amount | \$100.00 | Date Received | 2/21/2003 4:28:13 PM | Region | Northern | Status |  |
| Payment Type   | Check    | Check Number  | 3336                 |        |          |        |  |

Payer BURDETTE, YOUNG

Comment Application for Permit

## Fee Detail

| Amount   | Description | Fund | FD | PCA   | SO   |
|----------|-------------|------|----|-------|------|
| \$100.00 | PERMITS     | 0229 | 21 | 65103 | 1155 |

\_\_\_\_\_  
Signature Line (Dept. Representative)

MICAS

APR 03 2003