

**STARTING
LEFT
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FILE**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 22 2005

DEPARTMENT OF
WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 97-07432 Telephone No. (208) 448-2711

2. Name of Permit Holder(s): CLIFF R. STANSELL

3. Mailing Address: P.O. Box 959

City PRIEST RIVER State ID. Zip 83856

4. Source of Water: SOUTH OLE CREEK If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____

Well Driller: _____ Drilling Permit Number: _____

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

Domestic (No. of households): _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres): _____ Other: HYDRO ELECTRIC

6. Total rate of diversion and/or volume for which proof is submitted: 0.18 cfs OR _____ acre-feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?
Has the measuring device been installed?

Yes ☒ or No _____
Yes ☒ or No _____

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: CLIFF R. STANSELL Telephone Number: (208) 448-2711

Address: P.O. Box 959 PRIEST RIVER, ID. 83856

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Cliff R. Stansell Date: 2/15/05
(include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 97-07432

Priority: April 29, 2004

Maximum Diversion Rate: 0.18 CFS

This is to certify, that CLIFF R STANSELL
PO BOX 959
PRIEST RIVER ID 83856

has applied for a permit to appropriate water from:

Source: SOUTH OLE CREEK **Tributary:** PRIEST 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>
POWER	01/01 to 12/31	0.18 CFS

LOCATION OF POINT OF DIVERSION:
SOUTH OLE CREEK L2 (SW¼SE¼NW¼) Sec. 12, Twp 57N, Rge 06W, B.M., BONNER County

PLACE OF USE: POWER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	05W	7							X										
									L 2										

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **June 01, 2005**.
2. Subject to all prior water rights.
3. Use of water under this right shall be non-consumptive.
4. This right does not grant any right-of-way or easement across the land of another.
5. This right is subject to the provisions of Sections 42-205 through 42-210, Idaho Code, restricting the sale, transfer, assignment, or mortgage of this right. Failure to comply with these provisions is cause for immediate cancellation of this right.
6. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
7. The rights for the use of water acquired under this right shall be junior and subordinate to all other rights for the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this right and shall not give rise to any claim against any future rights for the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
8. The Director retains jurisdiction of this right in order to limit the use of water for hydropower generation purposes to a specific term of years as required by Section 42-203B(7), Idaho Code.

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JUN 16 2004

State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 97-07432

9. The right holder shall install a measuring device that can be used to determine the instantaneous rate of flow of water through the system, or the right holder shall provide to the department a flow rate measurement or computation made by a certified water right examiner in accordance with actual system design and operation.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 11 day of June, 2004.


for KARL J DREHER, Director

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JUN 16 2004

71227

Ident. No. 97-7432

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JUN 10 2004

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

APR 29 2004

IDWR/North

1. Name of Applicant CLIFF R. STANSELL Phone (208) 448-2711
Mailing address P.O. Box 959 Priest River, ID 83856
2. Source of water supply SOUTH OLE CREEK which is a tributary of OLE CREEK TO PRIEST RIVER
3. Location of point of diversion is Township 57N Range 6W Sec. 12, in the SW 1/4, NW 1/4, Govt. Lot 2, B.M., BONNER County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .18 CFS for HYDROPOWER purposes from JAN. 1 to DEC. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .18 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 3" SCH. 40 PVC BURIED 1-7 FT. DEEP, 2800 FT. IN LENGTH, REDUCED DOWN TO 2-3" NOZZLES GOING INTO HYDRO ALTERNATOR - THEN RETURNED TO CREEK VIA DITCH
 - b. Height of storage dam N/A 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. 143 FT. OF HEAD, 5
 - b. Stockwatering; list number and kind of livestock. _____
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. _____
 - e. Other; describe fully. _____

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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.

-6.4.2

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
SW	SW	7						P											

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. _____

PATRIOT INVESTMENTS - owned by Forest Cap)

11. a. Who owns the property at the point of diversion? FOREST CAPITAL (BOUGHT FROM CROWN PACIFIC)

b. Who owns the land to be irrigated or place of use? CLIFF AND CAROL STANSELL

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: WE ACQUIRED A PERMANENT EASEMENT FROM CROWN PACIFIC IN 2002

12. Remarks: I AM APPLYING FOR APPROX 80 GAL./MIN., BUT WILL REALISTICALLY USE APPROX. 40 GAL./MIN. THE WATER FLOWING THROUGH THE HYDRO GENERATOR IS IMMEDIATELY RETURNED TO THE CREEK 450 AWAY. THIS SYSTEM IS SMALL AND BECAUSE OF THE HIGH HEAD (143 FT.), USES A MINIMUM AMOUNT OF WATER. I AM VERY CONSCIENTIOUS OF THE ENVIRONMENT AND NOT USING MORE THAN I NEED.

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:

MICROFILMED
JUN 16 2004

Cliff R. Stansell (LANDOWNER)
Signature of Applicant (and title, if applicable)

Received by db Date 4/29/04 Time 1:15 P Preliminary check by _____
 Fee \$ 100.00 Received by db # N016226 Date 4/29/04
 Publication prepared by db Date 5/12/04 Published in Pratt River Times 5/19+26/04
 Publication approved db Date 6/2/04

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
AFFIDAVIT

Permit No. _____

for
Water Rights to be used for Power Purposes

A. Establishment of Residency: (Complete either 1, or 2).

1. Individual Applicant or individual Members of a Partnership:

I, CLIFF R. STANSELL of PRIEST RIVER
(name) (city)
County of BONNER State of Idaho, being duly sworn, do
hereby certify that I am a bona fide resident of the State of Idaho.

2. Corporation:

I, _____ of _____
(name) (city)
County of _____, State of Idaho, being duly sworn, depose and say: That
I am the designated registered agent of the _____: That as such
(name of corporation)
I am in charge of the registered office of the said corporation as required by Section
30-1-12, Idaho Code, at _____, Idaho, wherein are kept the corporate
(city)
records required by Section 30-1-52, Idaho Code: and that _____
(name of corporation)
is a corporation qualified to do business in the State of Idaho under the laws of the
State of Idaho.

B. Ownership of Facilities:

The hydropower facility to be developed pursuant to the attached Appropriation Application:

_____ Will utilize existing man-made irrigation facilities such as a dam or a canal, and
permission of the owner is documented in an affidavit attached hereto.

_____ Will utilize existing man-made irrigation facilities such as a dam or a canal, and
the owner of the facilities is the signee of this affidavit.

X Will not utilize existing man-made irrigation facilities such as a dam or a canal.

C. Purpose:

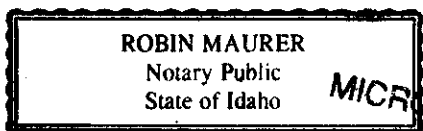
X The power to be produced pursuant to the attached Appropriation Application is for my own
personal use and will not to be offered for sale.

_____ The power to be produced pursuant to the attached Appropriation Application is to be
offered for sale.

State of Idaho)
County of Bonner) ss.

Cliff R. Stansell
Applicant

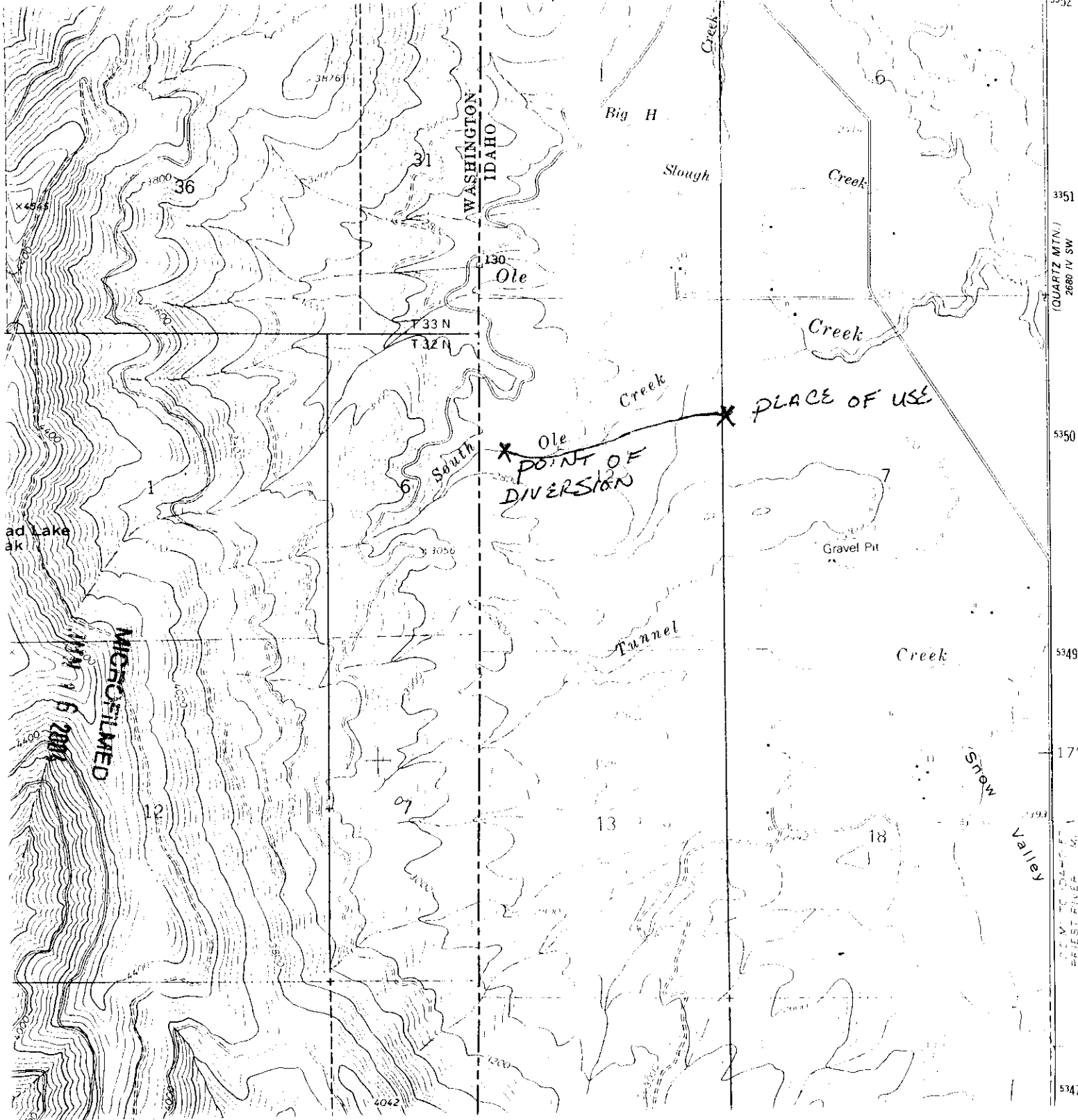
On this 31st day of March, 2004, personally appeared before me the signer(s)
of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.



MICROFILMED
JUN 16 2004

Robin Maurer
Notary Public residing at
Priest River

My commission expires: 8/26/08



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R 5W

ad Lake
ak

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JUN 16 2004

**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

March 24, 2006

CLIFF R STANSELL
PO BOX 959
PRIEST RIVER ID 83856

PROOF ACKNOWLEDGMENT LETTER

Re: Permit No 97-7432

Dear Permit Holders:

The department acknowledges receipt of the proof of beneficial use ("proof") form submitted for the above-referenced permit. The next step in the process of developing a water right is for the department to conduct the field examination to determine and confirm the use of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov

If you have questions about the field examination, please contact the **Northern** Regional Office of the department in Coeur d'Alene at (208) 769-1450.

Sincerely,

A handwritten signature in cursive script that reads "Christine Roberts".

Christine Roberts
Technical Records Specialist

Encl.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 14, 2004

CLIFF R STANSELL
PO BOX 959
PRIEST RIVER ID 83856

RE: Permit No. 97-7432

Permit Approval Notice

Dear Permit Holder:

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

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

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

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

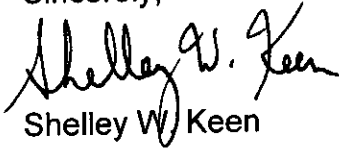
Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's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

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JUN 16 2004

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

Sincerely,

A handwritten signature in 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)

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JUN 16 2004

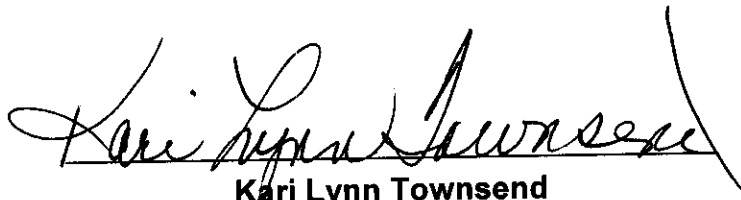
CERTIFICATE OF SERVICE

I hereby certify that on June 14, 2004 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

97-7432

**CLIFF R STANSELL
PO BOX 959
PRIEST RIVER ID 83856**


**Kari Lynn Townsend
Secretary**

**MICROFILMED
JUN 16 2004**

**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.

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner, Terra Julie

_____ being first duly sworn on oath

deposes and says that he/she is Managing Editor

of the Priest River Times, a newspaper printed and

published at Priest River, Bonner County, Idaho; that the

said newspaper has been continuously and uninterruptedly

published in said Bonner County during a period of 12

months prior to the first publication of the hereto attached

notice of publication in the case of:

96-9176 - G. Tuininga, 96-9178 - K. Peacock

97-7432 - C. Stansell

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

said paper for a period of 2 consecutive weeks,

commencing on 19th day of May, 20 04

and ending on the 26th day of May, 20 04

and that said notice was published in said newspaper.

On this 26th day of May in the year

of 2004 before me, a Notary Public, personally

appeared Terra Julie,

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.

RECEIVED

JUN 02 2004

IDWR/North

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

96-9176

GARY L TUINGA
25606 180TH AVE SE
COVINGTON WA 98042
Point(s) of Diversion L7 (SESE) S30 T56N R03W BONNER County
Source PEND OREILLE RIVER Tributary To COLUMBIA RIVER
Use: IRRIGATION 03/15 To 11/15 0.06 CFS
Total Diversion: 0.06 CFS
Date Filed: 02/23/2004
Place Of Use: IRRIGATION T56N R03W S30 SWSE SESE Lot 7
Number of Acres 2

96-9178

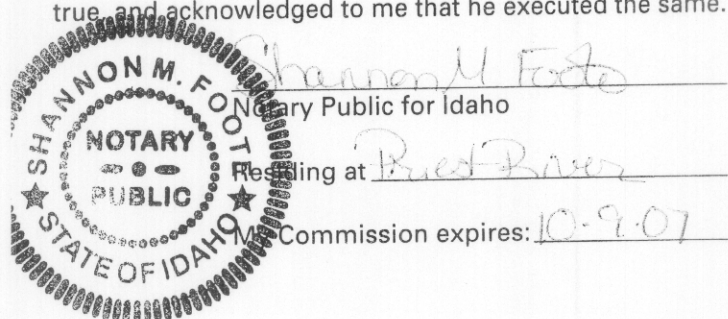
KRISTAN PEACOCK
PO BOX 0034
LACLEDE ID 83841
Point(s) of Diversion NESW S18 T56N R03W BONNER County
Source RILEY CREEK Tributary To PEND OREILLE RIVER
Use: IRRIGATION 03/15 To 11/15 0.03 CFS
Use: STOCKWATER 01/01 To 12/31 0.02 CFS
Total Diversion: 0.05 CFS
Date Filed: 04/30/2004
Place Of Use: IRRIGATION T56N R03W S18 NESW
Number of Acres 1
Place Of Use: STOCKWATER same as IRRIGATION
Remark: Stockwater use is for 10 head of range stock.

97-7432

CLIFF R STANSELL
PO BOX 959
PRIEST RIVER ID 83856
Point(s) of Diversion L2 (SWSWNW) S12 T57N R06W BONNER County
Source SOUTH OLE CREEK Tributary To PRIEST RIVER
Use: POWER 01/01 To 12/31 0.18 CFS
Total Diversion: 0.18 CFS
Date Filed: 04/29/2004
Place Of Use: POWER T57N R05W S7 SWNW Lot 2
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 06/07/2004. The protestant must also send a copy of the protest to the applicant.
KARL J DREHER, Director
Legal PRT 612577
May 19, 26, 2004

MICROFILMED

JUN 16 2004





State of Idaho
DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 12, 2004

CLIFF R STANSELL
PO BOX 959
PRIEST RIVER ID 83856

RE: Application for Permit No 97-7432

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the Priest River Times on May 19 and 26, 2004. 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 ten weeks.

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

Sincerely,

A handwritten signature in cursive script that reads "Allen Beardslee".

Allen Beardslee
Senior Water Resource Agent

Enclosure(s) - Receipt No. N016226

MICROFILMED
JUN 16 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

**PLEASE FAX PROOF PRIOR TO PUBLICATION
TO 769-1454**

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

E-MAILED TO SHANNON 5/12/04

RE: Application for Permit No. 96-9176, 96-9178 and 97-7432

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, May 19 and 26, 2004, (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 06/07/2004. Your cooperation is GREATLY appreciated, as always.

Have a simply marvelous day.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

MICROFILMED
JUN 16 2004

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, May 12, 2004 2:45 PM
To: Legal Notices-Priest River Times (E-mail)
Subject: Legal notice for publication on May 19 and 26, 2004

Good afternoon, Shannon,

Trusting you are having a great day.

Attached you will find a copy of our cover letter requesting publication of a legal notice, also attached.

PLEASE FAX A PROOF COPY PRIOR TO PUBLICATION - to 208-769-1454.

If you have ANY questions about publication of this legal, please call me at 208-769-1450.

Have a marvelous day, friend.

Dianne

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

MICROFILMED

JUN 16 2004

5/12/2004

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

96-9176

GARY L TUININGA
25606 180TH AVE SE
COVINGTON WA 98042

Point(s) of Diversion L7 (SESE) S30 T56N R03W BONNER County

Source PEND OREILLE RIVER Tributary To COLUMBIA RIVER

Use: IRRIGATION 03/15 To 11/15 0.06 CFS
Total Diversion: 0.06 CFS

Date Filed: 02/23/2004

Place Of Use: IRRIGATION T56N R03W S30 SWSE SESE Lot 7

Number of Acres 2

96-9178

KRISTAN PEACOCK
PO BOX 0034
LACLEDE ID 83841

Point(s) of Diversion NESW S18 T56N R03W BONNER County

Source RILEY CREEK Tributary To PEND OREILLE RIVER

Use: IRRIGATION 03/15 To 11/15 0.03 CFS
Use: STOCKWATER 01/01 To 12/31 0.02 CFS
Total Diversion: 0.05 CFS

Date Filed: 04/30/2004

Place Of Use: IRRIGATION T56N R03W S18 NESW

Number of Acres 1

Place Of Use: STOCKWATER same as IRRIGATION

Remark: Stockwater use is for 10 head of range stock.

97-7432

CLIFF R STANSELL
PO BOX 959
PRIEST RIVER ID 83856

Point(s) of Diversion L2 (SWSWNW) S12 T57N R06W BONNER County

Source SOUTH OLE CREEK Tributary To PRIEST RIVER

Use: POWER 01/01 To 12/31 0.18 CFS
Total Diversion: 0.18 CFS

Date Filed: 04/29/2004

Place Of Use: POWER T57N R05W S7 SWNW Lot 2

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 06/07/2004. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on May 19 and 26, 2004.

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JUN 16 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 11, 2004

STATE OF IDAHO
MARY TERRA-BERNS
DEPT OF FISH & GAME
2750 KATHLEEN AVE
COEUR D ALENE, ID 83814

FAXED TO MARY 5/11/04

Application to Permit No. 97-7432 - STANSELL

STATE OF IDAHO :

Enclosed is a copy of the above referenced application. Please review the application and submit your comments to this office within two weeks of date of this request. You may reply by e-mail if you prefer, to dball@idwr.state.id.us.

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

Sincerely,

A handwritten signature in cursive script, appearing to read 'Dianne', is written in dark ink.

Dianne Ball
Administrative Assistant

Enclosure(s)

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JUN 16 2004