

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09252

Priority: August 18, 2005

Maximum Diversion Rate: 0.02 CFS

This is to certify, that MICHAEL NEDWICK And
LAURA NEDWICK
2044 CALLE YUCCA
THOUSAND OAKS CA 91360

has applied for a permit to appropriate water from:

Source: PEND OREILLE 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	04/01 to 10/31	0.02 CFS

LOCATION OF POINT OF DIVERSION:

PEND OREILLE RIVER L5 (SW¼ NE¼) Sec. 36, Twp 57N, 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	
57N 03W 36			.6														.6
			L 5														

Total Acres: 0.6

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **October 01, 2006**.
2. Subject to all prior water rights.
3. Place of use is located within Lot 20, Sunny Shores Subdivision.
4. Point of diversion is located within Lot 20, Sunny Shores Subdivision.
5. This right when combined with all other rights shall provide no more than 0.02 cfs nor more than 3.0 afa at the field headgate for irrigation of the land described above.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 11th day of October, 20 05.


for KARL DREHER, Director

RECEIVED
OCT 04 2005

Department of Water Resources

72211

Ident. No. 96-9252

RECEIVED

AUG 18 2005

IDWR/North

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Michael and Laura Nedwick Phone 865 630 5910
Mailing address 2044 Calle Yucca Thousand Oaks, CA 91360
2. Source of water supply Pend Oreille River which is a tributary of Lake Pend Oreille
3. Location of point of diversion is Township 57N Range 3W Sec. 36 in the SW 1/4, NE 1/4, Govt. Lot 5, B.M., BANNER County;

additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.02 cfs for Irrigation purposes from 5-1 to 10-1 (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) 0.02 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 1 HP Bell and Gossett pump and 1/2 inch PVC pipe

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

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet

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

e. If well is already drilled, when? _____; Drilling firm _____;

Well was drilled for (well owner) _____; Drilling Permit No. _____

7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9):

a. Hydropower; show total feet of head and proposed capacity in kW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. one household
e. Other; describe fully. _____

36-57N-3W Sunny shores Lot 20
Sagle, Id 83860

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	
57N	3W	36																	.58

Total number of acres to be irrigated .58

10. Describe any other water rights used for the same purposes as described above. none

11. a. Who owns the property at the point of diversion? Michael and Laura Nedwick
 b. Who owns the land to be irrigated or place of use? Michael and Laura Nedwick
 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.

Laura J. Nedwick

Michael J. Nedwick
 Signature of Applicant (and title, if applicable)

Received by DB. d Date 8/18/05 Time 1:14 P Preliminary check by _____
 Fee \$ 100.00 Received by DB. d # NO 1122 Date 8/18/05
 Publication prepared by db Date 8/23/05 Published in Bonner Co Daily Bee 9/1 + 8/05
 Publication approved db Date 9/9/05

96-9252

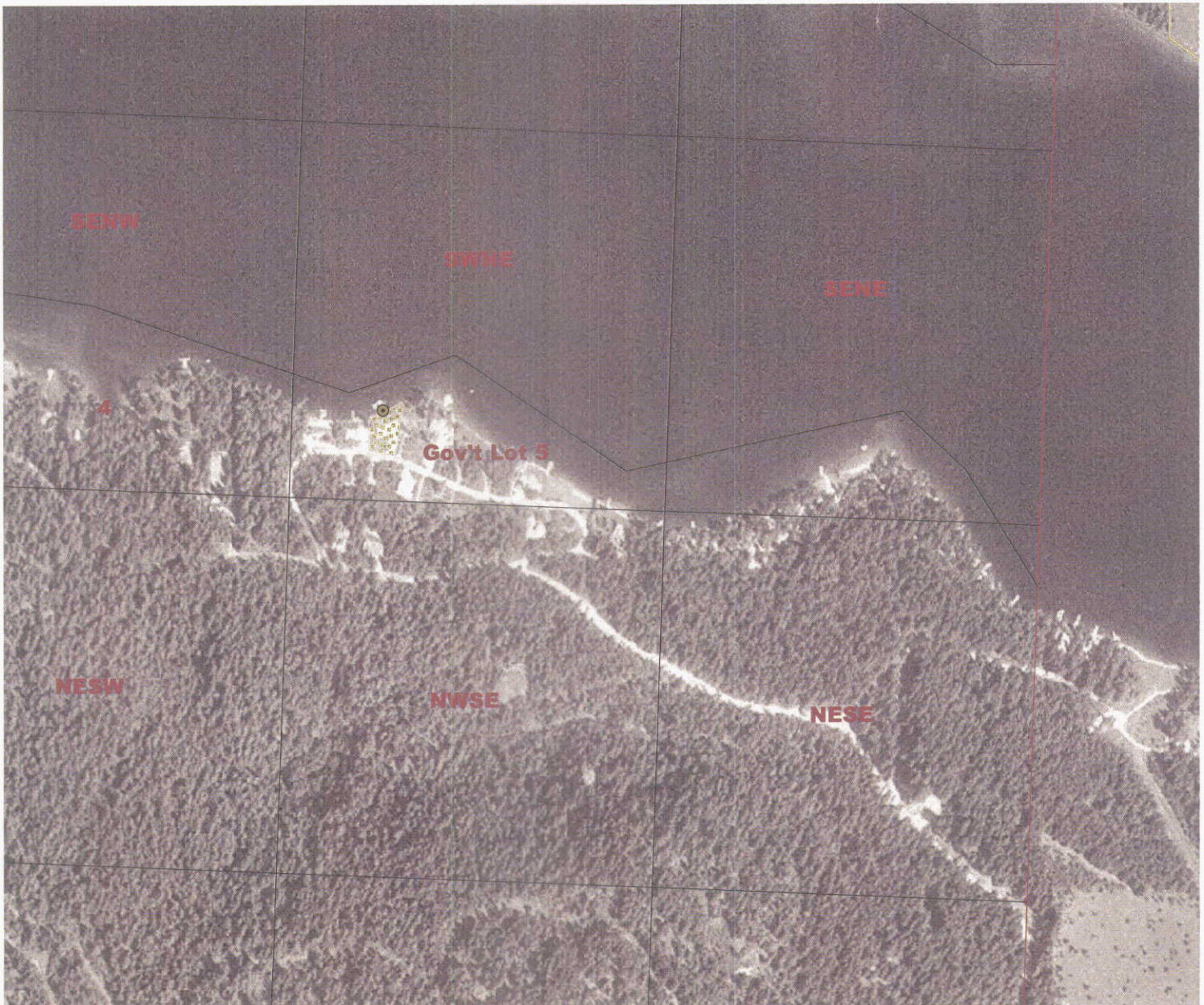
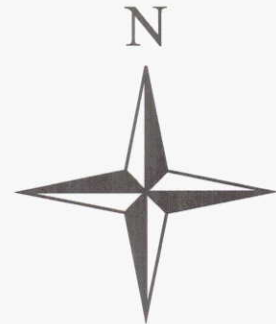
T57N R3W Section 36



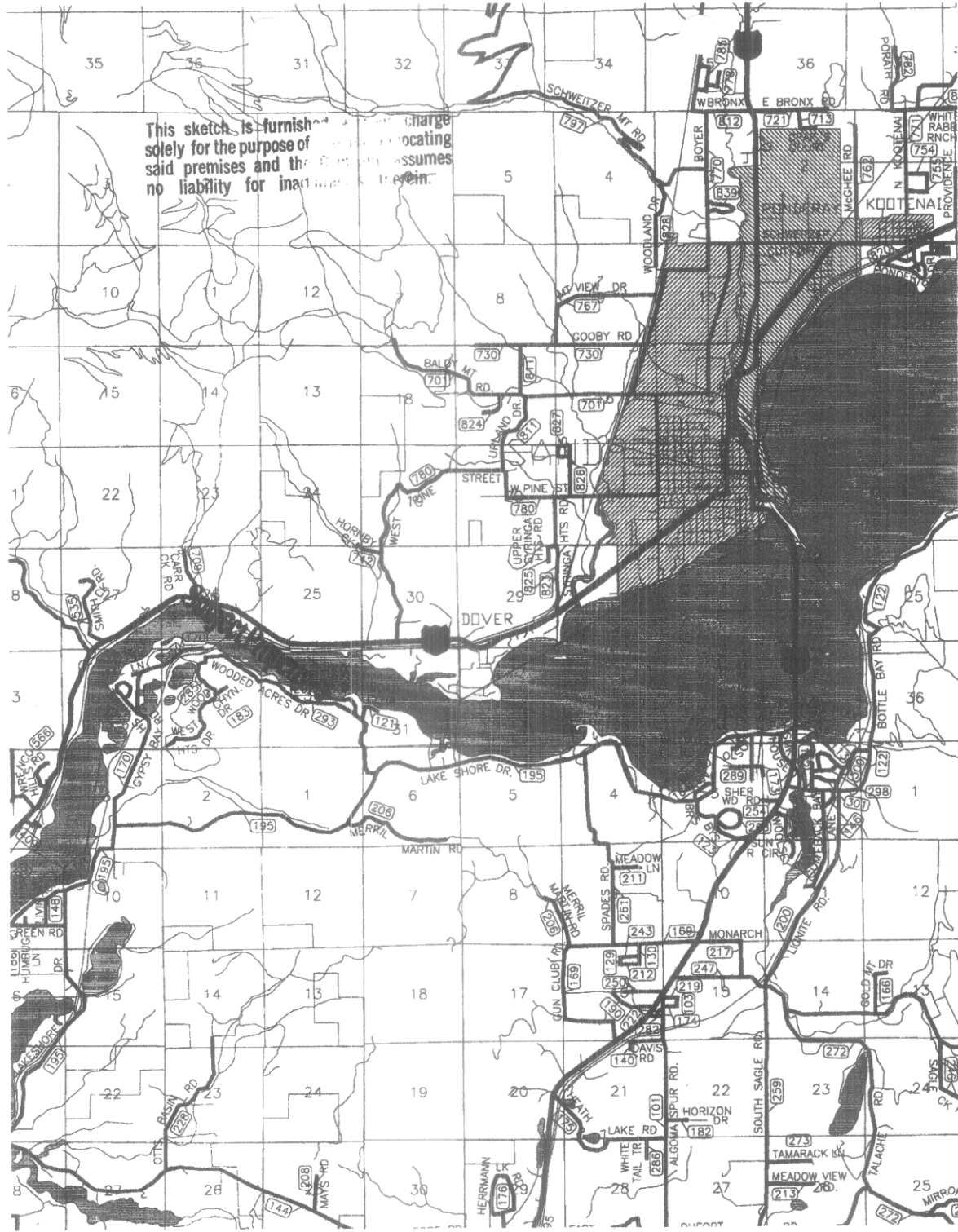
Place of Use



Point of Diversion



This sketch is furnished for the purpose of locating said premises and the undersigned assumes no liability for inaccuracies therein.





Search TerraServer

The National Map

 Sunny Shores Loop, Sagle, ID 83860
2 km SW of Dover, Idaho, United States 7/1/1968[Download](#) | [E-mail](#) | [Info](#) | [Pri](#)

Street

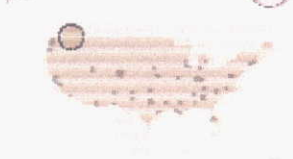
Sunnyshores

City

Sagle

State

Id



Longitude

Latitude

-116.63095

48.24503



Size

OUT



IN

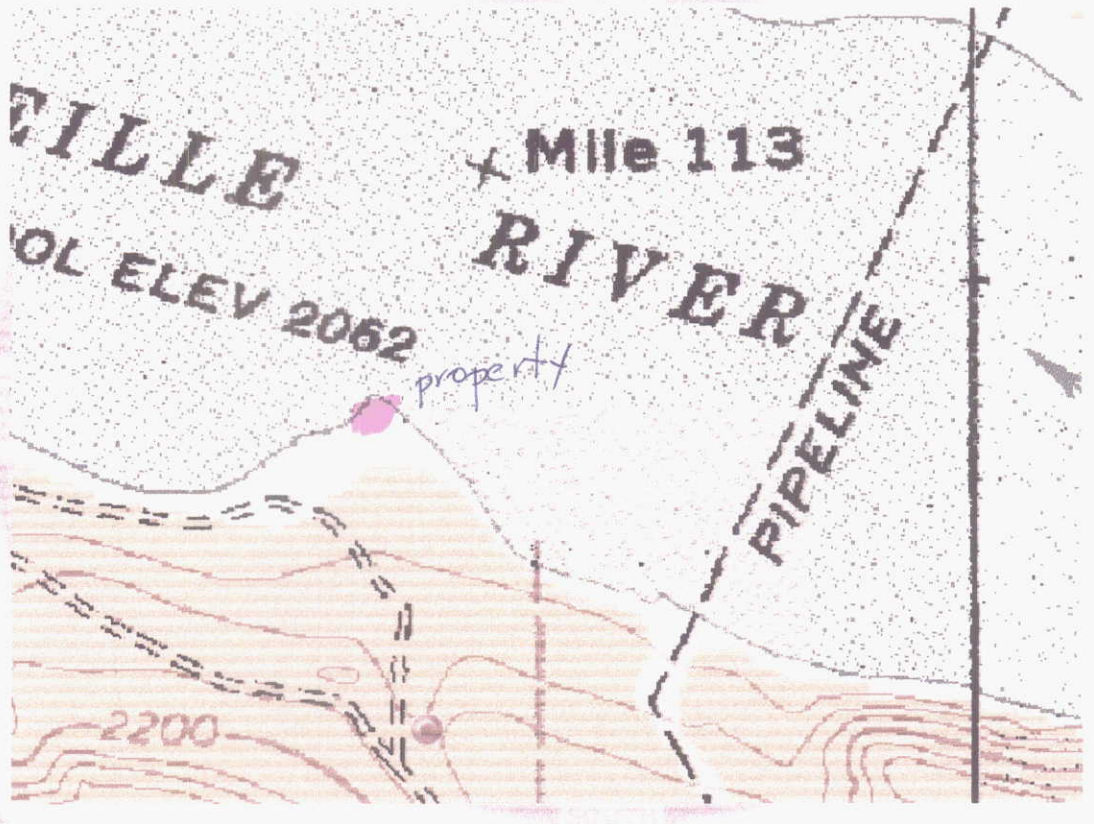


Image courtesy of the U.S. Geological Survey



House and Home Demographics

Schools, Crime and Demographics for 83856

Schools, Crime and Demographics for 83864

Schools, Crime and Demographics for 83864

Source=298748 Running Time 125.01 ms

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Server=TK2TERRAFEB12[Terms of Use](#)[Privacy Statement](#)

Sponsored By



9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	3W	36																	

Total number of acres to be irrigated .58 acres

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

- Who owns the property at the point of diversion? _____
- Who owns the land to be irrigated or place of use? Michael and Laura Nedwick
- 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.

Laura J. Nedwick

Michael J. Nedwick
 Signature of Applicant (and title, if applicable)

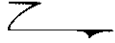
Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ _____ Receipt by _____ # _____ Date _____
 Publication prepared by _____ Date _____ Published in _____
 Publication approved _____ Date _____

SUNNY SHORES

A PORTION OF GOV'T LOT 5 AND THE NW 1/4 OF THE SE 1/4 OF SEC 36, T 37 N, R 3 W, B. M. BOULDER COUNTY, IDAHO

CURVE INFORMATION

CURVE	A	R	T
A	7° 24' 42.1"	111.712'	57.089'
B	34° 21' 23.3"	131.000'	40.491'
C	135° 18' 18.8"	120.000'	232.423'
D	26° 02' 49.6"	459.999'	104.416'
E	15° 49' 11.4"	400.004'	48.416'
F	16° 27' 0.4"	47.000'	41.944'
G	82° 46' 2.1"	49.799'	41.581'
H	34° 21' 54.9"	244.022'	74.496'
I	44° 31' 45.2"	744.811'	225.728'
J	27° 42' 01.0"	320.160'	84.890'



OWNER'S CERTIFICATE

I, DEL H. BATCHELDER AND MARY E. BATCHELDER, HUSBAND AND WIFE, RALPH D. KIZER AND DORIS D. KIZER, HUSBAND AND WIFE, W. PAUL SHERRILL AND ELANOR H. SHERRILL, HUSBAND AND WIFE, DAVID GARDNER AND JEAN A. GARDNER, HUSBAND AND WIFE, MERVIN K. NELSON AND JEAN M. NELSON, HUSBAND AND WIFE, RALPH K. BEERINGER AND GEORGINA M. BEERINGER, HUSBAND AND WIFE, RONALD R. NELSON AND ELAINE NELSON, HUSBAND AND WIFE, HEREBY CERTIFY THAT THEY ARE THE OWNERS OF THE LAND HEREBY PLATED, SAID PLAT TO BE KNOWN AS SUNNY SHORES, THE SAME BEING A PARCEL OF LAND DESCRIBED AS THAT PORTION OF GOVERNMENT LOT 5 AND THE NW 1/4 OF THE SE 1/4 OF SECTION 36, TOWNSHIP 37 NORTH, RANGE 3 WEST, BOISE MERIDIAN, BOULDER COUNTY, IDAHO, LYING NORTH OF THE EXISTING COUNTRY ROAD.

WITNESSED AND SIGNED BY THE SAID OWNERS, THIS 13 DAY OF July, 1979, AT Boise, Idaho.

Del H. Batchelder
Mary E. Batchelder
Ralph D. Kizer
Doris D. Kizer
David Gardner
Jean A. Gardner
Mervin K. Nelson
Jean M. Nelson
Ralph K. Beeringer
Georgina M. Beeringer
Ronald R. Nelson
Elaine Nelson

ACKNOWLEDGEMENT

BEFORE ME, A NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO, DUTY COMMISSIONED AND SWORN, PERSONALLY APPEARED DEL H. BATCHELDER, RALPH D. KIZER, DAVID G. KIZER, W. PAUL SHERRILL, ELANOR H. SHERRILL, JEAN A. GARDNER, MERVIN K. NELSON, RALPH K. BEERINGER, GEORGINA M. BEERINGER, RONALD R. NELSON AND ELAINE NELSON, TO ME KNOWN TO BE THE INDIVIDUALS WHO EXECUTED THE FOREGOING OWNERS CERTIFICATE AND ACKNOWLEDGED TO ME THAT THEY SIGNED THE SAME AS THEIR FREE AND VOLUNTARY ACT AND DEED FOR THE USES AND PURPOSES HEREIN MENTIONED.

SURVEYOR'S CERTIFICATE

HEREBY CERTIFY THAT THE PLAT OF SUNNY SHORES WAS PREPARED UNDER MY DIRECTION AND IS BASED ON AN ACTUAL SURVEY AND SUBDIVISION OF LAND IN GOVERNMENT LOT 5 AND SECTION 36, TOWNSHIP 37 N, RANGE 3 W, B. M., BOULDER COUNTY, IDAHO.

ALL LOT CORNERS ARE PROPERLY SET AND THE SURVEY IS IN COMPLIANCE WITH ALL PROVISIONS OF THE APPLICABLE STATE LAWS AND LOCAL ORDINANCES. DATED THIS 13 DAY OF July, 1979.

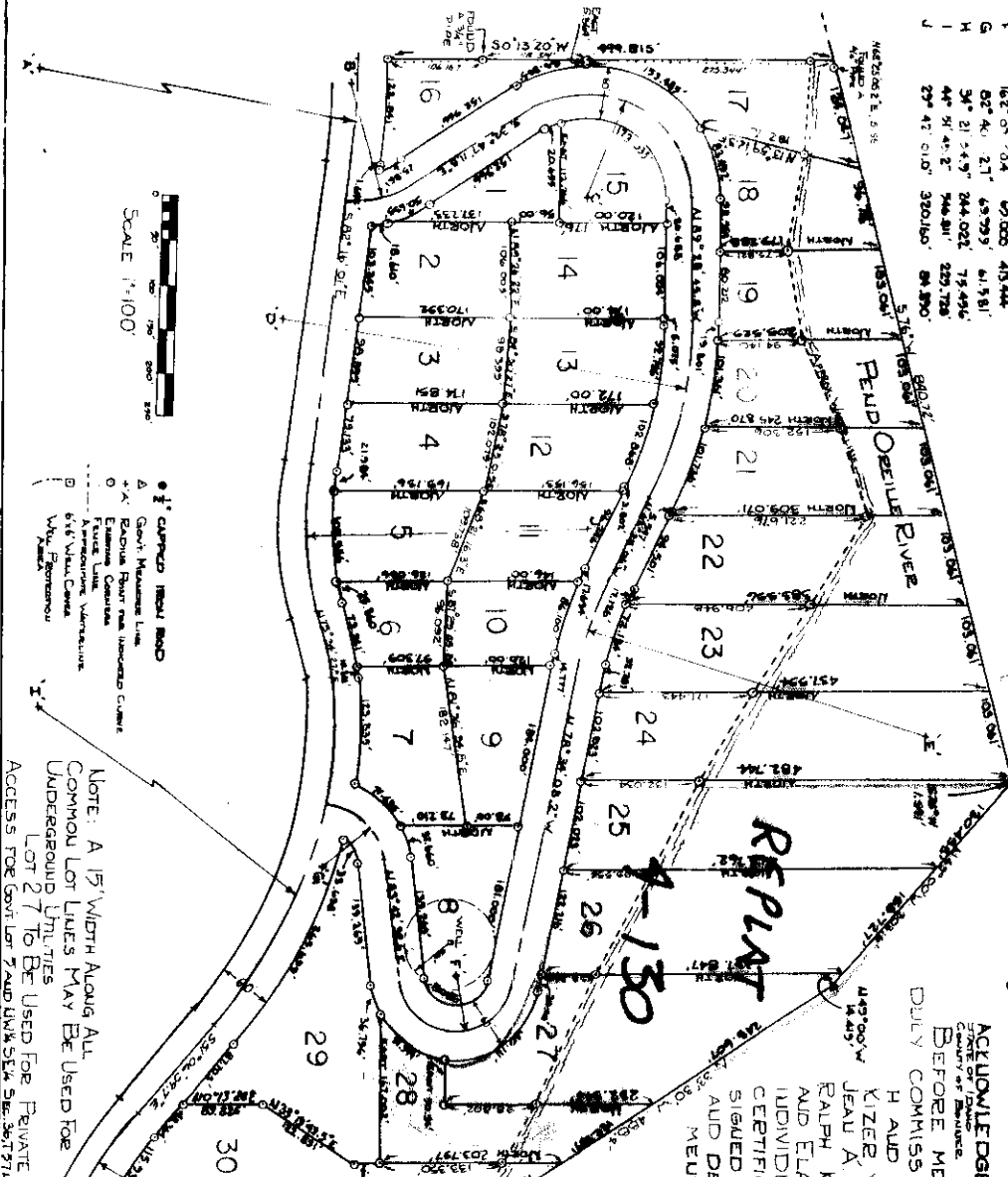


STATE OF IDAHO
COUNTY OF BOULDER
ON THIS 13 DAY OF July, 1979, BEFORE ME, A NOTARY PUBLIC, Y. DAVID WELCH, PERSONALLY KNOWN TO ME, AND AFFIXED HIS SIGNATURE TO THE FOREGOING SURVEYOR'S CERTIFICATE.

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO

NOTE: THIS SUBDIVISION IS NOT APPROVED FOR ON-SITE WASTEWATER DISPOSAL. A CENTRAL SEWER COLLECTION AND TREATMENT WILL BE AVAILABLE.

NOTE: A 15' WIDTH ALONG ALL COMMON LOT LINES MAY BE USED FOR UNDERGROUND UTILITIES. LOT 27 TO BE USED FOR PRIVATE ACCESS FOR GOV'T LOT 7 AND LINKS 5 & 6, SEC 36, T 37 N, R 3 W, B. M.



SUNNY SHORES.

COUNTY SURVEYOR'S AFFIDAVIT

I HEREBY CERTIFY THAT I HAVE EXAMINED THE HEREIN PLAT OF 'SUNNY SHORES' AND CHECKED THE COMPUTATIONS SUFFICIENTLY TO DETERMINE THAT IT COMPLIES WITH THE LAWS RELATING TO THE FILING OF PLATS.

DATED THIS 19th DAY OF February, 1979.



COUNTY TREASURER'S AFFIDAVIT

I HEREBY CERTIFY THAT THE REQUIRED TAXES ON THE ABOVE DESCRIBED PROPERTY HAVE BEEN FULLY PAID UP TO AND INCLUDING THE YEAR 1978.

DATED THIS 18th DAY OF February, 1979.

Donald J. Leland
BOULDER COUNTY TREASURER

STATE HEALTH DEPARTMENT

THIS PLAT HAS BEEN EXAMINED AND APPROVED FOR CONFORMANCE WITH REQUIREMENTS OF THE STATE BOARD OF HEALTH.

DATED THIS 10th DAY OF January, 1979.

Donald E. Beyer
IDAHO STATE HEALTH OFFICER

PLATTING COMMISSION CERTIFICATE

THIS PLAT HAS BEEN EXAMINED AND APPROVED.

DATED THIS 23 DAY OF February, 1979.

Harold E. Hutton
CHIEF CLERK OF BOULDER COUNTY PLATTING COMMISSION

DATED THIS 23 DAY OF February, 1979.

Donald J. Leland
COUNTY PLATTING AND ZONING COMMISSIONER

COUNTY COMMISSION CERTIFICATE

THIS PLAT HAS BEEN APPROVED AND ACCEPTED BY THE BOARD OF COUNTY COMMISSIONERS OF BOULDER COUNTY, IDAHO.

DATED THIS 28 DAY OF February, 1979.

Henry J. Rasmussen
CHIEF CLERK OF THE BOARD OF COUNTY COMMISSIONERS

RECORDER'S CERTIFICATE

FILED THIS 28 DAY OF February, 1979,
AT 2:45 P.M. IN BOOK 3 OF Plats and Maps
AT PAGE 129 AT THE REQUEST OF Don Leland

DRINK L. KENNEDY
COUNTY RECORDER
John L. Kennedy

PERIMETER CLOSURE TRAVERSE
BEGINNING AT THE SOUTHEAST CORNER OF SECTION 36, T97N, R3W, B.M., THENCE N26°17'32"W, 2947.573 FEET TO THE TRUE POINT OF BEGINNING, THENCE N33°30'W, 488.4 FEET, THENCE N49°W, 303.6 FEET, THENCE S76°W, 840.72 FEET, THENCE S0°13'20"W, 499.815 FEET, THENCE ALONG A CURVE TO THE RIGHT WITH A RADIUS OF 747.712 FEET, 122.841 FEET, THENCE S82°16'01"E, 346.889 FEET, THENCE ALONG A CURVE TO THE LEFT WITH A RADIUS OF 290.160 FEET, 126.416 FEET, THENCE N75°34'27"E, 83.872 FEET, THENCE ALONG A CURVE TO THE RIGHT WITH A RADIUS OF 576.811 FEET, 451.643 FEET, THENCE S51°06'59.7"E, 136.069 FEET, THENCE ALONG A CURVE TO THE LEFT WITH A RADIUS OF 214.022 FEET, 115.930 FEET, THENCE N0°13'28"E, 415.848 FEET TO THE TRUE POINT OF BEGINNING.

THIS PARCEL CONTAINS 18.683 ACRES & 013.016 SQ. FEET
LENGTH OF PERIMETER BOUNDARY 3,941.36 FEET
MATHEMATICAL ERROR OF CLOSURE 1,323.189

**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

October 12, 2005

MICHAEL NEDWICK
LAURA NEDWICK
2044 CALLE YUCCA
THOUSAND OAKS CA 91360

RE: Permit No. 96-9252

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.

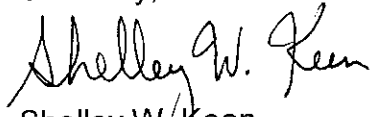
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should 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 that reads "Shelley W. Keen". The signature is fluid and cursive, with the first letters of each word being capitalized and prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

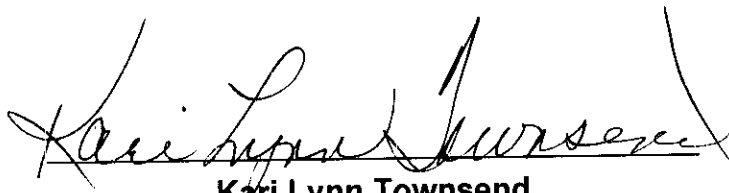
CERTIFICATE OF SERVICE

I hereby certify that on October 12, 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.

96-9252

**LAURA NEDWICK
MICHAEL NEDWICK
2044 CALLE YUCCA
THOUSAND OAKS CA 91360**

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

**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: October 06, 2005
To: Water Right File 96-9252
From: eretelle
Re: permit review

No Wd, min stream flow or moratorium.

No overlap or protest.

Recommend approval as suggested by IDWR Northern.

AFFIDAVIT OF PUBLICATION

RECEIVED
SEP 09 2005
IDWR/North

STATE OF IDAHO)

) ss.

County of Bonner)

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

1. I am a citizen of the United States of America, over the age of 18 years, a resident of Bonner County, Idaho, and am not a party to the proceedings referred to in the attached Water Apps.
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;

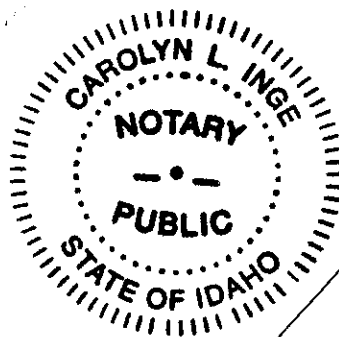
3. Said newspaper has been continuously and uninterruptedly published in Bonner County, Idaho during a period of 12 months prior to the first publication of said Notice, and thereafter.

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 1 day of Sept, 2005, and ending on the 8 day of Sept, 2005.

Shenlyn Jones

SUBSCRIBED AND SWORN to before me, the undersigned Notary Public, this 8 day of Sept, 2005.

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



See reverse for
legal copy
b

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

96-9247

DOVER BAY DEVELOPMENT INC
120 E LAKE ST
STE 101

SANDPOINT ID 83864

Point(s) of Diversion L1 (NESE) S31 T57N R02WBONNER County
Source PEND OREILLE RIVER Tributary To COLUMBIA RIVER

Use: IRRIGATION 04/01 To 10/31 2 CFS
Total Diversion: 2 CFS

Date Filed: 07/29/2005

Place Of Use: IRRIGATION

T57N R02W S31 N1/2NE SWNE Lot 2 SENE Lot 1 NENW Lot 3
NWNW Lot 4 SENW Lot 3 NESE Lot 1

T57N R02W S32 NWNW SWNW Lot 3 SENW Lot 2

Number of Acres 159

96-9251

STEVE IMLAY

TINA IMLAY

203 MEADOW LN

SAGLE ID 83860

Point(s) of Diversion L2 (SWNE) S17 T56N R01E BONNER County
Source PEND OREILLE LAKE Tributary To PEND OREILLE RIVER

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

Date Filed: 07/29/2005

Place Of Use: DOMESTIC T56N R01E S17 SWNE Lot 2

Remark: Domestic use is for 1 home

96-9252

MICHAEL NEDWICK

LAURA NEDWICK

2044 CALLE YUCCA

THOUSAND OAKS CA 91360

Point(s) of Diversion L5 (SWNE) S36 T57N R03WBONNER County
Source PEND OREILLE RIVER Tributary To COLUMBIA RIVER

Use: IRRIGATION 05/01 To 10/01 0.02 CFS
Total Diversion: 0.02 CFS

Date Filed: 08/18/2005

Place Of Use: IRRIGATION T57N R03W S36 SWNE Lot 5

Number of Acres 0.6

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 09/19/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Legal 7222

September 1, 8, 2005

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

96-9247

DOVER BAY DEVELOPMENT INC

120 E LAKE ST

STE 101

SANDPOINT ID 83864

Point(s) of Diversion L1 (NESE) S31 T57N R02W BONNER County

Source PEND OREILLE RIVER Tributary To COLUMBIA RIVER

Use: IRRIGATION 04/01 To 10/31 2 CFS

Total Diversion: 2 CFS

Date Filed: 07/29/2005

Place Of Use: IRRIGATION

T57N R02W S31 N1/2NE SWNE Lot 2 SENE Lot 1 NENW Lot 3 NWNW Lot 4

SENW Lot 3 NESE Lot 1

T57N R02W S32 NWNW SWNW Lot 3 SENW Lot 2

Number of Acres 159

96-9251

STEVE IMLAY

TINA IMLAY

203 MEADOW LN

SAGLE ID 83860

Point(s) of Diversion L2 (SWNE) S17 T56N R01E BONNER County

Source PEND OREILLE LAKE Tributary To PEND OREILLE RIVER

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

Total Diversion: 0.04 CFS

Date Filed: 07/29/2005

Place Of Use: DOMESTIC

T56N R01E S17 SWNE Lot 2

Remark: Domestic use is for 1 home

96-9252

MICHAEL NEDWICK

LAURA NEDWICK

2044 CALLE YUCCA

THOUSAND OAKS CA 91360

Point(s) of Diversion L5 (SWNE) S36 T57N R03W BONNER County

Source PEND OREILLE RIVER Tributary To COLUMBIA RIVER

Use: IRRIGATION 05/01 To 10/01 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 08/18/2005

Place Of Use: IRRIGATION

T57N R03W S36 SWNE Lot 5

Number of Acres 0.6

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 09/19/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published September 1 and 8, 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

August 23, 2005

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

RE: Application for Permit No. 96-9247, 96-9251 and 96-0252

Dear Sheri:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates Indicated, September 1 and 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 09/19/2005. Your cooperation is appreciated, always.

Sincerely

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, August 23, 2005 4:49 PM
To: Legal Notices-Bonner Co Daily Bee (E-mail)
Subject: Legal Notice for publication September 1 and 8, 2005 - WRs 96-9247, 96-9251 and 96-9252

Good afternoon, Sheri,

Time for another legal notice to be published - so I'm attaching our cover letter and the legal notice - with request that it be published September 1 and 8, 2005.

If you have ANY questions please call me at 208-769-1454.

PLEASE FAX A PROOF COPY BEFORE PUBLICATION DATE.

You should be able to do a straight copy and paste and then have only minor adjustments - if the press will work with you on that.

Always a pleasure to work with you, and have a wonderful evening, and a marvelous day tomorrow, also.

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
8-23-05 BCDB e-ma.



LegalNotice
8-23-05 BCDB 96-9.



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

August 23, 2005

MICHAEL NEDWICK
LAURA NEDWICK
2044 CALLE YUCCA
THOUSAND OAKS CA 91360

RE: Application for Permit No 96-9252

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the Bonner County Daily Bee on September 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. N017122



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615

Phone: (208) 769-1450

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Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 19, 2005

LEWISTON, ID 83501

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

FAXED TO MARY 8/19/05
5 pages total

Re: Water Permit Application No. 96-9252

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.

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication.

We are sending this to you for your comments, and would appreciate receiving your comments by no later than **September 16, 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

Not For Public Distribution Selkirk MLS Only

Price: \$499,900		Sell Price: \$499,999		Status: C	MLS Area: 1-SANDPOINT	Sub Area: 1-W. SAGLE	MLS#: 2025991
Address: 203 SUNNYSHOES LOOP		City: SAGLE	State: ID	Zip: 83860	Fin. Offered: CASH, CONVENTIONAL		
County: BONNER	Map Page: 18	Dist. to Town: 6-15 MILES	Dist. to Cty Rd: LESS THAN 1MI				

Public Remarks: Bright, sunny waterfront home just 8 miles from Sdpt on Pend Orielle River in SunnyShores. Features vaulted white pine ceilings and skylights in greatroom, kitchen & masterbd, french doors, jetted tub and more. Private, very large dock with gazebo. Landscaped yard and large deck w/ awning, big

Apx Total SQFT: 1879	Total BR: 2	
Apx BG SQFT: 0	Total Bath: 2	
Apx AG SQFT: 1879	Total 3/4 BA:	
Style: 1 STORY	Total 1/2 BA:	
Year Built: 1994	Occupancy: OWNER	

Basement: NONE **Gar/Shop:** ATTACHED, 2 CAR, WORKBENCH, ELECTRICITY, HIGH CLEAR. DOOR, SEPARATE EXIT, INSULATED

Foundation: CONCRETE **Roof:** OTHER

A/C: **Construction:** FRAME

Heat/Fuel Source: ELECTRIC, FIREPLACE

Frplce/Stove: BUILT IN FRPLCE, RAISED HEARTH, STONE/MASONRY, GLASS DOORS, TWO

Ext. Finish: WOOD

Floors: **Uses:**

Windows: DBLE PANE

Patio/Deck: DECK, COVERED PORCH

Interior Features: BREAKFAST NOOK, CEILING FAN(S), FRENCH DOORS, INSULATED, JETTED TUB, SKYLIGHT, VAULTED CEILING

Appliances: BUILT IN MICROWAVE, DRYER, HOOD FAN, RANGE/OVEN, REFRIGERATOR, WASHER

Special Rooms:

Handicap Acc Y/N: N **Cov/Rest Y/N:** Y **Fire Dist:** SAGLE

ROOM	LEVEL	COMMENTS	ROOM	LEVEL	COMMENTS
GREAT RM	MAIN	frplc, vlted cel, sky lgts	KITCHEN	MAIN	center isalnd, view
MASTR BR	MAIN	vaulted ceilings, fan	FULL BA	MAIN	skylight, jetted tub
BEDROOM	MAIN	great size, fan	FULL BA	MAIN	marble surrounds & ctrs
UTIL RM	MAIN	large			

Lot Dim:	Subdivision: Sunny Shores	Zoning: Recreation	Parcel #: RP004520000200A
Lot Frtg: 103	Section: 36	Twp: 57N	Rng: 3W
Lot Depth:	Driveway Sfc:	Road Sfc:	Road Access: PUBLIC ROAD
Apx Acres: .58	Win Cov Y/N:	Water: COMMUNITY	
Sewer: COMM. DRAIN FIELD	Prop Features: LEVEL, SLOPED, LANDSCAPED, RIVER		
Elem: Sagle Elementry	Middle: SMS	High: SHS	School Dist. LAKE PEND OREILLE
Ownership: FEE SIMPLE	Current Taxes:	Electricity: ELEC ON SITE	Natural Gas: NAT. GAS N/A
Phone: PHONE ON SITE	Cable: NO CABLE INFO	Garbage P/U: AVAILABLE	Outbldgs:
Wtr Access: COMMUNITY	Beachfront: SLOPED, LAWN/GRASS, DOCK	Wtrfrmt Loc: PEND OREILLE RIVER	Recreation:
Legal Desc: 36-57N-3W Sunny Shores Lot 20			High Speed I-net:

Directons: South on 95, Right on Lakeshore Drive, Right on Wooded acres, Right on Sunny Shores, see sign on right.

Confidential Remarks: Waterfront living at its best! Community water and sewer. (community drainfeild with private septic tanks), HOA. Entire house, porch & deck are made of cedar and there are two fireplaces.

Owner Nm: HIVELY	Owner Phone: () -	Assd Value	Showing Instr: CALL LIST OFFICE, CALL AGENT
Buyer Agt Y/N: Y	Non-Agt Y/N: N	Dual Agt Y/N: N	Var. Rate Y/N:
List Agt: Bond, Jeff	Agt Phone: (208) 255-8270	Office Phone: (208) 263-5101	



State of Idaho

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DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 19, 2005

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

5 pages total

Re: Water Permit Application No. 96-9252

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.

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication.

We assume an **encroachment permit** will be required, and if one has not been applied for, that you will contact the applicant.

We are sending this to you for your comments, and would appreciate receiving your comments by no later than **September 16, 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

List Firm: TOMLINSON BLACK SANDPOINT					
Co-List Ag:		Sell Agt: Walker, Diane	Sell Office: 0396	Sold Date: 08/12/2004	
Commission: 3%		Concess NONE	Finance at Sale: CONV		
Pend Date: 07/15/2004		Contingency:	DOM: 84	List Date: 04/22/2004	
IDX Y/N: Y		Virtual Tour Y/N: Y		Virtual Tour ID: 1	
05/16/2005	*This Information Provided by The Selkirk MLS. Information Deemed Reliable But Not Guaranteed *				Made by InnoVia MLS



Search TerraServer



The National Map



Sunny Shores Loop, Sagle, ID 83860

2 km SW of Dover, Idaho, United States 8/7/1995

[Download](#) | [E-mail](#) | [Info](#) | [Print](#)

Street

Sunnyshores

City

Sagle

State

Id



Longitude

Latitude

-116.63230

48.24323

OUT

IN

Size

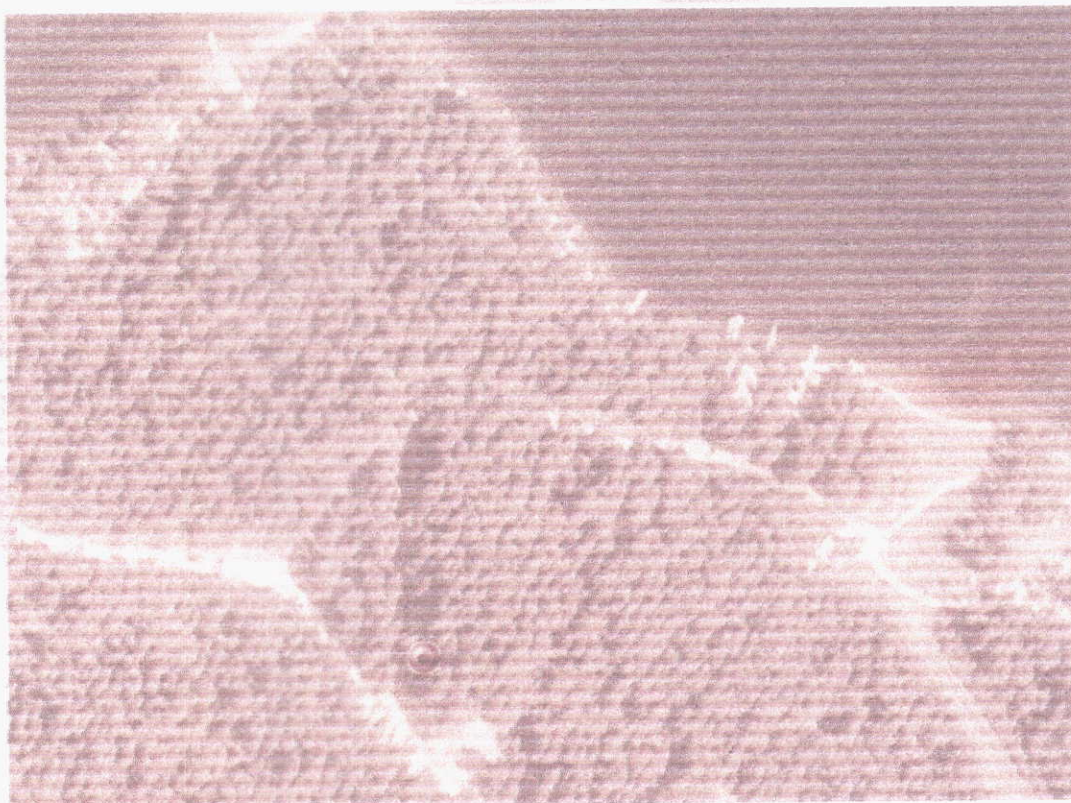


Image courtesy of the U.S. Geological Survey

House and Home Demographics:

☒ Schools, Crime and Demographics for 83856☐ Schools, Crime and Demographics for 83857☒ Schools, Crime and Demographics for 83864

Source=239207 Running Time 93.75 ms

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