

**STARTING  
LEFT  
SIDE OF  
FILE**

State of Idaho  
Department of Water Resources

## Permit to Appropriate Water

NO. 95-09349

Priority: June 09, 2006

Maximum Diversion Rate: 0.02 CFS

This is to certify, that JOEL K DECKER  
8904 E BOONE  
SPOKANE WA 99212

has applied for a permit to appropriate water from:

**Source:** LOWER TWIN LAKE      **Tributary:** RATHDRUM CREEK

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

|                              |                             |                                 |
|------------------------------|-----------------------------|---------------------------------|
| <b><u>BENEFICIAL USE</u></b> | <b><u>PERIOD OF USE</u></b> | <b><u>RATE OF DIVERSION</u></b> |
| DOMESTIC                     | 01/01 to 12/31              | 0.02 CFS                        |

**LOCATION OF POINT OF DIVERSION:**

LOWER TWIN LAKE L6 (NW¼ SW¼) Sec. 5, Twp 52N, Rge 04W, B.M. KOOTENAI 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 |        |
| 52N | 04W | 5   |    |    |    |    |    |    |    |    | X   |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    | L 6 |    |    |    |    |    |    |    |        |

**CONDITIONS OF APPROVAL**

1. Proof of application of water to beneficial use shall be submitted on or before **August 01, 2009**.
2. Subject to all prior water rights.
3. Domestic use is for 1 home.
4. The domestic use authorized under this right shall not exceed 13,000 gallons per day.
5. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
6. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 95-C.
8. Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide the watermaster suitable control of the diversion.

State of Idaho  
Department of Water Resources  
**Permit to Appropriate Water**

NO. 95-09348

9. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
10. This right does not grant any right-of-way or easement across the land of another.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 21<sup>st</sup> day of August, 2006.

Shelley W. Keen  
FOR KARL J DREHER, Director

RECEIVED

AUG 17 2006

FORM 202  
12/9972 DEPARTMENT OF  
WATER RESOURCES  
STATE OF IDAHOIdent. No. 95-9349

DEPARTMENT OF WATER RESOURCES

## APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

JUN 09 2006

IDWR/North

1. Name of Applicant JOEL K. DECKER Phone 509 928-8535  
Mailing address 8904 E. BOONE SPOKANE, WA. 992122. Source of water supply LOWER TWIN LAKE which is a tributary of N/A3. Location of point of diversion is Township 52N Range 04W Sec. 05 in the NE 1/4,  
NE 1/4, SW 1/4, Govt. Lot LOT 26, B.M., KOOTENAI County;additional points of diversion if any: N/A

4. Water will be used for the following purposes:

Amount 0.02 for DOMESTIC RESIDENCE purposes from 01/01 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)5. Total quantity to be appropriated is (a) 0.02 and/or (b) N/A  
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 1/2 HP WATER PUMP WITH  
1 1/4" INTAKE TO PUMP. 1" LINE TO RESIDENCEb. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total  
reservoir capacity N/A acre-feetc. Proposed well diameter is N/A inches; proposed depth of well is N/A feetd. Is ground water with a temperature of greater than 85°F being sought? NOe. If well is already drilled, when? N/A; Drilling firm \_\_\_\_\_;  
Well was drilled for (well owner) \_\_\_\_\_; Drilling Permit No. \_\_\_\_\_7. Time required for completion of works and application of water to proposed beneficial use is 3 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. \_\_\_\_\_

3. 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 |        |
| 52N | 4W  | 05  |    |    |    |    |    |    |    |    |    | D  |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
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|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Total number of acres to be irrigated D

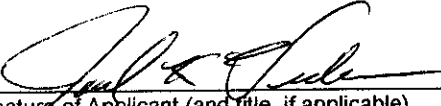
10. Describe any other water rights used for the same purposes as described above. N/A

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: N/A

12. Remarks: N/A

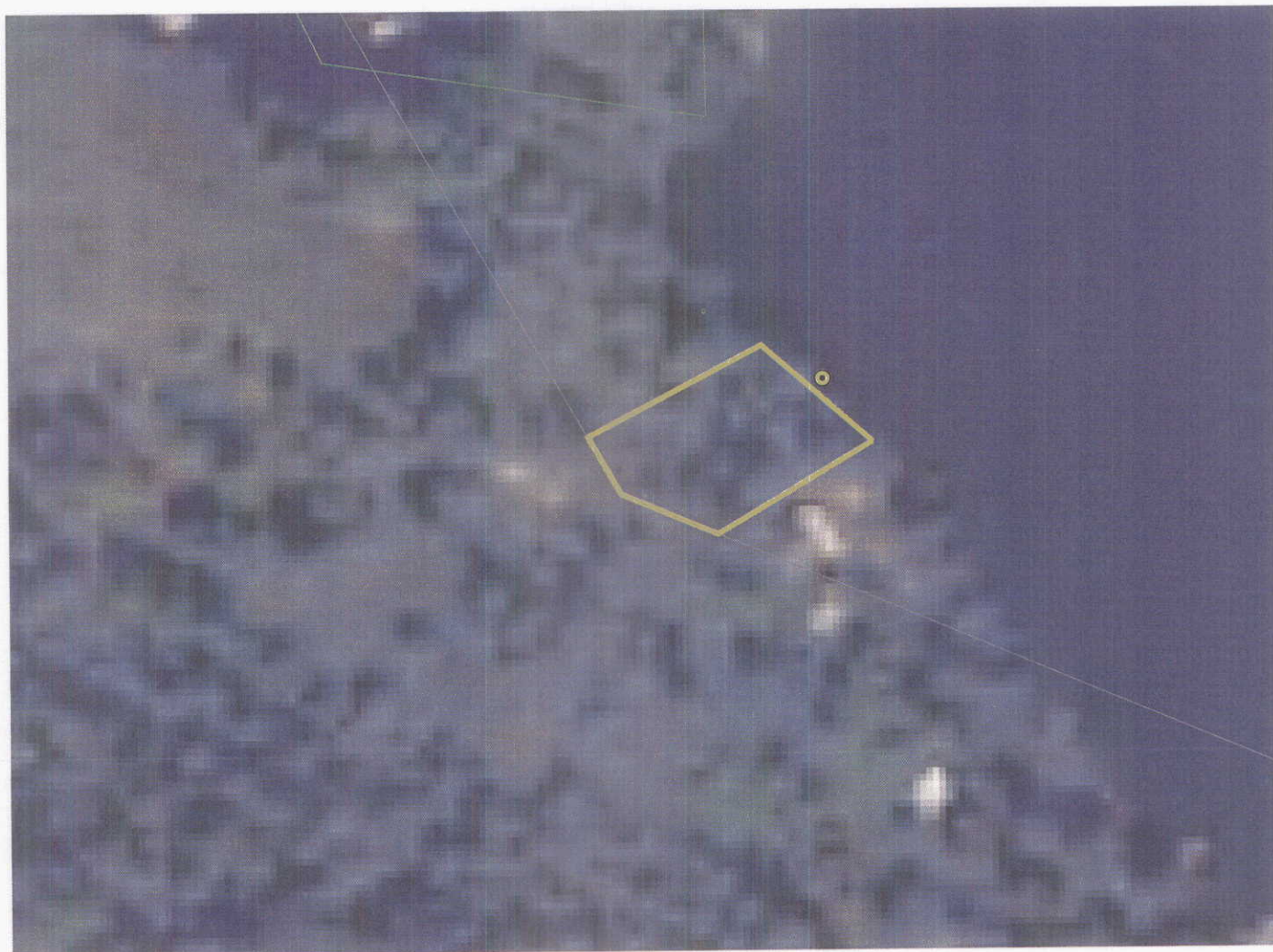
13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

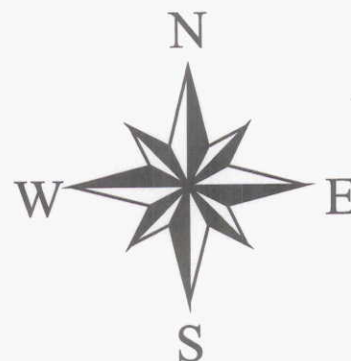
  
Signature of Applicant (and title, if applicable) JOEL K. DECKER

Received by dp Date 6/9/06 Time 10:22a Preliminary check by dp  
 Fee \$ 100.00 Received by dp # N 017655 Date 6/9/06  
 Publication prepared by dp Date 6/9/06 Published in Idaho 7/16-13/06 7/20+27/06  
 Publication approved dp Date 8/2/06

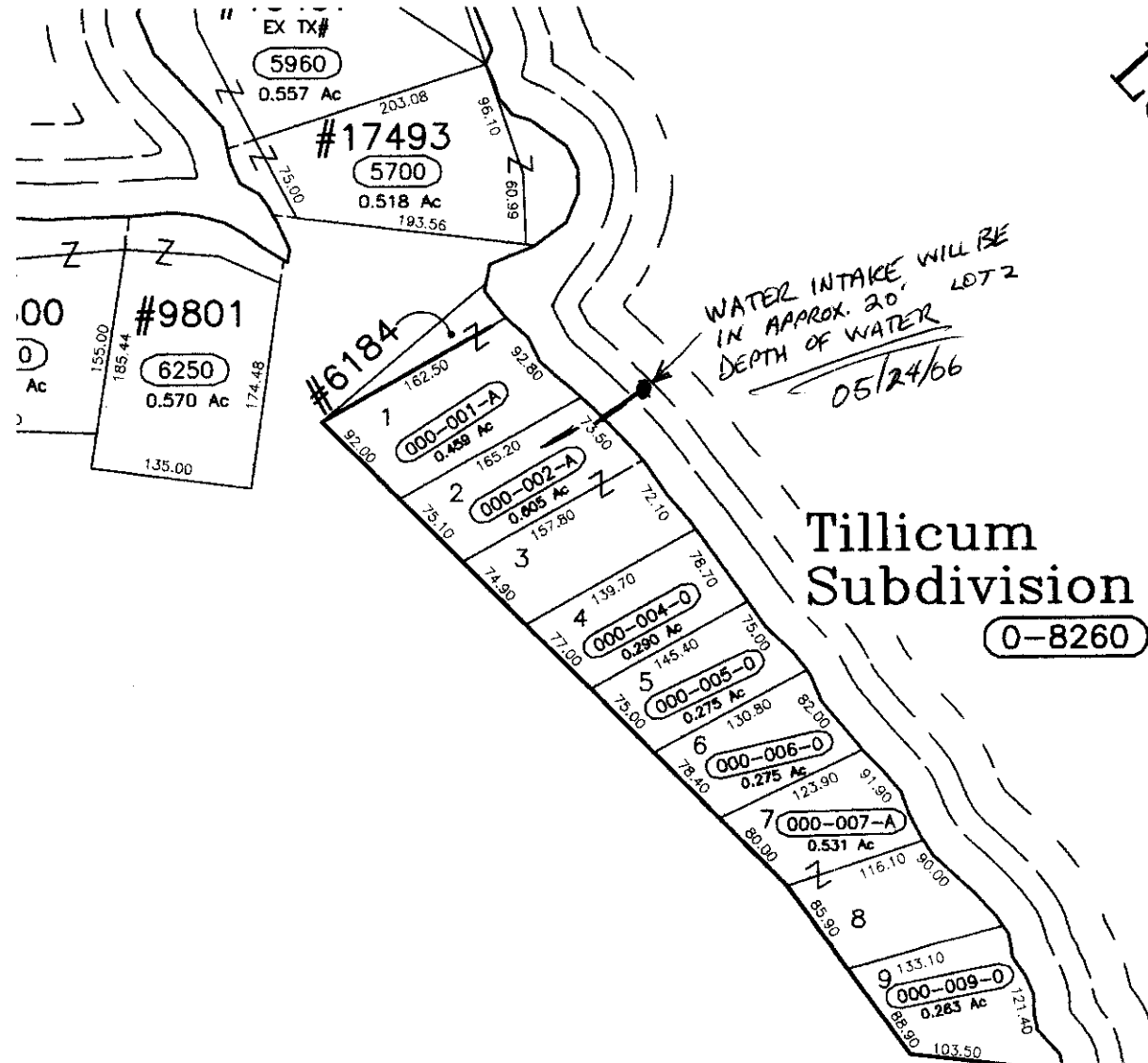
# 95-9349



-  Kootenai taxlots
-  GCDB53N04W GCDB
-  GCDB52N04W GCDB
-  Pou.shp
-  Pod.shp
-  Administrative BasinsAdminbas.shp



52N 04W 05 NE SW SW LOT 2



Pt F  
T

**NOW  
STARTING  
RIGHT  
SIDE OF  
FILE**



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

August 22, 2006

JAMES E. RISCH  
Governor

KARL J. DREHER  
Director

DAN PARK  
WATERMASTER  
1900 E STURGEON  
RATHDRUM ID 83858

RE: Permit Nos. 95-9348 & 95-9349

Dear Dan:

Enclosed is a copy of the recently issued Permit for the above referenced water right(s) in the name of Joel K Decker.

If you have any questions, please call me at 208-287-4952.

Sincerely,

A handwritten signature in cursive script that reads "Kara A. Alder". The signature is fluid and elegant, with the first letters of each word being capitalized and prominent.

Kara A Alder  
Secretary

Enclosure(s)



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

JAMES E. RISCH  
Governor

KARL J. DREHER  
Director

August 22, 2006

JOEL K DECKER  
8904 E BOONE  
SPOKANE WA 99212

RE: Permit No. 95-9349

**Permit Approval Notice**

Dear Permit Holder:

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

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

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

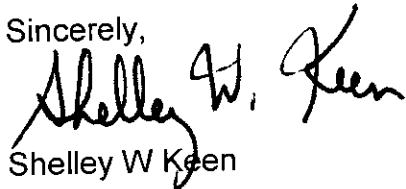
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at 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.

If you have any questions, please contact me at 208-287-4947.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being the most prominent part.

Shelley W Keen

Water Rights Supervisor

SWK:ka

Enclosure(s)

# **CERTIFICATE OF SERVICE**

I hereby certify that on August 22, 2006 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.**

**95-9349**

**JOEL K DECKER  
8904 E BOONE  
SPOKANE WA 99212**

  
Kara A Alder  
Secretary

**EXPLANATORY INFORMATION  
TO ACCOMPANY A  
PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

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 Water Resource 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.

## MEMORANDUM

**Date:** August 21, 2006  
**To:** Water Right File 95-9349  
**From:** eretelle  
**Re:** permit review

---

WD 95-C  
No moratorium (Rathdrum Prairie GW Area - surface water)  
No Min Stream Flow

No protests  
No PoD or PoU overlaps

Recommend approval as suggested by IDWR Northern.

RECEIVED

AUG 03 2006

IDWR/North

AFFIDAVIT OF PUBLICATION

LEGAL NOTICE

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

95-9347  
ROCKY WATSON  
MARY WATSON  
11618 ROCKFORD BAY RD  
COEUR D ALENE ID 83814  
Point of Diversion SWNW S22 T50N R04W KOOTENAI County  
Source COEUR D ALENE LAKE - Tributary To SPOKANE RIVER  
Use: IRRIGATION 03/15 To 11/15 0.05 CFS  
Use: FIRE PROTECTION 01/01 To 12/31 0.07 CFS  
Total Diversion: 0.07 CFS

Date Filed: 06/09/2006  
Place Of Use: FIRE PROTECTION  
T50N R04W S22 SWNW  
Place Of Use: IRRIGATION same as FIRE PROTECTION  
Number of Acres 1.5

95-9348  
JOEL K DECKER  
8904 E BOONE  
SPOKANE WA 99212  
Point of Diversion L6 (NWSW) S5 T52N R04W KOOTENAI County  
Source LOWER TWIN LAKE  
Use: DOMESTIC 01/01 To 12/31 0.02 CFS  
Total Diversion: 0.02 CFS

Date Filed: 06/09/2006  
Place Of Use: DOMESTIC  
T52N R04W S5 NWSW Lot 6  
Remark: Domestic use is for 1 home.

95-9349  
JOEL K DECKER  
8904 E BOONE  
SPOKANE WA 99212  
Point of Diversion L6 (NWNW) S5 T52N R04W KOOTENAI County  
Source LOWER TWIN LAKE  
Use: DOMESTIC 01/01 To 12/31 0.02 CFS  
Total Diversion: 0.02 CFS

Date Filed: 06/09/2006  
Place Of Use: DOMESTIC  
T52N R04W S5 NWNW Lot 6  
Remark: Domestic use is for 1 home.

95-9350  
KOOTENAI PROPERTIES INC  
C/O SHERMAN DIONNE  
1647 E MILES AVE  
HAYDEN ID 83835  
Point of Diversion SESW S8 T52N R03W KOOTENAI County  
Source CHILCO LAKE - Tributary To CHILCO CREEK  
Use: WILDLIFE STORAGE 01/01 To 12/31 300 AFA  
Use: RECREATION STORAGE 01/01 To 12/31 300 AFA  
Use: AESTHETIC STORAGE 01/01 To 12/31 300 AFA  
Total Diversion: 300 AFA

Date Filed: 05/24/2006  
Place Of Use: RECREATION STORAGE  
T52N R03W S17 NWNE SWNE  
T52N R03W S8 SESW NWSE SWSE  
Place Of Use: WILDLIFE STORAGE & AESTHETIC STORAGE  
Same as RECREATION STORAGE

95-9351  
COEUR D ALENE FIBER FUELS INC (CDAFF)  
3528 W SELTICE WAY  
COEUR D ALENE ID 83814  
Point of Diversion NWNE S30 T51N R05W KOOTENAI County  
Source GROUND WATER  
Use: IRRIGATION 03/15 To 11/15 - 0.02 CFS  
Use: DOMESTIC 01/01 To 12/31 - 0.04 CFS  
Use: FIRE PROTECTION  
STORAGE 01/01 To 12/31 0.5 AFA  
Use: FIRE PROTECTION  
FROM STORAGE 01/01 To 12/31 0.5 AFA  
Total Diversion: 0.06 CFS

Date Filed: 06/19/2006  
Place Of Use: DOMESTIC  
T51N R05W S30 NWNE  
Place Of Use: ALL OTHER USES same as DOMESTIC  
Number of Acres 15  
Remark: Domestic use is for 1 office and restrooms.

96-9290  
PAUL LINDHOLDT  
KAREN LINDHOLDT  
1007 S PRIMROSE LN  
SPOKANE WA 99224  
Point(s) of Diversion L3 (NWNW) S23 T53N R05W KOOTENAI County  
Source SPIRIT LAKE  
Use: DOMESTIC 01/01 To 12/31 0.02 CFS  
Total Diversion: 0.02 CFS

Date Filed: 06/28/2006  
Place Of Use: DOMESTIC  
T53N R05W S23 NWNW Lot 3  
Remark: Domestic use is for 1 cabin  
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 08/07/2006. The protestant must also send a copy of the protest to the applicant.  
KARL J DREHER, Director  
Legal 9473  
July 20, 27, 2006

STATE OF IDAHO. } ss  
County of Kootenai.

Amy McCre being first duly sworn  
upon oath deposes and says

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county

3. The

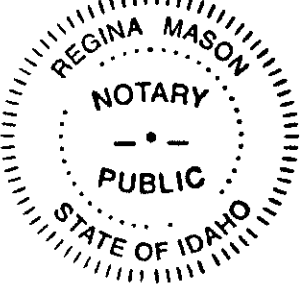
Legal Notice

of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 1 consecutive day commencing on the 27 day of July, 2006, and ending on the 27 day of July, 2006, and such publication was made as often during said period as said daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice Amy McCre  
On this 27 day of July in the year of 2006, before me, a Notary Public, personally appeared Amy McCre 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.

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

MY COMMISSION EXPIRES 6/18/09



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

**95-9347**

ROCKY WATSON  
MARY WATSON  
11618 ROCKFORD BAY RD  
COEUR D ALENE ID 83814  
Point of Diversion SWNW S22 T50N R04W KOOTENAI County  
Source COEUR D ALENE LAKE - Tributary To SPOKANE RIVER  
Use: IRRIGATION 03/15 To 11/15 0.05 CFS  
Use: FIRE PROTECTION 01/01 To 12/31 0.07 CFS  
Total Diversion: 0.07 CFS

Date Filed: 06/09/2006

Place Of Use: FIRE PROTECTION

T50N R04W S22 SWNW

Place Of Use: IRRIGATION same as FIRE PROTECTION

Number of Acres 1.5

**95-9348**

JOEL K DECKER  
8904 E BOONE  
SPOKANE WA 99212  
Point of Diversion L6 (NWSW) S5 T52N R04W KOOTENAI County  
Source LOWER TWIN LAKE  
Use: DOMESTIC 01/01 To 12/31 0.02 CFS  
Total Diversion: 0.02 CFS

Date Filed: 06/09/2006

Place Of Use: DOMESTIC

T52N R04W S5 NWSW Lot 6

Remark: Domestic use is for 1 home.

**95-9349**

JOEL K DECKER  
8904 E BOONE  
SPOKANE WA 99212  
Point of Diversion L6 (NWNW) S5 T52N R04W KOOTENAI County  
Source LOWER TWIN LAKE  
Use: DOMESTIC 01/01 To 12/31 0.02 CFS  
Total Diversion: 0.02 CFS

Date Filed: 06/09/2006

Place Of Use: DOMESTIC

T52N R04W S5 NWNW Lot 6

Remark: Domestic use is for 1 home.

**95-9350**

KOOTENAI PROPERTIES INC  
C/O SHERMAN DIONNE  
1647 E MILES AVE  
HAYDEN ID 83835  
Point of Diversion SESW S8 T52N R03W KOOTENAI County  
Source CHILCO LAKE - Tributary To CHILCO CREEK  
Use: WILDLIFE STORAGE 01/01 To 12/31 300 AFA  
Use: RECREATION STORAGE 01/01 To 12/31 300 AFA  
Use: AESTHETIC STORAGE 01/01 To 12/31 300 AFA  
Total Diversion: 300 AFA

Date Filed: 05/24/2006

Place Of Use: RECREATION STORAGE

T52N R03W S17 NWNE SWNE

T52N R03W S8 SESW NWSE SWSE

Place Of Use: WILDLIFE STORAGE and AESTHETIC STORAGE  
Same as RECREATION STORAGE

**95-9351**

COEUR D ALENE FIBER FUELS INC (CDAFF)  
3528 W SELTICE WAY  
COEUR D ALENE ID 83814  
Point of Diversion NWNE S30 T51N R05W KOOTENAI County  
Source GROUND WATER  
Use: IRRIGATION 03/15 To 11/15 - 0.02 CFS  
Use: DOMESTIC 01/01 To 12/31 - 0.04 CFS  
Use: FIRE PROTECTION STORAGE 01/01 To 12/31 0.5 AFA  
Use: FIRE PROTECTION FROM STORAGE 01/01 To 12/31 0.5 AFA  
Total Diversion: 0.06 CFS

Date Filed: 06/19/2006

Place Of Use: DOMESTIC

T51N R05W S30 NWNE

Place Of Use: ALL OTHER USES same as DOMESTIC

Number of Acres 15

Remark: Domestic use is for 1 office and restrooms.

Continued on next page

Continued from previous page

**96-9290**

PAUL LINDHOLDT  
KAREN LINDHOLDT  
1007 S PRIMROSE LN  
SPOKANE WA 99224

Point(s) of Diversion L3 (NWNW) S23 T53N R05W KOOTENAI County  
Source SPIRIT LAKE

|                  |                |          |
|------------------|----------------|----------|
| Use: DOMESTIC    | 01/01 To 12/31 | 0.02 CFS |
| Total Diversion: |                | 0.02 CFS |

Date Filed: 06/28/2006

Place Of Use: DOMESTIC

T53N R05W S23 NWNW Lot 3

Remark: Domestic use is for 1 cabin

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 08/07/2006. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published on July 20 and 27, 2006



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615  
Phone: (208) 769-1450 FAX: (208) 769-1454 [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

JAMES E. RISCH  
Governor

KARL J. DREHER  
Director

July 10, 2006

**KATTIE HOY; GLENDA JEFFERSON AND AMY McCREE**  
**LEGAL NOTICE DEPARTMENT**  
COEUR D ALENE PRESS  
201 N 2ND  
COEUR D ALENE ID 83814

*Please FAX proof copy before this goes to press, to 769-1454*  
*Thanks, Dianne*

RE: Application for Permit No. 95-9347, 95-9348, 95-9349, 95-9350, 95-9351, 96-9290

**Dear Kattie, Glenda and Amy:**

Good day to you all – I am trying to cover all bases to make sure this get published on the dates requested.

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, July 20 and 27, 2006, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

The first 5 water right applications on this legal were the ones that were supposed to publish 7/6 and 7/13, but somehow didn't get into the paper. The sixth is yet another new one that we have added to the previous legal notice with updated information concerning publication dates, etc., and we need to make sure that this publishes on the dates requested.

**The legal notice is long – and is in WORD format**, so should be able to be mostly **copied and pasted**. Because it runs to 2 pages of my letter size pages, I have included the information at the bottom of the first page that it is continued on the next page, and that line should be deleted from the publication, as should the line stated on page two that it is continued from page one. All else should pretty much be a straight forward copy and paste, with very minor modifications in layout, if necessary.

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 08/07/2006. Your cooperation is greatly appreciated.

Sincerely

*Dianne*

Dianne Ball  
Administrative Assistant

## Ball, Dianne

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**From:** Ball, Dianne  
**Sent:** Monday, July 10, 2006 2:03 PM  
**To:** Legal Notices-CdA Press (E-mail); Legal Notices-CdA Press2 Glenda Jefferson (E-mail); Legal Notices-CdA Press3 Amy (E-mail)  
**Subject:** LONG Legal Notice for publication on July 20 and 27, 2006

Good afternoon, Kattie, Glenda and Amy,

Attached is our cover letter requesting publication of a legal notice on July 20 and 27, 2006. If you cannot publish on those dates, please contact me immediately.

Also attached is our legal notice. This is a LONG legal notice - done in WORD format. It includes the 5 water rights that did not make it into the paper on July 6 and 13, plus one more added to that list.

Being in WORD format, it should be able to be copied and pasted with only *minor modifications*. That is why is it so important that I receive a PROOF prior to publication.

This legal is more than one letter size page long and is pre-done in 8 point. It should fit in a 4 inch setup. You would just have to ignore the words "continued on next page" and "continued from previous page" when getting readying for press.

If you have ANY questions, problems, etc., PLEASE CALL ME at 769-1450.

*Please FAX proof copy before this goes to press, to 769-1454.*

*Thank you very much for your help in this matter,*

*Dianne*

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



CoverLetter  
7-10-06 CDA e-mai.



LegalNotice  
7-10-06 CDA e-mai.



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615

Phone: (208) 769-1450

Fax: (208) 769-1454

Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

JAMES E. RISCH  
Governor

KARL J. DREHER  
Director

July 10, 2006

JOEL K DECKER  
8904 E BOONE  
SPOKANE WA 99212

RE: Application for Permit No 95-9348 and 95-9349

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.

This had previously been scheduled to advertise July 6 and 13, 2006, but the paper never acknowledged receipt of the legal notice, and did not locate it until after it was too late to publish on those dates.

A new legal notice of the application has been prepared and is now scheduled for publication in the Coeur d'Alene Press on July 20 and 27, 2006. 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,

Keith E. Franklin  
Water Resource Agent

**Ball, Dianne**

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**From:** Ball, Dianne  
**Sent:** Wednesday, July 05, 2006 2:21 PM  
**To:** Legal Notices-CdA Press (E-mail); Legal Notices-CdA Press2 Glenda Jefferson (E-mail)  
**Subject:** Looking for PROOF PRIOR TO PUBLICATION for 2 legal notices

Good afternoon, Kattie and Glenda,

Due to the holiday and deadlines for publication and any corrections before publication, I am looking for PROOFS for two separate legal notices e-mailed to you Tuesday of last week.

These are needed ASAP in case we have to modify the legal notices somewhat before they go to press.

First one was for an relatively short legal notice for an Application for Amendment of a Permit No. 95-9258, and the second one was for a long legal notice which included Applications for 5 Water Rights.

Both of these legal notices are supposed to publish July 6 and 13, 2006, so we are pushing the envelope a bit on these.

Thank you very much for your help on these.

*Dianne*

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

*Amy McCree*

*amccree@cda.press.com*

*Won't run this time.  
Paper doesn't know  
what happened.*

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

**95-9347**

ROCKY WATSON

MARY WATSON

11618 ROCKFORD BAY RD

COEUR D ALENE ID 83814

Point of Diversion SWNW S22 T50N R04W KOOTENAI County

Source COEUR D ALENE LAKE - Tributary To SPOKANE RIVER

Use: IRRIGATION 03/15 To 11/15 0.05 CFS

Use: FIRE PROTECTION 01/01 To 12/31 0.07 CFS

Total Diversion: 0.07 CFS

Date Filed: 06/09/2006

Place Of Use: FIRE PROTECTION

T50N R04W S22 SWNW

Place Of Use: IRRIGATION same as FIRE PROTECTION

Number of Acres 1.5

**95-9348**

JOEL K DECKER

8904 E BOONE

SPOKANE WA 99212

Point of Diversion L6 (NWSW) S5 T52N R04W KOOTENAI County

Source LOWER TWIN LAKE

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

Total Diversion: 0.02 CFS

Date Filed: 06/09/2006

Place Of Use: DOMESTIC

T52N R04W S5 NWSW Lot 6

Remark: Domestic use is for 1 home.

**95-9349**

JOEL K DECKER

8904 E BOONE

SPOKANE WA 99212

Point of Diversion L6 (NWNW) S5 T52N R04W KOOTENAI County

Source LOWER TWIN LAKE

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

Total Diversion: 0.02 CFS

Date Filed: 06/09/2006

Place Of Use: DOMESTIC

T52N R04W S5 NWNW Lot 6

Remark: Domestic use is for 1 home.

**95-9350**

KOOTENAI PROPERTIES INC

C/O SHERMAN DIONNE

1647 E MILES AVE

HAYDEN ID 83835

Point of Diversion SESW S8 T52N R03W KOOTENAI County

Source CHILCO LAKE - Tributary To CHILCO CREEK

Use: WILDLIFE STORAGE 01/01 To 12/31 300 AFA

Use: RECREATION STORAGE 01/01 To 12/31 300 AFA

Use: AESTHETIC STORAGE 01/01 To 12/31 300 AFA

Total Diversion: 300 AFA

Date Filed: 05/24/2006

Place Of Use: RECREATION STORAGE

T52N R03W S17 NWNE SWNE

T52N R03W S8 SESW NWSE SWSE

Place Of Use: WILDLIFE STORAGE and AESTHETIC STORAGE  
Same as RECREATION STORAGE

Continued on next page

**95-9351**

COEUR D'ALENE FIBER FUELS INC (CDAFF)  
3528 W SELTICE WAY

COEUR D'ALENE ID 83814

Point of Diversion: NWNE S30 T51N R05W KOOTENAI County

Source GROUND WATER

|                                   |                           |
|-----------------------------------|---------------------------|
| Use: IRRIGATION                   | 03/15 To 11/15 - 0.02 CFS |
| Use: DOMESTIC                     | 01/01 To 12/31 - 0.04 CFS |
| Use: FIRE PROTECTION STORAGE      | 01/01 To 12/31 0.5 AFA    |
| Use: FIRE PROTECTION FROM STORAGE | 01/01 To 12/31 0.5 AFA    |
| Total Diversion:                  | 0.06 CFS                  |

Date Filed: 06/19/2006

Place Of Use: DOMESTIC

T51N R05W S30 NWNE

Place Of Use: ALL OTHER USES same as DOMESTIC

Number of Acres 15

Remark: Domestic use is for 1 office and restrooms.

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 07/24/2006. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published on July 6 and 13, 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615  
Phone: (208) 769-1450 FAX: (208) 769-1454 www.idwr.idaho.gov

JAMES E. RISCH  
Governor

KARL J. DREHER  
Director

June 27, 2006

KATTIE HOY and GLENDA JEFFERSON  
LEGAL NOTICE DEPARTMENT  
COEUR D ALENE PRESS  
201 N 2ND  
COEUR D ALENE ID 83814

*Please FAX proof copy before this goes to press, to 769-1454  
Thanks, Dianne*

RE: Application for Permit No. 95-9347, 95-9348, 95-9349, 95-9350 and 95-9351

**Dear Kattie and Glenda:**

Enclosed you will find a second legal notice which we wish to have published in your newspaper on the dates indicated, July 6 and 13, 2006 (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

***This is the "long" one I said I would be sending to you for publication on July 6 and 13, 2006, along with the legal notice for the Amendment, that was sent earlier today.***

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 07/24/2006. Your cooperation is appreciated.

Sincerely

*Dianne*

Dianne Ball  
Administrative Assistant

## Ball, Dianne

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**From:** Ball, Dianne  
**Sent:** Tuesday, June 27, 2006 3:15 PM  
**To:** Legal Notices-CdA Press (E-mail); Legal Notices-CdA Press2 Glenda Jefferson (E-mail)  
**Subject:** Another legal notice for publication on July 6 and 13, 2006

Good afternoon,

Attached is our **second** cover letter requesting publication on July 6 and 13, 2006 of a **second** legal notice, also attached.

This is the **LONG** one I mentioned in my earlier e-mail. It runs to the second page, and at the break has a notation to that effect. [Please do not include the statement "continued on next page" in the publication. That is just FYI so you will know there is more than one page.]

*Please FAX a proof copy to me at 769-1454 before this goes to press. I know with the holiday next week, your schedule will be tight so I am trying to get these to you in plenty of time.*

If you have ANY questions, please call me at 769-1450.

Thanks for all your help.

*Dianne*

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



CoverLetter  
6-27-06 CDA e-mai.



LegalNotice  
6-27-06 CDA e-mai.



State of Idaho

## DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615

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Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

JAMES E. RISCH  
Governor

KARL J. DREHER  
Director

June 27, 2006

JOEL K DECKER  
8904 E BOONE  
SPOKANE WA 99212

RE: Application for Permit No 95-9348 and 95-9349

Dear Applicant(s):

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

A legal notice of the applications has been prepared and is scheduled for publication in the Coeur d'Alene Press on July 6 and 13, 2006. Submittal of protests to these applications will be allowed for a period ending ten days after the second publication.

If the applications are 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 applications are not protested, they 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,

Keith E. Franklin  
Water Resource Agent



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615

Phone: (208) 769-1450

Fax: (208) 769-1454

Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

June 12, 2006

JAMES E. RISCH  
Governor

KARL J. DREHER  
Director

MARY TERRA-BERNS  
IDAHO DEPARTMENT OF FISH AND GAME  
2750 KATHLEEN AVE.  
COEUR D'ALENE, ID 83815

FAXED TO MARY 6/12/06  
8 pages total

Re: Water Permit Application No. 95-9348 AND 95-9349

Dear Mary:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application follows for your reference.

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication.

We are sending this to you for your comments, and would appreciate receiving your comments by no later than **July 21, 2006**. If we do not hear from you by that date, we will assume that no comment from you means you have no objection to, concerns about, or conditions pertaining to the issuance of this permit.

You may send comments by regular mail to the address above, by FAX to 769-1454, or by e-mail to [Keith.Franklin@idwr.idaho.gov](mailto:Keith.Franklin@idwr.idaho.gov), or to me, [Dianne.Ball@idwr.idaho.gov](mailto:Dianne.Ball@idwr.idaho.gov).

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

Sincerely,

Dianne Ball  
Administrative Assistant



State of Idaho

## DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615

Phone: (208) 769-1450

Fax: (208) 769-1454

Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

June 12, 2006

JAMES E. RISCH  
Governor

KARL J. DREHER  
Director

CARL WASHBURN  
IDAHO DEPARTMENT OF LANDS  
3706 INDUSTRIAL AVE S  
COEUR D ALENE ID 83815

FAXED TO CARL 6/12/06  
8 pages total

Re: Water Permit Application No. 95-9348 and 95-9349

Dear Carl:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application follows for your reference.

We are sending this to you for your comments, and would appreciate receiving your comments by no later than **June 29, 2006**. If we do not hear from you by that date, we will assume that no comment from you means you have no objection to, concerns about, or conditions pertaining to the issuance of this permit.

You may send comments by regular mail to the address above, by FAX to 769-1454, or by e-mail to [Keith.Franklin@idwr.idaho.gov](mailto:Keith.Franklin@idwr.idaho.gov), or to me, [Dianne.Ball@idwr.idaho.gov](mailto:Dianne.Ball@idwr.idaho.gov).

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

Sincerely,

Dianne Ball  
Administrative Assistant