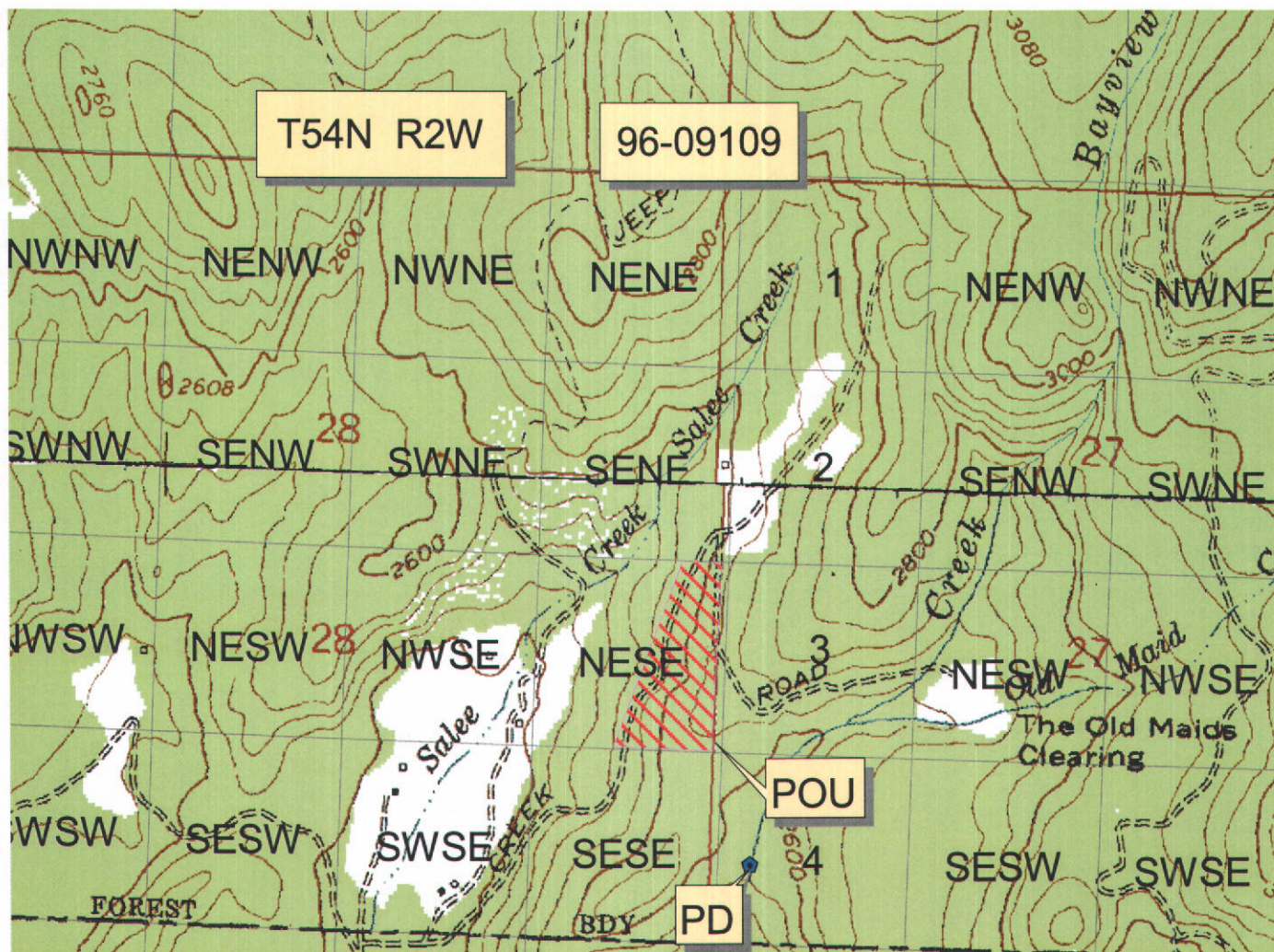




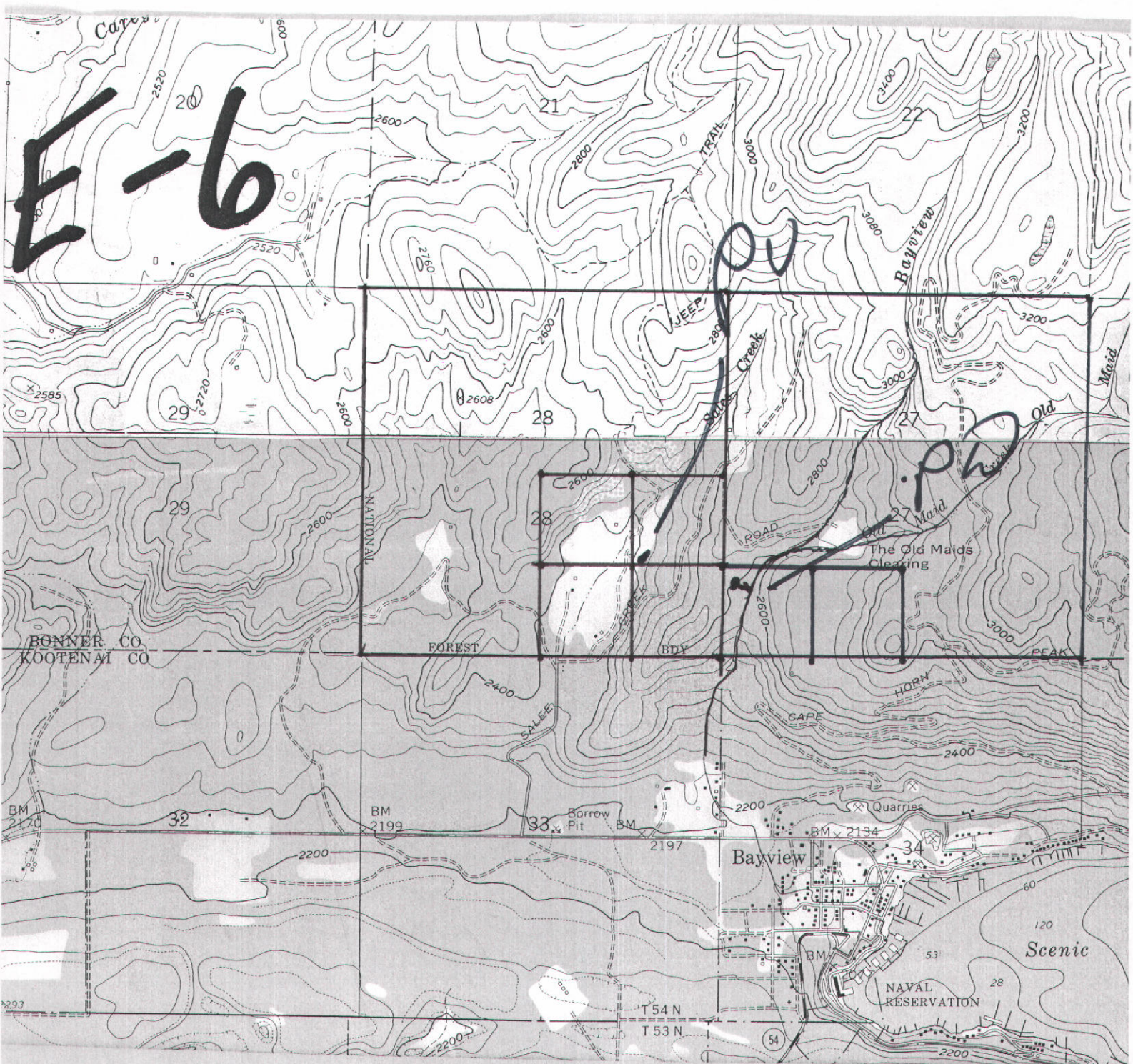
Unknown Units: View1

- GCDB54N02W GCDB
- POD- ApplicationApplication POD
- Application POU
- POD PermitPermit POD
- POU-PermitsPermit POU
- T54n02w.shp

MICROFILMED

MAR 26 2003





Dolan 54N-02W-28
96-9109 +27

MICROFILMED
APR 06 2004



pu



pu

96-09109

Dolan

MICROFILMED
APR 06 2004

COLÈUM D'ALÈNE DI STACCI

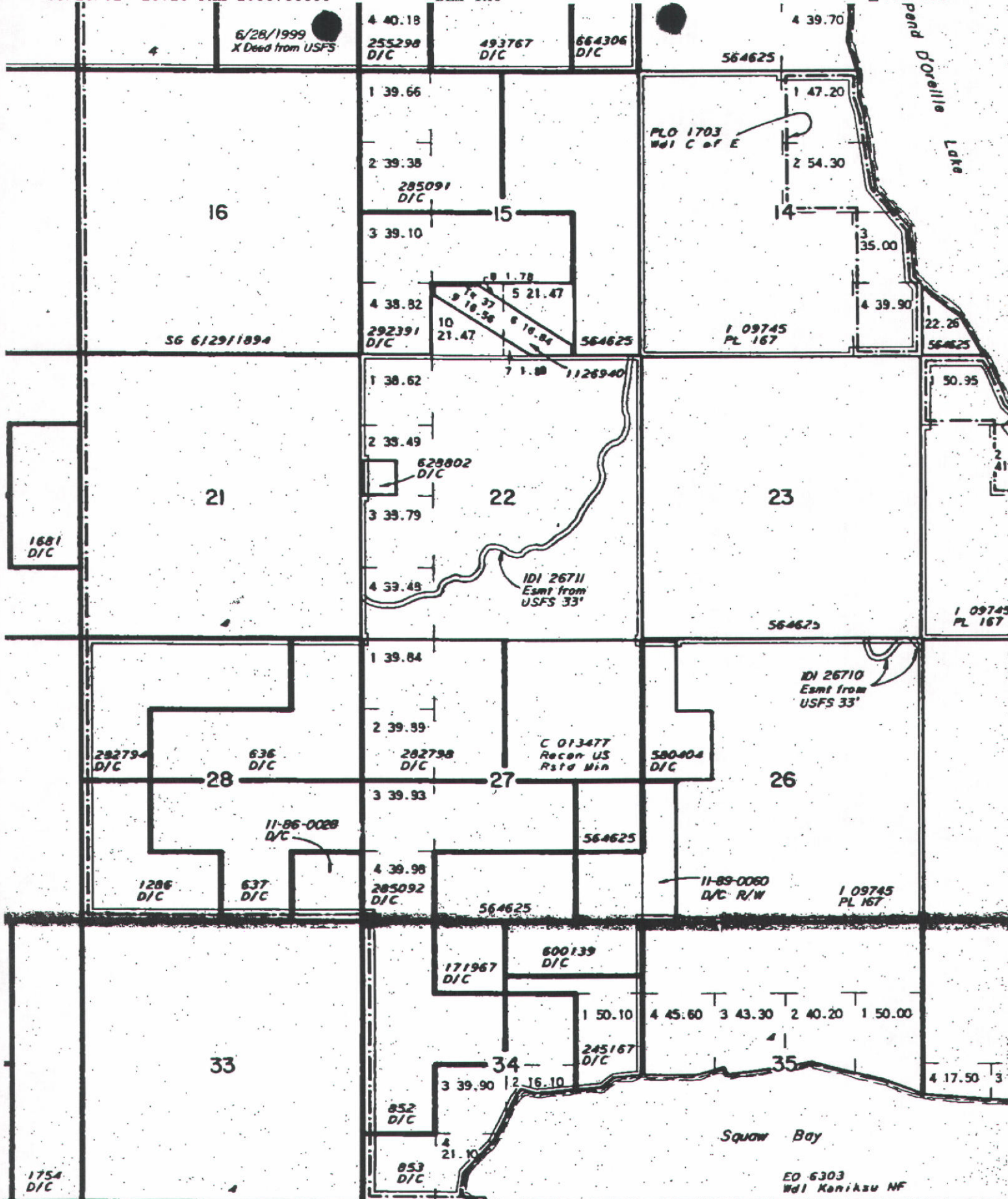
MT PLAT

[illegible]

USE PLATE:



MICROFILMED
MAR 26 2003



T 54N R 02W S

MAR 26 2003

SCALE in Chains



WARNING STATEMENT

This plat is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Records hereon do not reflect title changes which may have been effected by lateral movements of rivers or other bodies of water. Refer to the original records for title.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED

DEC - 2 2002

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. 96-9109 Telephone No. 208-683-0753
2. Name of Permit Holder(s): EUGENE W. DOLAN
3. Mailing Address: P.O. Box 513 1040 Saler Creek Rd.
City BAYVIEW State ID Zip 83803
4. Source of Water: Bayview Creek If **GROUNDWATER** (well), Date Drilled: mo. _____ / yr. _____
Well Driller: _____ Drilling Permit Number: _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 1 Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: _____ 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: EUGENE W. DOLAN Telephone Number: 208-683-0753
Address: 1040 Saler Creek Rd. Bayview ID 83803
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: _____

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

Date: Nov. 25, 2002

MICROFILMED

MAR 25 2003

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09109

Priority: July 15, 2002

Maximum Diversion Rate: 0.06 CFS

This is to certify, that EUGENE W DOLAN
PO BOX 513
BAYVIEW ID 83803

has applied for a permit to appropriate water from:

Source: BAYVIEW CREEK

Tributary: LAKE PEND OREILLE

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
STOCKWATER	01/01 to 12/31	0.02 CFS

LOCATION OF POINT(S) OF DIVERSION:

Bayview Creek L4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 27, Twp 54N, Rge 02W, B.M. BONNER County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
54N 02W 28													X				

PLACE OF USE: DOMESTIC, same as Stockwater

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. This right does not grant any right-of-way or easement across the land of another.
4. Stockwater use is for 10 -15 range cattle.
5. Domestic use is for 1 home.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of

the Director, affixed at Boise, this 20th day of November, 2002.


for **KARL J DREHER, Director**

MICROFILMED

MAR 25 2003

RECEIVED
MAY 16 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 96-9109
RECEIVED
MAY 24 2002
IDWR/North

RECEIVED
NOV 19 2002

Department of Water Resources

To appropriate the public waters of the State of Idaho

714-318-1894
208-683-0753

1. Name of applicant Eugene W. Dolan Phone 208-683-0753
Post office address P.O. Box 513 Bayview, Id. 83803
2. Source of water supply BAYVIEW Creek which is a tributary of TO LAKE PEND OREIL
3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of 27 $\frac{1}{4}$, Govt. Lot 54N
Sec. 27 Township 54N Range 2W B.M. Bonner County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for Stock 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)
5. Total quantity to be appropriated is (a) 0.06 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump and motor is on
A adjacent To Creek (already is Stalled along with 1" & 1 1/4 inch
along will pour his completed 93
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
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 MICROFILMED;
Well was drilled for (well owner) _____
MAY 23 2002
7. Time required for the completion of the works and application of the water to be proposed beneficial use is.
1 year 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. 1 inch dia x 1 1/4 inch dia x 1.5 inch tall 1983 - Backwood

As Sister is still 93 (joining David (96-8019). around building a cabin for permanent residence - will be completed this year.

Hand (96-6887)

9. Description of place of use:

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

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

ponding place of use below. See instructions for standard symbols.

[illegible]

Total number of acres to be irrigated -

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

It is to be preserved as a historical record of the work of the Commission.

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 this filing.

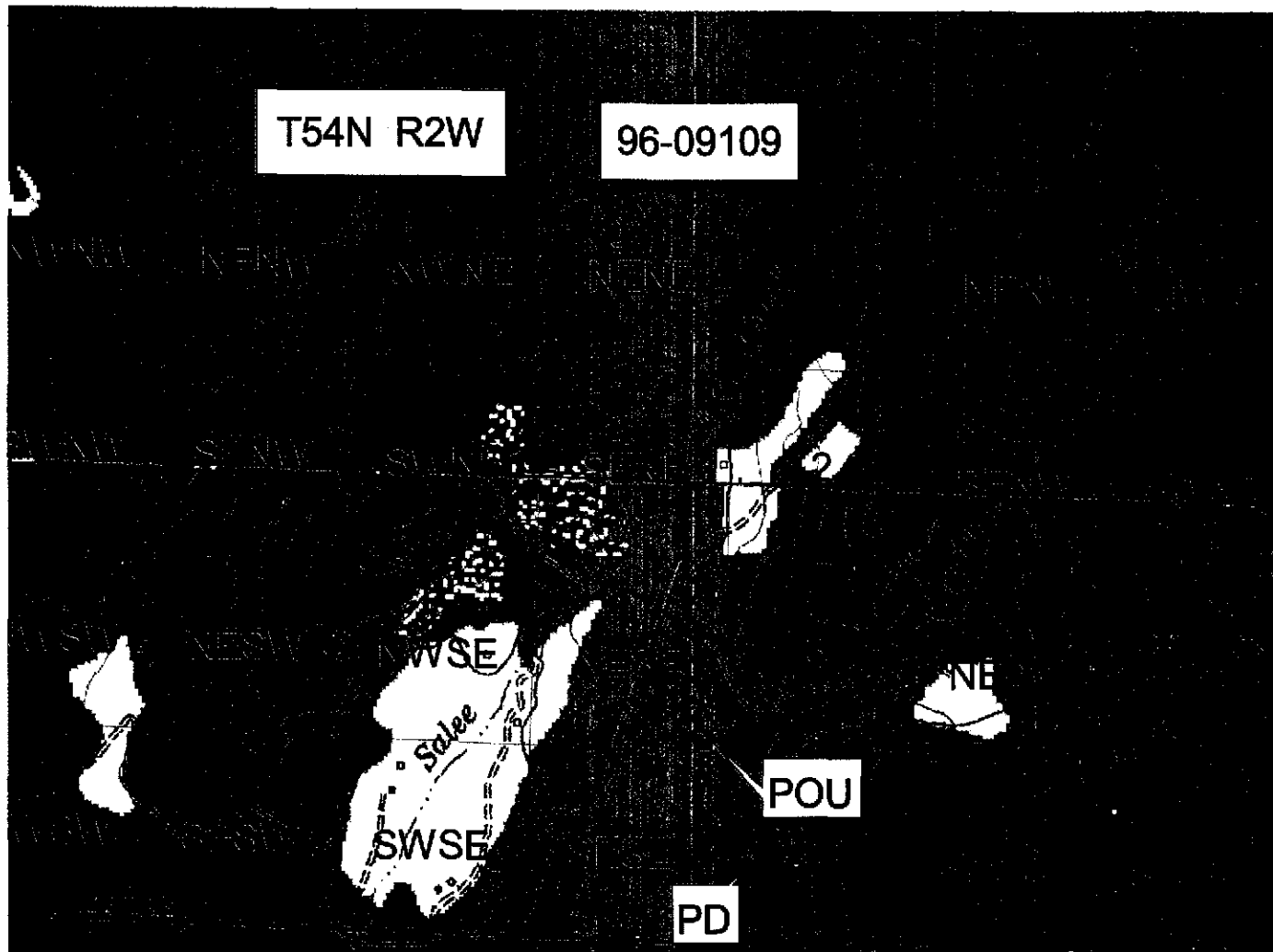
12. Remarks:

marks: _____

Ravi has provided an assurance over his property to Navin who is also providing and securing a collateral bond.

T54N R2W

96-09109

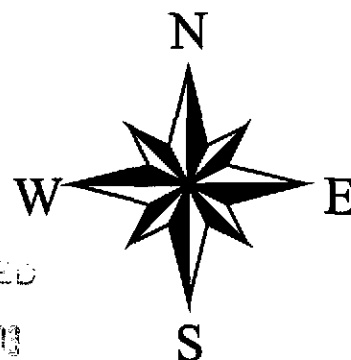


GCDB54N02W GCDB

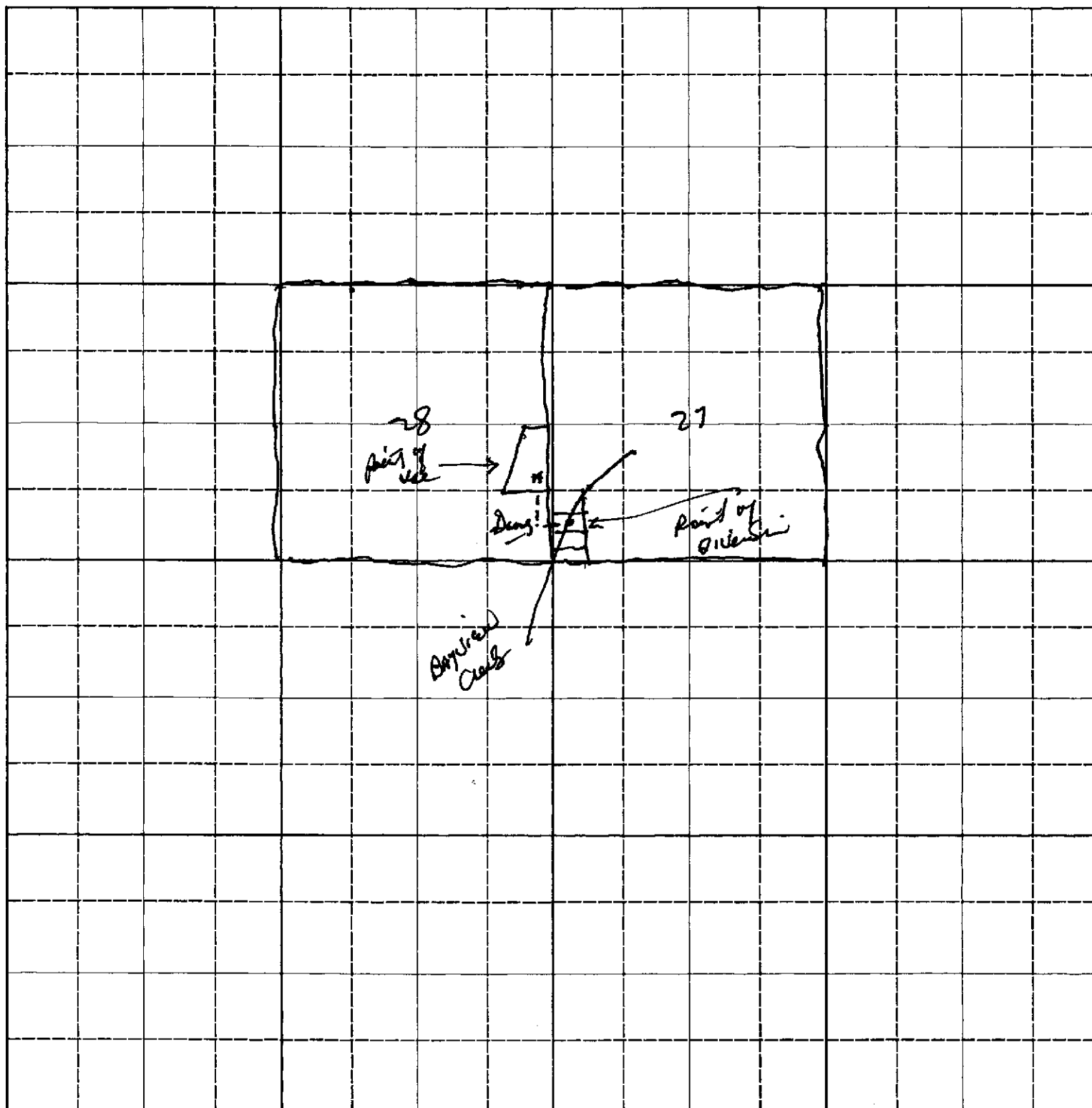
-  GCDB54N02W GCDB
-  POD- ApplicationApplication POD
-  Application POU
-  POD PermitPermit POD
-  POU-PermitsPermit POU
-  T54n02w.shp

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APR 2 6 2003



13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

MICRO...

MAJ 26 2003

Engene W. Loh
(Applicant)

(Applicant)

MICROFILMED
APR 26 2003

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, *Sept 1 1902*.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other: _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by	<i>DP</i>	Date	<i>5/24/02</i>	Time	<i>1:15p</i>
Fee \$	<i>100.00</i>	Received by	<i>DP</i>	#	<i>NO15134</i>
Publication prepared by	<i>DP</i>	Date	<i>8/28/02</i>	Published in	<i>Barnes & Noble Inc.</i>
Publication approved	<i>DP</i>	Date	<i>9/27/02</i>		<i>9/5 + 12/102</i>

2. Measurements:

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

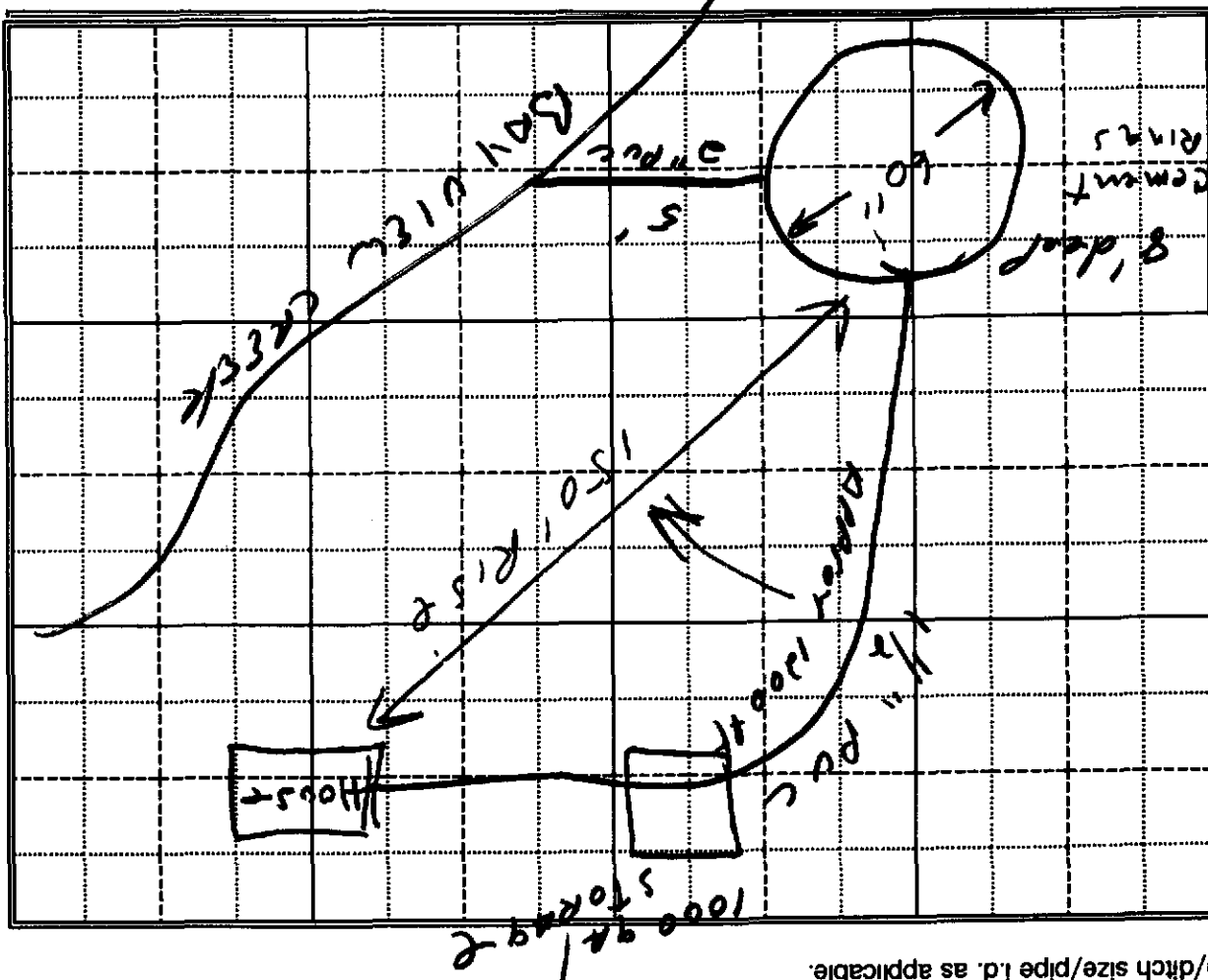
D. FLOW MEASUREMENTS

*Code to correspond with No. on map and aerial photo

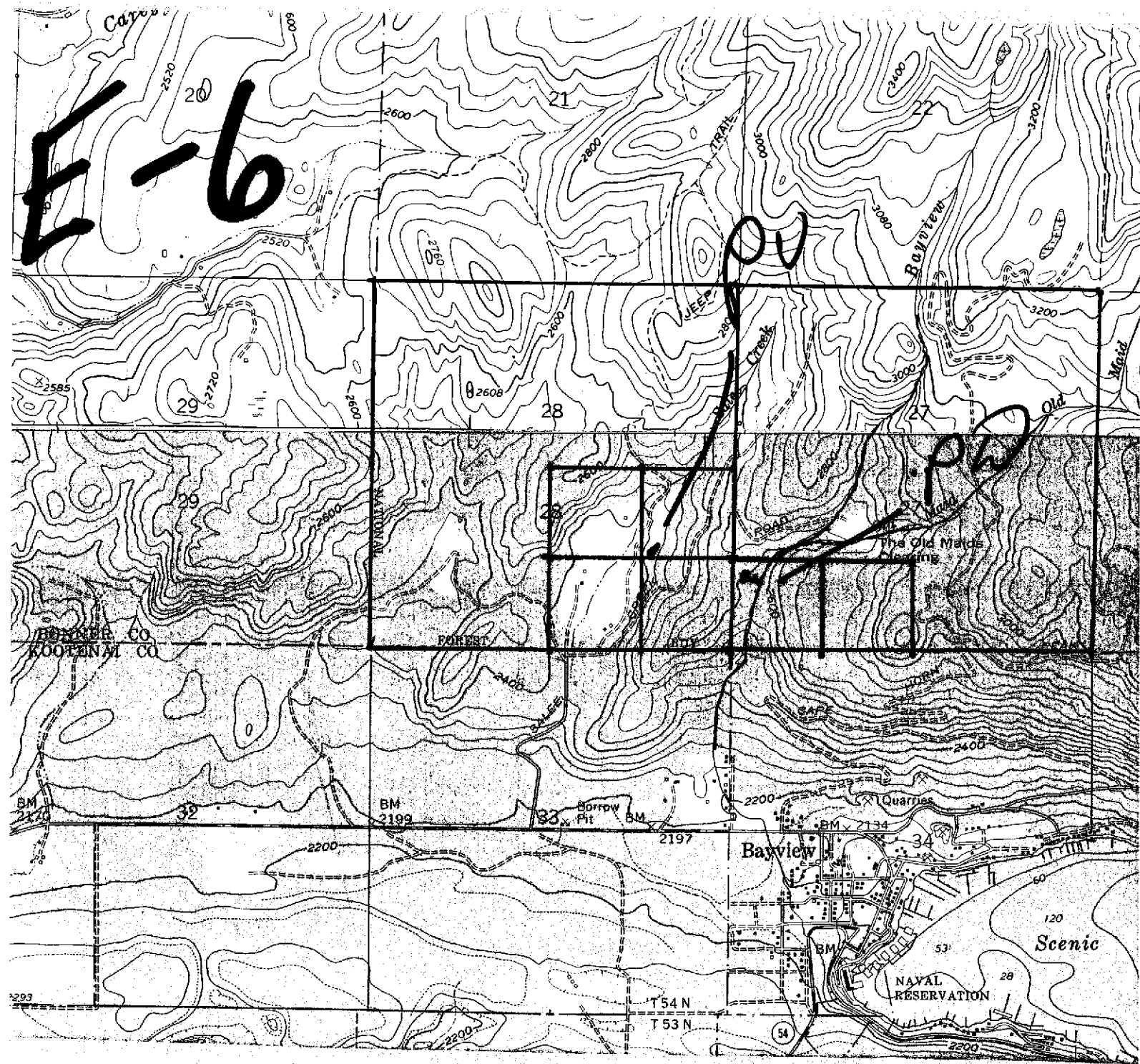
Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
75	Franklin	75	2801034915	Sub	1.5

4.

Scale: 1" = 100'
 _____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
 _____ Aerial Photo Attached (required for irrigation of 10+ acres)
 _____ Photo of Diversion and System Attached



3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well size/ditch size/pipe i.d. as applicable.



Dolan 54N-02W-28
96-9109 +27

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APR 06 2004

pu

pu

96-09109

Dolan

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APR 10 2004

E. NARRATIVE/REMARKS/COMMENTS

2" PVC inlet from creek fills cistern
from there a .75 hp pump delivers to
storage, in storage tank another pump
supplies the house

All lines are buried, 5 gal bucket measurement
from cistern to storage this was used
for diversion rate.

Stock water portion of permit not developed,
in conversation with Mr. Dalang his plans
have changed won't be needing stock water.

Have conditions of permit approval been met? ☒ yes ☐ no

MICHAEL
APR 9 5 2014

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

5 gal bucket
5 gal in 30 sec = 10 gpm x 1.33681
= 13.3681
60

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Domestic

Period of Use
From 01-01 To 12-31

Rate of Diversion
Q (cfs) 1.02

Annual Volume
V (afs) 1.2

2. Recommended Amendments

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

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

I. AUTHENTICATION

Field Examiner's Name

Wayne L. Galt
Date 6-13-03

Reviewer

Date

MICRON SEAL

APR 9 5 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

December 12, 2002

EUGENE W DOLAN
PO BOX 513
BAYVIEW ID 83803

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-9109

Dear Permit Holder:

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

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

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

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

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

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MAR 26 2003

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 96-9109

Reviewed By: dgibson

Date: December 11, 2002

	<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.:		N015134, C066081	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		12/02/2002
Date proof due	-	12/01/2003
Lapse notice sent	-	
No. of days late	=	0
Holiday allowance	+	
Priority date	+	07/15/2002
New priority date	=	07/15/2002

Deficiencies of Actions Items

Acknowledge proof. Applicant only noted beneficial use for domestic. This permit is also for stockwater. The field examiner can check this out.



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 20, 2002

EUGENE W DOLAN
PO BOX 513
BAYVIEW ID 83803

RE: Permit No. 96-9109

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.

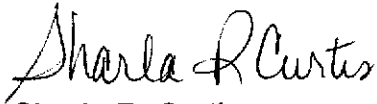
Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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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 Right Agent

SRC:klt

Enclosure(s)

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MAR 26 2001

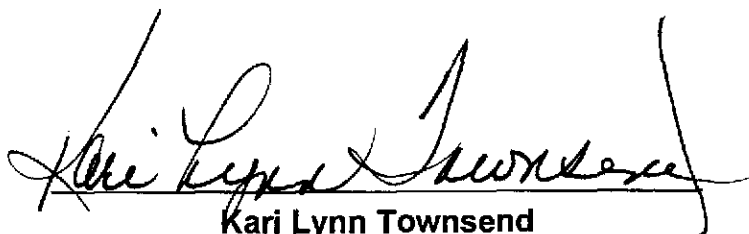
CERTIFICATE OF SERVICE

I hereby certify that on November 20, 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.

96-9109

**EUGENE W DOLAN
PO BOX 513
BAYVIEW ID 83803**

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", is written over a horizontal line.

**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).

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. # 96-9104

APPLICATION ID # 70115
INITIAL REVIEW

ENT. 8/27 BCA 9/23 OK to Publish 8/27/02

APPLICANT: Polan

BY: _____ DATE: 8/26/2002

ITEM REQUIRED INFORMATION

1. ☒ Name and Address
2. ☒ Source
3. ☒ Point of Diversion & County Department of Water Resources
4. ☒ Quantity
5. ☒ Nature of Proposed Use
6. ☒ Period of Use
7. ☒ Total Quantity
8. ☒ Description of diverting works
9. ☒ Time required for b/u
10. ☒ Proposed use
11. ☒ Place of use or acres irrigated
12. ☒ Other water Rights
13. ☒ Ownership
14. ☒ Map
15. ☒ Signature
16. ☒ 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 # _____

RECEIVED

NOV 19 2002

PROCESSING

(Yes)(No)

PRIORITY DATE: 7/15/02 Funds Received
8/27/2002

(Include Moratorium Remark)

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

ADVERTISE IN: Bonnie

Count: _____

LETTERS SENT REQUESTING:

() Dam Information () Fish Information

() Power Information () Other: _____

INFORMATION RECEIVED:

() Dam Information () Fish Information

() Power Information () Other: _____

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
- 9/25 ____ Affidavit of publication received
- 9/27 ____ Application published correctly. If not, record action taken: _____
- 8/28 ____ Publication dates and paper recorded on application
- ____ Protests received, Final protest date: 9/23/02 Sr. Agent initial _____
- ____ Measuring device required
- ____ Measuring port required
- ____ Special conditions: _____
- ____ Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: _____

RNA

Date: 12/15/2002

SEP 25 2002

IDWR/North

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 5 day of Sept., 2002and ending on the 12 day of Sept., 2002

and that said notice was published in said newspaper.

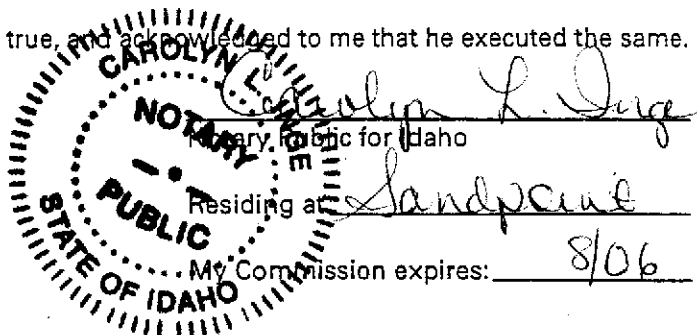
On this 12 day of Sept. in the yearof 2002, before me, a Notary Public, personallyappeared Sherilyn Jones,

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.



LEGAL NOTICE

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

96-9109 ok

EUGENE W DOLAN

PO BOX 513

BAYVIEW ID 83803

Point(s) of Diversion SWSW S27 T54N R02W BONNER County

Source Bayview Creek Tributary To LAKE PEND OREILLE

Use: STOCKWATER 01/01 To 12/31 0.02 CFS

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

Total Diversion: 0.06 CFS

Date Filed: 07/15/2002

Place Of Use: DOMESTIC

T54N R02W S28 NESE

Place Of Use: STOCKWATER same as DOMESTIC

Remark: Domestic use is for 1 home.

Stockwater use is for 15 head of mixed stock.

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 09/23/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Legal SNP#3696 - September 5, 12, 2002

MICROFILMED

SEP 25 2002

3696

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96-9109

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KARL J DREHER, Director Published in Bonner County Daily Bee on 9/5 and 9/12/2002.

MICROFILMED

MAR 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

August 28, 2002

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

e-mailed to Sheri Jones at sjones@cdapress.com
8/28/02

two (2) attachments

Please acknowledge receipt by replying to this e-mail

RE: Application for Permit No. 96-9109 - DOLAN

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 09/23/2002. Your cooperation is appreciated.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

MICROFILMED

MAR 25 2003

Ball, Dianne

From: SJones@cdapress.COM
Sent: Wednesday, August 28, 2002 2:23 PM
To: dball@idwr.state.id.us
Subject: Re: Water Right Application for Publication on 9/5 and 9/12/2002

Good afternoon to you. Everything looks great for publication on those dates.

Thanks, Sheri

From: "Ball, Dianne" <dball@idwr.state.id.us>
To: "Legal Notices-Bonner Co Daily Bee (E-mail)" <sjones@cdapress.com>
Subject: Water Right Application for Publication on 9/5 and 9/12/2002
Date: Wed, Aug 28, 2002, 11:53 AM

Good morning, pretty lady.

Sheri, attached you will find a legal notice for Water Right Application No. 96-9109 - DOLAN, which we request you run on 9/5 and 9/12/2002.

Also attached is a copy of our cover letter to you.

Please reply to this e-mail if things come through ok, and if you have ANY questions prior to publication, please give me a call at 208-769-1450.

Thanks

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

MICROFILM

AUG 28 2002

8/28/2002

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, August 28, 2002 11:53 AM
To: Legal Notices-Bonner Co Daily Bee (E-mail)
Subject: Water Right Application for Publication on 9/5 and 9/12/2002

Good morning, pretty lady.
Sheri, attached you will find a legal notice for Water Right Application No. 96-9109 - DOLAN,
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ANY questions prior to publication, please give me a call at
208-769-1450.

Thanks

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

AUG 28 2002

8/28/2002

FAX

September 23, 2002

To: Dianne Ball - IDWR - Northern Regional Office
Fax # (208) 769-1454

From: Lin Buck - BLM - Idaho State Office
Fax # (208) 373-3887

Re: Application for Permit No. 96-09109 for Eugene W. Dolan

Hi Dianne:

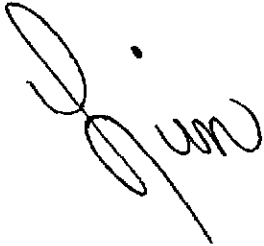
Our office reviewed the above water right application for permit from the IDWR New Water Rights filing report dated September 3, 2002 (copy attached).

Our MTP (copy attached) shows: POD: T54N R02W S27 SWSW may be missing lot #.

BLM does not have a problem with this claim; we are just providing this for your information.

Thank you.

Have a nice day!

Pages 4 (includes cover sheet)

cc: Craig Johnson - Cottonwood FO
FAX: (208) 962-3275

MICROFILMED

SEP 26 2002

IDAHO DEPARTMENT OF WATER RESOURCES
NEW WATER RIGHT FILINGS

DATE: 09/3/02

Application for Permit No. 96-9109

Name: EUGENE W DOLAN

Diversion Pt SWSW Sec 27 T 54N R 02W BONNER County Source BAYVIEW CREEK

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

Use: STOCKWATER 01/01 To 12/31 0.02 CFS

Total Diversion: 0.06 CFS

Date Filed: 07/15/2002

Place Of Use: DOMESTIC, same as Stockwater

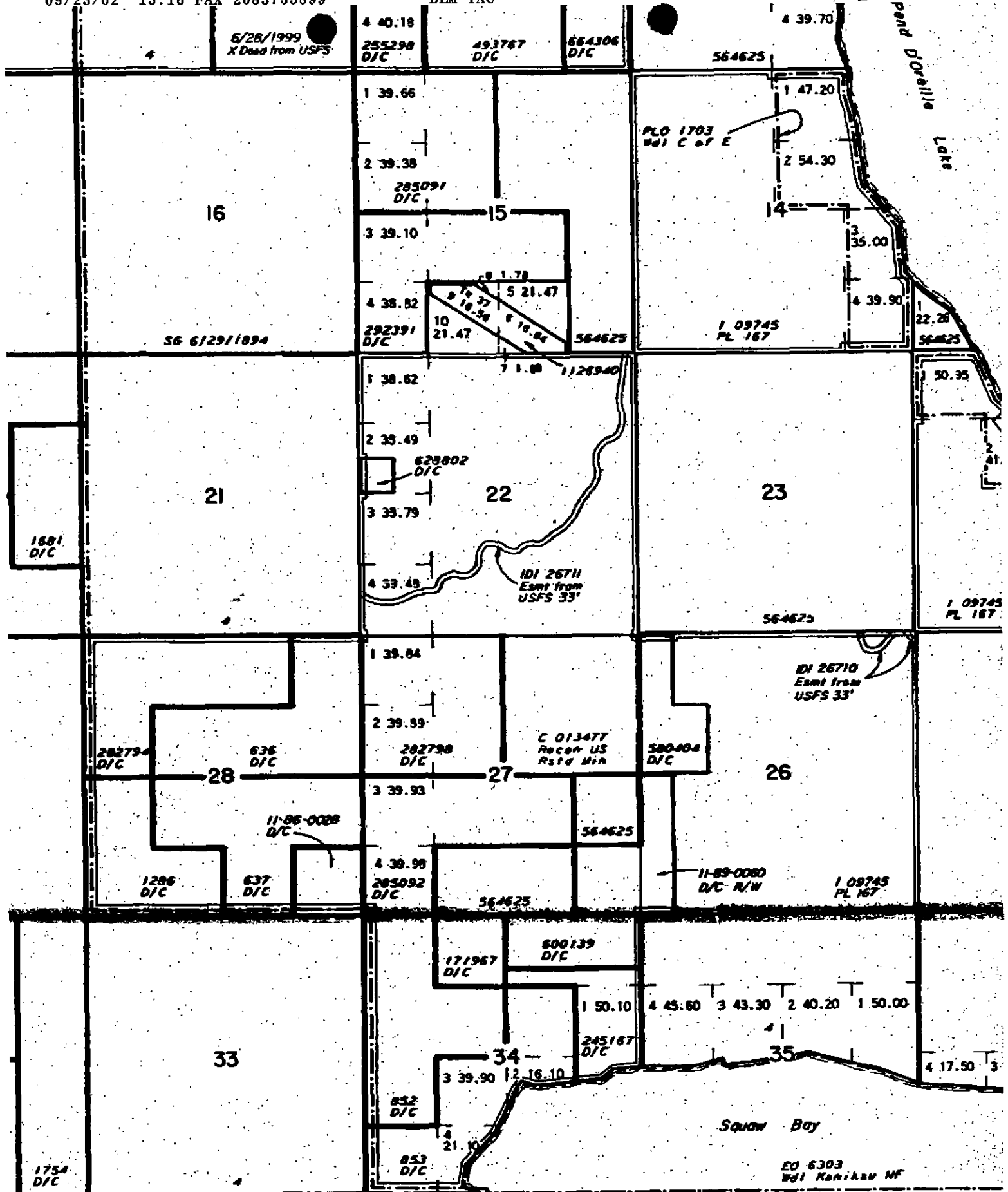
Place Of Use: STOCKWATER

T54N R02W S28 NESE

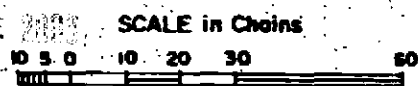
Remarks: Domestic use is for 1 home.
Stockwater use is for 15 head of mixed stock.

MICROFILMED

MAY 2 8 2002



T.54N R.02W S



WARNING STATEMENT
This plat is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Records hereon do not reflect title changes which may have been effected by lateral movements of rivers or other bodies of water. Refer to the plat for the original survey.



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

August 28, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

EUGENE W DOLAN
PO BOX 513
BAYVIEW ID 83803

RE: Application for Permit No 96-9109

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 September 5 and 12, 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,

A handwritten signature in cursive script that reads "Allen Beardslee".

Allen Beardslee
Senior Water Resource Agent

Enclosure - Receipt No. N015134

MICHAEL B. BOWEN

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

August 27, 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 & sent
to Ray 8/29/02
D*

Application to Permit No. 96-9109 - Dolan

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.

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

Sincerely,

Dianne Ball
Administrative Assistant

Enclosure(s)

RECEIVED
SEP 1 5 2002

Bud Hayes 7/12/2002

for over conversation -

Enclosed checks for \$ 100.00

Have a nice day -

Sincerely yours

Sam S. Loh

200-683-0753

RECEIVED

JUL 15 2002

IDWR/North

MICROFILMED

JUL 26 2003