

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 81-11925

Priority: September 29, 2004

Maximum Diversion Rate: 0.20 CFS

This is to certify, that KENNETH DUHON Or MONA DUHON
HC75 BOX 102
KOOSKIA ID 83539

has applied for a permit to appropriate water from:

Source: BIG SMITH CREEK

Tributary: MIDDLE FORK CLEARWATER 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>	<u>ANNUAL VOLUME</u>
FIRE PROTECTION STORAGE	01/01 to 12/31		1.0 AF
FIRE PROTECTION FROM STORAGE	01/01 to 12/31		1.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.20 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BIG SMITH CREEK NE¼SE¼ Sec. 32, Twp 33N, Rge 06E, B.M. IDAHO County

PLACE OF USE: FIRE PROTECTION STORAGE AND FIRE PROTECTION FROM STORAGE

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
33N 06E 32													X				X

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **March 1, 2007**.
2. Subject to all prior water rights.
3. The reservoir created in connection with this right shall not exceed 1/4-acre in surface area.
4. This right does not authorize the continuous diversion of water into and through the reservoir after it has been filled.
5. Water shall not be diverted from storage for fire protection use under this right except to fight or repel an existing fire.
6. 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.

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 81-11925

CONDITIONS OF APPROVAL CONTINUED

7. Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide suitable control of the diversion.
8. Prior to the diversion and use of water under this right, the right holder shall install and maintain a measuring device, including a data logger, at the authorized point of diversion, in accordance with Department specifications.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 17th day of March, 20 05.



FOR KARL J DREHER, Director

FORM 202
2003
RECEIVED

MAR 03 2005

DEPARTMENT OF
WATER RESOURCES

71719
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 81-11925

RECEIVED

SEP 29 2004

IDWR/North

1. Name of Applicant Kenneth OR Mona Duhon Phone 208-926-4367
Mailing address HC 75 Box 102 Kooskia, IDAHO 83539
2. Source of water supply Big Smith Creek which is a tributary of Middle Fork Clearwater River
3. Location of point of diversion is Township 33N Range 6E Sec. 32 in the NE 1/4, SE 1/4 Govt. Lot Idaho B.M., Idaho County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
 Amount .20 for Div. to Storage purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount 1.0 for FIRE PROT. Storage purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount 1.0 for FIRE PROT. FROM STORAGE 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)
5. Total quantity to be appropriated is (a) .20 and/or (b) 1.0
 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 4" pipe in creek to ponds and outlet back to creek
 - b. Height of storage dam 6' feet; active reservoir capacity 1.0 acre-feet; total reservoir capacity 1.0 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 2 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. Fire protection

3. 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	
33N	6E	32													*			*	

Total number of acres to be irrigated _____

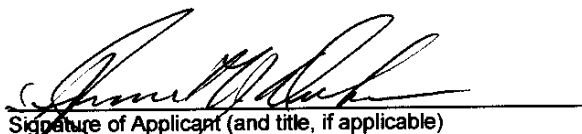
10. Describe any other water rights used for the same purposes as described above. _____

- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Remarks: * FIRE PROTECTION STORAGE
* FIRE PROTECTION FROM STORAGE
* FIRE PROTECTION

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.)

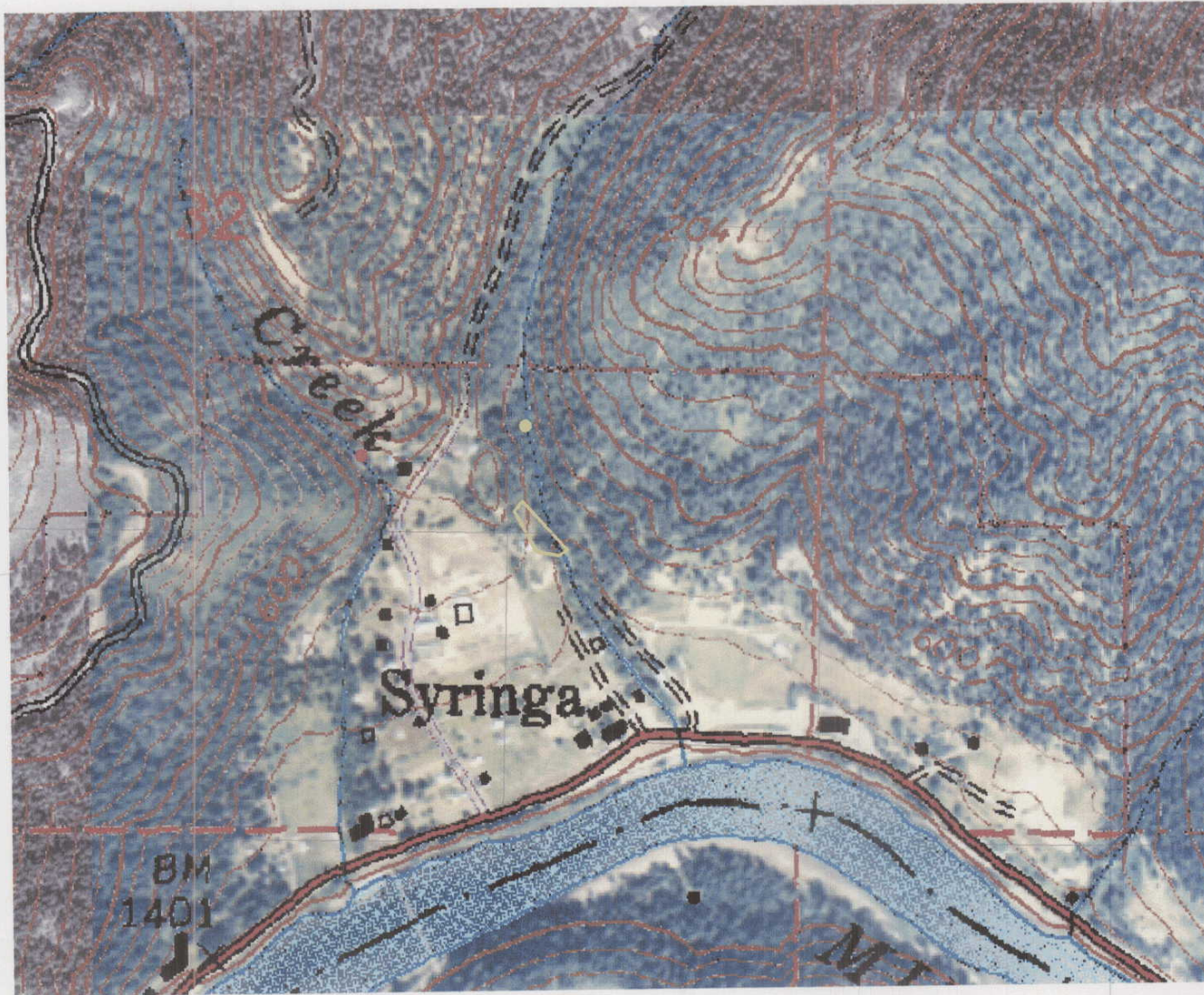
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.


 Signature of Applicant (and title, if applicable)

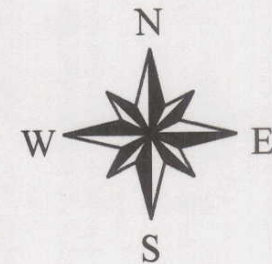
Received by db Date 9/29/04 Time 1:00 P Preliminary check by _____
 Fee \$ 100.00 Receipted by db # NO 16575 Date _____
 Publication prepared by db Date 1/26/05 Published in Idaho County Free Press 2/24/05
 Publication approved db Date 2/10/05

Duhon

T33N R06E
Section(s) 32



● Point of Diversion
□ Place of Use



0 1000 2000 3000 Feet

Now

Starting

Right Side

of file.

MEMORANDUM

Date: April 15, 2005

To: WR File No. 81-11925

From: Jeff Peppersack

Re: Lockable Works and Measuring Devices for Permit – Wild and Scenic Rivers Agreement

Mr. and Mrs. Duhon visited with me today to submit an application for permit and to ask questions about their recent permit 81-11925. They hand delivered a letter seeking input on the requirements for lockable works and measuring devices. Condition no. 8 on the permit requires the right holder to install and maintain a measuring device, including data logger, at the point of diversion, prior to diversion of water.

I explained that the Wild and Scenic decrees and stipulated agreement require the Department to carry out many tasks related to conditioning of permits, tracking and enforcement of water rights and the Department is working hard to implement the directives, but they may not be in place for some time.

Mr. Duhon did not question the need for the equipment, but would like some specifications for the lockable works, measuring device and data logger requirements so he can proceed with development of the permit.

Samuel L. Baker
P.O. Box 102
Kootenai, Id. 83539

RECEIVED

APR 15 2005

DEPARTMENT OF WATER RESOURCES

April 14, 2005

Mr. Shelly W. Keen
Water Rights Supervisor
Idaho Department of Water Resources
P.O. Box 83720
 Boise, Idaho 83720-0098

Re: Permit No. 81-11925

Dear Mr. Keen:

You answered most of my questions in our March 23 conversation. But, I need further clarification, drawings and specification on the diversion and on items numbers 7 and 8 listed as conditions of approval for permit.

Although the permit application may not have reflected continuous diversion, that was my intent. I hope to rectify this situation in the future with your and your Department's help.

Sincerely,
Samuel L. Baker

MEMORANDUM

DATE: March 23, 2005

TO: Water Right File 81-11925

FROM: Shelley W. Keen *SWK*

RE: Phone call from the permit holder

This afternoon I returned a call from Ken Duhon, holder of Permit 81-11925. He had two questions. First, he wanted to be sure that he understood condition no. 4, which prevents him from diverting water on a continuous basis into and through the proposed reservoir. He said he wants to be able to keep water flowing through the pond to keep it fresh. I explained that his application did not request a continuous flow and, therefore, IDWR cannot alter Permit 81-11925 to allow it. I recommended that he contact Greg Taylor, IDWR's Water Resource Agent in Lewiston, to discuss filing another application.

Second, he wanted a set of specifications for the lockable controlling works, measuring device, and data logger required by the permit in accordance with the Wild and Scenic Rivers Agreement. I explained that the lockable controlling works could be any simple valve that could be locked closed. I also explained that the Wild and Scenic Rivers Agreement is so new that IDWR has not yet developed specifications for measuring devices and data loggers on systems as small as his. I recommended that he write IDWR asking for specifications so that IDWR could consider what he could do to comply.



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 17, 2005

KENNETH DUHON
MONA DUHON
HC75 BOX 102
KOOSKIA ID 83539

RE: Permit No. 81-11925

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.

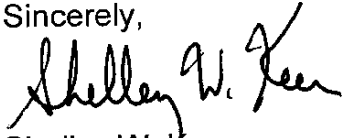
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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 being the most prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

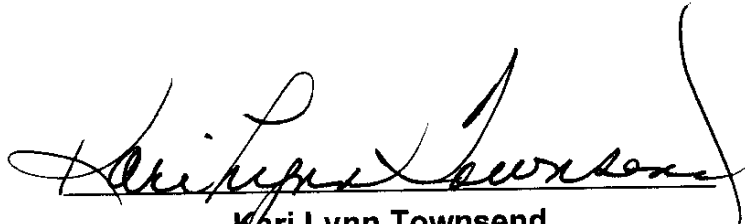
CERTIFICATE OF SERVICE

I hereby certify that on March 17, 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.

81-11925

**KENNETH DUHON
MONA DUHON
HC75 BOX 102
KOOSKIA ID 83539**

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", is 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: March 10, 2005
To: Water Right File 81-11925
From: Shelley Keen 
Re: Permit Review

SALMON CLEARWATER MORATORIUM

The Salmon/Clearwater moratorium prevents the issuance of most new permits for consumptive uses of surface water within the Salmon and Clearwater River drainages. However, Item 7.b.iii. allows the approval of applications if the use will have no significant impact on anadromous fish due to "insignificant consumption of water." In this case, the maximum annual amount of water removed from the stream will be one acre-foot of water, probably taken during the spring when flows are high. In most years, carry-over water will probably result in even less than one acre-foot being diverted. One acre-foot is less than the amount required to run one single family household for a year. This permit will be issued because the proposed consumption of water is insignificant.

WILD & SCENIC RIVERS AGREEMENT

This application proposes a use of water from a tributary of the Middle Fork of the Clearwater River upstream from the ending point of the Wild & Scenic Rivers segment established by Water Right 81-10625. Under Item 2.c. of the Wild & Scenic Rivers Agreement, IDWR must require measuring devices and data loggers for new non-de minimis diversions in this area. The term "de minimis" does not appear to be defined in the Wild & Scenic Rivers Agreement or in the partial decree for Right 81-10625. Because "de minimis" is normally used in connection with domestic and stockwater uses meeting the exemption criteria set forth in Idaho Code Section 42-111, I have applied that definition to this application. Therefore, although I concluded above that this use will result in insignificant consumption for purposes of the Salmon/Clearwater moratorium, this appropriation cannot be considered "de minimis" because more than 13,000 gallons could be diverted in a single day and because the proposed diversion rate is greater than 0.04 cfs. Because it is not "de minimis", measuring device and data logger requirements will be placed on the permit. Moreover, because this appropriation does not fit any of the other subordination categories set forth in the partial decree for Right 81-10625, the authorized diversion rate must be counted against the 40 cfs of development to which Right 81-10625 will be subordinate.

RECEIVED
FEB 10 2005
IDWR/North

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

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

81-11925

KENNETH DUHON
MONA DUHON
HC75 BOX 102
KOOSKIA ID 83539
Point(s) of Diversion NESE S32 T33N
R06E IDAHO County
Source BIG SMITH CREEK Tributary
To MIDDLE FORK CLEARWATER
RIVER

Use: FIRE PROTECTION STORAGE
01/01 To 12/31 1 AFA

Use: FIRE PROTECTION FROM
STORAGE 01/01 To 12/31 1 AFA

Use: DIVERSION TO STORAGE
01/01 To 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 09/29/2004

Place Of Use: FIRE PROTECTION
STORAGE T33N R06E S32 NESE
SESE

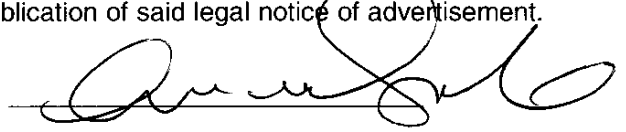
Place Of Use: FIRE PROTECTION
FROM STORAGE - same as FIRE
PROTECTION STORAGE

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 Direc-
tor, 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 ap-
plication on or before 02/21/2005. The
protestant must also send a copy of the
protest to the applicant.

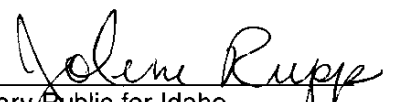
KARL J DREHER, Director
Published on February 2 and 9, 2005
F2-9

Andrew J. McNab, being first duly sworn, says he is the
Publisher of the IDAHO COUNTY FREE PRESS, a weekly news-
paper published and issued weekly at Grangeville, Idaho County,
State of Idaho, and is of general circulation in said county and
state, that the said legal notice, of which the one hereto attached
is a true copy, was published in said paper for two weeks, being
published two times, the first publication being on the 2nd
day of February, 2005; and the last publication on the 9th day
of February, 2005; and that the said legal notice was published
in the newspaper proper and not a supplement; that said news-
paper has been continuously and uninterruptedly published in
said county during a period of seventy-eight consecutive weeks
prior to the publication of said legal notice of advertisement.



STATE OF IDAHO)
COUNTY OF IDAHO)

On this 9th day of February in the year of 2005, before me a
Notary Public personally appeared Andrew J. McNab, 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.


Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 1-29-07

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

81-11925

KENNETH DUHON
MONA DUHON
HC75 BOX 102
KOOSKIA ID 83539

Point(s) of Diversion NESE S32 T33N R06E IDAHO County

Source BIG SMITH CREEK Tributary To MIDDLE FORK CLEARWATER RIVER

Use: FIRE PROTECTION STORAGE 01/01 To 12/31 1 AFA

Use: FIRE PROTECTION FROM STORAGE 01/01 To 12/31 1 AFA

Use: DIVERSION TO STORAGE 01/01 To 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 09/29/2004

Place Of Use: FIRE PROTECTION STORAGE T33N R06E S32 NESE SESE

Place Of Use: FIRE PROTECTION FROM STORAGE - same as FIRE PROTECTION STORAGE

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 02/21/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on February 2 and 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

January 26, 2005

**PLEASE FAX PROOF PRIOR TO PUBLICATION
THANKS!!**

**NONA DONALDSON
LEGAL NOTICE DEPARTMENT
IDAHO COUNTY FREE PRESS
PO BOX 690
GRANGEVILLE ID 83530**

RE: Application for Permit No. 81-11925

Dear Nona:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, February 2 and 9, 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 02/21/2005. Your cooperation is GREATLY appreciated. It is always a pleasure doing business with you.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, January 26, 2005 1:25 PM
To: Legal Notices-ID CO Free Press (E-mail)
Subject: Legal Notice for WR # 81-11925 for publication on February 2 and 9, 2005

A Very Good Day to you, Nona,

Attached is our cover letter requesting publication on February 2 and 9, 2005 of the attached legal notice.

If you have ANY questions, please do not hesitate to call me at 208-769-1450, or e-mail me.

PLEASE FAX A PROOF COPY PRIOR TO PUBLICATION.

Thanks - it's always great working 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

1/26/2005



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

January 26, 2005

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

KENNETH DUHON
MONA DUHON
HC75 BOX 102
KOOSKIA ID 83539

*Copy also sent
to Duhon@
108 Post Rd
Carencro LA 70520
(winter address)*

RE: Application for Permit No 81-11925

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 Idaho County Free Press on February 2 and 9, 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,

Robert G. Haynes

Robert G. Haynes, P.E.
Regional Manager

Enclosure(s) - Receipt No. N016575



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

January 20, 2005

RAY HENNEKEY
STATE OF IDAHO
DEPT OF FISH & GAME
1540 WARNER AVE
LEWISTON, ID 83501

FAXED TO RAY 1/20/05
4 pages total

Application to Permit No. 81-11925.

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,

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

Dianne Ball
Administrative Assistant

Enclosure(s)

HC 75 Box 102
Kooskia ID 83539
September 28, 2004

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

RECEIVED
SEP 29 2004
IDWR/North

Dear Mr. Knoblock,

We will be in Idaho until the
end of October 2004, and can be
reached at the following, between
November 2004 through February 2005;
if you have any Request or Comments:

KEN DUHON
108 Post Rd.
CARENCERO, CA 90520
337-896-1336

E-Mail - kduhons@bellsouth.net

Sincerely,

