

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09139

Priority: June 16, 2003

Maximum Diversion Rate: 0.20 CFS

This is to certify, that DANIEL FIGUEROA
PO BOX 2056
266 HORN MOUNTAIN RD
PRIEST RIVER ID 83856

has applied for a permit to appropriate water from:

Source: HOODOO CREEK

Tributary: PEND OREILLE 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	0.20 CFS

LOCATION OF POINT OF DIVERSION:

HOODOO CREEK SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 12, Twp 55N, Rge 04W, 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	
55N	04W	12												10.0					10.0

Total Acres: 10

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **August 01, 2004**.
2. Subject to all prior water rights.
3. A fish screen of $\frac{1}{4}$ inch or smaller mesh shall be installed and maintained at the point of diversion.
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.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 22nd day of August, 2003


KARL J DREHER, Director
for

10634
STATE OF IDAHO

RECEIVED
JUL 30 2003

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Map rev'd 6/16/03
(1)

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of Applicant DANIEL FIGUEROA Phone 208 265 4913
Mailing address 266 HORN MOUNTAIN ROAD, PRIEST RIVER, ID 83856
2. Source of water supply 400 DOO CREEK which is a tributary of PEND OREILLE RIVER
3. Location of point of diversion is Township 55 NORTH Range 4 WEST Sec. 12 in the S/W $\frac{1}{4}$,
S/W 40 ACRES, Govt. Lot _____, B.M., BONNER COUNTY County;
additional points of diversion if any: (From point A to point B as indicated on map)
4. Water will be used for the following purposes:
Amount 20 for IRRIGATION purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount 20 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) 0.2 0.00 - 0.20 and/or (b) 0.00
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 GAS OPERATED 5 HP PUMP
to be used along creek within my 40 acre parcel (PORTABLE)
 - b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total
reservoir capacity N/A acre-feet
 - c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet
 - d. Is ground water with a temperature of greater than 85°F being sought? NO
 - e. If well is already drilled, when? N/A; Drilling firm N/A;
Well was drilled for (well owner) N/A; Drilling Permit No. N/A
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
(it is completed at present)
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	
53N	4W	12											10						10

Total number of acres to be irrigated 10

10. Describe any other water rights used for the same purposes as described above. N/A

11. a. Who owns the property at the point of diversion? APPLICANT

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

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

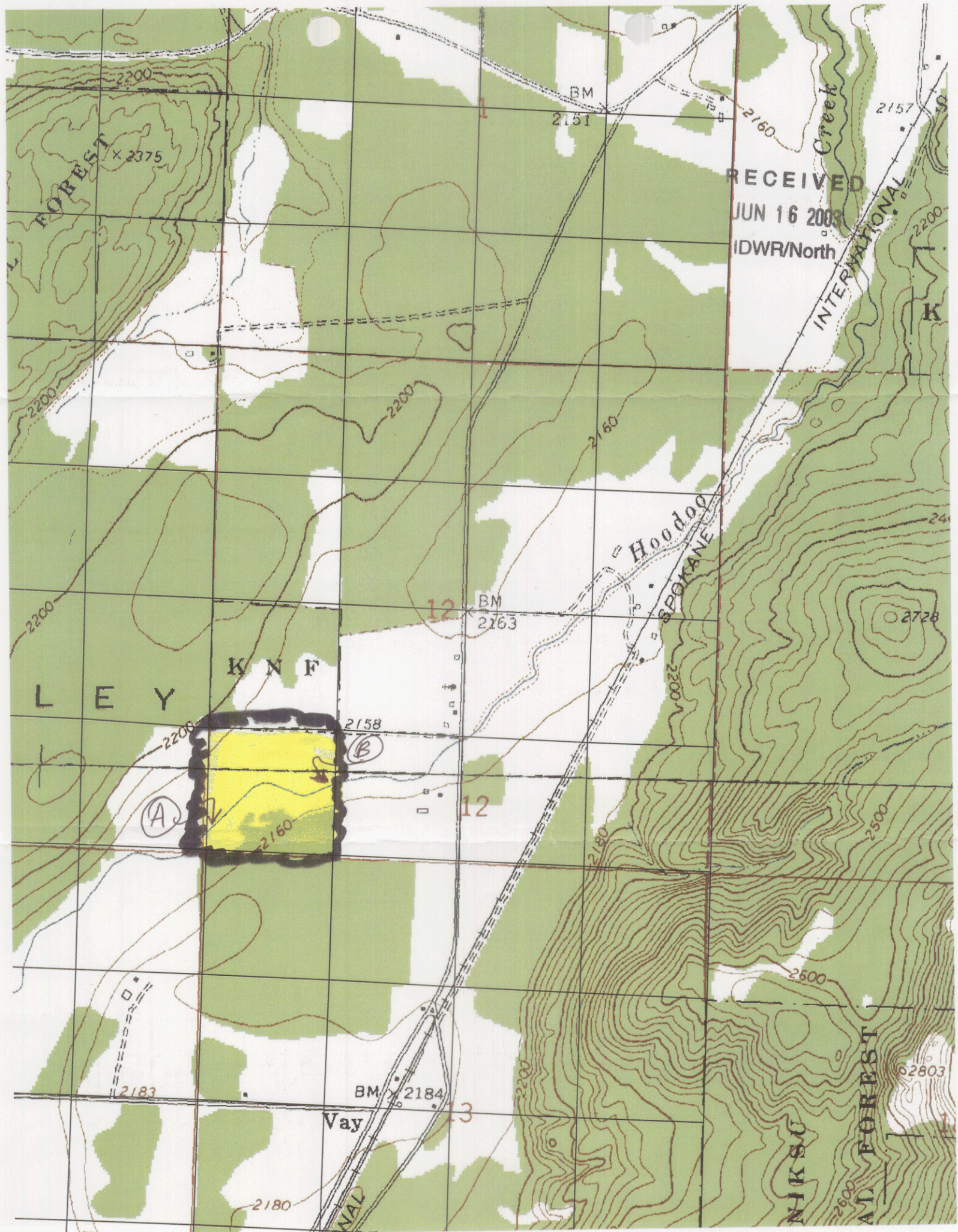
12. Remarks: I have a forty acre parcel & a 5 HP pump & can only water 5 to 10 acres at a time. I also intend to, in emergency cases only, fight fire.

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.


Signature of Applicant (and title, if applicable)

Received by DB Date 5/5/03 Time 3:00 pm Preliminary check by DB
 Fee \$ 100.00 Received by DB # N015612 Date 5/5/03
 Publication prepared by DB Date 6/26/03 Published in Great River Times 7/2+9/03
 Publication approved DB Date 7/16/03



**NOW
STARTING
RIGHT
SIDE OF
FILE**

Prior 96-9139
Mail sent to
street address
Kare Frost
9.9.03



IDAHO DEPARTMENT OF WATER
RESOURCES

1301 North Orchard St.

P.O. Box 83720

Boise, ID 83720-0098

TO
DANIEL FIGUEROA
PO BOX 2056
PRIEST RIVER ID 83856

RECEIVED

SEP - 9 2003

Department of Water Resources

TO SENDER

REASON CHECKED

Forward Expired	☐
Insufficient Address	☐
Unclaimed ☐ Refused	☐
Attempted-Not Known	☐
No Such Street	☐
No Such Number	☐
No Mail Receptacle	☐
Moved-Left No Address	☐
Not Deliverable As Add.,	☐
Unable To Forward	☒

by J.G.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 25, 2003

DANIEL FIGUEROA
266 HORN MOUNTAIN RD
PO BOX 2056
PRIEST RIVER ID 83856

RE: Permit No. 96-9139

Permit Approval Notice

Dear Permit Holder:

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

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

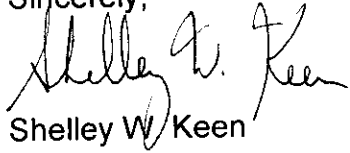
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should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

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

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

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

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being more prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

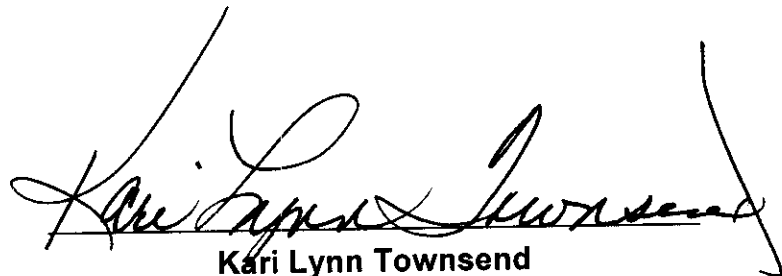
CERTIFICATE OF SERVICE

I hereby certify that on August 25, 2003 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.

96-9139

**DANIEL FIGUEROA
266 HORN MOUNTAIN RD
PO BOX 2056
PRIEST RIVER ID 83856**



**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.

Comment Report

96-9139

1. kwalker 8/21/2003 Season of Use

Comment: Changed season of use per our new standards.

2. kwalker 8/21/2003 Rt. 96-2192

Comment: Mr. Figueroa called this morning regarding my letter of 8/18/03. He did not know that there was an old existing right on this property but has been irrigating it all along. He filed this application so he would be in compliance with the law. He will be pursuing an application for transfer of a portion of Rt. 96-2192 to cover additional acres in the SWSW, S12. He does not think there has been a forfeiture of that right since he has been using water. The point of diversion will need to be changed for his portion.

(no min. flow
on this
source)
fw



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 18, 2003

DANIEL FIGUEROA
266 HORN MOUNTAIN RD
PRIEST RIVER ID 83856

RE: Application for Permit 96-9139

Dear Mr. Figueroa:

We are in the process of issuing a permit for Application No. 96-9139. However, a search through existing water right records revealed that a water right license issued in 1963 might already cover some or all of your water use.

Water Right License 96-2192 was issued to Roy McClure for the diversion of 0.94 cfs from Hoodoo Creek for the irrigation of 94 acres. I have enclosed a copy of License 96-2192 for your review. As you will see there are 30 acres of irrigation within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 12, T55N, R4W, covered under this license. Since your application for permit indicates that you will attempt to irrigate your entire 40-acre parcel we wanted to advise you that this license might cover 30 of your acres. If this is indeed the case, you may want to file an Application for Transfer of the portion of this right that covers your 30 acres. The license describes points of diversion in the NE $\frac{1}{4}$, of Section 14, T55N, R4W. If the use of this right has not been forfeited due to a period of 5 consecutive years of non-use, a transfer application should be filed to change the point of diversion to your property and update the ownership of your portion of this license.

Because a water right is appurtenant to the land on which it is used, ownership of a water right usually goes with the ownership of the land unless otherwise stated in the contract of sale or deed. Asserting ownership of a portion of water right 96-2192 may be important to you because when water diversions are regulated in a time of shortage, senior (older) water rights are filled before junior (newer) water rights. (Section 42-106, *Idaho Code*, says, "As between appropriators, the first in time is first in right.")

If, after looking into this matter, you believe you are the owner of a portion of Water Right 96-2192, please contact either this office, or our office in Coeur d'Alene to obtain an application for transfer form. This form can also be obtained over the internet at: www.idwr.state.id.us then under "top picks" click on IDWR Forms, Rules and Statutes, then look for the application for transfer of water right form.

Please let me know within the next 2 weeks if Right 96-2192 already covers the use you intended under Application 96-9139. If I don't hear from you within this 2-week period, I will assume that you do not intend to utilize Rt. 96-2192 and proceed with processing your application for permit No. 96-9139.

If you have any questions concerning this matter, please do not hesitate to contact me at (208) 327-7944.

Sincerely,

A handwritten signature in black ink that reads "Kay Walker". The signature is fluid and cursive, with the first name "Kay" and last name "Walker" clearly distinguishable.

KAY WALKER
Sr. Water Resource Agent

Enclosure

cc: Al Beardslee, IDWR Northern Region

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

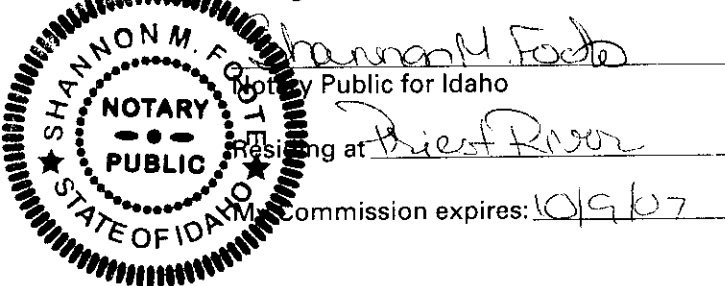
TERRI JUIE

_____ being first duly sworn on oath
deposes and says that he/she is Gen. Manager
of the Priest River Times, a newspaper printed and
published at Priest River, Bonner County, Idaho; that the
said newspaper has been continuously and uninterruptedly
published in said Bonner County during a period of 12
months prior to the first publication of the hereto attached
notice of publication in the case of:

96-9139 Daniel Figueroa

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 2nd day of July, 20 03
and ending on the 9th day of July, 20 03
and that said notice was published in said newspaper.

On this 9th day of July in the year
of 2003, before me, a Notary Public, personally
appeared Terri Juié,
known or identified to me to be the person whose name
subscribed to the within instrument, and being by me
first duly sworn, declared that the statements therein are
true, and acknowledged to me that he executed the same.



RECEIVED
JUL 16 2003
IDWR/North

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

96-9139

DANIEL FIGUEROA
PO BOX 2056
266 HORN MOUNTAIN RD
PRIEST RIVER ID 83856
Point(s) of Diversion SWSW S12 T55N R04W BONNER County
Source HOODOO CREEK Tributary To PEND OREILLE RIVER
Use: IRRIGATION 03/15 To 11/15 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 06/16/2003
Place Of Use: IRRIGATION T55N R04W S12 SWSW
Number of Acres 10

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 07/21/2003. The protestant must also send a
copy of the protest to the applicant.

KARL J DREHER, Director
Legal 610696
July 2, 9, 2003



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

June 26, 2003

PLEASE FAX PROOF PRIOR TO PUBLICATION

SHANON FOOTE
LEGAL NOTICE DEPARTMENT
PRIEST RIVER TIMES
PO BOX 10
PRIEST RIVER ID 83856

e-mailed to Shannon at prtimes@cdapress.com

RE: Application for Permit No. 96-9139

Dear Shannon:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, July 2 and 9, 2003, (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 07/21/2003. Your cooperation is GREATLY appreciated, as usual.

Thanks you **very** much, and have a wonderful day.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, June 26, 2003 12:01 PM
To: Legal Notices-Priest River Times (E-mail)
Subject: Legal Notice for publication on July 2 and 9, 2003

Hi there, pretty lady,

Attached you will find a copy of our Cover Letter requesting publication on July 2 and 9, 2003, of a legal notice, also attached.

Once again, I appreciate all your help, and also will greatly appreciate receiving a PROOF prior to publication.



*May your day be filled with wonder and beauty...and
when you can't see the bright side, try polishing the dull side.*

~Dianne

6/26/2003

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

96-9139

DANIEL FIGUEROA
PO BOX 2056
266 HORN MOUNTAIN RD
PRIEST RIVER ID 83856

Point(s) of Diversion SWSW S12 T55N R04W BONNER County
Source HOODOO CREEK Tributary To PEND OREILLE RIVER

Use: IRRIGATION 03/15 To 11/15 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 06/16/2003

Place Of Use: IRRIGATION T55N R04W S12 SWSW

Number of Acres 10

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 07/21/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published in Priest River Times on July 2 and 9, 2003.



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

June 26, 2003

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DANIEL FIGUEROA
PO BOX 2056
266 HORN MOUNTAIN RD
PRIEST RIVER ID 83856

RE: Application for Permit No 96-9139

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the Priest River Times on July 2 and 9, 2003. 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,

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

Allen Beardslee
Senior Water Resource Agent



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

June 16, 2003

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

*Forwarded to Ray 6/16/03
5 pages total*

RAY HENNEKEY
STATE OF IDAHO
DEPT OF FISH & GAME
2750 KATHLEEN AVE
COEUR D ALENE, ID 83814

Application to Permit No. 96-9139

Dear Ray:

Enclosed is a copy of the above referenced application. Please review the application, complete the enclosed recommendation form, and submit it to this office within two weeks from date of receipt of this request. If you prefer to respond by e-mail, my e-mail address is dball@idwr.state.id.us.

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

Sincerely,

A handwritten signature in cursive script that reads "Dianne".

Dianne Ball
Administrative Assistant

Enclosure(s)

10634
STATE OF IDAHO

96--9139

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
Map read 6/16/03
JUN 16 2003

To appropriate the public waters of the State of Idaho

IDWR/North

1. Name of Applicant DANIEL FIGUEROA Phone 208 265 4913
Mailing address 266 HORN MOUNTAIN ROAD, PRIEST RIVER, ID 83856
2. Source of water supply HOO DOO CREEK which is a tributary of PEND OREILLE RIVER
3. Location of point of diversion is Township 55 NORTH Range 4 WEST Sec. 12, in the S/W $\frac{1}{4}$,
S/W 40 ACRES, Govt. Lot _____, B.M., BONNER COUNTY County;
additional points of diversion if any (From point A to point B as indicated on map)
4. Water will be used for the following purposes:
Amount 20 for IRRIGATION purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount 50 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)
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(cfs or acre-feet per annum)
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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 GAS OPERATED 5 HP PUMP
to be used along creek within my 40 acre parcel (PORTABLE)
b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total
reservoir capacity N/A acre-feet
c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet
d. Is ground water with a temperature of greater than 85°F being sought? No
e. If well is already drilled, when? N/A; Drilling firm N/A
Well was drilled for (well owner) N/A; Drilling Permit No. N/A
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. _____

(I am completed at present.)

June 9, 2003

Mr. Daniel Figueroa
266 Horn Mountain Rd
Priest River ID 83856

RE: Returning Application for Permit for additional information

We are writing to return your Application for Permit as it is currently unacceptable. Please see the following items on form 202:

Item Numbers 3., 9., & 13. Pt of Diversion, Place of Use & Map

Please mark the enclosed map where the location of your diversion will be and where the water uses are located. Please label where each use is located and outline where the irrigated acres will be. If your source is a spring, the location needs to be listed to the nearest 10 ($\frac{1}{4}$ $\frac{1}{4}$ $\frac{1}{4}$) acre tract, otherwise, a 40 ($\frac{1}{4}$ $\frac{1}{4}$) acre tract is acceptable in Item 3. Symbols for each use should be listed in the corresponding 40 acre tract tabulation on Item 9. The map should be sent back to this office with your filing.

Item 7. Time Required

Please list the time it will take you to finish your diverting system and begin using the water for all of the uses. This time can be from 1-5 years.

We will be happy to process your filing upon it's return to our office if it is acceptable. If you have any questions, or if I can be of further assistance, please feel free to contact me at this office.

Sincerely,

Allen Beardslee
Sr. Water Resource Agent

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant DANIEL FIGUEROA Phone 208 265 4913
Mailing address 266 HORN MOUNTAIN ROAD, PRIEST RIVER, ID 83856

2. Source of water supply HOO DOO CREEK which is a tributary of PEND OREILLE RIVER

3. Location of point of diversion is Township 55 NORTH Range 4 WEST Sec. 12 in the S/W $\frac{1}{4}$,
S/W $\frac{1}{4}$, $\frac{1}{4}$, Govt. Lot _____, B.M., BONNER COUNTY County;
additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount <u>20</u> for <u>IRRIGATION</u> purposes from _____ to _____ (both dates inclusive) (cfs or acre-feet per annum)	
Amount <u>20</u> for _____ m _____ to _____ (both dates inclusive) (cfs or acre-feet per annum)	
Amount _____ for _____ n _____ to _____ (both dates inclusive) (cfs or acre-feet per annum)	
Amount _____ for _____ to _____ (both dates inclusive) (cfs or acre-feet per annum)	
Amount _____ for _____ to _____ (both dates inclusive) (cfs or acre-feet per annum)	
Amount _____ for _____ to _____ (both dates inclusive) (cfs or acre-feet per annum)	

No Map
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MAY 05 2003
DWR/North

5. Total quantity to be appropriated is (a) 0.00 - 0.20 and/or (b) 0.00
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 GAS OPERATED 5 HP PUMP

b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total
reservoir capacity N/A acre-feet

c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet

d. Is ground water with a temperature of greater than 85°F being sought? No

e. If well is already drilled, when? N/A; Drilling firm N/A

Well was drilled for (well owner) N/A; Drilling Permit No. N/A

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

8. 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. _____