

No Color
Documents
In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED

NOV - 3 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. 96-9112 Telephone No. 850-267-9477
2. Name of Permit Holder(s): MS Lead (MAC) & ABBY MORGAN
3. Mailing Address: 204 Masters Court
City Santa Rosa Beach State FL Zip 32459
4. Source of Water: Pan Oreille 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): home / guest house 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 ✓
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: Abby Morgan Telephone Number: 850-267-9477
Address: 204 Masters Court, SRB, FL 32459

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: Abby Morgan
(include your title, if on behalf of company or organization)

Date: 10/27/03

MICROFILMED

APR 21 2004

Database updated with new address 1/5/04. dp

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09112

Priority: August 27, 2002

Maximum Diversion Rate: 0.04 CFS

This is to certify, that MC LEOD MORGAN And
ABBY MORGAN
PO BOX 5
HOPE ID 83836

have applied for a permit to appropriate water from:

Source: PEND OREILLE LAKE Tributary: PEND OREILLE RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

PEND OREILLE LAKE SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 33, Twp 57N, Rge 01E, B.M. BONNER County

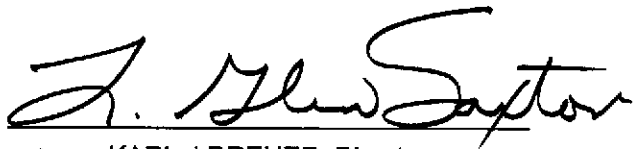
PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
57N 01E 33																X	
57N 01E 34											X						

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before December 1, 2003.
2. Subject to all prior water rights.
3. Domestic use is for 1 home.
4. Place of use is located within Lot 19, Wasoonta Island Lake Lots.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 21st day of November, 2002.


for KARL J DREHER, Director

MICROFILMED

MAR 26 2003

70156

Ident. No. 96-9112

RECEIVED
NOV 20 2002STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMITRECEIVED
AUG 27 2002
IDWR/North

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of Applicant McLeod + Abby Morgan Phone 208-264-2003
Mailing address P.O. Box 5, Hope, Id. 83836
2. Source of water supply Lake Pend Oreille Lake which is a tributary of Columbia River
Pend Oreille River
3. Location of point of diversion is Township 57N Range 1E Sec. 33 in the SE 1/4, SE 1/4, Govt. Lot _____, B.M., Bonner County;

additional points of diversion if any: AKA Pend Oreille Placer US Survey 786
In a sub-division wascata + island Lake Lots - Lesstax4

4. Water will be used for the following purposes:

RP00484002019CA

- Amount 0.04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) _____ 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 pump used to pump
lake water from lake to house through a 6" carrier with 2" poly.
- 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 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. One house
- e. Other; describe fully. _____

MICROFILMED

JAN 2 5 1993

Preliminary check by 063 Date 8/27/06 15240

File No. 17571
Policy No. 1115328

EXHIBIT "A"

IN THE STATE OF IDAHO, COUNTY OF BONNER

Lot 19, Block 2 of WASOONTA ISLAND LAKE LOTS, according to the plat thereof, recorded in Book 2 of Plats, Page 144, records of Bonner County, Idaho.

ALSO the land lying between the sidelines of said lot extended to the shore of Lake Pend Oreille;

EXCEPTING THEREFROM that portion of Lot 19, Block 2 of WASOONTA ISLAND LAKE LOTS, according to the plat thereof, recorded in Book 2 of Plats, Page 144, records of Bonner County, Idaho, described as follows:

Beginning at the Southeasterly corner of Lot 19;

thence North 79 degrees 34' West, a distance of 105.73 feet;

thence North 10 degrees 56' East, a distance of 25.00 feet;

thence South 79 degrees 34' East, a distance of 106.91 feet;

thence South 12 degrees 0' West, a distance of 25.01 feet to the point of beginning.

ALSO the land lying between the sidelines extended Westerly to the shore of Lake Pend Oreille.

MICROFILMED

MAR 2 6 2000

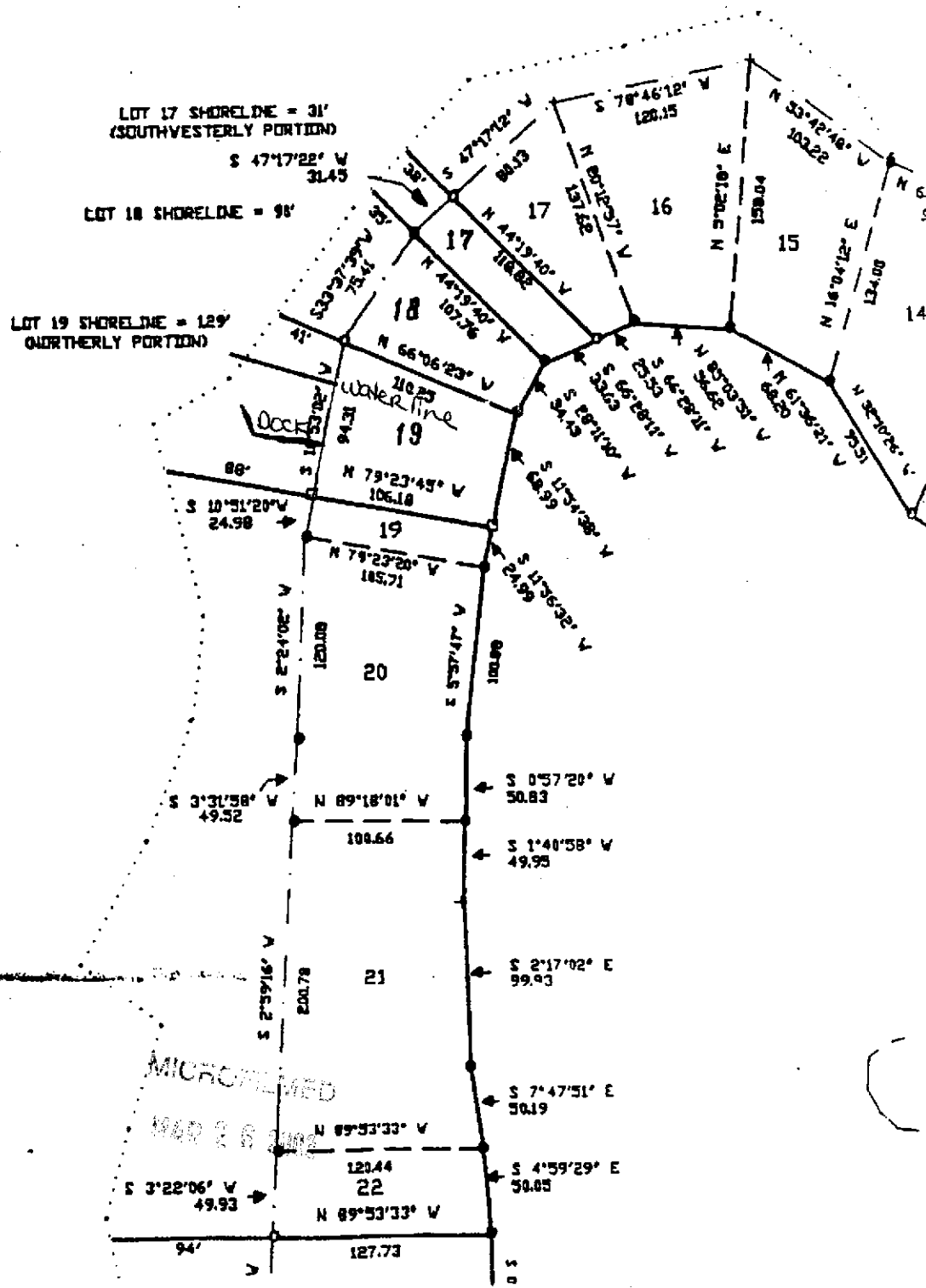


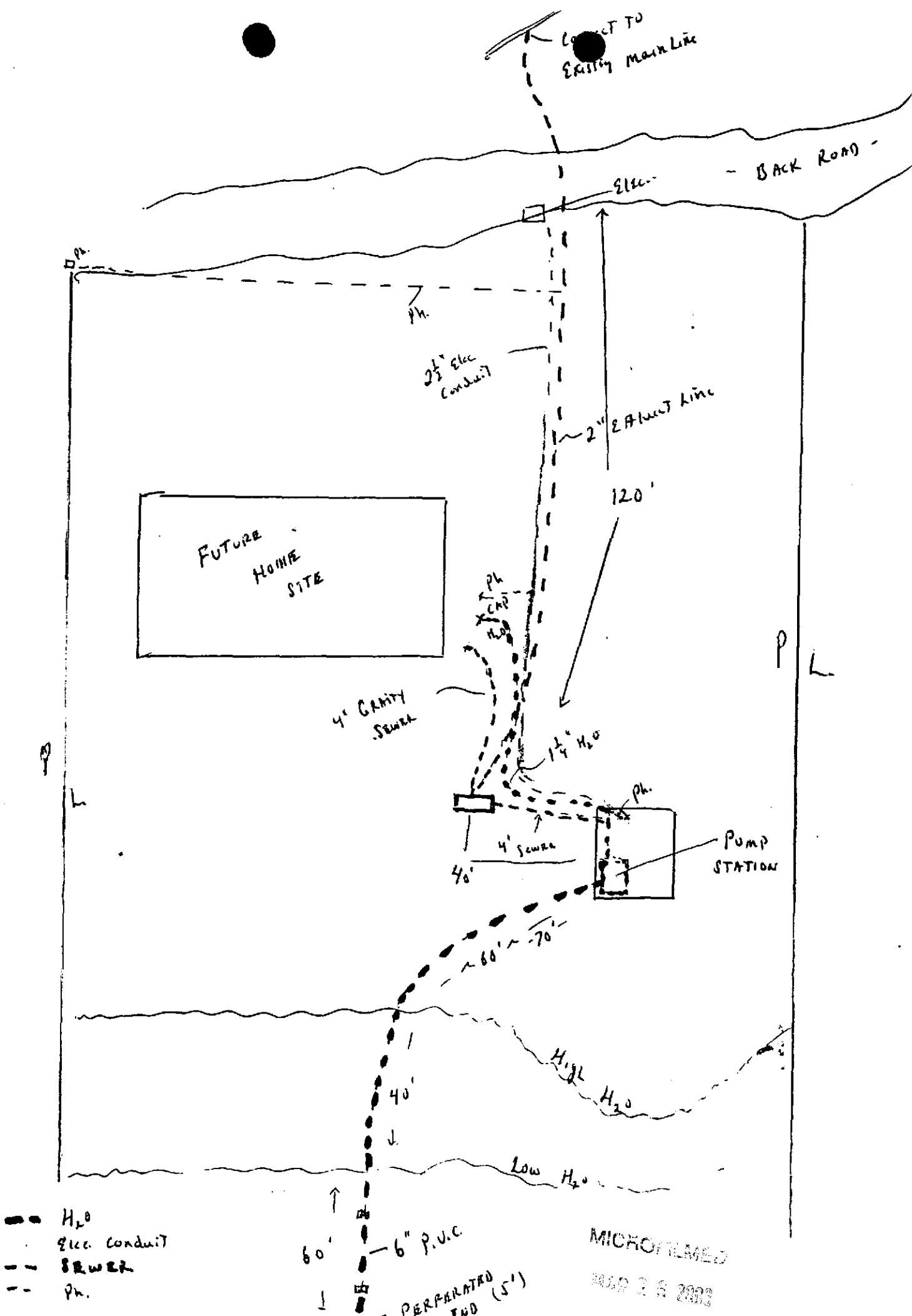
SCALE 1" = 100'
MAG. DEC. N21°E



W. M. S. Lead
MORGAN

Lot 19
MORGAN





- H₂O
- Elec. Conduit
- SEWER
- Ph.

MICROFILMED
 MAR 25 2003

PERFORATED END (5')



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 16, 2004

MC LEOD MORGAN
ABBY MORGAN
204 MASTERS COURT
SANTA ROSA BEACH FL 32459

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-9112

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, or at the department's website at: www.idwr.state.id.us.

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.)

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APR 2 1 2004

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 96-9112

Reviewed By: dgibson

Date: January 15, 2004

	<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.:		N015240, C071453	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		11/03/2003
Date proof due	-	12/01/2003
Lapse notice sent	-	
No. of days late	=	0
Holiday allowance	+	
Priority date	+	08/27/2002
New priority date	=	08/27/2002

Deficiencies of Actions Items

Acknowledge proof. Update address info.

U.S. Postal Service

CERTIFIED MAIL RECEIPT

(Domestic Mail Only; No Insurance Coverage)

OFFICIAL USE

Postage

\$

Certified Fee

Return Receipt Fee
(Endorsement Required)

Restricted Delivery Fee
(Endorsement Required)

Total Postage & Fees

\$

10/10/03
Postmark
Here

MICROFILMED
APR 21 2004

Sent To

McLeod Morgan

Street, Apt. No., or PO Box No.

204 Masters Ct.

City, State, ZIP+

Santa Rosa Beach FL 32459

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may **ONLY** be combined with First-Class Mail or Priority Mail.
- Certified Mail is *not* available for any class of international mail.
- **NO INSURANCE COVERAGE IS PROVIDED** with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "*Restricted Delivery*".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

MC LEOD MORGAN
 ABBY MORGAN
 204 MASTERS CT
 SANTA ROSA BEACH FL
 32459-4199

96-9112

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2. Article Number (Copy from service label)

7000 1670 0011 3314 1688 2 1 2004

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Name) B. Date of Delivery

A. MORGAN

10/14/93

C. Signature

X Abby Morgan

☐ Agent

☐ Addressee

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail

☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

- Sender: Please print your name, address, and ZIP+4 in this box.

RECEIVED

OCT 20 2003

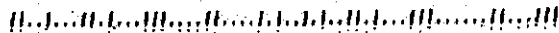
Department of Water Resources

IDAHO DEPT OF WATER
RESOURCES
ATTN DEBORAH GIBSON
1301 N ORCHARD ST
BOISE ID 83706

MICROFILMED

APR 21 2004

3706+2237



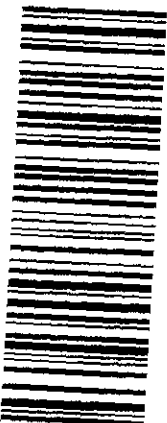
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

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

Return Service Requested

REGISTERED MAIL



7000 1670 0011 3314 1744

RECEIVED

OCT - 8 2003

Department of Water Resources

MICROFILMED

APR 21 2004

MORGAN 030302013 1802 04 10/03/03
RETURN TO SENDER
MORGAN 204 MASTERS CT
SANTA ROSA BEACH FL 32459-4199
RETURN TO SENDER

September 30, 2003

MC LEOD MORGAN
ABBY MORGAN
PO BOX 5
HOPE, ID 83836

PROOF DUE NOTICE

RE: PERMIT NO. 96-9112

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 December 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.

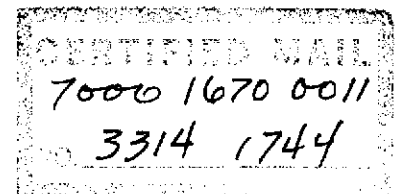
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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



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APR 23 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

November 21, 2002

MC LEOD MORGAN
ABBY MORGAN
PO BOX 5
HOPE ID 83836

RE: Permit No. 96-9112

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.

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.

MICROFILMED
MAR 26 2003

If you have any questions, please contact me at 208-327-5452.

Sincerely,

A handwritten signature in cursive script that reads "Sharla R. Curtis".

Sharla R. Curtis

Sr. Water Resource Agent

SRC:klt

Enclosure(s)

MICROFILMED

APR 26 2003

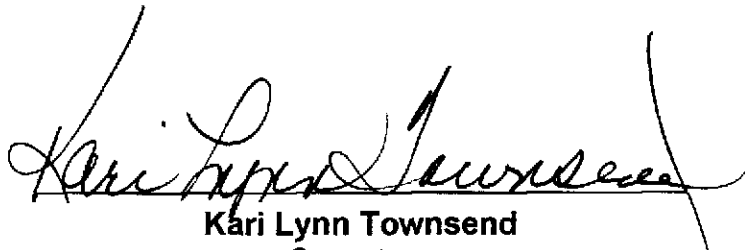
CERTIFICATE OF SERVICE

I hereby certify that on November 21, 2002 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.

96-9112

**MC LEOD MORGAN
ABBY MORGAN
PO BOX 5
HOPE ID 83836**



**Kari Lynn Townsend
Secretary**

MICROFILMED

MAR 26 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).

MICROFILMED

MAR 26 2003

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.

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

W.R. # 96-9112

APPLICATION ID # 70156

ENT. 9/10/02 BCA 4 OK to Publish 9/10/02

INITIAL REVIEW

APPLICANT: Morgan BY: RMT DATE: 9/10/02

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

NOV 20 2002

Department of Water Resources

PROCESSING

(Yes)(No)

PRIORITY DATE: 8/27/02

(Include Moratorium Remark)

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

ADVERTISE IN:

Bonner

Count:

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
() Power Information () Other: _____

INFORMATION RECEIVED:

- () Dam Information () Fish Information
() Power Information () Other: _____

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 # _____

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 _____
☒ Affidavit of publication received _____
☒ Application published correctly. If not, record action taken: _____

- 9/11 Publication dates and paper recorded on application _____ | Sr. Agent initial _____
☒ Protests received, Final protest date: 10/7/02
☒ Measuring device required _____
☒ Measuring port required _____
☒ Special conditions: _____
☒ Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by:

RMT

Date: 11/18/2002

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 19 day of Sept., 2002

and ending on the 31st day of Sept., 2002

and that said notice was published in said newspaper.

On this 31st day of Sept. in the year

of 2002, 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.

Carolyn K. Inge
Notary Public for Idaho
Residing at Sandpoint
My commission expires: 8/06

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

96-9110

ROSS A FALCONER
SHEILA FALCONER
3139 N 10TH ST
COEUR D'ALENE ID 83815
Point(s) of Diversion
NESWSE S6 T54N
R02W BONNER County
Source GROUND WATER

Use: DOMESTIC 01/01
To 12/31 0.04 CFS
Total Diversion: 0.04
CFS
Date Filed: 08/05/2002
Place Of Use: DOMESTIC
T54N R02W S6 SWSE

Remark: Domestic use is for 1 home.

96-9112

MC LEOD MORGAN
ABBY MORGAN
PO BOX 5
HOPE ID 83836
Point(s) of Diversion SESE
S33 T57N R01E BON-
NER County
Source PEND OREILLE LAKE
Tributary To PEND OREILLE
RIVER

Use: DOMESTIC 01/01 ek
To 12/31 0.04 CFS
Total Diversion: 0.04
CFS

Date Filed: 08/27/2002
Place Of Use: DOMESTIC
T57N R01E S33 SESE
T57N R01E S34 SWSW

Remark: 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

10/07/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director
Legal 3752
Sept. 19, 26, 2002

MICROFILMED

SEP 19 2002

Dianne Beel

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

96-9110
ROSS A FALCONER
SHEILA FALCONER
9139 N 10TH ST
COEUR D'ALENE ID 83815
Point(s) of Diversion
NESWSE S6 T54N
R02W BONNER County
Source GROUND WATER

Use: DOMESTIC 01/01
To 12/31 0.04 CFS
Total Diversion: 0.04
CFS
Date Filed: 08/05/2002
Place Of Use: DOMESTIC
T54N R02W S6 SWSE

Remark: Domestic use is for 1 home.

96-9112
MC LEOD MORGAN
ABBY MORGAN
PO BOX 5
HOPE ID 83838
Point(s) of Diversion SESE
S33 T57N R01E BON.
NER County
Source PEND OREILLE LAKE
Tributary To PEND OREILLE
RIVER
Use: DOMESTIC 01/01
To 12/31 0.04 CFS
Total Diversion: 0.04

CFS
Date Filed: 08/27/2002
Place Of Use: DOMESTIC
T57N R01E S33 SESE
T57N R01E S34 SWSW
Remark: Domestic use is for 1 home.

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KARL J DREHER, Director
Legal 3752
Sept. 19, 26, 2002

Proof:

Pls call Carolyn at
263-9534 with any
changes ASAP

Thanks

Carolyn

RECEIVED

SEP 16 2002

Department of Water Resources

9/16/02
Dreher
D

MICROFILMED

SEP 26 2003

Ball, Dianne

From: Ball, Dianne
Sent: Friday, September 13, 2002 1:45 PM
To: Legal Notices-Bonner Co Daily Bee (E-mail)
Subject: Legal notice for publication on 9/19 and 9/26/02

Sheri, regarding the legal notice I forwarded to you on Wednesday, will you please send me a proof on that when you get it ready, before it runs? Thank you very much. That way I can check it out to make sure I didn't miss something.

Thanks ever so much, and I trust your day today is good - at least it is Friday!! So - have a great weekend.

Being happy doesn't mean everything's perfect.

It means you've decided to see beyond the imperfections. Dianne

MICROFILMED

MAR 26 2003

9/13/2002

Ball, Dianne

From: SJones@cdapress.COM
Sent: Thursday, September 12, 2002 8:11 AM
To: dball@idwr.state.id.us
Subject: Re: Legal notice for publication on 9/19 and 9/26/02

96-9112

Good Morning,

I received your email & it will run as requested. I'm sorry I didn't get back to you yesterday, but I was very Stressed! & not feeling so blessed, but today is bound to be 500% better.

Have a wonderful Day.
Sheri

From: "Ball, Dianne" <dball@idwr.state.id.us>
To: "Legal Notices-Bonner Co Daily Bee (E-mail)" <sjones@cdapress.com>
Subject: Legal notice for publication on 9/19 and 9/26/02
Date: Wed, Sep 11, 2002, 11:58 AM

Good day to you, Sheri.

Attached you will find a Cover Letter, and a Legal Notice which we request that you publish on 9/19 and 9/26/02.

If you have ANY questions, please give me a call.

Please acknowledge receipt of this e-mail.

Thanks very much. Always a pleasure working with you.

Too blessed to be stressed....

Dianne

Dianne Ball, Administrative Assistant
Idaho Department of Water Resources
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814
Phone 208-769-1450 FAX 208-769-1454

MICROFILMED

SEP 26 2002

9/12/2002

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, September 10, 2002 4:59 PM
To: Ray Hennekey IDFG Cd'A (E-mail)
Subject: 96-9112 - Morgan WR App needing your comments



Document1.TIF

*PI ase send us your comments by October 7, 2002.

Thanks again for your prompt response, and have a great day.

Dianne Ball
Administrative Assistant
Idaho Department of Water Resources
1910 Northwest Blvd., Suite 210
Coeur d'Alene ID 83814
Phone: 208-769-1450 FAX 769-1454

No comment as of 10/4

MICROFILMED
SEP 21 2003

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

96-9110

ROSS A FALCONER
SHEILA FALCONER

3139 N 10TH ST
COEUR D'ALENE ID 83815

Point(s) of Diversion NESWSE S6 T54N R02W BONNER County

Source GROUND WATER

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

Total Diversion: 0.04 CFS

Date Filed: 08/05/2002

Place Of Use: DOMESTIC

T54N R02W S6 SWSE

Remark: Domestic use is for 1 home.

96-9112

MC LEOD MORGAN
ABBY MORGAN
PO BOX 5
HOPE ID 83836

Point(s) of Diversion SESE S33 T57N R01E BONNER County

Source PEND OREILLE LAKE Tributary To PEND OREILLE RIVER

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

Total Diversion: 0.04 CFS

Date Filed: 08/27/2002

Place Of Use: DOMESTIC

T57N R01E S33 SESE

T57N R01E S34 SWSW

Remark: 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 10/07/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published in Bonner County Daily Bee on 9/19 and 9/26/02

MICHAEL

MAY 26 2003



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

September 11, 2002

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

emailed to Sheri Jones - sjones@cdapress.com
9/11/02 Please **REPLY** to acknowledge receipt
Thanks very much. Dianne

RE: Applications for Permit Nos. 96-9110 and 96-9112

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 10/07/2002. Your cooperation is greatly appreciated.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

MICHAEL J. BALL

SEP 16 2002



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

September 11, 2002

MC LEOD MORGAN
ABBY MORGAN
PO BOX 5
HOPE ID 83836

RE: Application for Permit No 96-9112

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 Bonners Ferry Herald on September 19 and 26, 2002. 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

Enclosure(s) - Receipt No. N015240

MICROFILMED

MAR 26 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**

September 10, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

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

*Scanned & e-mailed to
Ray 9/10/02*

Application to Permit No. 96-9112 - Morgan

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 from date of receipt of this request.

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

Sincerely,

Dianne Ball
Administrative Assistant

Enclosure(s)

RECEIVED

SEP 13 2002

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

Application for Permit No 96-9112

Applicant's Name: MC LEOD MORGAN
PO BOX 5
HOPE ID 83836

ABBY MORGAN
PO BOX 5
HOPE ID 83836

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

RECORDED

APR 18 2000