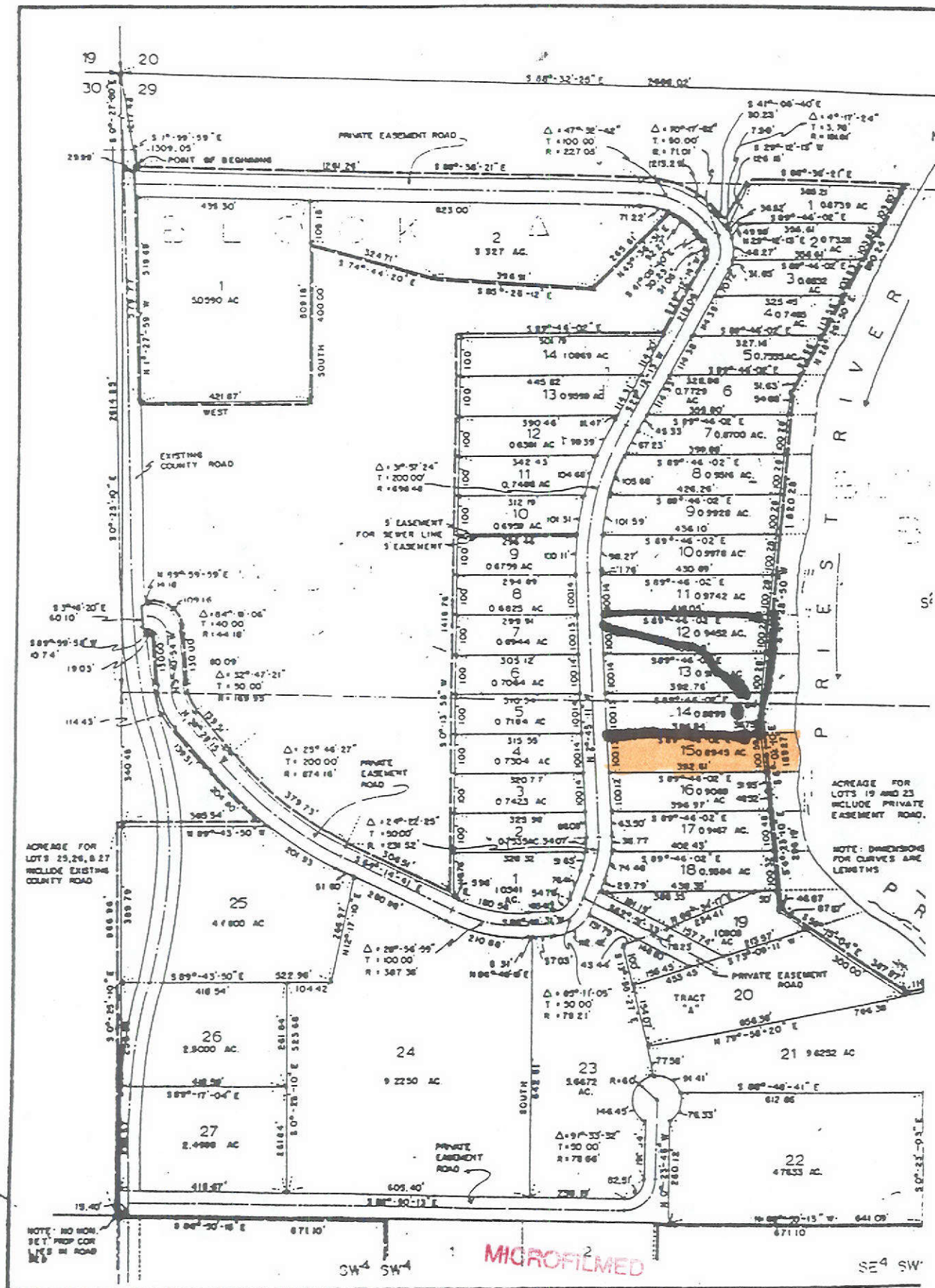


EL R. ESTATES

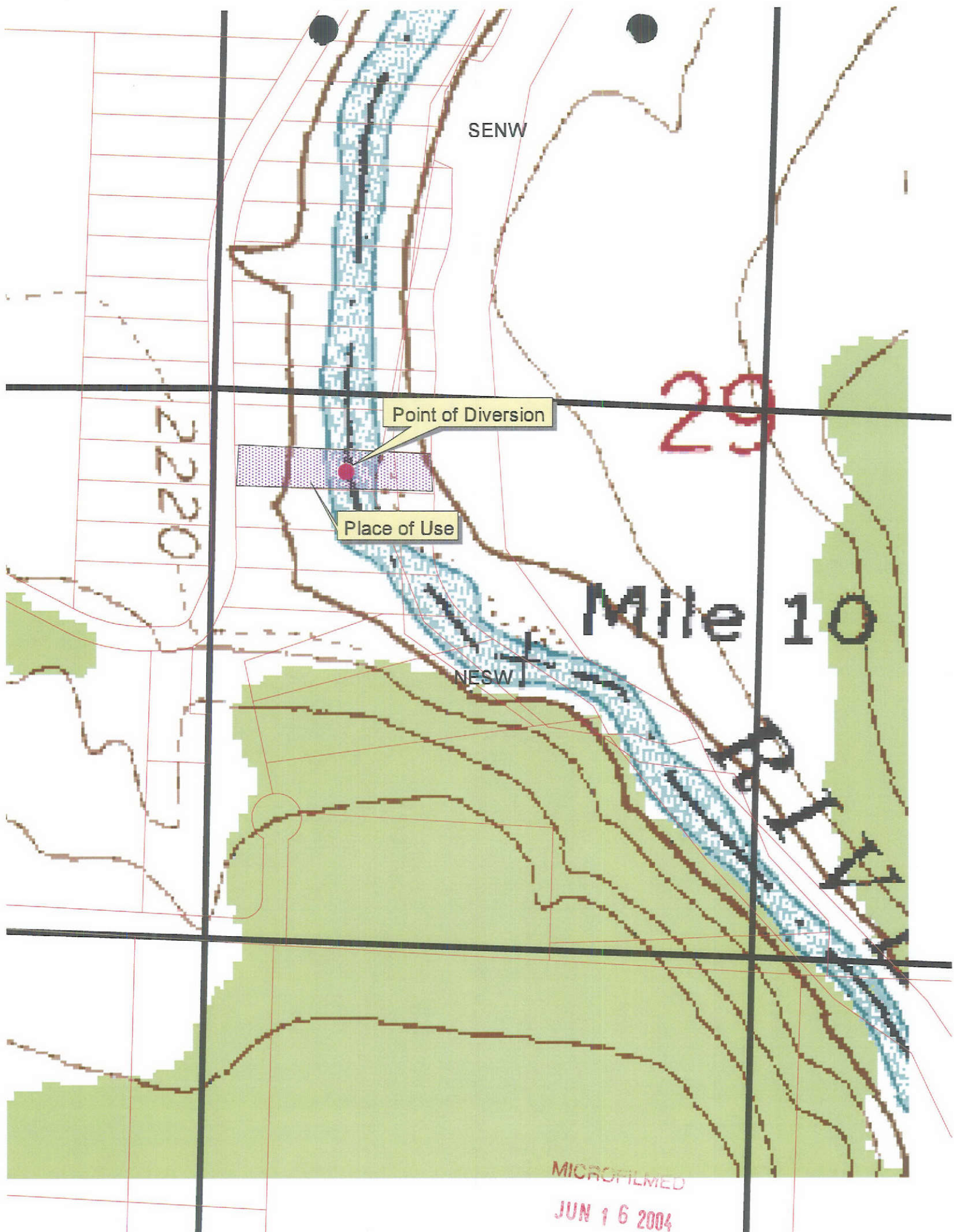


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JUN 16 2004

SW⁴ SW⁴

SE⁴ SW⁴



SENW

Point of Diversion

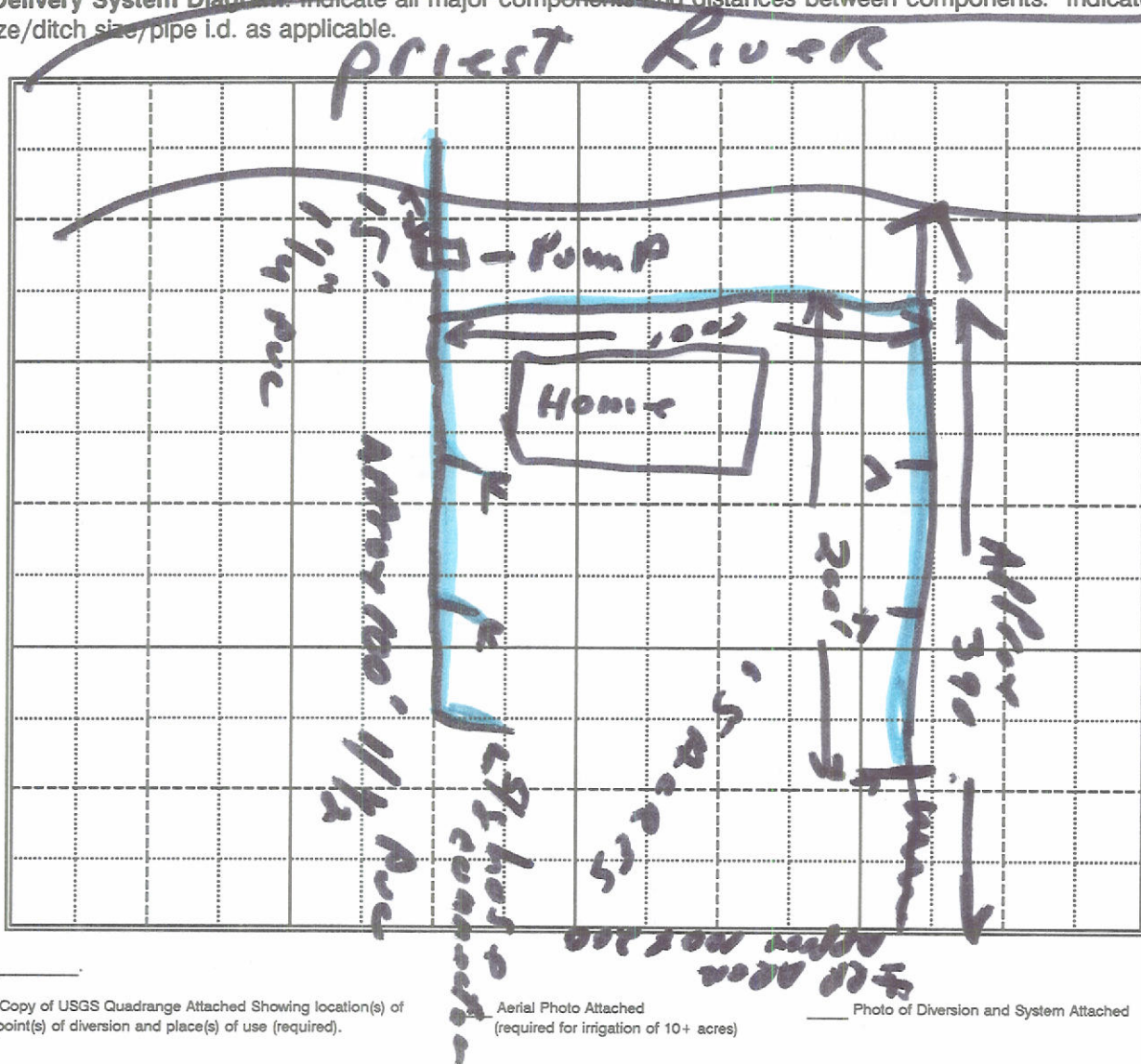
Place of Use

NESW

Mile 10

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JUN 16 2004

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



4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	AOSmith	075	C48094A06	Goulds	6T07

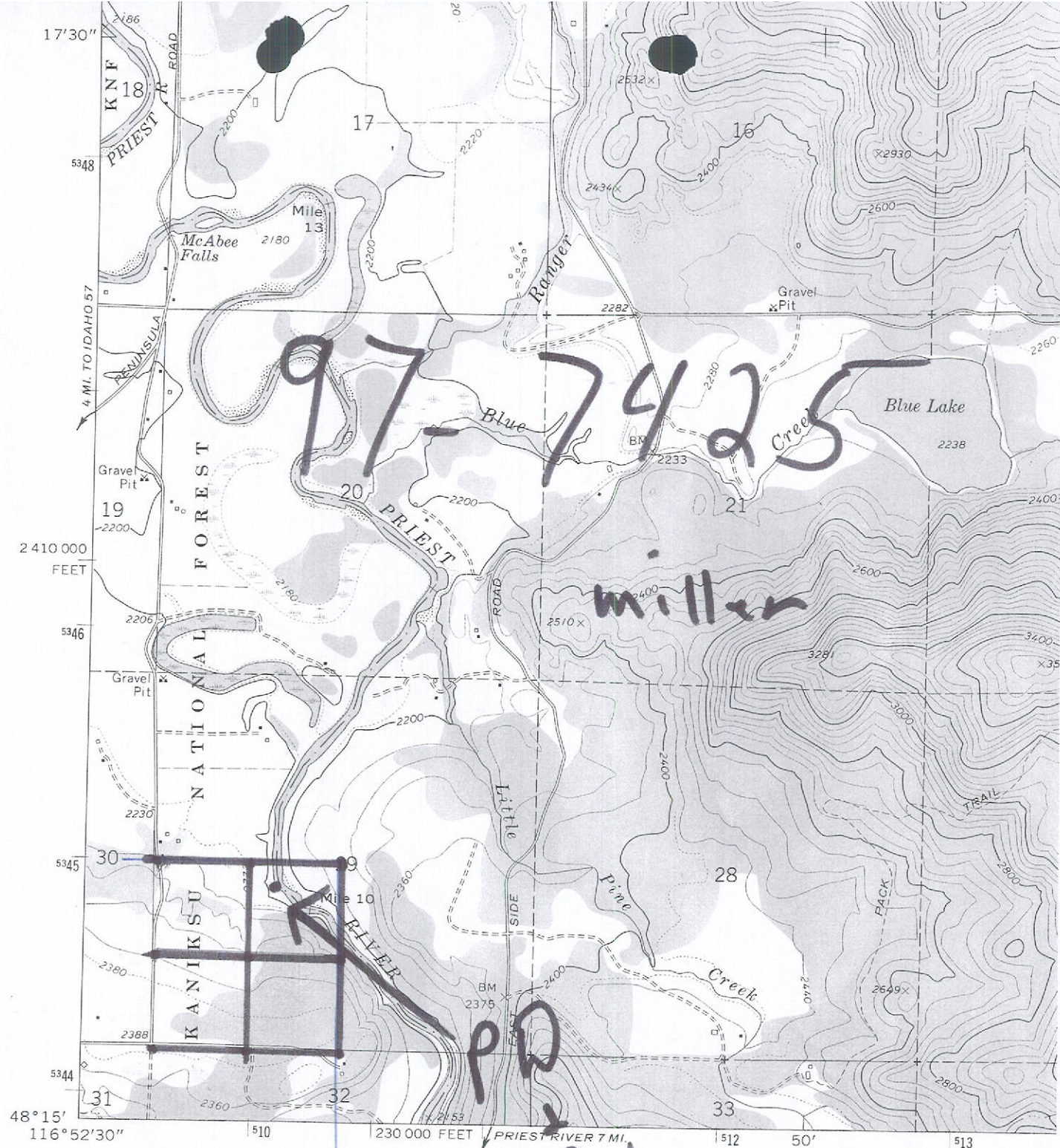
*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

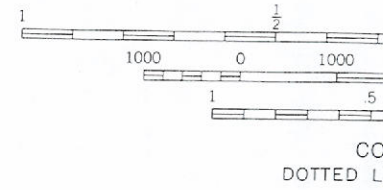
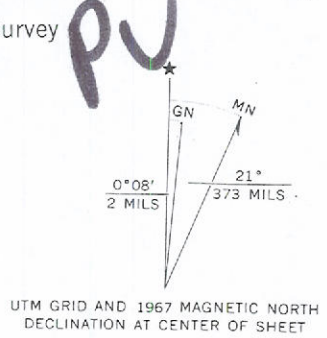
1.

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

2. Measurements: _____



Mapped, edited, and published by the Geological Survey
 Control by USGS and USC&GS
 Topography by photogrammetric methods from aerial
 photographs taken 1966. Field checked 1967
 Polyconic projection. 1927 North American datum
 10,000-foot grid based on Idaho coordinate system,
 west zone
 1000-meter Universal Transverse Mercator grid ticks,
 zone 11, shown in blue
 Fine red dashed lines indicate selected fence lines



FOR SALE BY U. S. GEOLOGICAL SURVEY
 A FOLDER DESCRIBING TOPOGRAPHY

97-07425



Pump
AT
PO



P



P

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF BENEFICIAL USE

SEP 15 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. 97-7425 Telephone No. 208-428-9502

2. Name of Permit Holder(s): V. Thomas & M. Ann Miller

3. Mailing Address: P.O. Box 1265

City PRIEST RIVER State ID Zip 83856

4. Source of Water: PRIEST RIVER 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): _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 1 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 0.03 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: Tom Miller Telephone Number: 208-428-9502

Address: 358 EL RIO DR. Priest River, ID 83856

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: V. Thomas Miller Date: 9-10-03
(include your title, if on behalf of company or organization)

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JUN 16 2004

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 97-07425

Priority: June 10, 2003

Maximum Diversion Rate: 0.03 CFS

This is to certify, that V THOMAS MILLER And/Or M ANN MILLER
PO BOX 1265
PRIEST RIVER ID 83856

have applied for a permit to appropriate water from:

Source: PRIEST RIVER

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>
IRRIGATION	04/01 to 10/31	0.03 CFS

LOCATION OF POINT OF DIVERSION:

PRIEST RIVER NE¼SW¼ Sec. 29, Twp 57N, Rge 04W, B.M., BONNER County

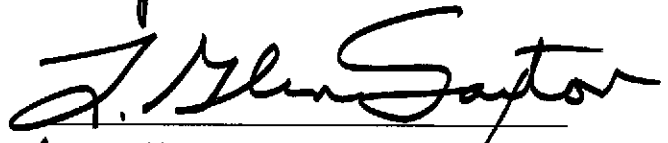
PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N 04W 29									1.0								1.0
Total Acres:																	1

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **August 01, 2004**.
2. Subject to all prior water rights.
3. A fish screen of ¼ inch or smaller mesh shall be installed and maintained at the point of diversion.
4. Place of use is located within Lot 15 of El Rio Estates.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
6. Water shall not be diverted under this right when flows in the Priest River are below established minimum flow amounts.

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 August, 2003.


for **KARL J DREHER, Director**

MICROFILMED

JUN 16 2004

70626

Ident. No. 97-7425

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

JUL 28 2003

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant V. Thomas & Ann Miller Phone 208-428-9502
Mailing address P.O. Box 1265 Priest River, ID 83856
2. Source of water supply Priest River which is a tributary of Pend Oreille Riv
3. Location of point of diversion is Township 57N Range 4W Sec. 29, in the SE 1/4, NE 1/4, SW 1/4, Govt. Lot B on new, B.M., B on new County; additional points of diversion if any:
4. Water will be used for the following purposes:
Amount 0.06 CFS for irrigation purposes from 7/15 to 10/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.03 CFS for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.09 CFS cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works: Irrigation
- a. Describe type and size of devices used to divert water from the source
Sprinkler Pump with 1 1/4 Poly Pipe Pickup
- 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 _____ feet
- d. Is ground water with a temperature of greater than 85°F being sought? N/A
- e. If well is already drilled, when? N/A; Drilling firm N/A
Well was drilled for (well owner) N/A; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. _____

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JUN 16 2004

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	4W	29								~~SE~~	1								1

Total number of acres to be irrigated 1

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? Applicant

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

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: AKA Lot 15 El Rio Estates

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.

M. Ann Miller

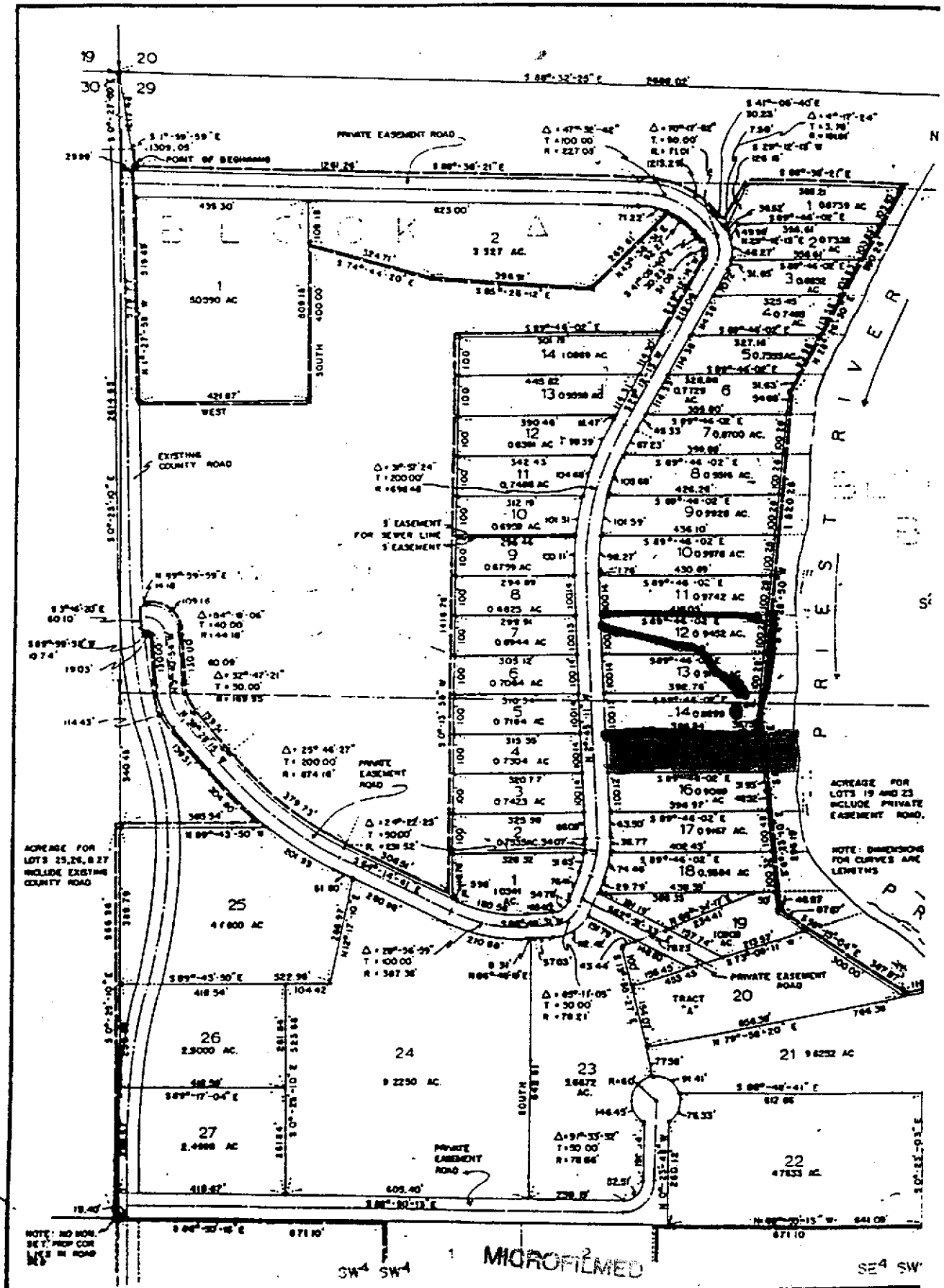
Signature of Applicant (and title, if applicable)

Received by cm Date 6-10-03 Time 1:17 PM Preliminary check by AB
 Fee \$ 100.00 Receipted by cm # NO15692 Date _____
 Publication prepared by cb Date 6/12/03 Published in Front Range Times 6/18+25/03
 Publication approved cb Date 7/2/03

MICROFILMED

JUN 16 2004

EL R. ESTATES



SENW

Point of Diversion

Place of Use

29

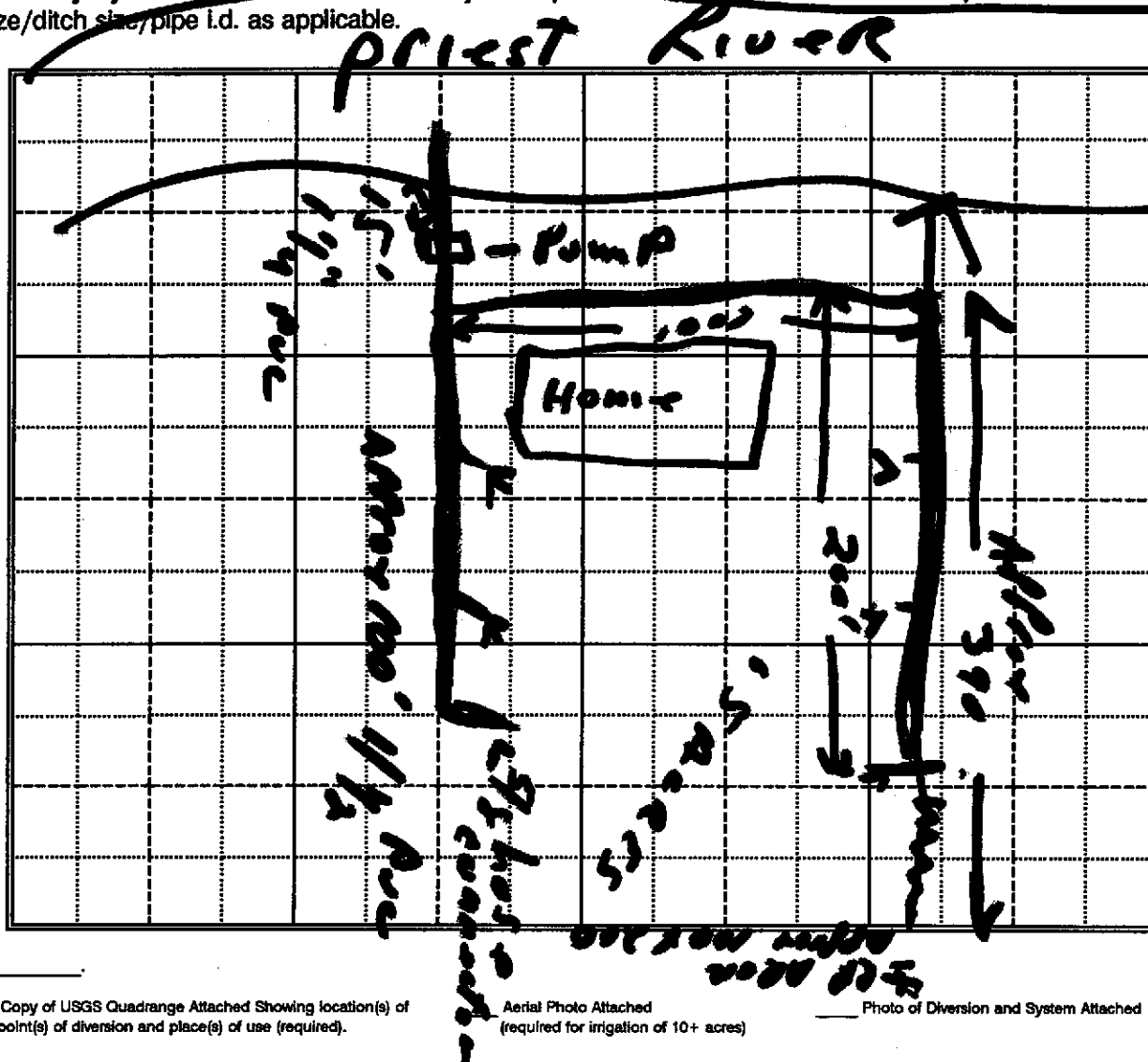
Mile 1

2220

JUN 16 2004

[illegible]

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



Scale: 1" = _____

____ 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

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	AOSmith	75	C48094A06	Goulds	6T07

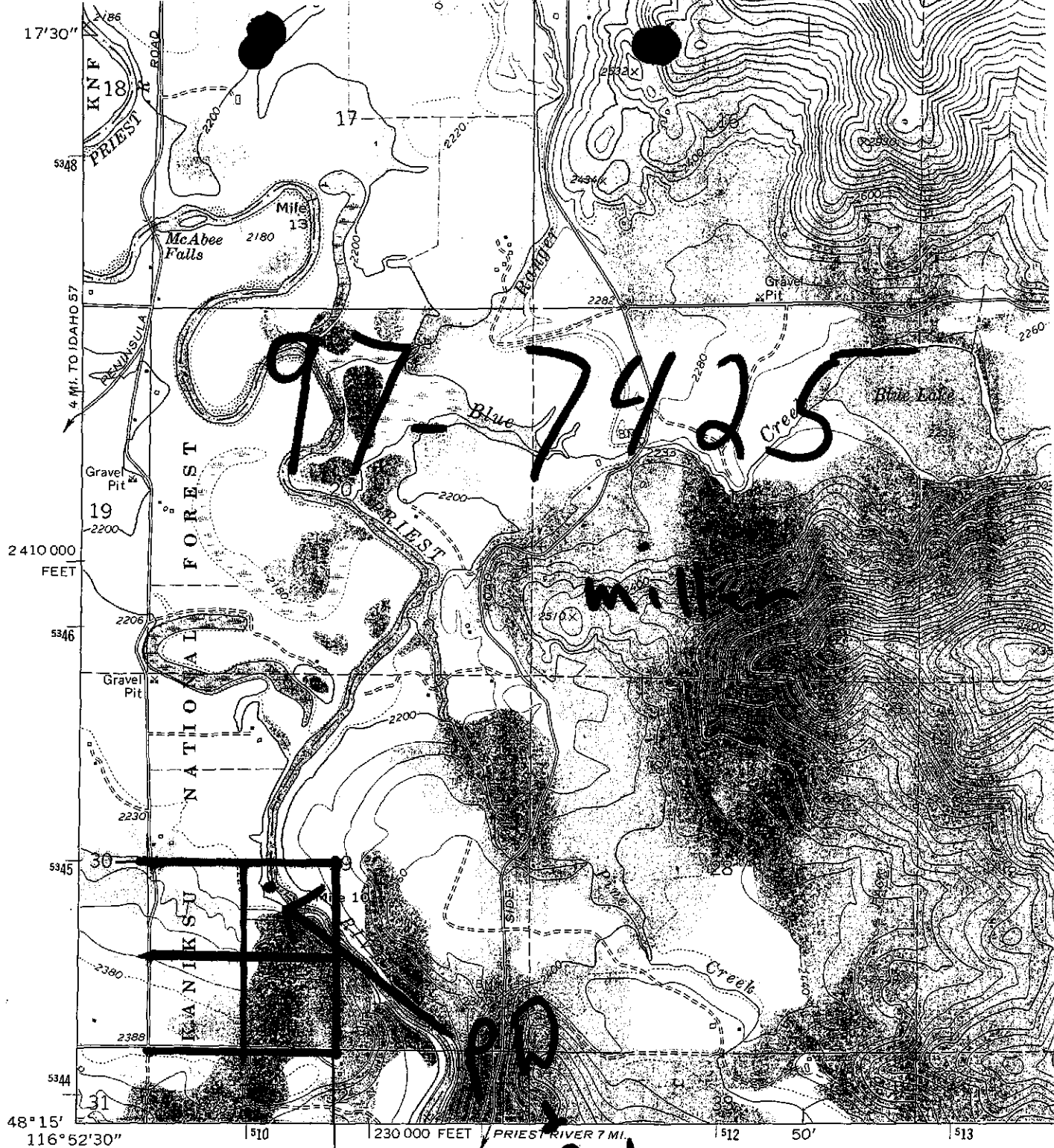
*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

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

2. Measurements: _____



Mapped, edited, and published by the Geological Survey

Control by USGS and USC&GS

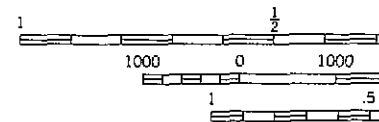
Topography by photogrammetric methods from aerial photographs taken 1966. Field checked 1967

Polyconic projection. 1927 North American datum
10,000-foot grid based on Idaho coordinate system,
west zone

1000-meter Universal Transverse Mercator grid ticks,
zone 11, shown in blue

Fine red dashed lines indicate selected fence lines

UTM GRID AND 1967 MAGNETIC NORTH
DECLINATION AT CENTER OF SHEET



CO
DOTTED L

FOR SALE BY U. S. GEOLOGICAL SURVEY
A FOLDER DESCRIBING TOPOGRAPHY

97-07425



Pump
AT
PO

PC

PC

E. NARRATIVE/REMARKS/COMMENTS

System consist of a line in the
rined to pump a 1.5" pvc trunk line
runs up the side of house. This trunk
has connections for 5 hose. Portable
sprinklers and garden hose irrigate
desired areas. System runs 5 portable
3gpm rain birds.

I used a piece of garden hose over nozzles
checked first, middle, last sprinkler and
of those 3gpm

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

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

5 gal bucket total 159 PM
See NARRATIVE

$$\frac{159 \text{ PM} \times .133681}{60} = .03$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 5 \times 3 = 1.5$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .03 \times 213 \times 1.9835 = 12.7$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 1.5$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	04-01	10-31	.03	1.5
Totals:			.03	1.5

2. Recommended Amendments

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

I. AUTHENTICATION

Field Examiner's Name Wayne Baldwin Date 6-30-09

Reviewer _____ Date _____

SEAL



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 10, 2003

V THOMAS MILLER
M ANN MILLER
PO BOX 1265
PRIEST RIVER ID 83856

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 97-7425

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.)

MICROFILMED
JUN 16 2004

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 97-7425

Reviewed By: dgibson

Date: November 7, 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.:		N015692, C070901	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	09/15/2003
Date proof due	- 08/01/2004
Lapse notice sent	-
No. of days late	= 0
Holiday allowance	+
Priority date	+ 06/10/2003
New priority date	= 06/10/2003

Deficiencies of Actions Items

Acknowledge proof.



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 22, 2003

V THOMAS MILLER
M ANN MILLER
PO BOX 1265
PRIEST RIVER ID 83856

RE: Permit No. 97-7425

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.

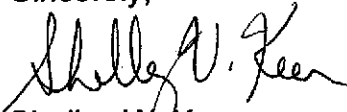
Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's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

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JUN 16 2004

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:klf

Enclosure(s)

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JUN 16 2004

Comment Report

97-7425

1. kwalker 8/18/2003 Season of Use

Comment: Updated season of use per standards.

2. kwalker 8/18/2003 Fish Screen

Comment: We did not receive a response to our request for comments from fish and game. I have gone ahead and added the fish screen requirement to this permit since they will be diverting from Priest River.

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JUN 16 2004

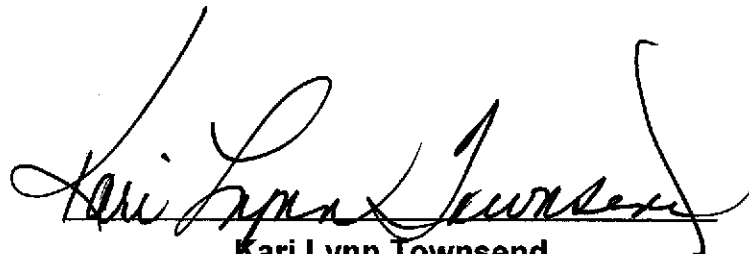
CERTIFICATE OF SERVICE

I hereby certify that on August 22, 2003 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

97-7425

**M ANN MILLER
V THOMAS MILLER
PO BOX 1265
PRIEST RIVER ID 83856**



**Kari Lynn Townsend
Secretary**

**MICROFILMED
JUN 16 2004**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

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JUN 16 2004

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. # 97-1425

APPLICATION ID # 706-26
INITIAL REVIEW

ENT. 6/12/03 BCA 4.5 OK to Publish 6/12/03

APPLICANT: MILLER

BY: AB DATE: 6/11/03

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

(Yes)(No)

- 4/11 By: AB
- Shape File Created Date 4/11 By: AB
- Field check: by _____
- Field report attached _____
- Analysis Supp. attached(>5cfs/500af) _____
- Water delivered by water master? Water District # _____

RECEIVED

JUL 28 2003

PROCESSING

(Yes)(No)

PRIORITY DATE: 6/12/03

(Include Moratorium Remark)

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

ADVERTISE IN: BONNIE 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: _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

- _____ Notice of pending void order issued. Final order response date: _____/_____/_____
- _____ Further information required from applicant
- 7/2 7/2 _____ Affidavit of publication received
- 7/2 _____ Application published correctly. If not, record action taken: _____

6/12 _____ Publication dates and paper recorded on application

Sr. Agent initial _____

_____ Protests received,

Final protest date: 7/7/03

_____ Measuring device required

_____ Measuring port required

_____ Special conditions:

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

Approval Recommended by: _____

Date: _____/_____/_____

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Tern Jure

_____ being first duly sworn on oath
deposes and says that he/she is Jen Manner
of the Priest River Times, a newspaper printed and
published at Priest River, 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 96-9137 Keyser/Jones
App 97-7425 Miller

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 18th day of June, 2003
and ending on the 25th day of June, 2003
and that said notice was published in said newspaper.

On this 25th day of June in the year
of 2003, before me, a Notary Public, personally
appeared Jen Manner,

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.

SHANNON M. FOSTER
NOTARY
PUBLIC
Notary Public for Idaho
Residing at Priest River
My Commission expires: 10/9/07

RECEIVED
JUL 02 2003
IDWR/North

NOTICE OF APPLICATION FOR WATER RIGHT

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

96-9137

JOHN PHILLIP KEYSER
KENT JONES
RAPTOR VIEW SUBDIVISION WATER SYSTEM
PO BOX 25
PRIEST RIVER ID 83856
Point(s) of Diversion: NESW S4 T55N R04W BONNER County
Source GROUND WATER
Use: MUNICIPAL 01/01 To 12/31 0.12 CFS
Total Diversion 0.12 CFS

Date Filed: 05/27/2003
Place Of Use: MUNICIPAL
T55N R04W S4 NESW NWSW
Remark: Municipal use is within service area of Raptor View Subdivision Water System.

97-7425

V THOMAS MILLER
M ANN MILLER
PO BOX 1265
PRIEST RIVER ID 83856
Point(s) of Diversion: NESW S29 T57N R04W BONNER County
Source PRIEST RIVER Tributary To PEND OREILLE RIVER
Use: IRRIGATION 03/15 To 11/15 0.03 CFS
Total Diversion 0.03 CFS
Date Filed: 06/10/2003
Place Of Use: IRRIGATION
T57N R04W S29 NESW
Number of Acres: 1

Permit will be subject to all prior water rights. Protests must be submitted based on the criteria of Sec. 42.203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur D'Alene, ID 83814 together with a protest fee of \$25.00 for each application on or before 07/07/2003. The protestant must also send a copy of the protest to the applicant.

Legal 610685
June 18, 25, 2003

KARL J. DREHER, Director

MICROFILMED
JUN 16 2004

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

96-9137

JOHN PHILLIP KEYSER

KENT JONES

RAPTOR VIEW SUBDIVISION WATER SYSTEM

PO BOX 25

PRIEST RIVER ID 83856

Point(s) of Diversion NESW S4 T55N R04W BONNER County

Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 0.12 CFS

Total Diversion: 0.12 CFS

Date Filed: 05/27/2003

Place Of Use: MUNICIPAL

T55N R04W S4 NESW NWSW

Remark: Municipal use is within service area of Raptor View Subdivision Water System.

97-7425

V THOMAS MILLER

M ANN MILLER

PO BOX 1265

PRIEST RIVER ID 83856

Point(s) of Diversion NESW S29 T57N R04W BONNER County

Source PRIEST RIVER Tributary To PEND OREILLE RIVER

Use: IRRIGATION 03/15 To 11/15 0.03 CFS

Total Diversion: 0.03 CFS

Date Filed: 06/10/2003

Place Of Use: IRRIGATION

T57N R04W S29 NESW

Number of Acres 1

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 07/07/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published in Priest River Times on June 18 and 25, 2003.

MICROFILMED

JUN 16 2006



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

June 12, 2003

SHANNON FOOTE
LEGAL NOTICE DEPARTMENT
PRIEST RIVER TIMES
PO BOX 10
PRIEST RIVER ID 83856

E-mailed

~~FAKED~~ TO SHANNON 6/12/03

PLEASE FAX PROOF PRIOR TO PUBLICATION

RE: Application for Permit No. **96-9137 AND 97-7425**

Dear Shannon:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, June 18 and 25, 2003, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Sincerely

Dianne Ball

Dianne Ball
Administrative Assistant

MICROFILMED

JUN 16 2004

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, June 12, 2003 3:11 PM
To: Legal Notices-Priest River Times (E-mail)
Subject: Legal Notice for publication on 6/18 and 25/2003

Greetings, Shannon, and a happy day to you.

Attached you will find a copy of our cover letter to you requesting publication of the attached legal notice on June 18 and 25, 2003. Second attachment is the Legal Notice, itself.

PLEASE FAX PROOF OF PREPARED LEGAL PRIOR TO PUBLICATION!

Thank you very much,



May your day be filled with great beauty.

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

JUN 15 2006

6/12/2003



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 12, 2003

V THOMAS MILLER
M ANN MILLER
PO BOX 1265
PRIEST RIVER ID 83856

RE: Application for Permit No 97-7425

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 Priest River Times on June 18 and 25, 2003. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight to twelve weeks.

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

Sincerely,

A handwritten signature in cursive script, appearing to read 'Allen Beardslee'.

Allen Beardslee
Senior Water Resource Agent

MICROFILMED
JUN 15 2004



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

Fax (208) 769-1454

June 12, 2003

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

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

*faxed to Ray 6/12/03
6 pages total*

Application to Permit No. 97-7425 - MILLER

Dear Ray:

Enclosed is a copy of the above referenced application. Please review the application, complete the enclosed recommendation form, and submit it to this office within two weeks of receipt of this request, by June 27, 2003. If you prefer to respond by e-mail, my e-mail address is dball@idwr.state.id.us.

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

Sincerely,

Dianne Ball
Administrative Assistant

Enclosure(s)

MICROFILMED
JUN 16 2004