

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09269

Priority: January 3, 2006

Maximum Diversion Rate: 1.20 CFS

This is to certify, that LILLIAN V BRACKEBUSCH
879 SAMUELS RD
SANDPOINT ID 83864

has applied for a permit to appropriate water from:

Source: SAND CREEK

Tributary: PACK 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	1.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

SAND CREEK NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 28, Twp 59N, Rge 01W, B.M. BONNER County

PLACE OF USE: IRRIGATION

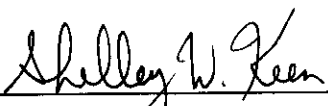
Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
59N 01W 28															40.0	20.0	60.0

Total Acres: 60

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **May 1, 2007**.
2. Subject to all prior water rights.
3. 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.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 20th day of April, 2006.



FOR KARL DREHER, Director

RECEIVED
 STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES
 FEB. 7 2006
 DEPARTMENT OF
 WATER RESOURCES
APPLICATION FOR AMENDMENT OF A PERMIT

#5000
 Fee
 Receipt 0080351
 Received by MC
 Date 2-17-06

Name of Applicant Lillian V. Brackebusch Phone 208 263-3887
 Mailing address 879 Samuel's Rd. Sandpoint, ID 83864

I am the owner and the holder of Permit to Appropriate the Public Waters of the State of Idaho No. 96-9269, and request that the permit and permit map be amended and/or changed as follows:

Purpose of Amendment: ☒ Change point of diversion ☐ Add point of diversion
☒ Change place of use ☐ Change nature of use ☐ Change period of use ☐ Other

1. Point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$ $\frac{1}{4}$, Section 28, Township 59N, Range 1W, B.M.,
 County of Bonner. Other points of diversion _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 1.2 CFS for Irrigation purposes from April 1 to Oct. 31 (both dates inclusive)
 (cfs or acre-feet per year) (water use) (Begin Month) (End month)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year) (water use) (Begin Month) (End month)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year) (water use) (Begin Month) (End month)

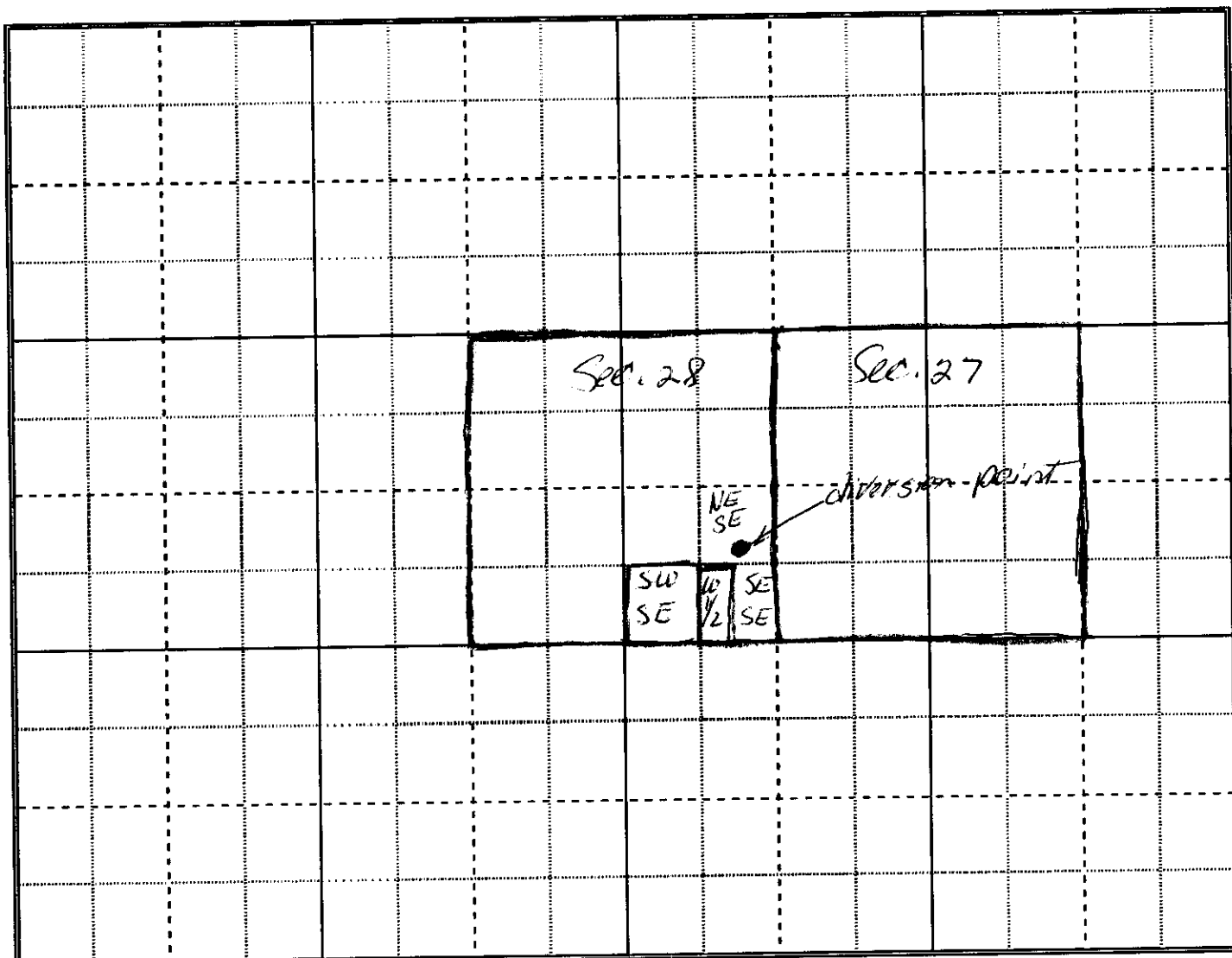
3. Place of use or land to be irrigated:

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>59N</u>	<u>1W</u>	<u>28</u>															<u>40</u>	<u>W 1/2</u> <u>20</u>	<u>60</u>

Total number of acres to be irrigated 60

4. a. Who owns the property at the point of diversion? Terry E. / Kathleen S. Oliver
 b. Who owns the land to be irrigated or place of use? Lillian V. Brackebusch
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

Complete the following map by showing land and point of diversion as proposed by this amendment.
Show $\frac{1}{4}$ $\frac{1}{4}$, section, township, range and ditches. (The smallest subdivision represents 40 acres.)



Scale: 2 inches equal 1 mile

I hereby request approval of this change subject to the fact that no one will be injured by the change, and that the change will be made at my own risk.

Signed this 1ST day of February, 2006

Lillian V. Brackebusch
Permit Holder Signature (and title, if for a company or organization)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

Preliminary check by _____ Publication prepared by _____ Date _____

Published in _____ Publication dates _____

I, _____, of the Department of Water Resources hereby

Witness my hand this _____ day of _____, 20 _____.

SIGNATURE

11/99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF APPLICATION FOR PERMIT

To change the ownership of an application for permit

RECEIVED
FEB 01 2006
DEPARTMENT OF
WATER RESOURCES

I, Terry E. Oliver, hereby assign to Lillian V. Brackebusch
of, 879 Samuels Rd, Sandpoint, ID 83864 208 263-3887
(Full Address) (Phone)

All my right, title, and interest in and to Application for Permit No. 96-9269
to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to Application for
Permit No. _____ to appropriate the public waters of the State of Idaho.

(Describe portion of the application for permit assigned, listing the number of acres in each 40 acre
subdivision, point of diversion location, and amount of the water in cubic feet per second.)

note: Place of use will change to: W/4 SESE & SW/4 SE Sec.
28, T59N, R1W with an amendment of Permit.

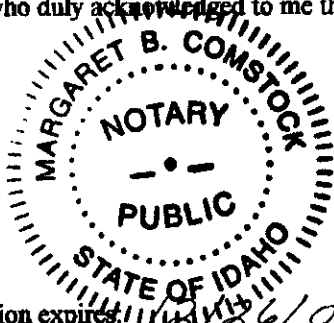
Made this 1st day of February, 20 06.

Terry E. Oliver
Applicant(s)

State of Idaho)
County of Bonner)ss

On this 1st day of February, 20 06, personally appeared before me the signer(s) of the above
instrument, who duly acknowledged to me that he (she) (they) executed the same.

SEAL



Margaret B. Comstock
Notary Public residing at
Sandpoint Id

My commission expires 11/26/07

12529

Ident. No. 96-9269

RECEIVED

FEB 21 2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

JAN 03 2006

IDWR/North

DEPARTMENT OF
WATER RESOURCES

Applicant Terry E. Oliver / Nathleen S. Oliver Phone 208 263-7682

Mailing address 1465 Samuels Rd, Sandpoint, ID. 83864

2. Source of water supply Sand Creek which is a tributary of PAK River

3. Location of point of diversion is Township 59N Range 1W Sec. 28 in the NE 1/4, SE 1/4, 1/4 Govt. Lot CONNER B.M. CONNER County;

additional points of diversion if any: SESE T59N R1W S. 28

4. Water will be used for the following purposes:

Amount 1.2 10. for irrigation purposes from April 1 to Oct. 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) 1.2 10. and/or (b) 10.
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 4" dia pipe intake to pump. from pump & irrigation line is 4" hooked up to 6" mainline with 4" pop-ups.
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
d. Is ground water with a temperature of greater than 85°F being sought? _____
e. If well is already drilled, when? _____; 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 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. _____

3. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
59N	1W	28													40			20	60

Total number of acres to be irrigated 60

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: The system in place is 4" intake to the pump. Then 4" picked up to 6" from the pump to the main underground line. 4" pop-ups come up from the main line. 3" pipe will be used to supply the sprinklers.

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"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.

Lucy E. Oliver
Signature of Applicant (and title, if applicable)

Received by AS Date 01-03-06 Time 11:00 Preliminary check by AS
Fee \$ 270 Received by AS # ND17310 Date 01-03-06
Publication prepared by AS Date 1/12/06 Published in Opportunity Daily Bee 1/19+26/06
Publication approved AS Date 1/31/06

T59N R1W Sections 27 & 28

Place of Use



Point of Diversion



Terry Oliver



- Pou.shp
- Pod.shp
- Bonner taxlots
- GCDB59N01W GCDB
- Application POD
- Application POU



0.1 0 0.1 0.2 Miles

A scale bar with alternating black and white segments, marked with 0.1, 0, 0.1, and 0.2 Miles.

**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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 20, 2006

LILLIAN V BRACKEBUSCH
879 SAMUELS RD
SANDPOINT ID 83864

RE: Permit No. 96-9269

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.

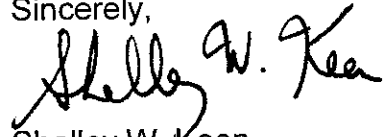
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should 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 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 more prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

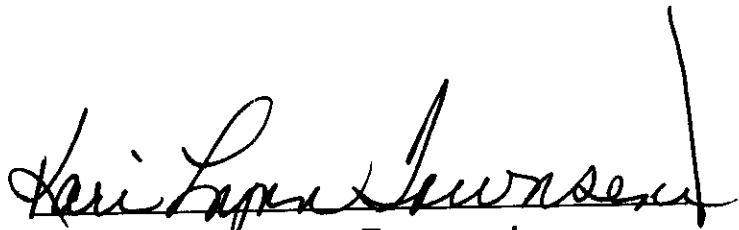
CERTIFICATE OF SERVICE

I hereby certify that on April 20, 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.

96-9269

**LILLIAN V BRACKEBUSCH
879 SAMUELS RD
SANDPOINT ID 83864**



**Kari Lynn Townsend
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: April 19, 2006
To: Water Right File 96-9269
From: Shelley Keen *SKK*
Re: Application Amended by Lillian Brackebusch

Terry and Kathleen Oliver file Application 96-9269 to appropriate 1.20 cfs from Sand Creek, a tributary of the Pack River, to irrigate 60 acres in the NESE and SESE of Section 28, T59N, R1W. After the application was advertised, the Olivers assigned the permit to Lillian V. Brackebusch. Before the permit was issued, Ms. Brackebusch filed an Application for Amendment of Permit to change the place of use to the SWSE and SESE of Section 28, T59N, R1W. Because the permit was not issued when the Application for Amendment was filed, IDWR is treating it as an amended application for permit. The regional office has recommended not advertising the amended application for permit because it seeks the same amount of water, the same point of diversion, and nearly the same place of use as the original application, which was not protested.

Townsend, KariLynn

To: Allen, Debbie
Subject: RE: Refund request

Hi Debbie . . .

Please arrange for a **\$25.00** refund from **receipt # C080252** to be sent to:

**LILLIAN V BRACKEBUSCH
879 SAMUELS RD
SANDPOINT ID 83864**

Filing fee is not required for an Assignment of Application for Permit.

Thank you,

Kari Lynn T.
3-21-06

Idaho Department of Water Resources Receipt

Receipt ID C080252

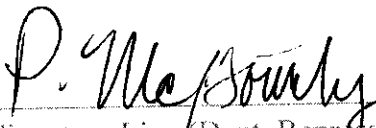
Payment Amount \$25.00 Date Received 2/7/2006 11:18:56 AM Region State Status
Payment Type Check Check Number 1287

Payer BRACKEBUSCH LILLIAN

Comment ASSIGNMENT OF PERMIT

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$25.00	ASSIGNMENTS	0229	21	56103	1155


Signature Line (Dept. Representative)



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.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 21, 2006

LILLIAN V BRACKEBUSCH
879 SAMUELS RD
SANDPOINT ID 83864

RE: Assignment for Application for Water Right Permit 96-9269

Dear Permit Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced Application for Water Right Permit to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records. A filing fee is not required for an Assignment of Application for Permit so you will receive a refund of your check # 1287 in the amount of \$25.00.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

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

Sincerely,

for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

Ball, Dianne

From: Jim Brady [jbrady@idl.state.id.us]
Sent: Wednesday, January 11, 2006 3:15 PM
To: Ball, Dianne
Subject: WPA #'s 98-7848 & 96-9269

Dianne, both of these applications are outside of our jurisdiction so we have no comment. Thanks.

Jim Brady, Resource Manager
Minerals and Navigable Waters
Idaho Department of Lands, Mica Supervisory Area
3706 Industrial Ave. South
Coeur d'Alene, ID 83815
(208) 666-8607
(208) 769-1597 fax
Please note that after January 9, 2006 my address and phone numbers will be:
Idaho Department of Lands-Pend Oreille Supervisory Area
2550 Highway 2 West
Sandpoint, ID 83864-7307
(208) 263-5104
(208) 263-0724 fax

2/1/2006

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)

) ss.

County of Bonner)

Sheryl Jones, being first duly sworn on oath, deposes and states:

1. I am a citizen of the United States of America, over the age of 18 years, a resident of Bonner County, Idaho, and am not a party to the proceedings referred to in the attached Notice of Application. My business address is P.O. Box 159, Sandpoint, Idaho.

2. I am the Bookkeeper of the Bonner County Daily Bee, a newspaper of general publication in Bonner County, Idaho;

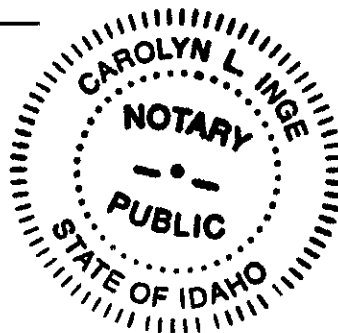
3. Said newspaper has been continuously and uninterruptedly published in Bonner County, Idaho during a period of 12 months prior to the first publication of said Notice, and thereafter.

4. The attached Notice was published in the regular and entire issue of the Bonner County Daily Bee for a period of 2 consecutive weeks, commencing on the 19 day of Jan, 2006 and ending on the 26 day of Jan, 2006.

Sheryl Jones

SUBSCRIBED AND SWORN to before me, the undersigned Notary Public, this 26 day of Jan, 2006.

Carolyn L. Inge
Notary Public
Residing at: Sandpoint
Comm. Exp.: 8/06



RECEIVED
JAN 31 2006
IDWR/North

*See reverse for
Legal notice*

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

96-9269

TERRY E OLIVER
KATHLEEN S OLIVER
1405 SAMUELS RD
SANDPOINT ID 83864

Point(s) of Diversion NESE SESE S28 T59N R01W BONNER County
Source SAND CREEK - Tributary To PACK RIVER
Use: IRRIGATION 04/01 To 10/31 1.2 CFS
Total Diversion: 1.2 CFS

Date Filed: 01/03/2006

Place Of Use: IRRIGATION T59N R01W S28 NESE SESE

Number of Acres 60

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 02/06/2006. The protestant must also send a copy of the protest to the applicant.

Legal SNP#7565
January 19, 26, 2006

KARL J DREHER, Director

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

96-9269

TERRY E OLIVER
KATHLEEN S OLIVER
1405 SAMUELS RD
SANDPOINT ID 83864

Point(s) of Diversion NESE SESE S28 T59N R01W BONNER County

Source SAND CREEK - Tributary To PACK RIVER

Use: IRRIGATION 04/01 To 10/31 1.2 CFS

Total Diversion: 1.2 CFS

Date Filed: 01/03/2006

Place Of Use: IRRIGATION T59N R01W S28 NESE SESE

Number of Acres 60

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 02/06/2006. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published January 19 and 26, 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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 12, 2006

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

RE: Application for Permit No. 96-9269

Please FAX proof copy before this goes to press, to 208-769-1454
Thanks, Dianne

Dear Sheri:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates Indicated, January 19 and 26, 2006, (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 02/06/2006. Your cooperation is, as always, GREATLY appreciated. It's always a pleasure to work with you, Sheri.

Thank you,

Sincerely

Dianne

Dianne Ball
Administrative Assistant

DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD., SUITE 210 ~ COEUR D'ALENE ID 83814
Phone 208-769-1450 - FAX - 208-769-1454

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, January 12, 2006 10:57 AM
To: Legal Notices-Bonner Co Daily Bee (E-mail)
Subject: Legal notice for publication January 19 and 26, 2006

Good morning, Sheri,

Attached is our cover letter requesting publication of a legal notice on January 19 and 26, 2006. Also attached is our legal notice.

If you have ANY questions, please call me at 208-769-1450.

ALSO - PLEASE FAX A PROOF COPY TO ME AT 208-769-1454 - BEFORE THIS GOES TO PRESS.

Thank you VERY much, and have a *marvelous* day.

Too blessed to be stressed,

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
I-12-06 BCDB e-ma.



LegalNotice
I-12-06 BCDB e-ma.



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 12, 2006

TERRY E OLIVER
KATHLEEN S OLIVER
1405 SAMUELS RD
SANDPOINT ID 83864

RE: Application for Permit No 96-9269

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 January 19 and 26, 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,

Gregory J. Taylor
Senior Water Resource Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

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DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 9, 2006

JIM BRADY
IDAHO DEPARTMENT OF LANDS
3706 INDUSTRIAL AVE S
COEUR D'ALENE, ID 83815

FAXED TO JIM 1/9/06
4 pages total

Re: Water Permit Application No. 96-9269 – OLIVER

Dear Jim:

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 **February 3, 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 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

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January 9, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

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

FAXED TO Mary
4 pages total

Re: Water Permit Application No. 96-9269 – OLIVER

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.

We are sending this to you for your comments, and would appreciate receiving your comments by no later than **February 3, 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 Dianne.Ball@idwr.idaho.gov.

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

Sincerely,

Dianne Ball
Administrative Assistant