

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09307

Priority: October 06, 2005

Maximum Diversion Rate: 0.14 CFS

This is to certify, that THOMAS D HAMILTON
6318 MAPLEWOOD DR
POST FALLS ID 83854

has applied for a permit to appropriate water from:

Source: SPOKANE RIVER

Tributary: COLUMBIA 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	03/15 to 11/15	0.14 CFS

LOCATION OF POINT OF DIVERSION:

SPOKANE RIVER L2 (NE¼ NW¼) Sec. 8, Twp 50N, Rge 04W, B.M. KOOTENAI 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	
50N	04W	8					7.0												7.0
							L 2												

Total Acres: 7

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **December 01, 2007**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
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. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
6. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
7. 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.
8. Water shall not be diverted under this right when flows in the Spokane River are below established minimum flow amounts.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 8th day of December, 2005.


For KARL J DREHER, Director

RECEIVED

RECEIVED

DEC - 1 2005

FORM 202

DEC 06 2005

DEPARTMENT OF
WATER RESOURCES
STATE OF IDAHOIdent. No. 95-9307

IDWR/North

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

- Name of Applicant THOMAS D. HAMILTON Phone 509 924 7811
Mailing address 6318 MAPLEWOOD DR POST FALLS, ID 83954
- Source of water supply SPOKANE RIVER which is a tributary of COLUMBIA RIVER
- Location of point of diversion is Township 50N Range 4W Sec. 8 in the NE $\frac{1}{4}$,
NW $\frac{1}{4}$, Govt. Lot 2, B.M., KOOTENAI County;
additional points of diversion if any: _____
- Water will be used for the following purposes:
 Amount .14 for IRRIGATION purposes from 3/15 to 11/15 (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
- Total quantity to be appropriated is (a) .14 and/or (b) _____
 cubic feet per second acre feet per annum
- Proposed diverting works:
 - Describe type and size of devices used to divert water from the source PUMP WITH 6"
SUCTION PIPE INTO SPOKANE RIVER
 - Height of storage dam N/A feet; active reservoir capacity _____ acre-feet; total
 reservoir capacity _____ acre-feet
 - Proposed well diameter is N/A inches; proposed depth of well is _____ feet
 - Is ground water with a temperature of greater than 85°F being sought? NO
 - If well is already drilled, when? N/A; Drilling firm _____;
 Well was drilled for (well owner) _____; Drilling Permit No. _____
- Time required for completion of works and application of water to proposed beneficial use is 2 years (minimum 1 year)
- Description of proposed uses (if irrigation only, go to item 9):
 - Hydropower; show total feet of head and proposed capacity in kW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; show name of municipality. _____
 - Domestic; show number of households. _____
 - Other; describe fully. IRRIGATION FOR TURF, TREES, SITING

3. 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	
50N	4W	8					7												7

Total number of acres to be irrigated 710. Describe any other water rights used for the same purposes as described above. N/A11. a. Who owns the property at the point of diversion? THOMAS D. HAMILTONb. Who owns the land to be irrigated or place of use? same

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

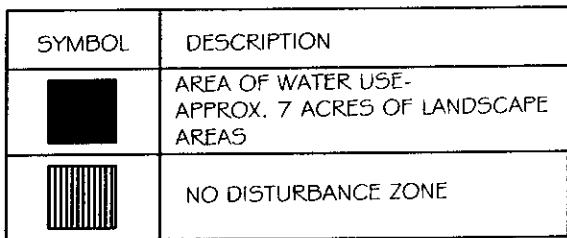
12. Remarks: _____

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 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.

* Thomas D. Hamilton
 Signature of Applicant (and title, if applicable)

Received by CM Date 10-6-05 Time 8:09 am Preliminary check by _____
 Fee \$ 100.00 Receipted by CM # N217223 Date 10-6-05
 Publication prepared by dp Date 10/26/05 Published in Idaho Register 11/3 + 10/05
 Publication approved dp Date 11/14/05



LEGAL DESCRIPTION: T.50N, R.04W, SECTION 08,
KOOTENAI COUNTY, IDAHO



SCALE: 1" = 180'-0"

T50N R4W Section 8



Place of Use



Point of Diversion



**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

December 9, 2005

THOMAS D HAMILTON
6318 MAPLEWOOD DR
POST FALLS ID 83854

RE: Permit No. 95-9307

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.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

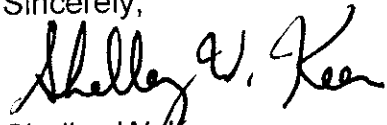
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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:klf

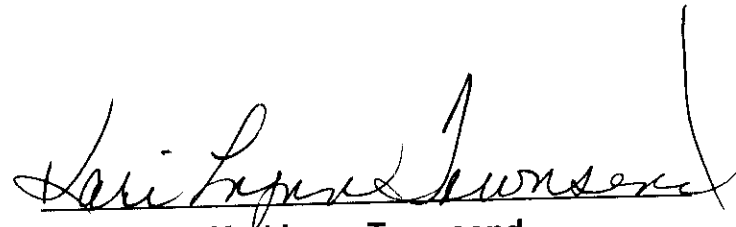
Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on December 9, 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. 95-9307

**THOMAS D HAMILTON
6318 MAPLEWOOD DR
POST FALLS ID 83854**


**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: December 05, 2005
To: Water Right File 95-9307
From: eretelle
Re: permit review

No WD or moratorium.
Min Stream Flow. 95-08780 Spokane River

No overlap or protest.
F&G comment.

Recommend approval as suggested by IDWR Northern.

Date: 11/29/2005

To: File #95-9307

From: Greg Taylor

RE: IDFG Letter

This water right application is for 0.14 cfs and was engineered by the Summit Group. Summit recommended a 6" pipe to divert water. Recommend that this permit be **Approved**.



IDAHO FISH AND GAME

2750 Kathleen Avenue
Coeur d'Alene, Idaho 83815

Dirk Kempthorne/Governor
Steven Huffaker/Director

November 8, 2005

*Go on
computer
db*

Idaho Department of Water Resources
Northern Region
1910 Northwest Blvd, S 210
Coeur d'Alene, ID 83814

Via email to Dianne Ball:

REFERENCE: 95-9307: HAMILTON

We have reviewed the above-named application by Thomas Hamilton to extract 0.14 cfs from the Spokane River for irrigation.

We have no objection to issuing the 0.14 cfs water right. A six inch pipe is quite large for the requested water right; we recommend the applicant use a two inch or smaller pipe, which would be more than adequate for the 0.14 cfs that has been requested.

We recommend that the applicant be required to install lines beneath the river bed during low water periods when underwater excavation will be minimized. Dug materials should be sidecast to only one side and the bottom contour and substrate restored. Any unburied sections of the line should be anchored on the bottom to prevent it from floating and interfering with boat anchors or anglers' lines or capturing debris. The applicant should also provide a smooth cover for the pump to avoid interference with boat anchors or anglers' lines and to avoid capturing debris. It would be preferable to place pumps on land rather than in the water.

Water intakes should be screened to prevent entrainment or impingement of fish. The maximum screen mesh size should be 0.25 inches; approach velocities should not exceed 0.5 ft/second to prevent losses of juvenile fish.

Applicants should obtain necessary encroachment permits from Idaho Department of Lands prior to installing water lines or pumps in waters of a lake, river or stream.

Thank you for the opportunity to comment.

Mary Terra-Berns
Environmental Staff Biologist

C: IDFG NRPB, Boise; File

File: IDWR Hamilton WR 95-9307

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Kootenai } ss.

Kattie Hoy being first duly sworn
upon oath deposes and says:

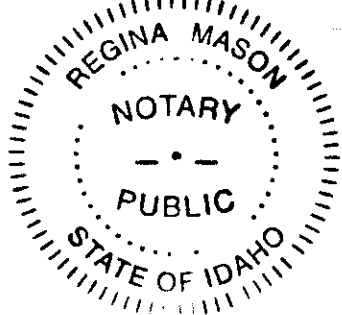
1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The Legal Notice

of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive weeks commencing on the 3 day of November, 2005 and ending on the 10 day of November, 2005 and such publication was made as often during said period as said Daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice Kattie Hoy. On this 10 day of November in the year of 2005, before me, a Notary Public, personally appeared Kattie Hoy, 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.



Regina Mason
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

MY COMMISSION EXPIRES 6/18/09

RECEIVED
NOV 14 2005
IDWR/North

NOTICE OF APPLICATION

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

95-9307

THOMAS D HAMILTON
6318 MAPLEWOOD DR
POST FALLS ID 83854
Point(s) of Diversion L2 (NENW) S8 T50N R04W
KOOTENAI County
Source SPOKANE RIVER Tributary To COLUMBIA RIVER
Use: IRRIGATION 03/15 To 11/15 0.14 CFS
Total Diversion: 0.14 CFS
Date Filed: 10/06/2005
Place Of Use: IRRIGATION
T50N R04W S8 NENW Lot 2
Number of Acres 7

95-9310

THOMAS C MADSEN
1540 GRAY LYNN DR
WALLA WALLA WA 99362
Point(s) of Diversion L4 (SWSW) S26 T49N R04W
KOOTENAI County
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 10/11/2005
Place Of Use: DOMESTIC
T49N R04W S26 SWSW Lot 4
Remark: Domestic use is for 1 home.
95-9311

A J PLECHNER
22378 S DREAM CATCHER DR
COEUR D ALENE ID 83814
Point(s) of Diversion L6 (NWSW) S30 T50N R02W
KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.02 CFS
Use: DOMESTIC 01/01 To 12/31 0.02 CFS
Total Diversion: 0.02 CFS
Date Filed: 10/12/2005
Place Of Use: DOMESTIC
T50N R02W S30 NWSW Lot 6
Place Of Use: IRRIGATION same as DOMESTIC
Number of Acres 1
Remark: Domestic use is for 1 home
95-9312

RIDGEVIEW DEVELOPMENT LLC
PO BOX 1587
POST FALLS ID 83877
Point(s) of Diversion SENE S2 T49N R04W
KOOTENAI County
Source GROUND WATER
Use: MUNICIPAL 01/01 To 12/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 10/12/2005
Place Of Use: MUNICIPAL
Remark: Municipal use is within service area of applicant.

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 11/21/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Legal 8193
November 3, 10, 2005

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

95-9307

THOMAS D HAMILTON
6318 MAPLEWOOD DR
POST FALLS ID 83854

Point(s) of Diversion L2 (NENW) S8 T50N R04W

KOOTENAI County

Source SPOKANE RIVER Tributary To COLUMBIA RIVER

Use: IRRIGATION 03/15 To 11/15 0.14 CFS

Total Diversion: 0.14 CFS

Date Filed: 10/06/2005

Place Of Use: IRRIGATION

T50N R04W S8 NENW Lot 2

Number of Acres 7

95-9310

THOMAS C MADSEN
1540 GRAY LYNN DR
WALLA WALLA WA 99362

Point(s) of Diversion L4 (SWSW) S26 T49N R04W

KOOTENAI County

Source COEUR D'ALENE LAKE - Tributary To SPOKANE RIVER

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

Total Diversion: 0.04 CFS

Date Filed: 10/11/2005

Place Of Use: DOMESTIC

T49N R04W S26 SWSW Lot 4

Remark: Domestic use is for 1 home.

95-9311

A J PLECHNER
22378 S DREAM CATCHER DR
COEUR D'ALENE ID 83814

Point(s) of Diversion L6 (NWSW) S30 T50N R02W

KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.02 CFS

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

Total Diversion: 0.02 CFS

Date Filed: 10/12/2005

Place Of Use: DOMESTIC

T50N R02W S30 NWSW Lot 6

Place Of Use: IRRIGATION same as DOMESTIC

Number of Acres 1

Remark: Domestic use is for 1 home

95-9312

RIDGEVIEW DEVELOPMENT LLC
PO BOX 1587
POST FALLS ID 83877

Point(s) of Diversion SENE S2 T49N R04W

KOOTENAI County

Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 10/12/2005

Place Of Use: MUNICIPAL

Remark: Municipal use is within service area of applicant.

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 11/21/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published November 3 & 10, 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

Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

October 26, 2005

KATTIE HOY & GLENDA JEFFERSON
LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814

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

RE: Application for Permit No. 95-9307, 95-9310, 95-9311 and 95-9312

Dear Kattie and Glenda:

Enclosed you will find the first of 3 legal notices which we wish to have published in your newspaper on the dates indicated, **November 3 and 10, 2005**, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

The first three of the Water Rights on this legal notice were the ones that did not make it into the paper for the past requested publication dates. Please process and submit a proof before these go to press so I can double check layout, etc.

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 11/21/2005. Your cooperation is GREATLY appreciated. It's always a pleasure to work with you.

Thank you,

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, October 26, 2005 2:12 PM
To: Legal Notices-CdA Press (E-mail); Legal Notices-CdA Press2 Glenda Jefferson (E-mail)
Subject: Legal notice for publication on November 3 and 10, 2005

Good afternoon, Kattie (& Glenda, too)

Attached is the first of three (3) legal notices for publication on November 3 and 10, 2005. Also attached is our cover letter for the attached legal in this e-mail.

My next e-mail will have two (2) additional legal notices that will also be for publication on November 3 and 20, 2005.

PLEASE FAX A PROOF COPY TO ME BEFORE GOING TO PRESS SO I CAN CHECK LAYOUT, ETC. FAX 769-1454.

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

Thanks very much for all your help. You're great to work with.

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
0-26-05 CdA1 e-ma.



LegalNotice
0-26-05 CdA1 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 26, 2005

THOMAS D HAMILTON
6318 MAPLEWOOD DR
POST FALLS ID 83854

RE: Application for Permit No 95-9307

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.

The legal notice scheduled for publication on October 20 and 27, 2005, did not get published as requested. Therefore, another legal notice of the application has been prepared and is scheduled for publication in the Coeur d'Alene Press on **November 3 and 10, 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

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

95-9307

THOMAS D HAMILTON
6318 MAPLEWOOD DR
POST FALLS ID 83854

Point(s) of Diversion L2 (NENW) S8 T50N R04W
KOOTENAI County

Source SPOKANE RIVER Tributary to COLUMBIA RIVER

Use: IRRIGATION 03/15 To 11/15 0.14 CFS
Total Diversion: 0.14 CFS

Date Filed: 10/06/2005

Place Of Use: IRRIGATION

T50N R04W S8 NENW Lot 2

Number of Acres 7

95-9310

THOMAS C MADSEN
1540 GRAY LYNN DR
WALLA WALLA WA 99362

Point(s) of Diversion SWSW S26 T49N R04W
KOOTENAI County

Source COEUR D ALENE LAKE Tributary to SPOKANE RIVER

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

Date Filed: 10/11/2005

Place Of Use: DOMESTIC

T49N R04W S26 SWSW

Remark: Domestic use is for 1 home.

95-9311

A J PLECHNER
22378 S DREAM CATCHER DR
COEUR D ALENE ID 83814

Point(s) of Diversion L6 (NWSW) S30 T50N R02W
KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.02 CFS
Use: DOMESTIC 01/01 To 12/31 0.02 CFS
Total Diversion: 0.02 CFS

Date Filed: 10/12/2005

Place Of Use: DOMESTIC

T50N R02W S30 NWSW Lot 6

Place Of Use: IRRIGATION same as DOMESTIC

Number of Acres 1

Remark: Domestic use is for 1 home

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

*Paper did not publish
as requested*



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

October 14, 2005

KATTIE HOY
LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814

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

RE: Application for Permit No. 95-9307, 95-9310 and 95-9311

Dear Kattie:

Enclosed you will find a **second 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 appreciated, as always.

Thank you, it's always a pleasure to work with you.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

*Paper did not
publish as
requested*

Ball, Dianne

From: Ball, Dianne
Sent: Friday, October 14, 2005 9:31 AM
To: Legal Notices-CdA Press (E-mail)
Subject: SECOND Legal notice for publication on October 20 and 27, 2005

Good morning, Kattie,

Attached is a copy of our cover letter requesting publication on October 20 and 27, 2005 of a legal notice, also attached. This is a second legal for publication on those dates, the other one was sent to you a couple days ago.

PLEASE FAX A PROOF COPY TO ME PRIOR TO PUBLICATION - at 769-1454.

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

Thank you VERY much - it's always a pleasure to work with you.

Have a happy day and a wonderful weekend.

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
0-14-05 CdA e-mai.



LegalNotice
0-14-05 CdA e-mai.



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 14, 2005

THOMAS D HAMILTON
6318 MAPLEWOOD DR
POST FALLS ID 83854

RE: Application for Permit No 95-9307

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 Coeur d'Alene Press 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

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

FAXED TO JIM 10/13/05
5 pages total

Re: Water Permit Application No. 95-9307

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 **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,

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

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
5 pages total

Re: Water Permit Application No. 95-9307

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,

Dianne Ball
Administrative Assistant