

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 87-10044

Priority: November 16, 2005

Maximum Diversion Rate: 0.50 CFS

This is to certify, that CAROL THOMPSON
1391 DEEP CREEK RD
POTLATCH ID 83855

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>
IRRIGATION	04/01 to 10/31	0.50 CFS

LOCATION OF POINTS OF DIVERSION:

GROUND WATER SE¼ SE¼ Sec. 2, Twp 42N, Rge 05W, B.M. LATAH County
GROUND WATER SE¼ SW¼ Sec. 2, Twp 42N, Rge 05W, B.M. LATAH County

PLACE OF USE: IRRIGATION

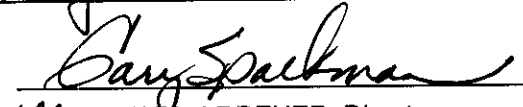
Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
42N 05W 2												12.0			22.0	12.0	46.0
42N 05W 11	5.0	40.0															45.0

Total Acres: 91

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **January 01, 2007**.
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 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.
5. 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 13th day of January, 2006.


for KARL J DREHER, Director

RECEIVED

DEC 29 2005

DEPARTMENT OF
WATER RESOURCES

72422

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 87-10044

RECEIVED

NOV 16 2005

IDWR/North

(509) 334-2591 W

Phone (208) 875-1075 H

1. Name of Applicant Carol Thompson Mailing address 1391 Deep Creek Road Potlatch ID 83855

2. Source of water supply Ground water which is a tributary of SE 1/4 SE 1/4
3. Location of point of diversion is Township 42N Range 5W Sec. 2 in the SE 1/4 SW 1/4, Govt. Lot Latah, B.M., Latah County;

additional points of diversion if any:

4. Water will be used for the following purposes:

Amount 0.5 cfs for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.5 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works: Two wells, pumps pipe lines and big gun sprinklers

a. Describe type and size of devices used to divert water from the source _____

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet

c. Proposed well diameter is 2 1/2 inches; proposed depth of well is 468 feet

d. Is ground water with a temperature of greater than 85°F being sought?

e. If well is already drilled, when? 1994; Drilling firm McPherson-Wright
Uhlenkott

Well was drilled for (well owner) Carol Thompson; Drilling Permit No. 87-91-N-1
2 87-94-N-66

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. _____

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	
42N	5W	2												12			22	12	46
		11	5	40															45

Total number of acres to be irrigated 91

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? Appl.

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

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: _____

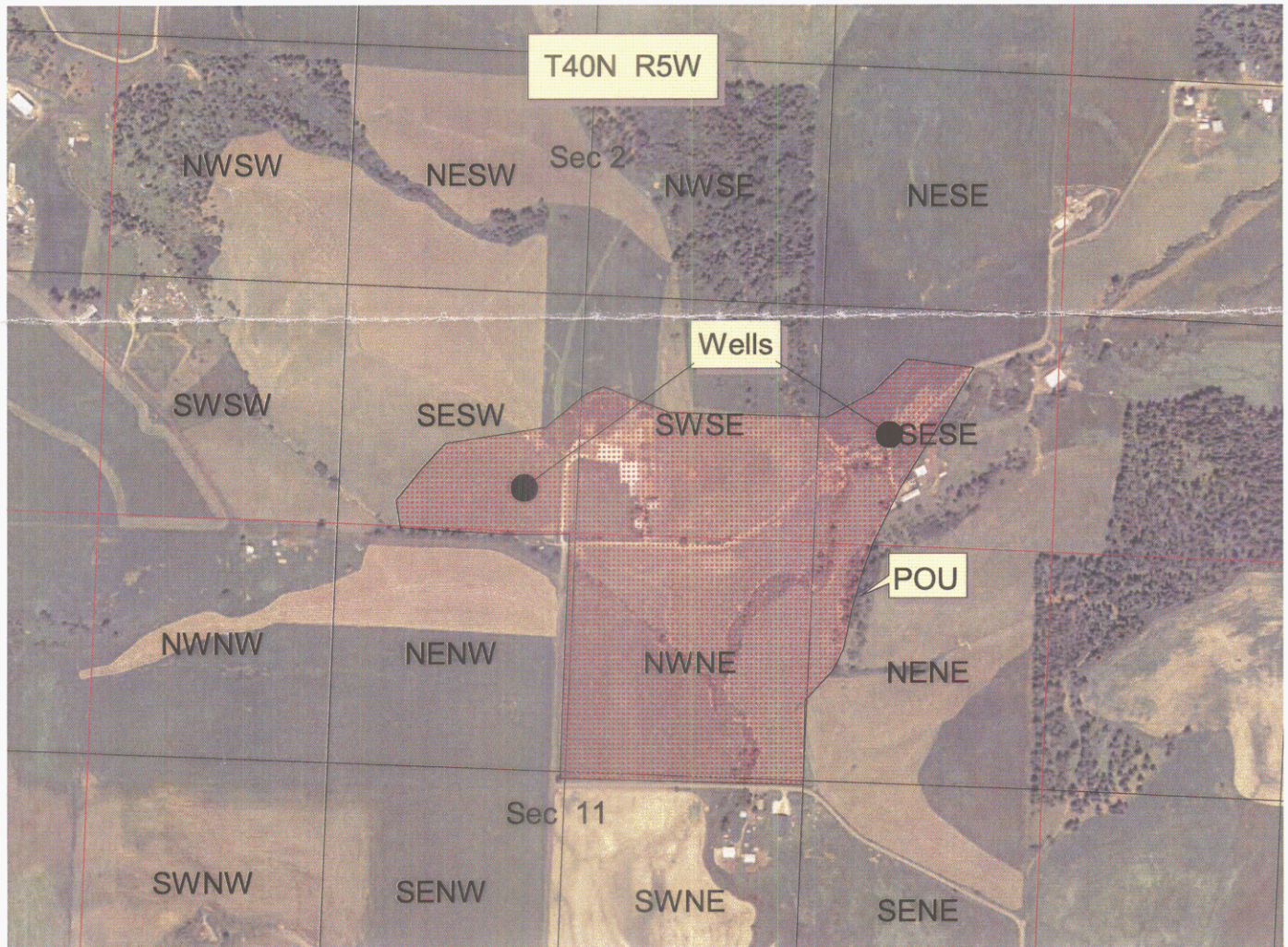
13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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.

X Carol Thompson
Signature of Applicant (and title, if applicable)

Received by db Date 11/16/05 Time 1:04P Preliminary check by _____
 Fee \$ 250.00 Receipted by db # N017272 Date 11/16/05
 Publication prepared by db Date 11/22/05 Published in Meridian-Pullman Daily News 12/1+8/05
 Publication approved db Date 12/13/05

Thompson



PLSS Section LinesGcdb_sections.shp
T42n05w.shp

**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

January 17, 2006

CAROL THOMPSON
1391 DEEP CREEK RD
POTLATCH ID 83855

RE: Permit No. 87-10044

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.

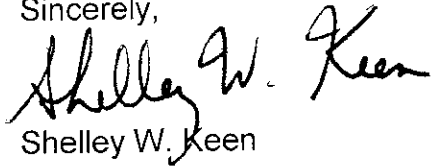
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should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

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 that reads "Shelley W. Keen". The signature is written in a cursive style with a large, stylized "S" and "K".

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

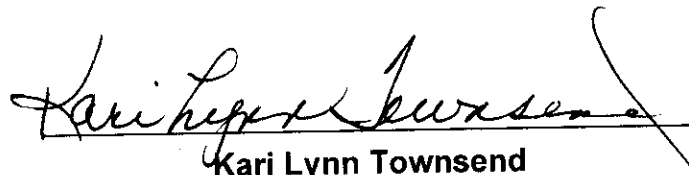
CERTIFICATE OF SERVICE

I hereby certify that on January 17, 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.

87-10044

**CAROL THOMPSON
1391 DEEP CREEK RD
POTLATCH ID 83855**



**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: January 04, 2006
To: Water Right File 87-10044
From: eretelle
Re: permit review

No WD or moratorium.

No protest or overlap.

Recommend approval as suggested by IDWR Northern.

NEWS REVIEW PUBLISHING COMPANY
The Moscow-Pullman Daily News
P.O.Box 374
Lewiston, Idaho 83501
(208) 743-9411

LEGAL ADVERTISING INVOICE

SOLD TO:

IDAHO DEPT/ WATER RESOURCES
1910 NORTHWEST BLVD #210
COEUR D'ALENE ID 83814

Date 12/08/2005

INVOICE NO. 410158

Account No. 30010311

Description 410158 Permit 87 10044

Times 2

Lines 1

Tab. Lines _____

RECEIVED

\$ 54.34

DEC 13 2005

DWR/North

PO# _____

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer to Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

LEGAL NOTICE

The following application(s) have been filed to appropriate the public waters of the State of Idaho: 87-10044, CAROL THOMPSON, 1391 DEEP CREEK RD, POTLATCH ID 83855

Point(s) of Diversion SESE, SESW S2 T42N R05W LATAH County

Source for both Points of Diversion GROUND WATER

Use: IRRIGATION 04/01
To 11/01 0.5 CFS

Total Diversion: 0.5 CFS

Date Filed: 11/16/2005

Place Of Use: IRRIGATION
T42N R05W S11 NENE NWNE
T42N R05W S2 SESW SWSE
SESE
Number of Acres 91

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 12/19/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director
Dec. 1, 8, 2005

Lorraine Hudson, Legal Clerk
being first duly sworn, on oath deposes and says: That she is the printer of Moscow-Pullman Daily News, a newspaper of general circulation, printed and published daily except Sunday at Moscow, Latah County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto; that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper and not in a supplement thereto, upon the following dates:

Dec 1, 8, 2005

the same being the date designated for the publication of said notice.

Lorraine Hudson

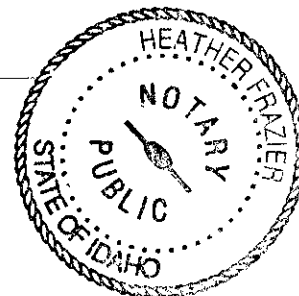
State of Idaho

S.S.

County of Latah

On this 9 day of Dec
in the year of 2005, before me, a Notary Public, personally appeared Lorraine Hudson, 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.

Heather Frazier
Notary Public for Idaho,
Residing at Moscow, Idaho
My Commission Expires 10/02/07



Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, November 22, 2005 2:51 PM
To: Legal Notices-MoscowPullmanDailyNews (E-mail)
Subject: LegalNotice 11-22-05 MP e-mail text 87-10044.doc

ATTENTION Heather
Moscow-Pullman Daily News

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

November 22, 2005

Just in case the legal didn't come through correctly the second time – below is the legal notice all by itself – and you should be able to just do a copy and paste.

You can narrow it down to a single column if you want to do so, just by moving the margin, and that's ok.

I will still appreciate receiving a PROOF PRIOR TO PUBLICATION faxed to 208-769-1454

Dianne Ball
Administrative Assistant

SEE LEGAL NOTICE BELOW

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

87-10044
CAROL THOMPSON
1391 DEEP CREEK RD
POTLATCH ID 83855
Point(s) of Diversion SESE, SESW S2 T42N R05W LATAH County
Source for both Points of Diversion GROUND WATER
Use: IRRIGATION 04/01 To 11/01 0.5 CFS
Total Diversion: 0.5 CFS
Date Filed: 11/16/2005
Place Of Use: IRRIGATION
T42N R05W S11 NENE NWNE
T42N R05W S2 SESW SWSE SESE
Number of Acres 91

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 12/19/2005. The protestant must also send a copy of the protest to the applicant.
KARL J DREHER, Director Published on December 1 & 8, 2005

11/22/2005

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, November 22, 2005 2:34 PM
To: Legal Notices-MoscowPullmanDailyNews (E-mail)
Subject: Legal Notice for publication - better copy -replaces previous copy sent earlier

Heather - Please process our legal notice from **this copy** - it's clearer and will process better. It appeared that part of the actual legal notice was missing when I saw what you faxed back to me. This embodies our letter in different format, with legal notice below. [I tried something different and it just didn't work! I guess that's how we live and learn!]

Thanks very much.

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

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

**LORRAINE HUDSON  
LEGAL NOTICE DEPARTMENT  
MOSCOW-PULLMAN DAILY NEWS  
PO BOX 8187  
MOSCOW ID 83843-8187**

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

RE: Application for Permit No. 87-10044

**Dear Lorraine:**

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, December 1 & 8, 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 12/19/2005. Your cooperation is, as always, GREATLY appreciated. It's always a pleasure to work with you.

Thank you,

Sincerely

*Dianne*

Dianne Ball  
Administrative Assistant

~~~~~*See Legal Below*~~~~~

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87-10044
CAROL THOMPSON

1391 DEEP CREEK RD
POTLATCH ID 83855
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Total Diversion: 0.5 CFS
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KARL J DREHER, Director Published on December 1 & 8, 2005

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87-10044

CAROL THOMPSON

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KARL J DREHER, Director Published on December 1 & 8, 2005



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

November 22, 2005

CAROL THOMPSON
1391 DEEP CREEK RD
POTLATCH ID 83855

RE: Application for Permit No 87-10044

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your application to amend the permit number referenced above. 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 Moscow Pullman Daily News on December 1 and 8, 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

Enclosure(s) – Receipt No. N017272

Idaho Department of Water Resources Receipt

Receipt ID N017272

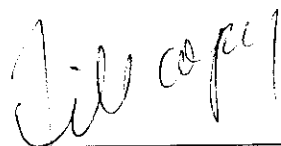
| | | | | | | | |
|-----------------------|----------|----------------------|-----------------------|---------------|----------|---------------|--|
| Payment Amount | \$580.00 | Date Received | 11/16/2005 1:04:03 PM | Region | Northern | Status | |
| Payment Type | Check | Check Number | 8001 | | | | |

Payer CAROL THOMPSON

Comment WR Permit App Fee \$250.
Upgrade fee for 87-91-N-1 and 87-04-N-66 at \$165.00 each

Fee Detail

| Amount | Description | Fund | FD | PCA | SO |
|----------|------------------|------|----|-------|------|
| \$250.00 | PERMITS | 0229 | 21 | 65103 | 1155 |
| \$330.00 | DRILLING PERMITS | 0229 | 21 | 65134 | 1205 |



Signature Line (Dept. Representative)