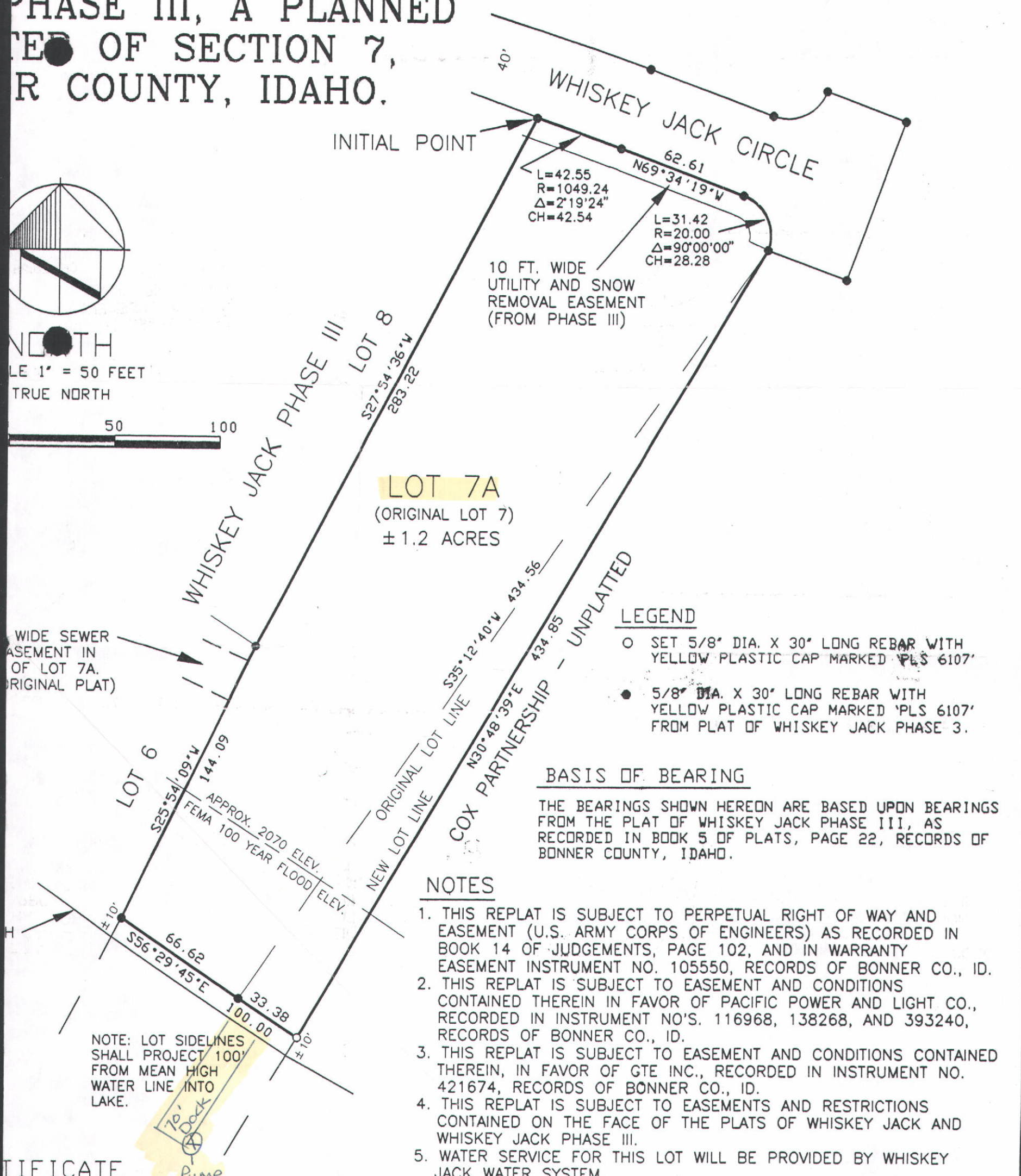


6, 43

PHASE III, A PLANNED UNIT DEVELOPMENT OF SECTION 7, TOWNSHIP 57 NORTH, RANGE 1 WEST, BOISE MERIDIAN, BONNER COUNTY, IDAHO.



TRUE NORTH
SCALE 1" = 50 FEET



CERTIFICATE

THAT COX PARTNERSHIP, ESTATE OF ALLEN G. COX, DECEASED, AND JACQUITA COX, GENERAL PARTNERS, IS THE RECORD OWNER OF THE PROPERTY DESCRIBED IN THIS CERTIFICATION AND HAS CAUSED THE SAME TO BE SURVEYED AND REPLATTED, SHOWN AS A REPLAT OF LOT 7, BLOCK 1 OF WHISKEY JACK PHASE III, A PLANNED UNIT DEVELOPMENT, AND A PORTION OF SECTION 7, TOWNSHIP 57 NORTH, RANGE 1 WEST, BOISE MERIDIAN, BONNER COUNTY, IDAHO, LOCATED IN THE NORTH HALF OF SECTION 7, TOWNSHIP 57 NORTH, RANGE 1 WEST, BOISE MERIDIAN, BONNER COUNTY, IDAHO, DESCRIBED AS FOLLOWS;

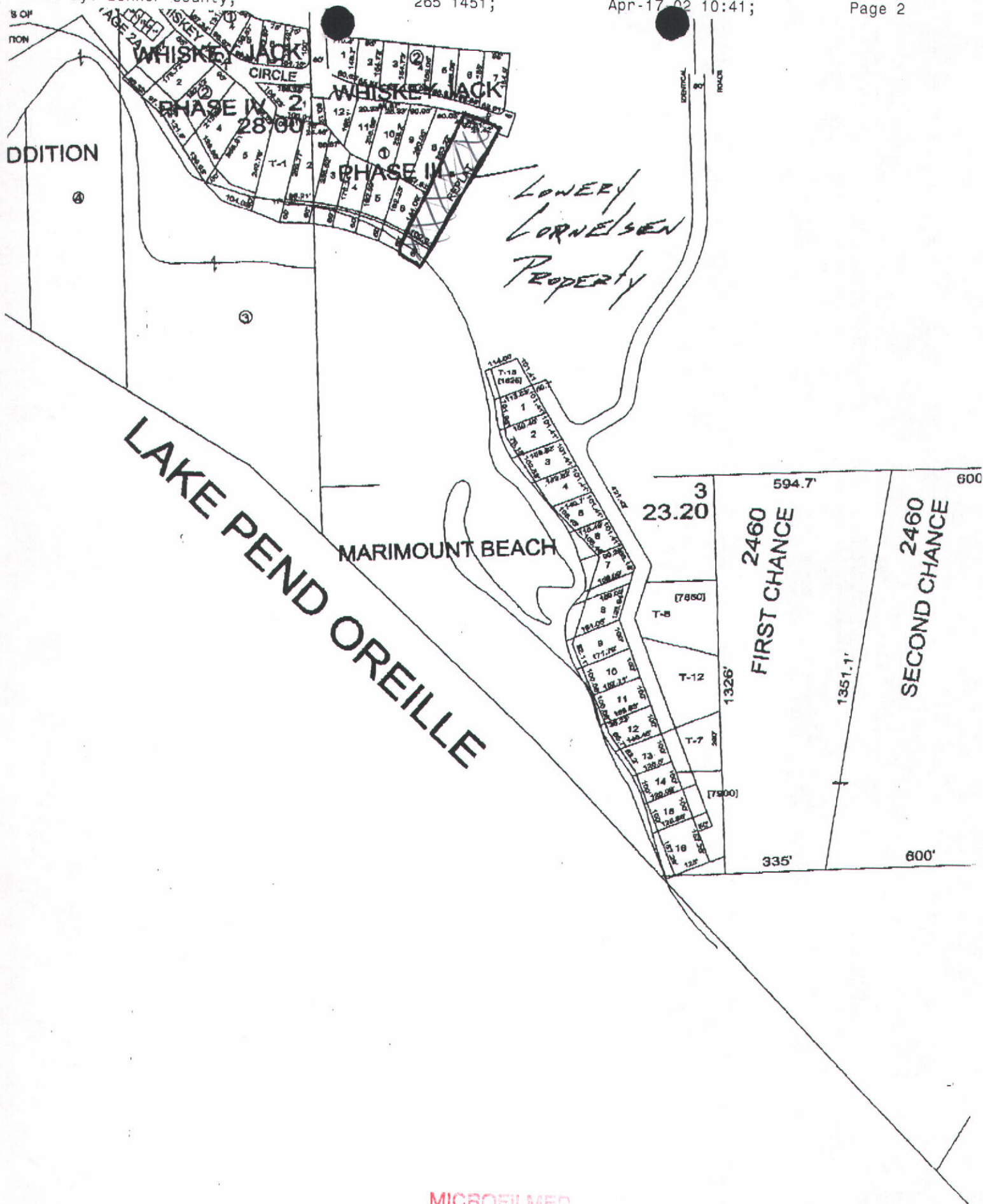
THE NORTHWEST CORNER OF SAID LOT 7, SAID POINT BEING THE INITIAL POINT; THENCE SOUTH 27°54'36" WEST A DISTANCE OF 283.22 FEET; THENCE SOUTH 25°54'09" WEST A DISTANCE OF 144.09 FEET; THENCE SOUTH 56°29'45" EAST A DISTANCE OF 100.00 FEET; THENCE NORTH 30°48'39" EAST A DISTANCE OF 434.85 FEET TO A POINT OF NON-TANGENT CURVATURE; THENCE ALONG A CURVE TO THE LEFT WITH A RADIUS OF 20.00 FEET (THE CHORD OF WHICH BEARS NORTH 24°34'19" WEST, A DISTANCE OF 28.28 FEET); THENCE NORTH 69°34'19" WEST A DISTANCE OF 62.61 FEET; THENCE 42.55 FEET ALONG A CURVE TO THE LEFT WITH A RADIUS OF 1049.24 FEET (THE CHORD OF WHICH BEARS NORTH 70°44'01" WEST, A DISTANCE OF 42.54 FEET) TO THE INITIAL POINT.

THE LOT SIDELINES SHOWN ON THIS PLAT EXTEND 100 FEET FROM THE MEAN HIGH WATER LINE AS SHOWN HEREON TO THE LAKE.

Jacquita Cox
JACQUITA COX
GENERAL PARTNER

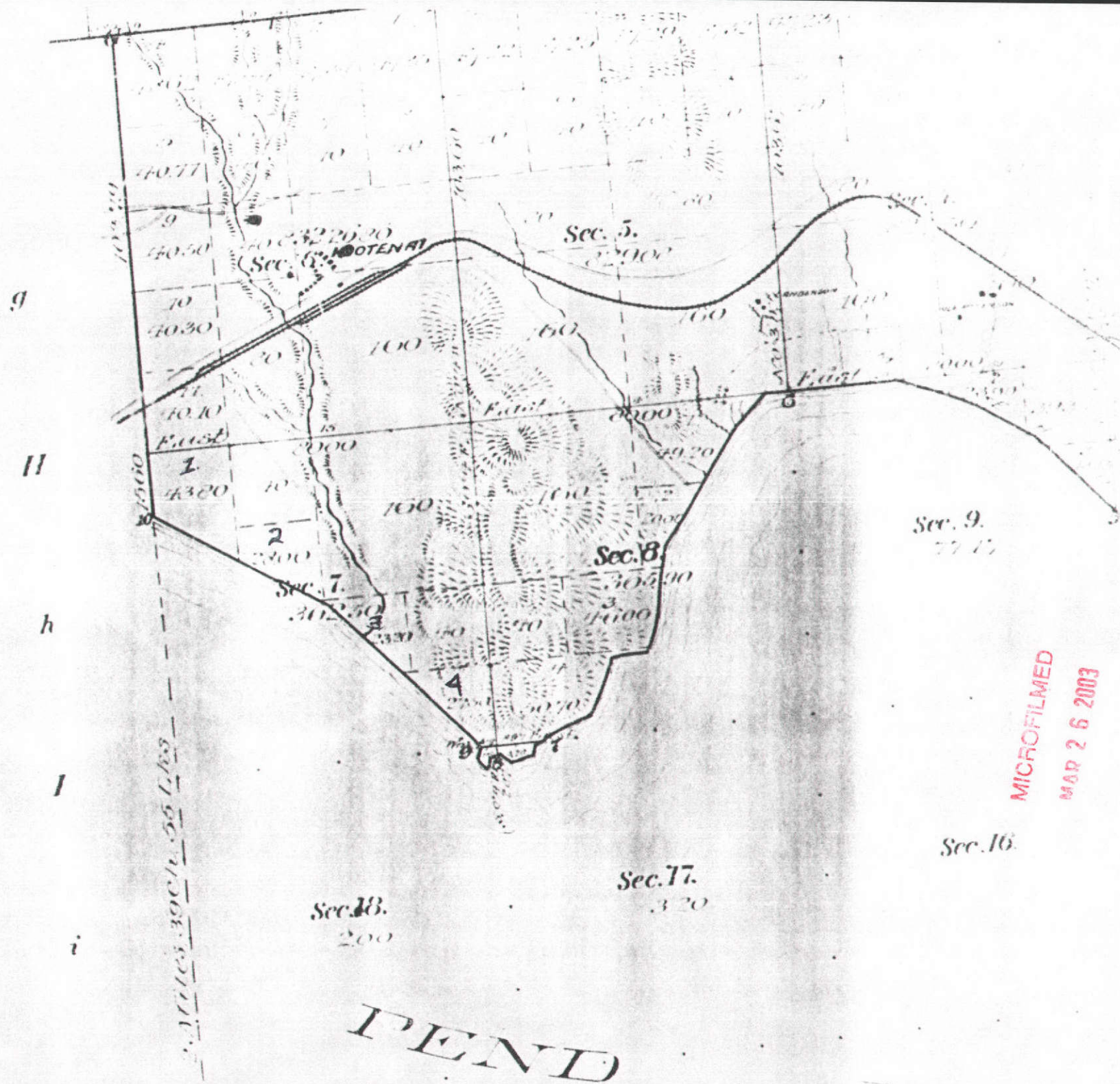
Gary A. Finney, Personal Representative
GARY A. FINNEY
PERSONAL REPRESENTATIVE OF
THE ESTATE OF ALLEN G. COX, DECEASED.

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MICROFILMED

MAR 26 2003



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF BENEFICIAL USE

JUL 17 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. 96-9096 Telephone No. 208-263-5600

2. Name of Permit Holder(s): MARK & NANCY LOWREY & KELLEY CORNELSEN

3. Mailing Address: 714 WHISKEY JACK CIRCLE

City SAND POINT State ID Zip 83864

4. Source of Water: LAKE PEND OREILLE If GROUNDWATER (well), Date Drilled: mo. N/A / yr. N/A

Well Driller: N/A Drilling Permit Number: N/A

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): ONE Stockwater (No. and type of stock): N/A

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: \$ _____ (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: MARK LOWREY Telephone Number: 208-263-5600

Address: 714 WHISKEY JACK CIR. SAND POINT ID 83864

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: [Signature] Date: 7-15-03
(include your title, if on behalf of company of organization)

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DEC 03 2003

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09096

Priority: 03/06/2002

Maximum Diversion Rate: 0.04 CFS

This is to certify, that **MARK LOWREY**
714 WHISKEY JACK CIRCLE
SANDPOINT ID 83864

has 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 SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 7, Twp 57N, Rge 01W, B.M. BONNER County

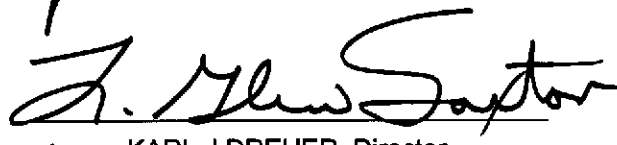
PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	01W	7			X														

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **September 1, 2003**.
2. Subject to all prior water rights.
3. The issuance of this right does not grant any right-of-way or easement across the land of another.
4. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
5. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
6. Domestic use is for 1 home.
7. Place of use is located within Lot 7A, Blk. 1, Whiskey Jack Phase III.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 6th day of September, 2002.


for **KARL J DREHER, Director**

MICROFILMED

MAR 26 2003

69825

Ident. No. 969096

RECEIVED

JUN 11 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of Applicant MARK LOWREY Phone 208-263-5600
Mailing address 214 WHISKEY JACK CIR. SANDPOINT ID. 83864
2. Source of water supply POND OREILLE LAKE which is a tributary of POND OREILLE RIVER
3. Location of point of diversion is Township S7N Range 1W Sec. 7, in the SW $\frac{1}{4}$, NE $\frac{1}{4}$, Govt. Lot BONNER, B.M., BONNER County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .04 for DOMESTIC USE purposes from JAN 1 to DEC 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) .04 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source N/A Pump & pipeline
b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total reservoir capacity N/A acre-feet
c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet
d. Is ground water with a temperature of greater than 85°F being sought? NO
e. If well is already drilled, when? N/A; Drilling firm N/A
Well was drilled for (well owner) N/A; Drilling Permit No. N/A
7. Time required for completion of works and application of water to proposed beneficial use is 1/2 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity in kW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. 1
e. Other; describe fully. _____

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MAR 28 2003

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 place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	1W	7			D														

Total number of acres to be irrigated _____

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? NANCY LOWREY & KELLEY CORNELSEN

b. Who owns the land to be irrigated or place of use? NANCY LOWREY & KELLEY CORNELSEN

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: I AM THE HUSBAND OF NANCY LOWREY & STEP-FATHER OF KELLEY CORNELSEN

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.

Nancy Lowrey
Signature of Applicant (and title, if applicable)

Received by db Date 3/6/02 Time 11:50 a Preliminary check by AR
 Fee \$ 100.00 Received by db # N014883 Date 3/6/02
 Publication prepared by db Date 4/24/02 Published in Bonner Co Daily Bee 5/2+9/02
 Publication approved db Date 5/16/02

MICROFILMED

MAR 26 2003

69825

Ident. No. 969096

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

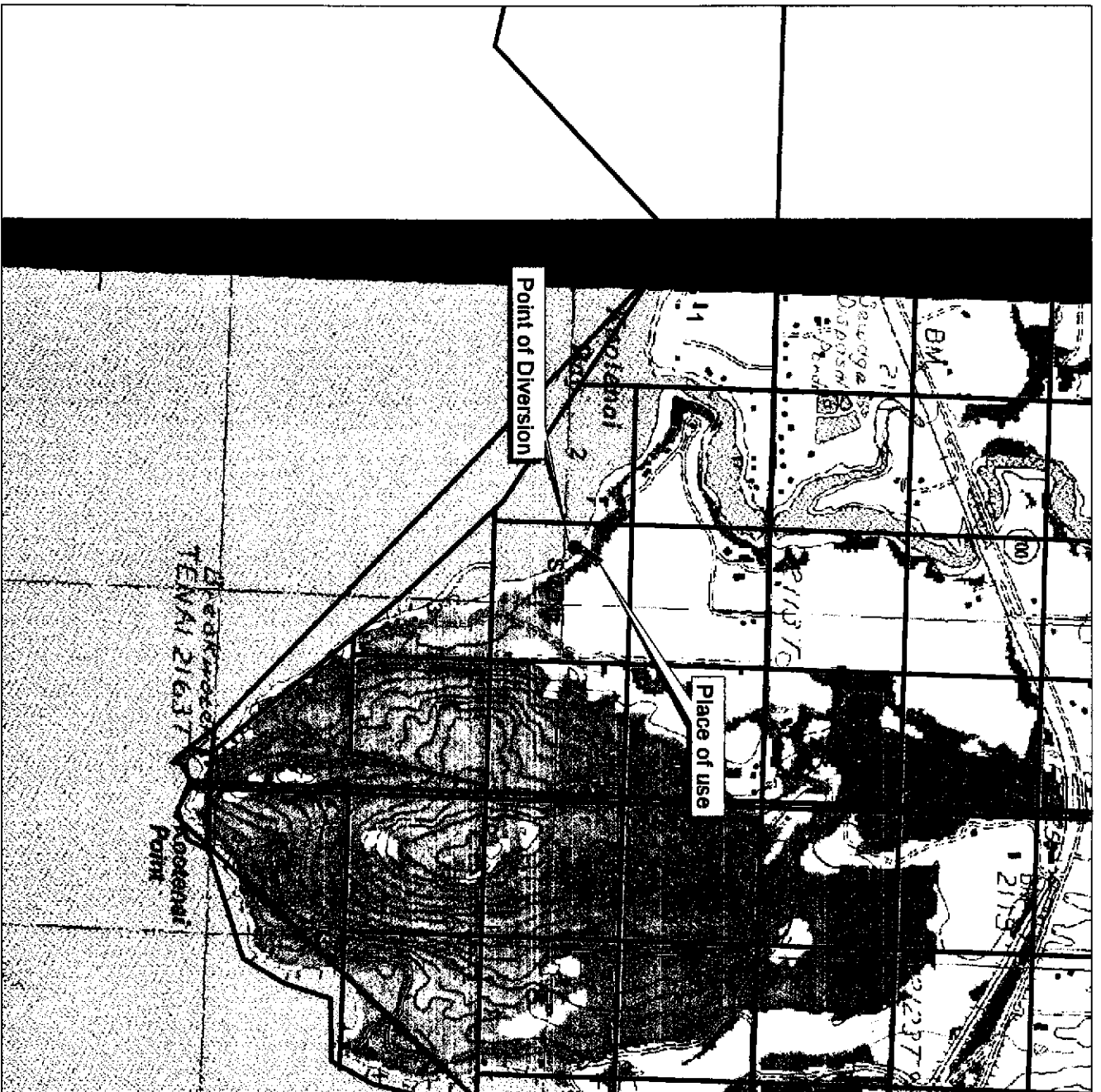
To appropriate the public waters of the State of Idaho

1. Name of Applicant MARK LOUREY Phone 208-263-5600
Mailing address 714 WINSKEY JACK CIR. SANDPOINT ID. 83864
2. Source of water supply POND ORVILLE LAKE which is a tributary of POND ORVILLE LAKE
3. Location of point of diversion is Township 57N Range 1W Sec. 7, in the SW $\frac{1}{4}$, NE $\frac{1}{4}$, Govt. Lot BONNER, B.M., BONNER County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .04 for DOMESTIC USE purposes from JAN 1 to DEC 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) .04 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source N/A Pump & pipeline
b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total reservoir capacity N/A acre-feet
c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet
d. Is ground water with a temperature of greater than 85°F being sought? NO
e. If well is already drilled, when? N/A; Drilling firm N/A
Well was drilled for (well owner) N/A; Drilling Permit No. N/A
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. 1
e. Other; describe fully. _____

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MAR 26 2003

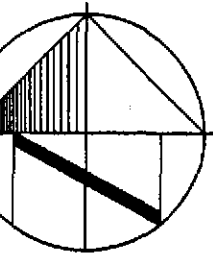
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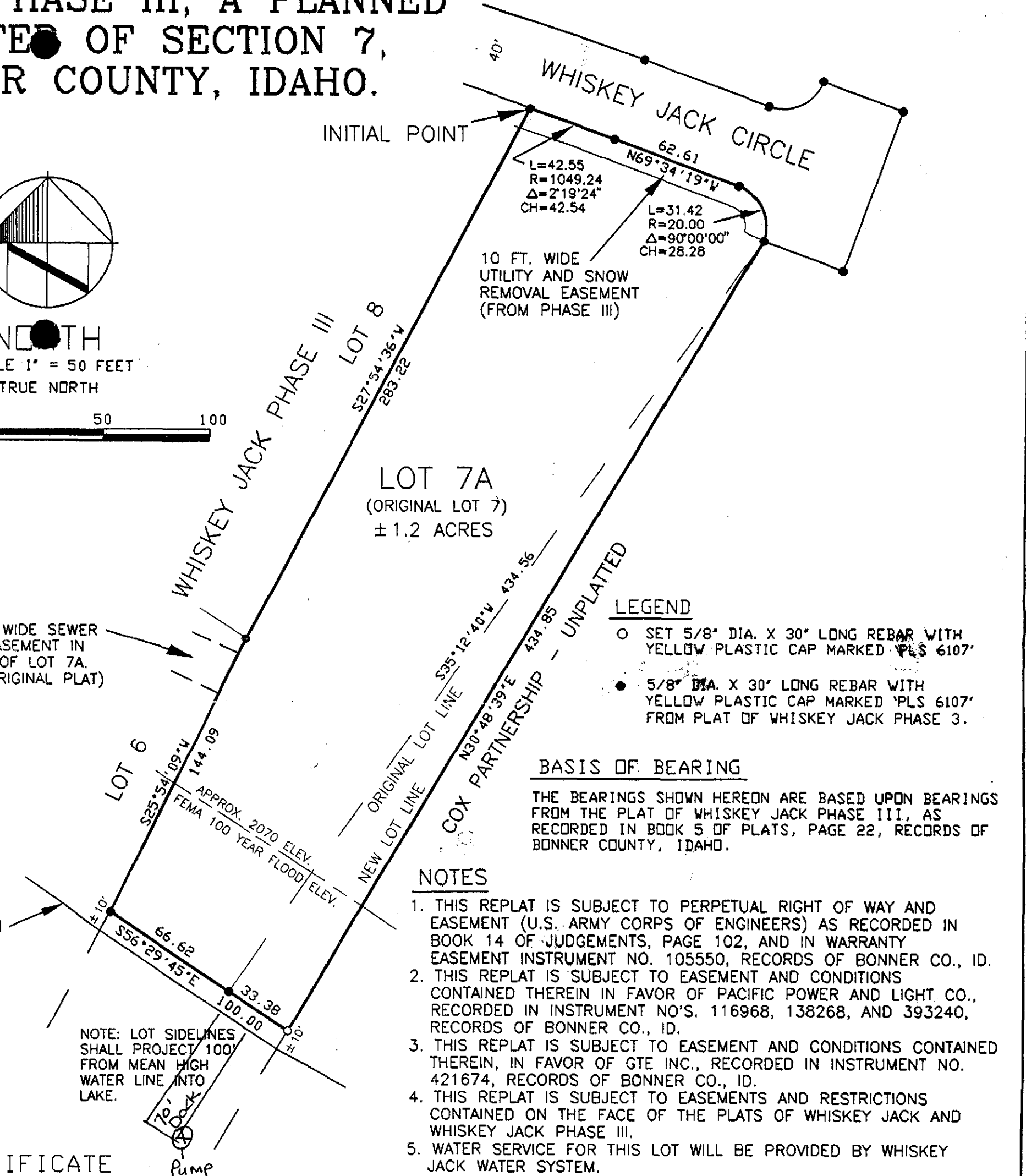
MICROFILMED
MAR 25 1981

6, 43

PHASE III, A PLANNED UNIT DEVELOPMENT OF SECTION 7, TOWNSHIP 57 NORTH, RANGE 1 WEST, BOISE MERIDIAN, BONNER COUNTY, IDAHO.

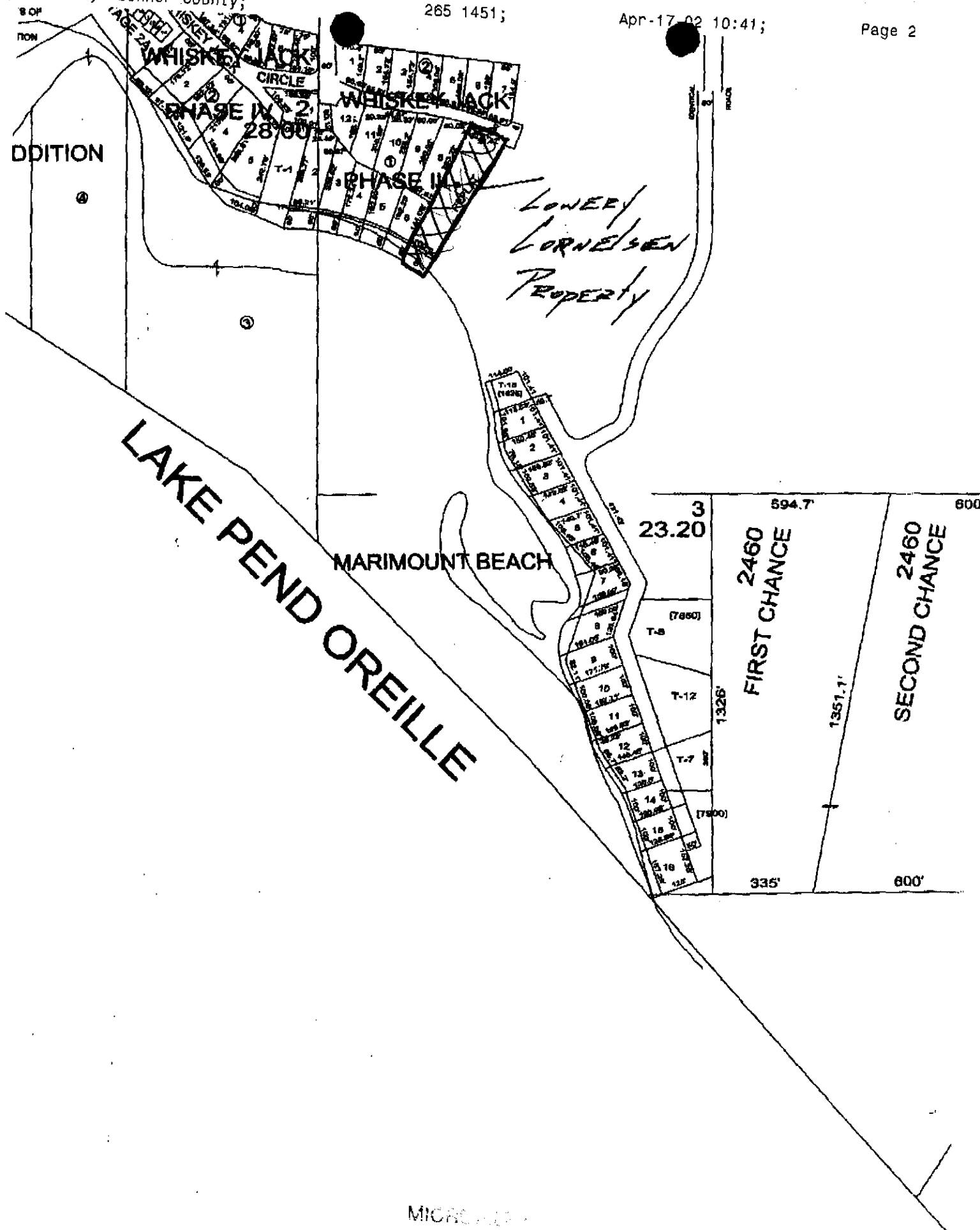


SCALE 1" = 50 FEET
TRUE NORTH



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CERTIFICATE
THAT COX PARTNERSHIP, ESTATE OF ALLEN G. COX, DECEASED, AND JACQUITA COX, GENERAL PARTNERS, IS THE RECORD OWNER OF THE PROPERTY DESCRIBED IN THIS CERTIFICATION AND HAS CAUSED THE SAME TO BE SURVEYED AND REPLATTED, SHOWN AS A REPLAT OF LOT 7, BLOCK 1 OF WHISKEY JACK PHASE III, A PLANNED UNIT DEVELOPMENT, AND A PORTION OF THE NORTHWEST CORNER OF SECTION 7, TOWNSHIP 57 NORTH, RANGE 1 WEST, BOISE MERIDIAN, BONNER COUNTY, IDAHO, LOCATED IN THE NORTH HALF OF SECTION 7, TOWNSHIP 57 NORTH, RANGE 1 WEST, BOISE MERIDIAN, BONNER COUNTY, IDAHO, DESCRIBED AS FOLLOWS:
NORTHWEST CORNER OF SAID LOT 7, SAID POINT BEING THE INITIAL POINT; THENCE SOUTH 27°54'36" WEST A DISTANCE OF 283.22 FEET; THENCE SOUTH 25°54'09" WEST A DISTANCE OF 144.09 FEET; THENCE SOUTH 56°29'45" EAST A DISTANCE OF 100.00 FEET; THENCE NORTH 30°48'39" EAST A DISTANCE OF 434.85 FEET TO A POINT OF NON-TANGENT CURVATURE; THENCE ALONG A CURVE TO THE LEFT WITH A RADIUS OF 20.00 FEET (THE CHORD OF WHICH BEARS NORTH 24°34'19" WEST, A DISTANCE OF 62.61 FEET; THENCE 42.55 FEET ALONG A CURVE TO THE LEFT WITH A RADIUS OF 1049.24 FEET (THE CHORD OF WHICH BEARS NORTH 70°44'01" WEST, A DISTANCE OF 42.54 FEET) TO THE INITIAL POINT.
THE LOT SIDELINES SHOWN ON THIS PLAT EXTEND 100 FEET FROM THE MEAN HIGH WATER LINE AS SHOWN HEREON TO THE LAKE.
Jacquita Cox
JACQUITA COX
GENERAL PARTNER
Gary A. Finney
GARY A. FINNEY
PERSONAL REPRESENTATIVE OF
THE ESTATE OF ALLEN G. COX, DECEASED.



MICROFILM

MAR 28 2003

LEVEL

57-283

Sec 7.

See 115

MICROFILMED
MAR 26 2003

4/17/02

F100 - PARCEL MASTER INQUIRY

09:51:31

PARCEL: RP 0335700107A0 A F1=SL

F9=MS

F12=RC

F17=DD F19=SP

F24=LD

LEGAL DESCRIPTION

CORNELSEN, KELLEY
& LOWREY, NANCY J7-57N-1W WHISKEY JACK PHASE
BLK 1 LOT 7A III, REPLAT1400 FLORIDA AVE STE 106AProVal Area Number 1CODE AREA 1000 OWNER CODEPARC TYPE 8B LOC CODE 5600EFFDATE 4172000 EXPDATEPREV PARCEL RP033570010070AMODESTO CA 95350WHISKEY JACK RD 83864

X for parcel comments

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
15	2002	1511	AC	238875				
32	2002			7790				

TOTALS

1511

246665

ENTER NEXT PARCEL NUMBER RP A

FKeys: F2=TX F3=Exit F5=SS F6=Nm F7=LG
F8=CT F13=TM F18=HS F20=Srch F22=EU

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MAY 2 8 2002

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158.05

Richard J. Lench
478797

Steve Nickle
449437

168.08

Lancia & Marilyn
Wardiney
458707
4153497

185.00

85.00

John R. Lallier
454461

Elmer L. Sparrow
474515

184.90

KEY JACK CIRCLE

40

40

80.00

us A. Aguer
572157

260.05

Annmarie Cranstun
574231

283.22

7A

Replat

Kelly Loewen
& Nancy J. Lowrey
557816

142.94

100.00

434.85

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MAR 26 2003

70' LONG BOAT DOCK

Proposed Pump

QUITCLAIM DEED

KELLEY CORNELSEN, a single woman, the Grantor, does hereby bargain, sell and convey unto KELLEY CORNELSEN, a single woman and NANCY J. LOWREY, a married woman dealing with her sole and separate property, the Grantee of 1400 Florida Avenue, Suite 106A, Modesto, California 95350, all of her interest now held or hereafter acquired in the following described real property situated in the County of Bonner, State of Idaho, to-wit:

Lot 7A, Block 1 of Whiskey Jack Phase III, according to the Replat thereof, recorded in Book 6 of Plats, records of Bonner County, Idaho, recorded as Instrument No. 545108.

TOGETHER WITH all and singular the tenements, hereditaments an appurtenances thereunto belonging or in anywise appertaining.

IN WITNESS WHEREOF, the Grantor has hereunto set her hand.

DATED this 30 day of December 1999

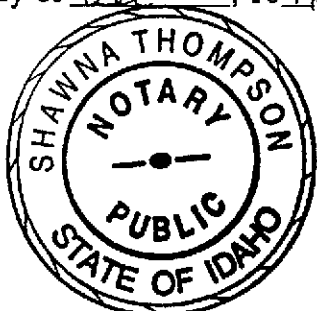
Kelley Cornelsen
KELLEY CORNELSEN

FILED BY
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JAN -5 A 8:16
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MARIE SCOTT
BONNER COUNTY RECORDER
DEPUTY
STATE OF IDAHO

COUNTY OF BONNER

On this day personally appeared before me, the undersigned Notary public, KELLEY CORNELSEN, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 30th day of Dec, 1999.



EXPIRES 12-15-2003

Shanna Thompson
Notary Public

Residing at: Boyle, ID
My commission expires: 12/15/03

MICHAEL

SEP 26 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 18, 2003

MARK LOWREY
714 WHISKEY JACK CIRCLE
SANDPOINT ID 83864

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-9096

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use ("proof") 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 this water right to maintain current ownership and address records on file with the department. During my review of your proof, I noticed that you listed two other individuals on the proof as being permit holders. According to the department records you are the only permit holder of record. Therefore, if you want to change the permit holder information on this water right, I have enclosed an Assignment of Permit for your use. Complete the form so that it reflects all the individuals you wish to have on this record. Complete the form and sign it before a notary, then return it to the department with a \$25.00 filing fee. When the license is issued, it will reflect this change.

If you have questions concerning the field examination or the Assignment of Permit, please contact the **Northern** Regional Office of the department in Coeur d'Alene at (208) 769-1450. If I may be of any help, you can contact me at (208) 327-7953.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office

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DEC 03 2003

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 96-9096

Reviewed By: dgibson

Date: August 15, 2003

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?		X
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:	N014883, C070063		Well driller's report filed?		
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received	07/17/2003
Date proof due	- 09/01/2003
Lapse notice sent	-
No. of days late	= 0
Holiday allowance	+
Priority date	+ 03/06/2002
New priority date	= 03/06/2002

Deficiencies of Actions Items

Acknowledge proof. Enclose assignment of permit to add other names and mention in the acknowledgement letter.

June 30, 2003

MARK LOWREY
714 WHISKEY JACK CIRCLE
SANDPOINT, ID 83864

PROOF DUE NOTICE

RE: PERMIT NO. 96-9096

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 September 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.

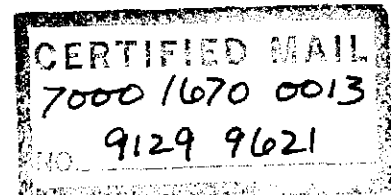
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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



MICROFILMED

DEC 03 2003



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

September 9, 2002

MARK LOWREY
714 WHISKEY JACK CIRCLE
SANDPOINT ID 83864

RE: Permit No. 96-9096

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.

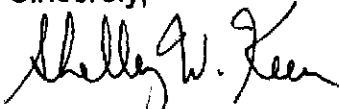
Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's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

MICROFILMED

MAR 26 2003

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Shelley W. Keen".

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED
MAR 26 2003

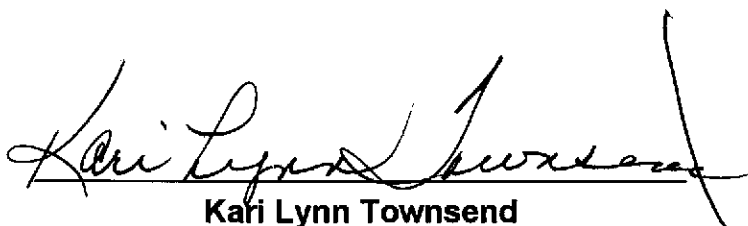
CERTIFICATE OF SERVICE

I hereby certify that on September 9, 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.

96-9096

**MARK LOWREY
714 WHISKEY JACK CIRCLE
SANDPOINT ID 83864**



**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.

MEMORANDUM

To: File 96-9096

From: Sharla

Date: September 6, 2002

Re: Fish & Game Comments

The IDFG representative who submitted comments has recommended adding conditions regarding the underwater excavation and pump/pipeline placements in the stream bed. These issues go beyond the scope of the water right application and fall instead under the jurisdiction of the Stream Channel Alteration section of this department and/or Dept. of Lands via an encroachment permit.

The standard conditions regarding the approach velocity and mesh screening will be placed on the permit, but the other issues above will not be addressed by the water right permit.

MICROFILMED
MAR 26 2003

Reviewed by Sharla Curtis on 9-6-02

No. 70-9096 Name: Downey Corp. Officers N/A Ad ok / Govt Lots

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

GROUNDWATER: ($\checkmark$ Flow Chart)

DRILLING PERMIT

All wells	- 046
Basin 34	- 084 (if necessary)
WMD	- North/East/West
≤ 0.24 cfs/5 acres	- No MD
> 0.24 cfs/5 acres	- 067
~~WMD~~	
Supp irr (irr = only use)	- 065-104
Supp irr (+ other uses)	- 100-105
≤ 0.24 cfs/5 acres	- No MD
> 0.24 cfs/5 acres	- 01M

LOCATION:

Boise Front LoGeo	- 058 (<85 GW)	Paye
Mitigation	- 121	Salm
		Weiss
Trust	- 051(consumptive uses)	
Non-Trust	- 048 (consumptive uses or non-cons. > 1.0 cfs)	

USES:

STORAGE - 18C-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
 > 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCK WATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE FROT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
 or 17M (not FERC regulated)
 025-027-R22-08A

SURFACE WATER: ($\sqrt{\text{Flow Chart}}$)

F&G contacted - Yes/No Response
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE
WD - R04 (WD# _____)
≤ 0.20 cfs/others - 01H, 01P or No MD
> 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or ~~WD~~

≤ 0.24 cfs/5 acres	- No MD
>0.24 cfs/5 acres	- 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - X23, N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - X23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL.

Restricted area	- 022,075
Irr., GW supp to SW	- 102
Future needs	- 007,109, X64
FISH PROP	- 029 (70's only)-007-122-106
DOMESTIC	
Surface water	- WB5 (Big Wood/Boise above Star Bridge)
	- 27A (Payette R)
>1 in restricted area	- 070-071-075(no parks/common areas)
Irr separate or none allowed	- WB5
GW w/irrigation from SW evident	- 065-104
Moratorium approvable	- X03 (2500 gpd – meets domestic def i.e. D/convenience store)

BENEFICIAL USE DUE: 9/01/2003**MISC CONDITIONS/REMARKS:**

Protested	- 020-W19
Development Period	
> 1 yr	- 26A
Ownership	- 004
Non-consumptive	- 027
Water Quality	- 106-R07

Multiple pd's per 1/4 - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON _____ - _____ (Per updated map)

IRR VOLUME/ACRE _____

OTHER CONDITIONS/REMARKS X13 X14

COMMENTS

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

W.R. # 96-9096

APPLICATION ID # 69825
INITIAL REVIEW

ENT. 4/17 BCA 4/17 OK to Publish 4/17

APPLICANT: LOWREY BY: AB DATE: 4/17/02

- ITEM REQUIRED INFORMATION
1. ☒ Name and Address
 2. ☒ Source
 3. ☒ Point of Diversion & County
 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 4-17 By: AB
Field check by
Field report attached
Analysis/Supp. attached(>5cfs/500af)
Water delivered by water master? Water District #

PROCESSING

(Yes)(No) PRIORITY DATE: 3/6/02

X (Include Moratorium Remark)

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

ADVERTISE IN: BONNER County

LETTERS SENT REQUESTING:

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

INFORMATION RECEIVED:

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

GROUNDWATER SECTION

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

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

Remarks: Per Jim Brady IDL
Encroachment permit
needed.

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

5/16 Notice of pending void order issued. Final order response date: 1/1/

4/16 Further information required from applicant

4/24 Affidavit of publication received

4/24 Application published correctly. If not, record action taken:

4/24 Publication dates and paper recorded on application

4/24 Protests received, Final protest date: 5/20/02

4/24 Measuring device required

4/24 Measuring port required

4/24 Special conditions:

4/24 Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: Date: 1/1/

RECEIVED

MAY 16 2002

IDWR/North

State of Idaho

ss.

County of Bonner,

Sheryllyn 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:

App for Water Rights

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

said paper for a period of 2 consecutive weeks,commencing on 2 day of May, 2002and ending on the 9 day of May, 2002

and that said notice was published in said newspaper.

On this 9 day of May in the year
of 2002, before me, a Notary Public, personallyappeared Sheryllyn 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.

Notary Public for Idaho

Residing at

My Commission expires:

8/06

LEGAL NOTICE

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

96-9096

MARK LOWREY
714 WHISKEY JACK CIRCLE
SANDPOINT ID 83864Point(s) of Diversion SWNE S7 T57N R01W 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: 03/06/2002

Place Of Use: DOMESTIC

T57N R01W S7 SWNE

Remark: Domestic use is for 1 home.

96-9097

GEORGE ORTON
186 STARFIRE WY
SAGLE ID 83860

Point(s) of Diversion SENW S17 T56N R01W BONNER County

Source GROUND WATER

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

Total Diversion: 0.04 CFS

Date Filed: 04/16/2002

Place Of Use: DOMESTIC

T56N R01W S17 SENW

Remark: Domestic use is for 1 home.

96-9098

THOMAS G RUTHENBERG
965 SUTTER ST #805
SAN FRANCISCO CA 94109

Point(s) of Diversion L2 NENW S27 T56N R01W 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: 03/18/2002

Place Of Use: DOMESTIC

T56N R01W S27 NENW Lot 2

Remark: Domestic use is for 1 home.

96-9099

RALPH M SLETAGER JR
SANDRA J SLETAGER
120 EAST LAKE STREET #101
SANDPOINT ID 83864

Point(s) of Diversion SWNW S3 T56N 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: 04/15/2002

Place Of Use: DOMESTIC

T56N R01E S3 SWNW

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 05/20/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Legal SNP#3382 - May 2, 9. 2002

MICROFILMED

MAY 2 6 2002

3382

Bonner County Daily Bee
P.O. Box 159
Sandpoint, Id 83864
Phone: (208) 263-9534

Statement		Agency/Client Name		
05/15/02		DEPARTMENT OF WATER RESOURCES		
Total Amount Due		Terms of Payment		
193.32		net 15th		
Current Amount Due	1-30 Days	31-60 Days	61-90 Days	Over 90 Days
193.32	0.00	0.00	0.00	0.00

**ADVERTISING
INVOICE/STATEMENT**

Page #	Billing Date	Billed Account #	Agency/Client Number	
1	05/15/02	30101775-000		
Billed Account Name & Address			Remittance Address	
DEPARTMENT OF WATER RESOURCES 1910 NW BLVD, SUITE #210 COEUR D'ALENE, ID 83814			Bonner County Daily Bee P.O. Box 159 Sandpoint, Id 83864	

Sent to State office for print
RECEIVED
MAY 16 2002
IDWR/North

PLEASE DETACH AND RETURN UPPER PORTION WITH YOUR REMITTANCE

Date	Reference #	Description-Other Comments/Charges	Type	Units	Runs	Rate	Amount	Total
04/18/02	32514073-001	#3348 APP #96-9093/ 96-9095	DIS	11.50 in	1	UL	82.32	82.32
04/25/02	32514074-001	#3348 APP #96-9093/ 96-9095	DIS	11.50 in	1	UL	70.56	152.88
		Affidavit Charge					3.00	155.88
05/02/02	32514209-001	#3382 APP#9096, 9097, 9098,.99	DIS	14.00 in	1	UL	102.48	258.36
05/09/02	32514210-001	#3382 APP#9096, 9097, 9098,.99	DIS	14.00 in	1	UL	87.84	346.20
		Affidavit Charge					3.00	349.20
05/13/02	32514074-001	chk 115707592	PAY				-155.88	193.32

MICROFILMED
MAY 26 2005

Statement of Account Aging of Past Due Amounts

Current Amount Due	1-30 Days	31-60 Days	61-90 Days	Over 90 Days	Total Amount Due
193.32	0.00	0.00	0.00	0.00	193.32

Bonner County Daily Bee
P.O. Box 159
Sandpoint, Id 83864

Past due accounts are subject to finance charges of 1 1/2% per month, which is an annual percentage of 18%, applied to the previous balance.

Advertiser Information

Statement Date	Billed Account #	Agency/Client Number	Agency/Client Name
05/15/02	30101775-000		

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

96-9096

MARK LOWREY
714 WHISKEY JACK CIRCLE
SANDPOINT ID 83864

Point(s) of Diversion SWNE S7 T57N R01W 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: 03/06/2002
Place Of Use: DOMESTIC
T57N R01W S7 SWNE
Remark: Domestic use is for 1 home.

96-9097

GEORGE ORTON
186 STARFIRE WY
SAGLE ID 83860

Point(s) of Diversion SENW S17 T56N R01W BONNER County
Source GROUND WATER
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 04/16/2002
Place Of Use: DOMESTIC
T56N R01W S17 SENW
Remark: Domestic use is for 1 home.

96-9098

THOMAS G RUTHENBERG
965 SUTTER ST #805
SAN FRANCISCO CA 94109

Point(s) of Diversion L2 NENW S27 T56N R01W 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: 03/18/2002
Place Of Use: DOMESTIC
T56N R01W S27 NENW Lot 2
Remark: Domestic use is for 1 home.

96-9099

RALPH M SLETAGER JR
SANDRA J SLETAGER
120 EAST LAKE STREET #101
SANDPOINT ID 83864

Point(s) of Diversion SWNW S3 T56N 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: 04/15/2002
Place Of Use: DOMESTIC
T56N R01E S3 SWNW
Remark: Domestic use is for 1 home.

MICROFILMED

MAR 23 2003

NOTE TO LEGAL NOTICES DEPT: SEE NEXT PAGE FOR FINAL PARAGRAPHS
THAT MUST BE INCLUDED AT THE END OF PUBLICATION OF ABOVE LEGALS.

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 05/20/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director
09/2002.

Published in Bonner County Daily Bee on 05/02 and

MICROFILMED

MAR 16 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 24, 2002

Legal Notice Department
BONNER COUNTY DAILY BEE
PO BOX 159
SANDPOINT ID 83864

e-mailed to S JONES 4/24/02

RE: Applications for Permits No. 96-9096, 96-9097, 96-9098 and 96-9099

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 05/20/2002. Your cooperation is appreciated.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

MICROFILMED

APR 26 2002

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, April 24, 2002 11:26 AM
To: Legal Notices-Bonner Co Daily Bee (E-mail)
Subject: Legal Notices for publication on 5/2 and 9/2002

Good morning, Sheri,



CoverLetter
4-24-02 BCDailyBe..



LegalNotice
04-24-02 BCDB.doc

Attached you will find the Legal Notices we wish to have published on May 2 and 9, 2002.

Please **confirm** receipt of this e-mail and let me know if you have **any questions** concerning the publication.

Thanks ever so much - this works great for me - trusting it does for you, too.

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

*Confirmation
received 4/25/02*

MICROFILMED

MAY 2 5 2002

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

May 7, 2002

E. in computer
D

Via email to Diane Ball:

REFERENCE: Applications for the following water rights permits: #98-7811
GISSELL; # 96-9099 SLETAGER; 96-9096 LOWREY

We have reviewed the above named applications for water rights. Gissell requests a right for 0.02 cfs from an unnamed spring for domestic use; Sletager requests 0.04 cfs from Lake Pend Oreille for domestic use; and Lowrey requests 0.04 cfs from Lake Pend Oreille for domestic use.

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 water lines and pumps in state waters.

We recommend that applicants be required to 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. 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, Cd'A; Applicants; File

MICROFILMED

MAY 14 2002

Ball, Dianne**From:** Jim Brady [jbrady@idl.state.id.us]**Sent:** Monday, May 06, 2002 7:26 AM**To:** Dianne Ball**Subject:** 96-9096 Lowrey

Dianne, I could not locate an application or permit for this activity. He will need to get a permit from us. I received a report last week that a lot of excavation was taking place on the bed of the lake at this location but have not been able to go up and verify it yet, hopefully this week. Jim

Jim Brady, Resource Manager

Minerals and Navigable Waters

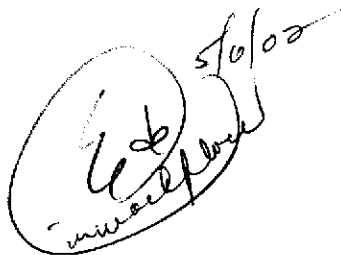
Idaho Department of Lands

3780 Industrial Ave. South

Coeur d'Alene, ID 83815

(208) 666-8607

(208) 769-1524 fax

A handwritten signature, possibly "J. Brady", is written over a circular stamp. To the right of the signature, the date "5/6/02" is handwritten.

MICROFILMED

MAY 9 6 2002

5/6/2002



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 01, 2002

IDAHO DEPT OF LANDS
3780 INDUSTRIAL AVE SOUTH STE 1
COEUR D ALENE, ID 83815

FAXED 5/1/02
APPROXIMATELY 4:00 PM

*5 pages including
letter*

Application to Permit No. 96-9096 - Lowrey

IDAHO DEPT OF LANDS :

Enclosed is a copy of the above referenced application. Please review the application, complete the enclosed recommendation form, and submit it to this office by May 20, 2002.

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

Sincerely,

Dianne

Dianne Ball
Administrative Assistant

Enclosure(s)

MAIL ROOM

MAY 1 5 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

April 24, 2002

MARK LOWREY
714 WHISKEY JACK CIRCLE
SANDPOINT ID 83864

RE: Application for Permit No 96-9096

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 May 2 and 9, 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)

MICHOE 4/25/02
MAY 2 11 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 Fax (208) 769-1454

April 17, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RAY HENNEKEY
IDAHO DEPT OF FISH & GAME
2750 KATHLEEN AVE
COEUR D ALENE, ID 83815

FAXED 4/17/02
APPROXIMATELY 4:30 PM

*4 pages including
cover letter.*

Application to Permit No. 96-9096

~~IDAHO DEPT OF FISH & GAME~~ : *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 before May 20, 2002.

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

Sincerely,

Dianne

Dianne Ball
Administrative Assistant

Enclosure(s)

MICHELLE
MAY 2 3 2002