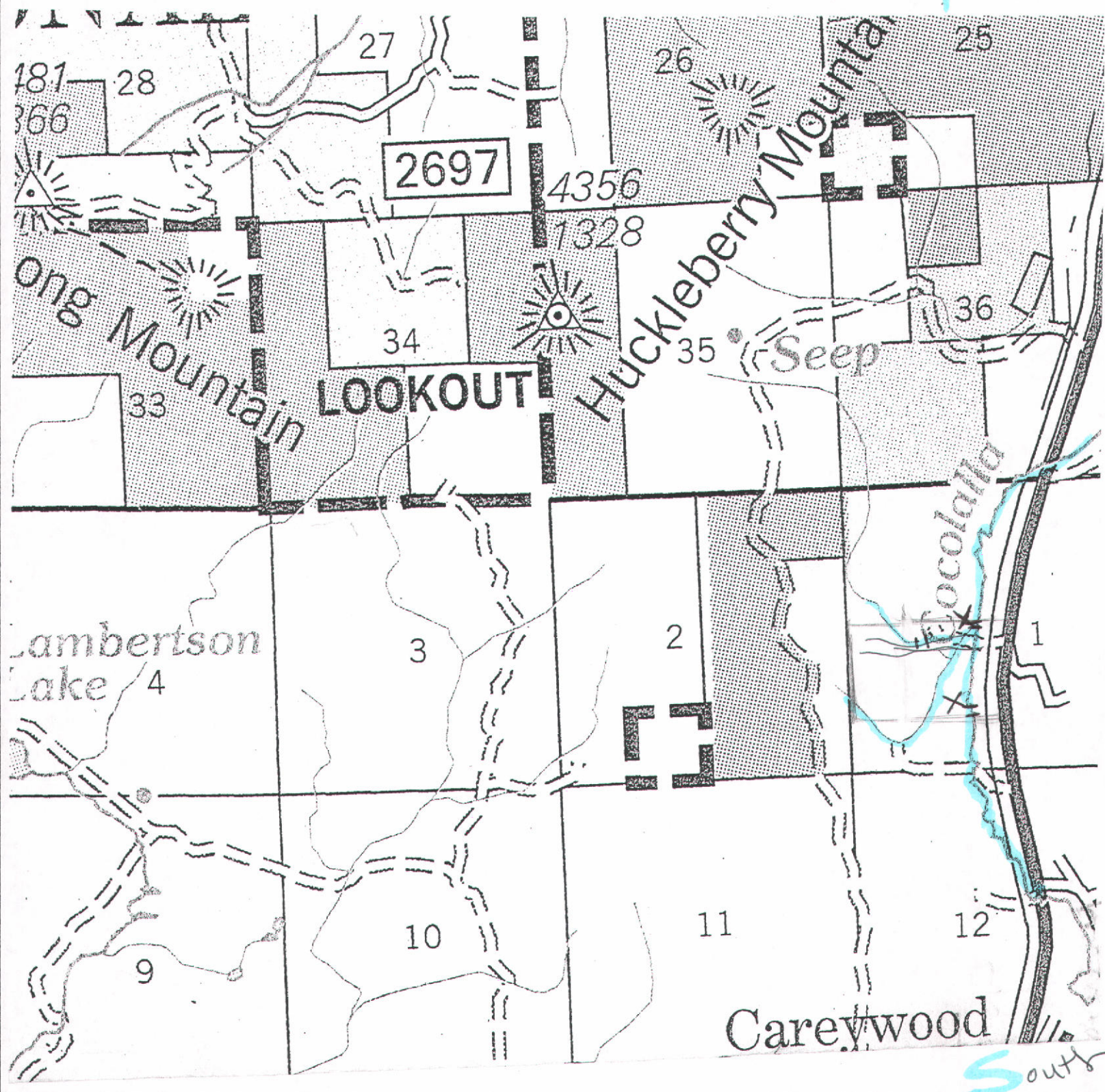
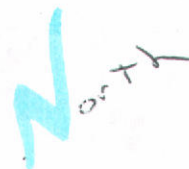


RECEIVED
OCT 03 2005
IDWR/North



Greg, I am
returning everything,
you can Toss what
you don't need
Thanks, Maile

RECEIVED
OCT 03 2005
IDWR/North

road

Fence

Water
Direct from
Creek

Fence

Bridge

Water Direct from Creek

Drop
off
Pump
station

Howard

T54N R3W Section 1



Place of Use



Point of Diversion



State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09263

Priority: October 03, 2005

Maximum Diversion Rate: 0.30 CFS

This is to certify, that TONY HOWARD Or
MARLA HOWARD
PO BOX 582
COCOLALLA ID 83813

has applied for a permit to appropriate water from:

Source: COCOLALLA CREEK **Tributary:** COCOLALLA LAKE

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 10/31	0.30 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS

LOCATION OF POINT OF DIVERSION:

COCOLALLA CREEK NE¼ SW¼ Sec. 1, Twp 54N, Rge 03W, B.M. BONNER County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
54N	03W	1									3.0	10.0	2.0						15.0

Total Acres: 15

PLACE OF USE: STOCKWATER

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	03W	1									X								

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **November 01, 2006**.
2. Subject to all prior water rights.
3. Stockwater use is for 10 head mixed stock.
4. This right authorizes the watering of livestock directly from the stream without a diversion.
5. 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.

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 96-09263

6. 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 21st day of November, 2005.


FOR KARL J DREHER, Director

72330

Ident. No. 96-9263

RECEIVED
NOV 14 2005
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
OCT 03 2005
IDWR/North

1. Name of Applicant Tony or Marla Howard Phone (307) 382-4513
Mailing address Po Box 582 Cocolalla ID 83813
2. Source of water supply Cocolalla Creek which is a tributary of _____
3. Location of point of diversion is Township 54N Range 3W Sec. 1, in the _____ 1/4,
NE 1/4, SW 1/4, Govt. Lot _____, B.M., BANNER County;
additional points of diversion if any:
4. Water will be used for the following purposes:

Amount <u>.30</u> for <u>Irrigation</u> purposes from <u>3-15</u> to <u>11-15</u> (both dates inclusive)	(cfs or acre-feet per annum)
Amount <u>.02</u> for <u>Stockwater</u> purposes from <u>1-1</u> to <u>12-31</u> (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) .30 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 Pump in creek to sprinklers
Stock drink directly from stream
 - 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. 10 mixed
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. _____
 - e. Other; describe fully. _____

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.

[illegible]

Total number of acres to be irrigated 15

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?

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this

filling:

12. Remarks:

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.)

State of Idaho as herein set forth.

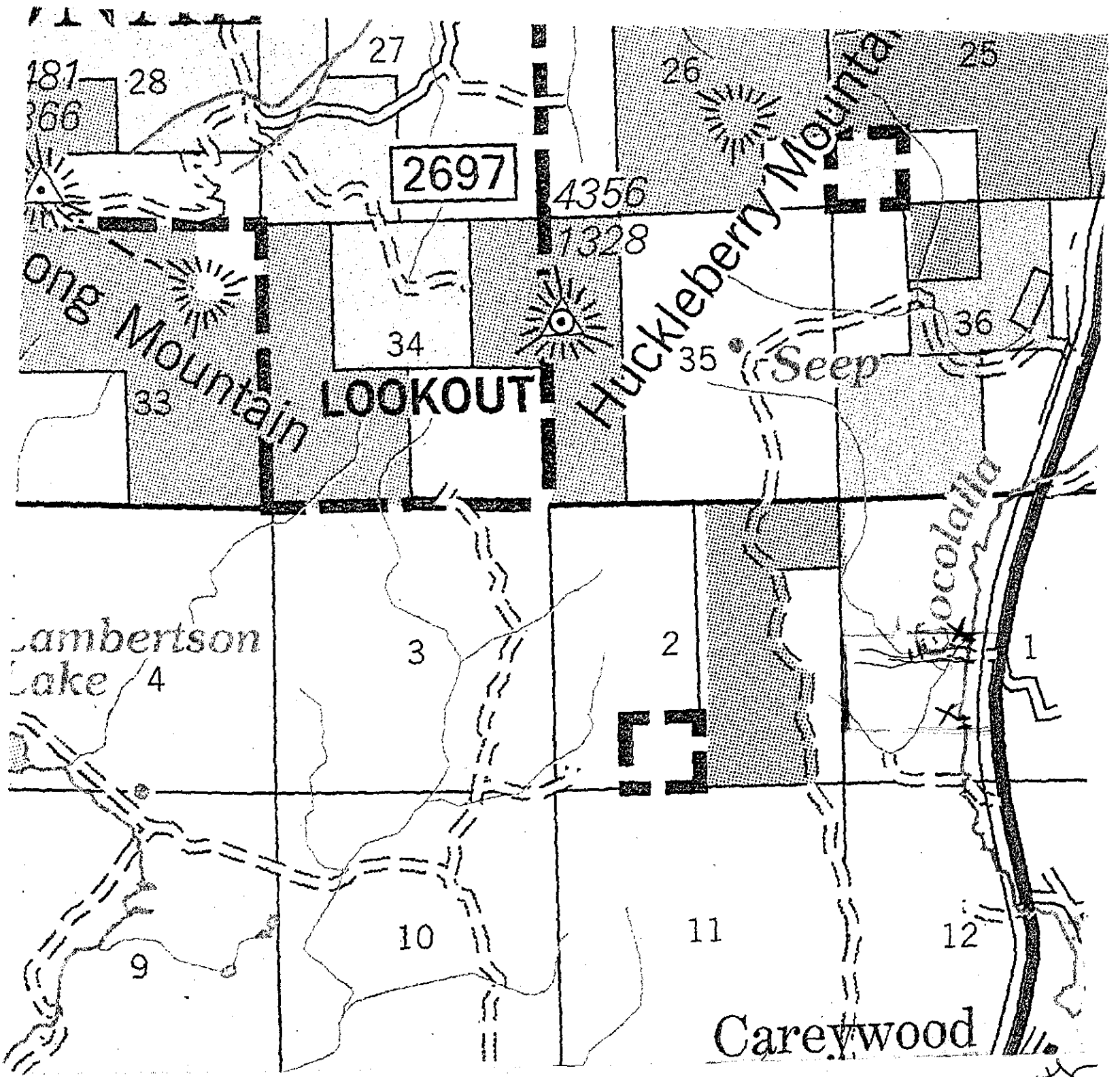
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the

Signature of Applicant (and title, if applicable)

Received by	AD	Date	9-14-05	Time	1:30	Preliminary check by	
Fee \$	250.00	Received by	AS	#	N017178	Date	9-14-05
Publication prepared by	AS	Date	10/13/05	Published in	Annals of the Entomological Society of America	Date	9-14-05
Publication approved							11/3/05

RECEIVED
OCT 03 2005
IDWFW/North

out



out

Greg, I am
returning everything,
you can Toss what
you don't need
Thanks, Mike

RECEIVED
OCT 03 2005
IDWR/North

road

Fence

Water Direct from Creek

Fence

Water Direct from Creek

Cocotata Creek

Pump for
Drop irrigation

Brick
man

A portion of the West half of Section 1, Township 54 North, Range 3 West, Boise Meridian, Bonner County, Idaho, and more particularly described as follows:

The Northeast Quarter of the Northwest Quarter of the Southwest Quarter and that portion of the North half of the Northeast Quarter of the Southwest Quarter that lies Westerly of the Westerly right of way line of the Northern Pacific Railroad and;

the South 150 feet of the Southeast Quarter of the Southwest Quarter of the Northwest Quarter and the South 150 feet of that portion of the South half of the Southeast Quarter of the Northwest Quarter that lies West of the Westerly right of way line of the Northern Pacific Railroad.

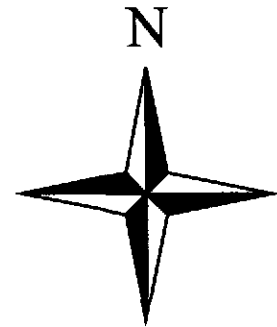
TOGETHER WITH an easement for ingress, egress, operation and maintenance, 20.0 feet in width, over and along the existing water line from the house site to the existing spring.

Howard

T54N R3W Section 1

Place of Use

⊙ **Point of Diversion**





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

November 22, 2005

TONY HOWARD
MARLA HOWARD
PO BOX 582
COCOLALLA ID 83813

RE: Permit No. 96-9263

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.

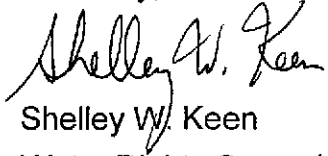
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should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

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

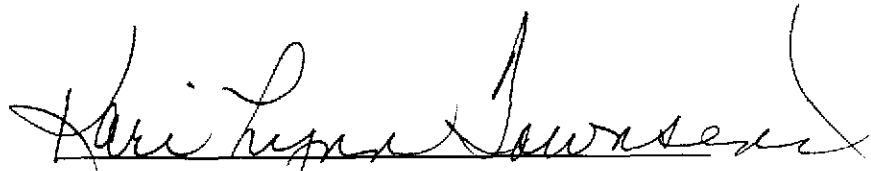
CERTIFICATE OF SERVICE

I hereby certify that on November 22, 2005 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.

96-9263

**MARLA HOWARD
TONY HOWARD
PO BOX 582
COCOLALLA ID 83813**

A handwritten signature in black ink, appearing to read "Karl Lynn Townsend", written over a horizontal line.

**Karl 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: November 18, 2005
To: Water Right File 96-9263
From: eretelle
Re: permit review

No WD or moratorium.
No Wild & Scenic or Min Stream Flow.

No protests.
Same 10 stock as 96-09262?

Recommend approval as suggested by IDWR Northern.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET**

W.R. # 96-9263

APPLICATION ID # 72330
INITIAL REVIEW

ENT. BCA ^{10/13/05} OK to Publish ^{10/13/05}

APPLICANT: HOWARD BY: ST DATE: 10/4/05

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

PROCESSING
(Yes)(No) PRIORITY DATE: 10/3/2005

☐ (Include Moratorium Remark)

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

BC/duro

ADVERTISE IN: BONNER County

LETTERS SENT REQUESTING:
☐ Dam Information ☐ Fish Information
☐ Power Information ☐ Other:

INFORMATION RECEIVED:
☐ Dam Information ☐ Fish Information
☐ Power Information ☐ Other:

RECEIVED
NOV 14 2005
Department of Water Resources

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

ADDITIONAL INFORMATION

(Yes)(No)

☒ Shape File Created Date 10/4/05 By: ST

☐ Field check by _____

☐ Field report attached

☐ Analysis Supp. attached(>5cfs/500af)

☐ Water delivered by water master? Water District # _____

GROUNDWATER SECTION

WD Permit No.'s:	Tag #	Type:	Fees	Receipt No.	Upgrade Needed?
_____	_____	Dom.____ Non-Dom.____	Paid \$ _____	_____	Y() N()
_____	_____	Dom.____ Non-Dom.____	Paid \$ _____	_____	Y() N()
_____	_____	Dom.____ Non-Dom.____	Paid \$ _____	_____	Y() N()

- ☐ Groundwater management area
- ☐ Critical ground water area
- ☐ Well Drilling Permit required
- ☐ Well Drilling Application and Fees received
- ☐ Well Drilling Application approved?

Remarks: No response from F&G as of 11/10/05

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

☐ Notice of pending void order issued. Final order response date: ____/____/____

☐ Further information required from applicant

11/3 ☒ Affidavit of publication received

☐ Application published correctly. If not, record action taken: _____

10/13 Publication dates and paper recorded on application

☐ Protests received, Final protest date: 11/7/05

☐ Measuring device required

☐ Measuring port required

☐ Special conditions: _____

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

Approval Recommended by: A. Figh Date: 11/10/05

AFFIDAVIT OF PUBLICATION

RECEIVED
NOV 03 2005
IDWR/North

STATE OF IDAHO)

) ss.

County of Bonner)

Nichole Bonbrant, 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 91c-9262... App
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;

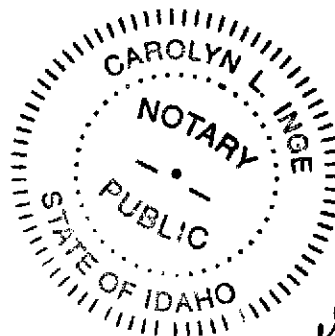
3. Said newspaper has been continuously and uninterruptedly published in Bonner County, Idaho during a period of 12 months prior to the first publication of said Notice, and thereafter.

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 20 day of Oct, 2005 and ending on the 27 day of Oct, 2005.

Nichole Bonbrant

SUBSCRIBED AND SWORN to before me, the undersigned Notary Public, this 27 day of Oct, 2005.

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



See return for legal

RECEIVED
NOV 03 2005
IDWR/North

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

96-9262

TONY HOWARD
MARLA HOWARD
PO BOX 582

COCOLALLA ID 83813

Point(s) of Diversion NESW SENW S1 T54N R03W
BONNER County

Source UNNAMED STREAM Tributary To COCOLALLA CREEK

Use: STOCKWATER 01/01 To 12/31 0.1 CFS

Use: STOCKWATER STORAGE 01/01 To 12/31 0.1 AFA

Use: FIRE PROTECTION STORAGE 01/01 To 12/31 0.1 AFA

Use: DIVERSION TO STORAGE 01/01 To 12/31 0.1 CFS

Total Diversion: 0.1 CFS

Date Filed: 10/03/2005

Place Of Use: STOCKWATER and STOCKWATER STORAGE

T54N R03W S1 SENW NESW

Place Of Use: FIRE PROTECTION STORAGE

T54N R03W S1 SENW NESW

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

96-9263

TONY HOWARD
MARLA HOWARD
PO BOX 582

COCOLALLA ID 83813

Point(s) of Diversion NESW S1 T54N R03W BONNER County

Source COCOLALLA CREEK Tributary To COCOLALLA LAKE

Use: IRRIGATION 03/15 To 11/15 0.3 CFS

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

Total Diversion: 0.3 CFS

Date Filed: 10/03/2005

Place Of Use: IRRIGATION

T54N R03W S1 SENW NESW NWSW

Number of Acres 15

Place Of Use: STOCKWATER

T54N R03W S1 NESW

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

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 11/07/2005.

The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Legal 7347

October 20 & 27, 2005

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

96-9262

TONY HOWARD
MARLA HOWARD
PO BOX 582
COCOLALLA ID 83813

Point(s) of Diversion NESW SENW S1 T54N R03W

BONNER County

Source UNNAMED STREAM Tributary To COCOLALLA CREEK

Use: STOCKWATER 01/01 To 12/31 0.1 CFS

Use: STOCKWATER STORAGE 01/01 To 12/31 0.1 AFA

Use: FIRE PROTECTION STORAGE 01/01 To 12/31 0.1 AFA

Use: DIVERSION TO STORAGE 01/01 To 12/31 0.1 CFS

Total Diversion: 0.1 CFS

Date Filed: 10/03/2005

Place Of Use: STOCKWATER and STOCKWATER STORAGE

T54N R03W S1 SENW NESW

Place Of Use: FIRE PROTECTION STORAGE

T54N R03W S1 SENW NESW

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

96-9263

TONY HOWARD
MARLA HOWARD
PO BOX 582
COCOLALLA ID 83813

Point(s) of Diversion NESW S1 T54N R03W BONNER County

Source COCOLALLA CREEK Tributary To COCOLALLA LAKE

Use: IRRIGATION 03/15 To 11/15 0.3 CFS

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

Total Diversion: 0.3 CFS

Date Filed: 10/03/2005

Place Of Use: IRRIGATION

T54N R03W S1 SENW NESW NWSW

Number of Acres 15

Place Of Use: STOCKWATER

T54N R03W S1 NESW

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

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 11/07/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published October 20 & 27, 2005



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

October 13, 2005

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

Please FAX proof copy before publication, to 208-769-1454
Thanks, Dianne

RE: Application for Permit No. 96-9262 and 96-9263

Dear Sheri:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, October 20 and 27, 2005, (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 11/07/2005. Your cooperation is GREATLY appreciated, as always.

It is a pleasure to work with you!

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, October 13, 2005 4:02 PM
To: Legal Notices-Bonner Co Daily Bee (E-mail)
Subject: Legal notice for publication on October 20 and 27, 2005

Good afternoon, Sheri,

Attached is our cover letter requesting publication of our legal notice on October 20 and 27, 2005. The Legal Notice is also attached.

PLEASE FAX A PROOF TO ME BEFORE PUBLISHING, to 208-769-1454.

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

Thanks - it's **always** a joy to work with you!!

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
)-13-05 BCDB e-ma.



LegalNotice
)-13-05 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

October 13, 2005

TONY HOWARD
MARLA HOWARD
PO BOX 582
COCOLALLA ID 83813

RE: Applications for Permit No's 96-9262 from Unnamed Stream,
and 96-9263 from Cocolalla Creek

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the Bonner County Daily Bee on October 20 and 27, 2005. 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

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

October 13, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

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

FAXED TO MARY 10/13/05
11 pages total

Re: Water Permit Application No. 96-9262 and 96-9263

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 **November 7, 2005**. 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,

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

Dianne Ball
Administrative Assistant