

State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 96-09215

Priority: December 10, 2004

Maximum Diversion Rate: 1.60 CFS

This is to certify, that HOWARD JOSEPH AYRES And/Or
FRANCES AYRES
1004 OLD PARK RD
DEARY ID 83823

have applied for a permit to appropriate water from:

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

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.10 CFS
POWER	01/01 to 12/31	1.50 CFS

LOCATION OF POINT(S) OF DIVERSION:

COCOLALLA CREEK SW¼NE¼ Sec. 21, Twp 55N, Rge 02W, B.M. BONNER County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
55N 02W 21			X														

PLACE OF USE: POWER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
55N 02W 21			X														

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **April 1, 2010**.
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 is subject to the provisions of Sections 42-205 through 42-210, Idaho Code, restricting the sale, transfer, assignment, or mortgage of this right. Failure to comply with these provisions is cause for immediate cancellation of this right.

State of Idaho
Department of Water Resources

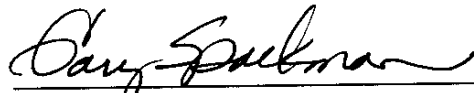
Permit to Appropriate Water

NO. 96-09215

CONDITIONS OF APPROVAL CONTINUED

5. The water right acquired under this permit for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
6. The Director retains jurisdiction over this right in order to limit the use of water for hydropower generation purposes to a specific term of years as required by Section 42-203B(7), Idaho Code.
7. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
8. The right holder shall install and maintain a measuring device that can be used to determine the instantaneous rate of flow of water through the power generation system, or the right holder shall provide to the department a flow rate measurement or computation made by a certified water right examiner in accordance with actual system design and operation.
9. The irrigation occurring under this domestic use shall not exceed 1/2 acre in association with each home that has been constructed.
10. Domestic use is for 4 homes.
11. 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 use power records to determine the annual volume of water diverted and shall annually report the information to the Department.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 22nd day of March, 2005.


FOR KARL J DREHER, Director

Ident. No. 96-9215

RECEIVED

MAY 11 2005

Department of Water Resources

71763
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

DEC 20 2004

IDWR/North

To appropriate the public waters of the State of Idaho

1. Name of Applicant Howard Joseph &/or Frances Ayres Phone 208 877-7747
Mailing address 1004 Old Park Rd Deary ID 83823
2. Source of water supply Cocolalla Creek which is a tributary of Cocolalla Lake
3. Location of point of diversion is Township 55N Range ZW Sec. 21, in the SW $\frac{1}{4}$, NE $\frac{1}{4}$, Govt. Lot _____, B.M., Bonner County;

additional points of diversion if any:

4. Water will be used for the following purposes:

Amount 1.5 cfs for Hydro purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.1 for Domestic purposes from 1/1 to 12/31 (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) 16 ^{cubic feet per second} and/or (b) _____ ^{acre feet per annum}

6. Proposed diverting works: Wooden Dam (3ft high)

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

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

c. Proposed well diameter is _____ 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 5 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. 70 ft of head 45 kW

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. 4

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	
55N	2W	21			D Hydro														

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? App'l

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

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

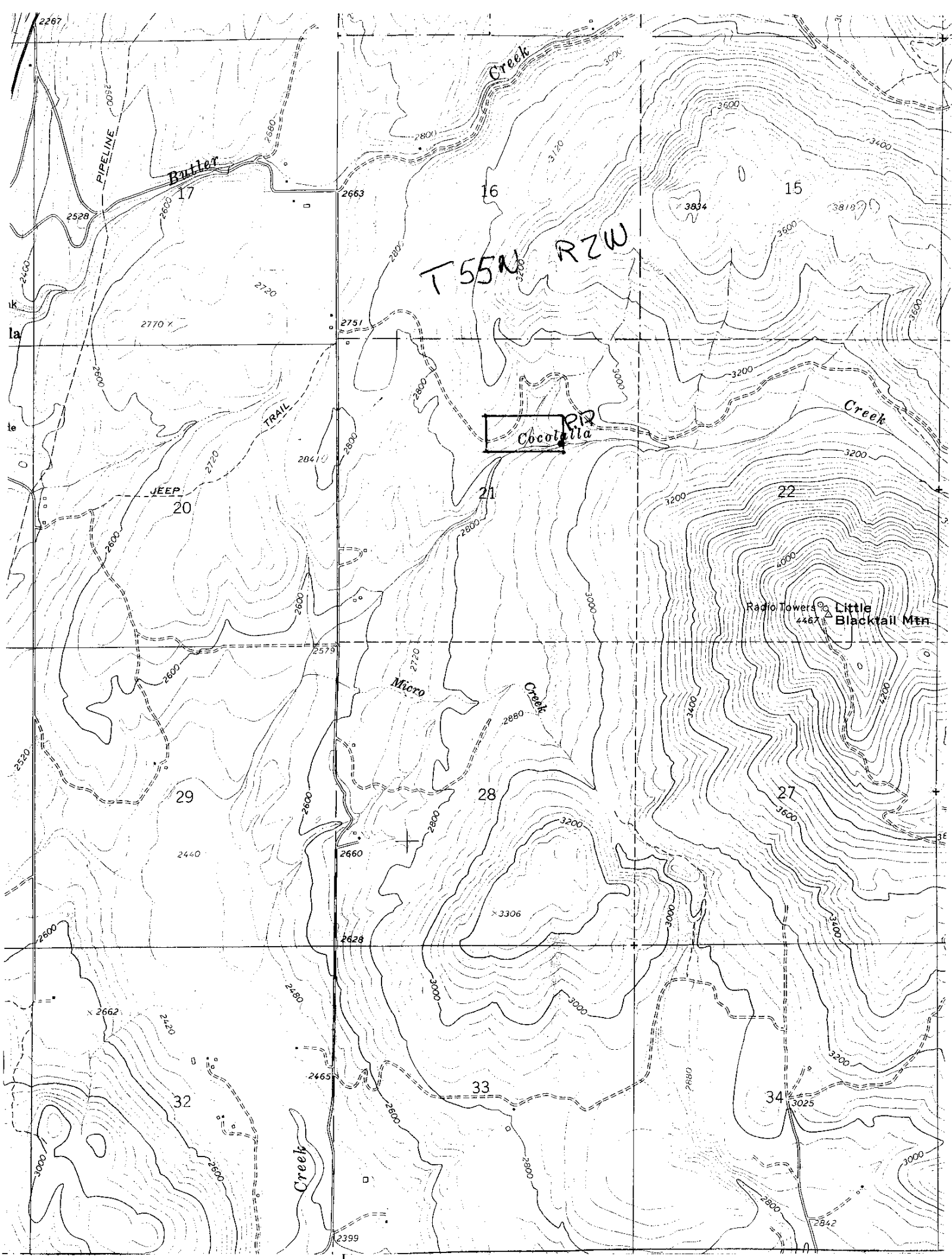
12. Remarks: _____

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.

Frances Ayres
Signature of Applicant (and title, if applicable)

Received by RJA Date 12/20/04 Time 10:10 AM Preliminary check by _____
 Fee \$ 290 Received by RJA # 016676 Date 12/20/04
 Publication prepared by φ Date 2/9/05 Published in Bonner County Daily Bee 2/17-24/05
 Publication approved φ Date 2/25/05



Stream

House site
water line
water tank

water line
250+ ft

Dam

House site

Ram pump

Penstock
700+ feet

House site

Harris Hydro

House site



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
AFFIDAVIT

Permit No. _____

for
Water Rights to be used for Power Purposes

A. Establishment of Residency: (Complete either 1, or 2).

1. Individual Applicant or individual Members of a Partnership:

I, Howard Joseph Frances Ayres of Deary
(name) (city)
County of Latah State of Idaho, being duly sworn, do
hereby certify that I am a bona fide resident of the State of Idaho.

2. Corporation:

I, _____ of _____
(name) (city)
County of _____, State of Idaho, being duly sworn, depose and say: That
I am the designated registered agent of the _____: That as such
(name of corporation)
I am in charge of the registered office of the said corporation as required by Section
30-1-12, Idaho Code, at _____, Idaho, wherein are kept the corporate
(city)
records required by Section 30-1-52, Idaho Code: and that _____
(name of corporation)
is a corporation qualified to do business in the State of Idaho under the laws of the
State of Idaho.

B. Ownership of Facilities:

The hydropower facility to be developed pursuant to the attached Appropriation Application:
_____ Will utilize existing man-made irrigation facilities such as a dam or a canal, and
permission of the owner is documented in an affidavit attached hereto.
_____ Will utilize existing man-made irrigation facilities such as a dam or a canal, and
the owner of the facilities is the signee of this affidavit.
☒ Will not utilize existing man-made irrigation facilities such as a dam or a canal.

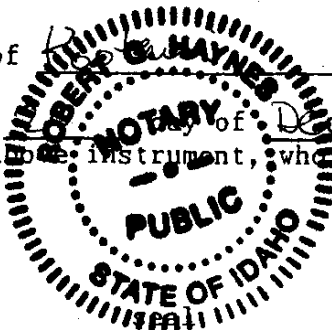
C. Purpose:

☒ The power to be produced pursuant to the attached Appropriation Application is for my own
personal use and will not to be offered for sale.
_____ The power to be produced pursuant to the attached Appropriation Application is to be
offered for sale.

State of Idaho)
County of Latah) ss.

Frances Ayres
Applicant
Joe Ayres

On this December, 2004, personally appeared before me the signer(s)
of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.



Robert L. Haynes
Notary Public residing at
Col'A

My commission expires: 11/10/2010

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

March 23, 2005

HOWARD JOSEPH AYRES
FRANCES AYRES
1004 OLD PARK RD
DEARY ID 83823

RE: Permit No. 96-9215

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.

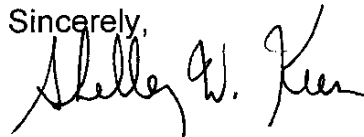
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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 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 208-287-4947.

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:kit

Enclosure(s)

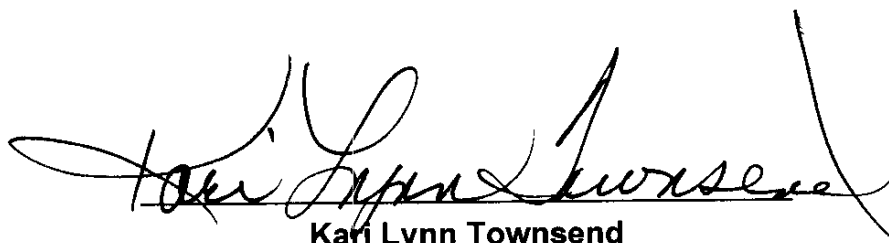
CERTIFICATE OF SERVICE

I hereby certify that on March 23, 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.

96-9215

**FRANCES AYRES
HOWARD JOSEPH AYRES
1004 OLD PARK RD
DEARY ID 83823**



**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: March 16, 2005
To: Water Right File 96-9215
From: Shelley Keen *SWK*
Re: Permit Document

Application review and permit preparation by S. Keen.

No overlapping water rights.

AFFIDAVIT OF PUBLICATIC

State of Idaho

SS.

County of Bonner,

Sheryl Jones

_____ being first duly sworn on oath

deposes and says that he/she is Book Keeper

of the Bonner County Daily Bee, a newspaper printed and

published at Sandpoint, 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:

Notice of App

as it was published in the regular and entire issue of the

said paper for a period of 2 consecutive weeks,commencing on 17 day of Feb, 2005and ending on the 24 day of Feb, 2005

and that said notice was published in said newspaper.

On this 24 day of Feb in the yearof 2005, before me, a Notary Public, personallyappeared Sheryl Jones,

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.

Carolyn L. Inge
Notary Public for IdahoResiding at SandpointMy Commission expires: 8/06

RECEIVED

FEB 25 2005

IDWR/North

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

96-9212

RORY WOLFE
SUZANNE WOLFE
2941 RIVERMOUNT ST
RIVERSIDE CA 92501-2583
Point(s) of Diversion L6 (NESE) S11 T55N R02E
BONNER County
Source CLARK FORK RIVER Tributary To PEND OREILLE LAKE
Use: IRRIGATION 04/01 To 10/01 0.03 CFS
Total Diversion: 0.03 CFS
Date Filed: 11/26/2004
Place Of Use: IRRIGATION T55N R02E S11 NESE Lot 6
Number of Acres 1

96-9213

MICHAEL M RYAN
PO BOX 17
PONDERAY ID 83852-0017
Point(s) of Diversion SWSE S7 T59N R02E BONNER County
Source UNNAMED STREAM Tributary To GROUSE CREEK
Use: IRRIGATION 04/01 To 11/01 0.15 CFS
Use: STOCKWATER 01/01 To 12/31 0.04 CFS
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Use: FIRE PROTECTION 01/01 To 12/31 0.15 CFS
Total Diversion: 0.15 CFS
Date Filed: 12/01/2004
Place Of Use: DOMESTIC T59N R02E S7 SWSE
Place Of Use: STOCKWATER, FIRE PROTECTION and IRRIGATION
same as DOMESTIC
Number of Acres 5
Remarks: Domestic use is for 2 homes, - one a guest house.
Stockwater is for 45 head of mixed stock

96-9215

HOWARD JOSEPH AYRES
FRANCES AYRES
1004 OLD PARK RD
DEARY ID 83823
Point(s) of Diversion SWNE S21 T55N R02W BONNER County
Source COCOLALLA CREEK Tributary To COCOLALLA LAKE
Use: POWER 01/01 To 12/31 1.5 CFS
Use: DOMESTIC 01/01 To 12/31 0.1 CFS
Total Diversion: 1.6 CFS
Date Filed: 12/20/2004
Place Of Use: DOMESTIC T55N R02W S21 SWNE
Place Of Use: POWER same as DOMESTIC
Remark: Domestic use is for 4 homes.

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 03/07/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

SNP Legal 5851
February 17, 24, 2005

5851

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

96-9212

RORY WOLFE
SUZANNE WOLFE
2941 RIVERMOUNT ST
RIVERSIDE CA 92501-2583

Point(s) of Diversion L6 (NESE) S11 T55N R02E BONNER County

Source CLARK FORK RIVER Tributary To PEND OREILLE LAKE

Use: IRRIGATION 04/01 To 10/01 0.03 CFS

Total Diversion: 0.03 CFS

Date Filed: 11/26/2004

Place Of Use: IRRIGATION T55N R02E S11 NESE Lot 6

Number of Acres 1

96-9213

MICHAEL M RYAN
PO BOX 17
PONDERAY ID 83852-0017

Point(s) of Diversion SWSE S7 T59N R02E BONNER County

Source UNNAMED STREAM Tributary To GROUSE CREEK

Use: IRRIGATION 04/01 To 11/01 0.15 CFS

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

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

Use: FIRE PROTECTION 01/01 To 12/31 0.15 CFS

Total Diversion: 0.15 CFS

Date Filed: 12/01/2004

Place Of Use: DOMESTIC T59N R02E S7 SWSE

Place Of Use: STOCKWATER, FIRE PROTECTION and IRRIGATION same as DOMESTIC

Number of Acres 5

Remarks: Domestic use is for 2 homes, - one a guest house.

Stockwater is for 45 head of mixed stock

96-9215

HOWARD JOSEPH AYRES
FRANCES AYRES
1004 OLD PARK RD
DEARY ID 83823

Point(s) of Diversion SWNE S21 T55N R02W BONNER County

Source COCOLALLA CREEK Tributary To COCOLALLA LAKE

Use: POWER 01/01 To 12/31 1.5 CFS

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

Total Diversion: 1.6 CFS

Date Filed: 12/20/2004

Place Of Use: DOMESTIC T55N R02W S21 SWNE

Place Of Use: POWER same as DOMESTIC

Remark: Domestic use is for 4 homes.

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 03/07/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on February 17 and 24, 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

February 09, 2005

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

RE: Application for Permit No. 96-9212, 96-9213 and 96-9215

Dear Sheri:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, February 17 and 24, 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 03/07/2005. Your cooperation is, as always, GREATLY appreciated. It is always a pleasure to work with you.

Sincerely

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, February 09, 2005 1:44 PM
To: Legal Notices-Bonner Co Daily Bee (E-mail)
Subject: Legal Notice for WR Nos. 96-9212, 9213 and 9215 for publication on February 17 and 24, 2005

Good afternoon, Sheri,

Attached is our cover letter requesting publication on February 17 and 24, 2005 of the legal notice, also attached.

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

Also, **PLEASE FAX A PROOF COPY TO ME PRIOR TO PUBLICATION.**

Thank you very much. It is ALWAYS a pleasure to work with you.

Dianne

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

2/9/2005



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

February 09, 2005

HOWARD JOSEPH AYRES
FRANCES AYRES
1004 OLD PARK RD
DEARY ID 83823

RE: Application for Permit No 96-9215

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 February 17 and 24, 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,

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 04, 2005

MARY TERRA-BERNS
STATE OF IDAHO
DEPT OF FISH & GAME
2750 KATHLEEN AVE
COEUR D ALENE, ID 83814

FAXED TO MARY 2/4/05
6 pages total

Application to Permit No. 96-9215

STATE OF IDAHO :

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.

You may comment 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

Enclosure(s)