

**STARTING  
LEFT  
SIDE OF  
FILE**

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

NO. 96-09104

Priority: June 11, 2002

Maximum Diversion Rate: 0.13 CFS

This is to certify, that J HANK HESTER And  
JANET HESTER  
C/O EDWIN B HOLMES, ATTORNEY  
PO BOX 909  
COEUR D ALENE ID 83816-0909

has applied for a permit to appropriate water from:

**Source:** GROUND WATER

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                 |
| IRRIGATION            | 03/15 to 11/15       | 0.09 CFS                 |

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 30, Twp 54N, Rge 04W, B.M. BONNER County

**PLACE OF USE:** DOMESTIC, same as Irrigation

**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 |        |
| 54N 04W 30  |    |    |    | 4.5 |    |    |    |    |    |    |    |    |    |    |    |    | 4.5    |

Total Acres: 4.5

**CONDITIONS OF APPROVAL**

1. Proof of application of water to beneficial use shall be submitted on or before **July 1, 2004**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. This right does not grant any right-of-way or easement across the land of another.
5. Domestic use is for 9 homes and does not include lawn, garden, landscape, or other types of irrigation.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 30<sup>th</sup> day of June, 2003.

SCANNED

APR 25 2006

MICROFILMED

DEC 03 2003

  
for KARL J DREHER, Director

69958  
STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

1. Name of Applicant J Hank Hester + Janet Hester Phone 208 664 2351  
Mailing address % Edwin Holmes, A Horney, POB 909 Coeur d'Alene ID 838160909
2. Source of water supply well / groundwater which is a tributary of N/A
3. Location of point of diversion is Township 54N Range 4W Sec. 30 in the SE  $\frac{1}{4}$ ,  
SE  $\frac{1}{4}$ , NE  $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_, B.M., Bonner County;  
additional points of diversion if any: N/A
4. Water will be used for the following purposes:  
Amount 0.04 for DOMESTIC purposes from 4/1 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount 0.09 for IRRIGATION purposes from 3/15 to 11/15 (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)
5. Total quantity to be appropriated is (a) 0.13 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 WELL, PUMP -  
LINE TO HOMES
  - b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total  
reservoir capacity N/A acre-feet
  - c. ~~Proposed~~ <sup>Existing</sup> well diameter is 8 inches; ~~proposed~~ <sup>existing</sup> depth of well is 480 feet
  - d. Is ground water with a temperature of greater than 85°F being sought? NO
  - e. If well is already drilled, when? 1994; Drilling firm Hester Well Drilling  
Well was drilled for (well owner) George Valentine; Drilling Permit No. 96-94-N-50
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. 9 households
  - e. Other; describe fully. \_\_\_\_\_

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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 |        |
| 54N | 4W  | 30  |    |    |    | 4.5 |    |    |    |    |    |    |    |    |    |    |    |    | 4.5    |
| 54N | 4W  | 30  |    |    |    | D   |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |     |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |     |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |     |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |     |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |     |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |     |    |    |    |    |    |    |    |    |    |    |    |    |        |

Total number of acres to be irrigated 4.5

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? Hank + Janet Hester  
b. Who owns the land to be irrigated or place of use? Hester, Fred Hegel, Frank Valentine  
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: Application is for change from Domestic Single Residence to multiple Domestic Residence

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.

Hank Hester  
Janet Hester / By Edwin Holmes  
Signature of Applicant (and title, if applicable) Attorney at Law  
SEE P.O.A.

Received by AB Date 6-11-02 Time 11:36 Preliminary check by AB  
Fee \$ 100 Received by AB # NO15066 Date 6-11-02  
Publication prepared by AB Date 6/12/02 Published in Boise & Nampa Date 6/20+27/02  
Publication approved AB Date 7/3/02

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T54n04w.shp



MILWAUKEE  
DEC 03 2003

Sent By: HOLMES LAW OFFICE, P.A.;

208 664 9530;

Jun-12-02 1AM;

Page 1/1

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**

**POWER OF ATTORNEY**

The undersigned holder(s) of Permit / Application No. \_\_\_\_\_ of the  
Department of Water Resources of the State of Idaho hereby nominates  
Edwin Holmes, whose address is POB 909 Council Bluffs ID 83811  
as attorney-in-fact, with full authority to act for and on behalf of the undersigned in all  
matters pertaining to the above numbered permit or application. Such acts shall include,  
but not be limited to, the filing of application, receiving of all notices, the signing and  
filing of applications for extension of time and for amendments of said permits, and the  
submission of proofs of completion of works and beneficial use of water.

Dated this \_\_\_\_\_ day of June 12<sup>th</sup>, 2002.

[Signature]  
J. Hank Hester

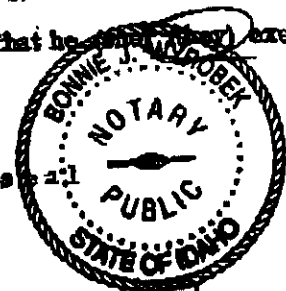
[Signature]  
Janet Hester

STATE OF IDAHO

County of Bonner ss.

On this 12<sup>th</sup> day of June, 2002, personally

appeared before me the signer(s) of the above instrument, who duly acknowledged to me  
that he (they) executed the same.



My Commission expires:

06/06/07

[Signature]  
Notary Public  
Residing at Newport WA

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JUN-12-2002 05:25

208 664 9530

DEC 03 2003

P.01

**NOW  
STARTING  
RIGHT  
SIDE OF  
FILE**



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](http://www.idwr.state.id.us)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

June 30, 2003

J HANK HESTER  
JANET HESTER  
C/O EDWIN B HOLMES, ATTORNEY  
PO BOX 909  
COEUR D ALENE ID 83816-0909

RE: Permit No. 96-9104

### 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.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

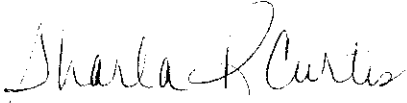
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DEC 03 2003

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 208-327-5452.

Sincerely,

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

Sharla R. Curtis

Sr. Water Resource Agent

SRC:klt

Enclosure(s)

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DEC 03 2003

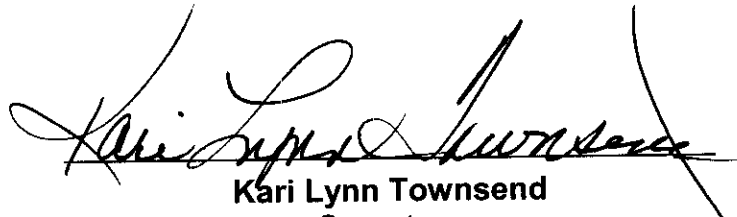
## **CERTIFICATE OF SERVICE**

I hereby certify that on June 30, 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.**

**96-9104**

**J HANK HESTER  
JANET HESTER  
C/O EDWIN B HOLMES, ATTORNEY  
PO BOX 909  
COEUR D ALENE ID 83816-0909**



**Kari Lynn Townsend  
Secretary**

**MICROFILMED  
DEC 03 2003**

**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:** June 30, 2003  
**To:** Water Right File 96-9104  
**From:** Sharla  
**Re:** Drilling Permit Upgrade

---

On this date, I spoke with John Carlson and Mark Slifka regarding the drilling permit upgrade fee that is required for the water use under this permit. They agreed that permit approval should not be held up for the fee so the permit will be sent for approval and I told them I would send them copies of the appropriate paperwork so that they can chase the fee from their end at a later date.

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DEC 03 2003

copy



**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

February 19, 2003

Mr. J. Hank Hester & Mrs. Janet Hester  
Mr. Edwin Holmes, Attorney  
POB 909 Cd'A 83816 0909

RE: Application for Permit Number 96-9104

Dear Mr. Holmes:

We are writing in regard to Mr. & Mrs. Hester's water right application identified above.

Our records indicate that Drilling Permit Number N007551 was issued for the Hester's as a single domestic well drilling Permit and a \$35.00 fee was paid. Since this filing is for a 9 home subdivision, and requires a \$200 Well Drilling Permit, an upgrade fee of \$165.00 will be required prior to the approval of their water right filing.

We will be happy to process the approval of this water right application upon receiving the upgrade fee. If the upgrade fee is not paid within 30 days of the date on this letter, the filing will be returned.

If you have any questions, or if I can be of further assistance, please feel free to contact me at this office.

Sincerely,

Allen Beardslee  
Sr. Water Resource Agent

MICHAEL J. ...

DEC 9 3 2003

## References

Contact  
Help Desk

Document  
Management  
Search

Administrative  
Rules

Query  
Tools

Screen ID  
394

Process:  
Receipt  
Search

Step:  
View  
Detail

## Receipt Details for ID N007551

| Status | Adjustment Type  | Version |
|--------|------------------|---------|
|        | Adjusted Receipt | 1       |

*Needs  
Approval  
\$165.00*

## General Information:

| Date Received        | Date Deposited | Region                    | Total Amount | Payment Type |
|----------------------|----------------|---------------------------|--------------|--------------|
| 4/18/1994 2:12:43 PM | 4/18/1994      | Northern                  | \$210.00     | Check        |
| Payer                |                | HESTER WELL DRILLING INC. |              |              |

## Account Information:

| Check #              | Account #                 | Credit Card Name | Authorization # |
|----------------------|---------------------------|------------------|-----------------|
| 1468                 |                           |                  |                 |
| Card Expiration Date | Credit Card Transaction # |                  |                 |
|                      |                           |                  |                 |

Comment 96N46, 96N48, 96N50

## Fee Detail:

| Amount   | Description                       | PCA   | Fund | Fund Detail | Subsidiary | Object |
|----------|-----------------------------------|-------|------|-------------|------------|--------|
| \$105.00 | W/D PERMITS - 96N49, 96N36, 96N42 | 65115 | 229  | 21          | 0          | 1205   |
| \$105.00 | 96N46, 96N48, 96N50               | 65115 | 229  | 21          | 0          | 1205   |

*13 = \$35.00 each*

## Refund(s):

| Amount | Payee | Date | Document Number |
|--------|-------|------|-----------------|
|--------|-------|------|-----------------|

Hide References

Next Step

Previous Steps: Select Receipt

Screen ID 394

MICRO PLANT

DEC 13 2001

(Sign once if Firm Official & Operator)

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner, Sherilyn Jones

being first duly sworn on oath

deposes and says that he/she is Bookkeeper

of the Bonner County Daily Bee, a newspaper printed and

published at Sandpoint, Bonner County, Idaho; that the

said newspaper has been continuously and uninterruptedly

published in said Bonner County during a period of 12

months prior to the first publication of the hereto attached

notice of publication in the case of:

Notice of Application

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

said paper for a period of 2 consecutive weeks,

commencing on 20 day of June, 2002

and ending on the 27 day of June, 2002

and that said notice was published in said newspaper.

On this 27 day of June in the year  
of 2002, before me, a Notary Public, personally

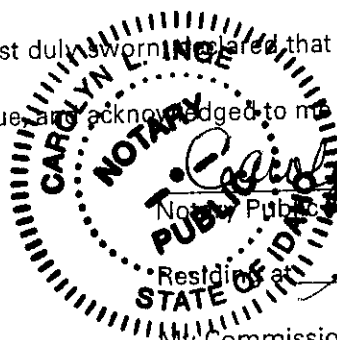
appeared Sherilyn Jones,

known or identified to me to be the person whose name

subscribed to the within instrument, and being by me

first duly sworn, declared that the statements therein are

true, and acknowledged to me that he executed the same.



Carolyn E. Ince  
Notary Public for Idaho

Residing at Sandpoint

My Commission expires: 8/06

RECEIVED

JUL 03 2002

IDWR/North

**LEGAL NOTICE**

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

96-9104

J HANK HESTER

JANET HESTER

C/O EDWIN HOLMES, ATTORNEY

PO BOX 909

COEUR D'ALENE ID 83816-0909

Point(s) of Diversion SESENE S30 T54N R04W BONNER County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.09 CFS

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

Total Diversion: 0.13 CFS

Date Filed: 06/11/2002

Place Of Use: IRRIGATION

T54N R04W S30 SENE

Number of Acres 4.5

Place Of Use: DOMESTIC same as IRRIGATION

Remark: Domestic use is for 9 homes.

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 07/08/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Legal SNP#3514 - June 20,27, 2002

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DEC 03 2003

3514

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

**ADVERTISING  
 INVOICE/STATEMENT**

|                    |           |                               |            |              |
|--------------------|-----------|-------------------------------|------------|--------------|
| Statement          |           | Agency/Client Name            |            |              |
| 06/30/02           |           | DEPARTMENT OF WATER RESOURCES |            |              |
| Total Amount Due   |           | Terms of Payment              |            |              |
| 93.48              |           | net 15th                      |            |              |
| Current Amount Due | 1-30 Days | 31-60 Days                    | 61-90 Days | Over 90 Days |
| 93.48              | 0.00      | 0.00                          | 0.00       | 0.00         |

|                                                                                      |              |                  |                                                                |  |  |
|--------------------------------------------------------------------------------------|--------------|------------------|----------------------------------------------------------------|--|--|
| Page #                                                                               | Billing Date | Billed Account # | Agency/Client Number                                           |  |  |
| 1                                                                                    | 06/30/02     | 30101775-000     |                                                                |  |  |
| Billed Account Name & Address                                                        |              |                  | Remittance Address                                             |  |  |
| DEPARTMENT OF WATER RESOURCES<br>1910 NW BLVD. SUITE #210<br>COEUR D'ALENE, ID 83814 |              |                  | Bonner County Daily Bee<br>P.O. Box 159<br>Sandpoint, Id 83864 |  |  |

**RECEIVED**

**JUL 13 2002**

**IDWR/North**

**PLEASE DETACH AND RETURN UPPER PORTION WITH YOUR REMITTANCE**

| Date     | Reference #  | Description-Other Comments/Charges | Type | Units   | Runs | Rate | Amount | Total |
|----------|--------------|------------------------------------|------|---------|------|------|--------|-------|
| 06/20/02 | 32514798-001 | #3514 #96-9104                     | DIS  | 7.00 in | 1    | UL   | 48.72  | 48.72 |
| 06/27/02 | 32514799-001 | #3514 #96-9104                     | DIS  | 7.00 in | 1    | UL   | 41.76  | 90.48 |
|          |              | Affidavit Charge                   |      |         |      |      | 3.00   | 93.48 |

*FILE  
COPY*

**MICROFILMED  
 DEC 03 2003**

|                                                                                     |                  |            |                                                                                                                                              |              |                    |
|-------------------------------------------------------------------------------------|------------------|------------|----------------------------------------------------------------------------------------------------------------------------------------------|--------------|--------------------|
| 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   |
| 93.48                                                                               | 0.00             | 0.00       | 0.00                                                                                                                                         | 0.00         | 93.48              |
| <b>Bonner County Daily Bee</b><br><b>P.O. Box 159</b><br><b>Sandpoint, Id 83864</b> |                  |            | 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 |
| 06/30/02                                                                            | 30101775-000     |            |                                                                                                                                              |              |                    |

The following application(s) have been filed to appropriate the public waters of the State of Idaho:  
96-9104

J HANK HESTER  
JANET HESTER  
C/O EDWIN HOLMES, ATTORNEY  
PO BOX 909  
COEUR D ALENE ID 83816-0909

Point(s) of Diversion SESENE S30 T54N R04W BONNER County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.09 CFS

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

Total Diversion: 0.13 CFS

Date Filed: 06/11/2002

Place Of Use: IRRIGATION

T54N R04W S30 SENE

Number of Acres 4.5

Place Of Use: DOMESTIC same as IRRIGATION

Remark: Domestic use is for 9 homes.

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 07/08/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on June 20 and 27, 2002.

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DEC 03 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 13, 2002

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

E-MAILED 6/13/02 dball



RE: Application for Permit No. 96-9104

**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 07/08/2002. Your cooperation is appreciated.

Sincerely

*Dianne*

Dianne Ball  
Administrative Assistant

*File Copy*

MICROFILMED

DEC 03 2003

**Ball, Dianne**

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**From:** SJones@cdapress.COM  
**Sent:** Thursday, June 13, 2002 12:54 PM  
**To:** dball@idwr.state.id.us  
**Subject:** Re: Water Right Legal Notice to be published 6-20 and 27, 2002 - RE: HESTER - 91-9104

Hello, Dianne,

I received your email & it will run as requested. I'll be sure to get the bill & affidavit to you ASAP.

Thank you & you have a wonderful day as well.  
Sheri Jones

-----  
>From: "Ball, Dianne" <dball@idwr.state.id.us>  
>To: "Legal Notices-Bonner Co Daily Bee (E-mail)" <sjones@cdapress.com>  
>Subject: Water Right Legal Notice to be published 6-20 and 27, 2002 - RE:  
HESTER - 91-9104  
>Date: Thu, Jun 13, 2002, 10:02 AM  
>  
  
>Good morning, Sheri,  
>  
>Attached is a cover letter together with a legal notice which we request  
>that you publish on June 20 and 27, 2002. We will appreciate your sending  
>the affidavit and the bill to this office before 07/08/2002  
>  
>If you have ANY questions, please call me.  
>  
>Thanks very much. It's always a pleasure working with you.  
>  
>Have a simply wonderful day! 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  
>  
> <<CoverLetter 06-13-02 - HESTER.doc>> <<LegalNotice 06-13-02 HESTER.doc>>  
>  
>  
>

MICROFILMED

DEC 03 2003

## Ball, Dianne

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**From:** Ball, Dianne  
**Sent:** Thursday, June 13, 2002 10:02 AM  
**To:** Legal Notices-Bonner Co Daily Bee (E-mail)  
**Subject:** Water Right Legal Notice to be published 6-20 and 27, 2002 - RE: HESTER - 91-9104

Good morning, Sheri,

Attached is a cover letter together with a legal notice which we request that you publish on June 20 and 27, 2002. We will appreciate your sending the affidavit and the bill to this office before 07/08/2002

**If you have ANY questions, please call me.**

Thanks very much. It's always a pleasure working with you.

*Have a simply wonderful day! 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**



CoverLetter  
6-13-02 - HESTER..



LegalNotice  
5-13-02 HESTER.do.

MICRO-12...

REC 03 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 13, 2002

J HANK HESTER  
JANET HESTER  
C/O EDWIN HOLMES, ATTORNEY  
PO BOX 909  
COEUR D ALENE ID 83816-0909

RE: Application for Permit No 96-9104

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 June 20 and 27, 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

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