State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 98-07825

Priority: October 21, 2002 Maximum Diversion Rate: 3.80 CFS

This is to certify, that CITY OF BONNERS FERRY
PO BOX 149
BONNERS FERRY ID 83805

has applied for a permit to appropriate water from:

Source: MYRTLE CREEK **Tributary:** KOOTENAI RIVER

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

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION
MUNICIPAL	01/01 to 12/31	3.80 CFS

LOCATION OF POINT(S) OF DIVERSION:

MYRTLE CREEK NW1/4SW1/4 Sec. 23, Twp 62N, Rge 01W, B.M. BOUNDARY County

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **April 1, 2008.**
2. Subject to all prior water rights.
3. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. The right holder shall not assign or sell the permit without first securing the written approval of the Department of Water Resources.
5. This right authorizes 3.80 cfs for reasonably anticipated future needs for a 20 year planning horizon within the service area pursuant to Chapter 2, Title 42, Idaho Code.
6. The full system capacity necessary to provide water for the reasonably anticipated future needs authorized under this right must be constructed by the end of the designated planning horizon.
7. Place of use is within the service area of the City of Bonners Ferry municipal water supply system as provided for under Idaho Law.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 26th day of March, 2003.

for KARL J DREHER, Director

FORM 202
12/99

RECEIVED
FEB 11 2003
Department of Water Resources

70304

Ident. No. 98-7825

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED
OCT 21 2002
IDWR/North

1. Name of Applicant City of Bonners Ferry Phone (208)267-3105
   Mailing address P.O. Box 149/Bonners Ferry, ID 83805
2. Source of water supply Myrtle Creek which is a tributary of Kootenai River
3. Location of point of diversion is Township 62N Range 1~~E~~W Sec. 23, in the ____ ¼, NW ¼, SW ¼, Govt. Lot ____, B.M., Boundary County; additional points of diversion if any: ____
4. Water will be used for the following purposes:

   Amount 3.8cfs (cfs or acre-feet per annum) for Municipal ~~Supply~~ purposes from Jan 1 to Dec 31 (both dates inclusive)
   Amount ____ (cfs or acre-feet per annum) for ____ purposes from ____ to ____ (both dates inclusive)
   Amount ____ (cfs or acre-feet per annum) for ____ purposes from ____ to ____ (both dates inclusive)
   Amount ____ (cfs or acre-feet per annum) for ____ purposes from ____ to ____ (both dates inclusive)
   Amount ____ (cfs or acre-feet per annum) for ____ purposes from ____ to ____ (both dates inclusive)
   Amount ____ (cfs or acre-feet per annum) for ____ purposes from ____ to ____ (both dates inclusive)
5. Total quantity to be appropriated is (a) 3.8 cfs (cubic feet per second) and/or (b) ____ (acre feet per annum)
6. Proposed diverting works:
   a. Describe type and size of devices used to divert water from the source ~~Reference Water Lic. #16480~~ Existing concrete diversion dam and 16 inch steel inlet pipe
   b. Height of storage dam 10 feet; active reservoir capacity less than 1 acre-feet; total reservoir capacity less than 1 acre-feet
   c. Proposed well diameter is N/A inches; proposed depth of well is ____ 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 ____; 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~~0~~ 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. City of Bonners Ferry
   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	
62N	1E	24										M							
~~62N~~	~~1E~~	~~26~~							~~M~~	~~M~~	~~M~~	~~M~~	~~M~~	~~M~~		~~M~~	~~M~~		
62N	1E	27	M	M	M	M	M	M	M	M	M	M		M	M	M	M	M	
62N	1E	28	M	M	M	M									M	M	M	M	
62N	1E	29					M												
62N	1E	30					M	M											
62N	1E	33													M		M	M	
62N	1E	34	M	M	M		M	M	M	M	M	M	M	M		M			
62N	1E	35		M			M	M											
62N	1E	20										M	M					M	
62N	1E	21													M	M	M	M	
~~61N~~	~~1E~~	~~4~~	~~M~~	~~M~~	~~M~~	~~M~~					~~M~~				~~M~~	~~M~~	~~M~~	~~M~~	
61N	1E	3						M	M	M									
~~61N~~	~~1E~~	~~9~~		M															

* WATER WILL BE USED WITHIN SERVICE AREA OF THE CITY OF BONNERS FERRY.

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 98-02036

Idaho Water License No. ~~98-02033~~ 16480 & Idaho Water License No. ~~27336~~

11. a. Who owns the property at the point of diversion? United States Forest Service/Dept Agric.

b. Who owns the land to be irrigated or place of use? Private and Public land in water system

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Municipal Water System Purveyor - EASEMENT/AGREEMENT

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.

Michael J Woodward

Signature of Applicant (and title, if applicable)

Michael J. Woodward, City Administrator

Received by ___ Date 10/21/02 Time 2:30 P Preliminary check by ___

Fee $ 570.00 Receipted by ___ # N015334 Date 10/21/02

Publication prepared by ___ Date 12/11/02 Published in Bonners Ferry Herald 12/19+26/02

Publication approved ___ Date 1/3/03

re: attached Exh."A" and Location Map

RECEIVED
OCT 21 2002
IDWR/North

T62N,R1W



Location Map
1"=2000'

City of Bonners Ferry
Municipal Water Supply Intake
Myrtle Creek Diversion Dam

EXHIBIT 'A' to:
Idaho Application for Permit Form 202
City of Bonners Ferry Municipal Water Rights
October 4, 2002

RECEIVED
OCT 21 2002
IDWR/North

Scope: The following is the support document to Form 202(12/99), "State of Idaho, Department of Water Resources, APPLICATION FOR PERMIT to appropriate the public waters of the State of Idaho".

Pursuant to Idaho Code No. 42-202 and particularly I.C. 42-202B.(5), "Reasonably anticipated future needs", the City hereby offers the following to support its Application to increase its current 5.0 cfs Water License No. 16480 to 8.8 cfs. City population growth will bring increased demand for public water supply. Census figures show:

1990 U. S. Bonners Ferry Census.....2193
2000 U.S. Bonners Ferry Census.....2515

This increase in census count "back-calculates" to a 1.38% annualized growth rate. Fifty years future growth is the period being anticipated by the Application. Currently 4.45cfs is being put to benefitial use. By statistical calculation, the future requirement for water rate based on the above is:

$$Q(f)=Q(c) \times caf^{50yrs}$$
$$=4.45cfs \times (1.0138)$$
$$=8.8cfs$$

Q(f)=future water flow rate requirement
Q(c)=current water flow rate requirement
caf=statistical "compound amount factor"

USGS science for a changing world

U.S. DEPARTMENT OF THE INTERIOR
U.S. GEOLOGICAL SURVEY

1849-1999

U.S. DEPARTMENT OF AGRICULTURE
FOREST SERVICE

BONNERS FERRY QUADRANGLE
IDAHO-BOUNDARY CO.
7.5-MINUTE SERIES (TOPOGRAPHIC)

EXHIBIT to FORM 202

WATER SERVICE AREAS
OCTOBER, 2002

PAGE NO. 1/2

Produced by the United States Geological Survey 1965
Revision by the USDA Forest Service 1996

Topography compiled 1963. Planimetry derived from imagery taken 1992
Public Land Survey System and survey control current as of 1996

North American Datum of 1927 (NAD 27). Projection and 10 000-foot ticks:
Idaho coordinate system, west zone (transverse Mercator)
Blue 1000-meter Universal Transverse Mercator ticks, zone 11

North American Datum of 1983 (NAD 83) is shown by dashed corner ticks
The values of the shift between NAD 27 and NAD 83 for 7.5-minute intersections are obtainable from National Geodetic Survey NADCON software

Non-National Forest System lands within the National Forest
Inholdings may exist in other National or State reservations

This map is not a legal land line or ownership document. Public lands are subject to change and leasing, and may have access restrictions; check with local offices. Obtain permission before entering private lands

UTM GRID AND 1996 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET

SCALE 1:24 000

CONTOUR INTERVAL 20 FEET
SUPPLEMENTARY CONTOUR INTERVAL 10 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929
TO CONVERT FROM FEET TO METERS, MULTIPLY BY 0.3048

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U.S. GEOLOGICAL SURVEY, P.O. BOX 25286, DENVER, COLORADO 80225
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

20% TOTAL RECOVERED FIBER

IDAHO
QUADRANGLE LOCATION

1 Farnham Peak
2 Ritz
3 Meadow Creek
4 Moravia
5 Moyie Springs
6 Naples
7 Twentymile Creek
8 Clifty Mountain
ADJOINING 7.5' QUADRANGLES

HIGHWAYS AND ROADS

Interstate
U. S.
State
County
National Forest, suitable for passenger cars
National Forest, suitable for high clearance vehicles
National Forest Trail

Primary highway
Secondary highway
Light-duty road
Composition: Unspecified
Paved
Gravel
Dirt
Unimproved; 4 wheel drive
Trail
Gate; Barrier

BONNERS FERRY, ID
1996
NIMA 2781 III NE - SERIES V893

ISBN 0-607-93194-9
9780607931945

U.S. DEPARTMENT OF THE INTERIOR
U.S. GEOLOGICAL SURVEY

U.S. DEPARTMENT OF AGRICULTURE
FOREST SERVICE

MORAVIA QUADRANGLE
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OCTOBER, 2002
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Unsurveyed land net is not official

UTM GRID AND 1996 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET

SCALE 1:24 000

CONTOUR INTERVAL 40 FEET
SUPPLEMENTARY CONTOUR INTERVAL 10 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929
TO CONVERT FROM FEET TO METERS, MULTIPLY BY 0.3048

IDAHO
QUADRANGLE LOCATION

1	2	3
4		5
6	7	8

1 Pyramid Peak
2 Farnham Peak
3 Ritz
4 Roman Nose
5 Bonners Ferry
6 Dodge Peak
7 Naples
8 Twentymile Creek

ADJOINING 7.5' QUADRANGLES

HIGHWAYS AND ROADS

Interstate
U. S.
State
County
National Forest, suitable for passenger cars
National Forest, suitable for high clearance vehicles
National Forest Trail

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Secondary highway
Light-duty road
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20% TOTAL RECOVERED FIBER

MORAVIA, ID
1996
NIMA 2781 III NW - SERIES V893

ISBN 0-607-93204-X
9 780607 932041

INTERIOR-GEOLOGICAL SURVEY, RESTON VIRGINIA-1999

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

March 27, 2003

CITY OF BONNERS FERRY
PO BOX 149
BONNERS FERRY ID 83805

RE: Permit No. 98-7825

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 208-327-7946.

Sincerely,

Shelley W. Keen

Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on March 27, 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. 98-7825

CITY OF BONNERS FERRY
PO BOX 149
BONNERS FERRY ID 83805

Kari Lynn Townsend
Secretary

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

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 Idaho Water Resource Board (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.

CITY OF BONNERS FERRY

7232 Main Street
P.O. Box 149
Bonners Ferry, Idaho 83805
Phone: (208) 267-3105 Fax: (208) 267-4375

RECEIVED
MAR 10 2003
Department of Water Resources

March 5, 2003

State of Idaho
Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

Re: Water Right Application/Future Municipal Use

Gentlemen:

Enclosed find City of Bonners Ferry's revised Exhibit 'A' to our pending Water Right Application for future Municipal use. Please substitute this sheet for what you now have.

If there are any questions or information needed, I may be reached at 208.267.4378.

Very truly yours,

Mike Woodward

Mike Woodward
City Engineer

MJW/
Encl.

Cc: file(2)

EXHIBIT 'A' to:
Idaho Application for Permit Form 202
City of Bonners Ferry Municipal Water Rights
March 5, 2003

Scope: The following is the support document to Form 202(12/99), "State of Idaho, Department of Water Resources, APPLICATION FOR PERMIT to appropriate the public waters of the State of Idaho".

Pursuant to Idaho Code No. 42-202 at I.C. 42-202B.(5), "Reasonably anticipated future needs", the City hereby offers the following to support its Application to increase its current 5.0 cfs Water License No 16480 by 3.8cfs City population growth will bring increased demand for public water supply. Census figures show:

1990 U.S. Census; Boundary, Bonner Co.(Idaho Distr. No. 1) 34,954
2000 U.S. Census; Boundary, Bonner Co.(Idaho Distr. No. 1) 46,706

This increase in census count "back-calculates" to a 2.9% average annualized growth rate. Twenty years future growth is the period being anticipated by this Application. By statistical calculation, the future requirement for water rate based on the above is:

$$Q(f)=Q(c) \times caf$$

$$=Q(c) \times (1+i)^{n}$$

$$=Q(c) \times (1+i)^{20yrs}$$

$$=5cfs \times (1.029)$$

$$=8.8cfs$$

Q(f)=future requirement
Q(c)=current water right
caf=statistical "compound amount factor"
i=percent rate of growth
n=number of years

Growth Request = Future - Present
=8.8cfs - 5.0cfs = 3.8cfs (Exh."A" revised 3/5/03)

MEMORANDUM

Date: March 5, 2003

To: WR Application File No. 98-7825

From: Jeff Peppersack

Re: Amendment of Application

Mike Woodward from City of Bonners Ferry called to discuss processing of this application. He asked about the justification requirements for applications associated with reasonably anticipated future needs. I indicated that population growth was one factor, but the planning horizon may need additional justification if 50 years is indicated on the application. Long term plans by the city for other purposes may indicate the type of growth anticipated and could be used to justify the term or the future needs necessary. Mr. Woodward indicated that he plans to submit new information that may amend the application to reduce the planning horizon and the amount of water requested. We should hold processing until new correspondence is received from the city.

RECEIVED

JAN 0 3 2003

IDWR/North

AFFIDAVIT OF PUBLICATION

State of Idaho

ss

County of Boundary, Carol Arthur

being first duly sworn on oath deposes and says that he/she is ad manager of the Bonners Ferry Herald, a newspaper printed and published at Bonners Ferry, Boundary County, Idaho; that the said newspaper has been continuously and uninterruptedly published in said Boundary County during a period of 12 months prior to the first publication of the hereto attached notice of publication in the case of:

#4930 Water Right

as it was published in the regular and entire issue of the said paper for a period of 2 consecutive weeks, commencing on 19 day of Dec, 2002 and ending on the 26 day of Dec, 2002 and that said notice was published in said newspaper.

On the 26 day of Dec in the year of 2002, before me, a Notary Public, personally appeared Carol A. Arthur, 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.

JEAN E. DIEL NOTARY PUBLIC STATE OF IDAHO

Jean E Diel
Notary Public for Idaho

Residing at Bonners Ferry

My Commission expires: 7/22/08

NOTICE OF APPLICATION FOR WATER RIGHT

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

98-7823

DE BOER FAMILY LTD PARTNERSHIP
16248 NE 143RD ST
WOODINVILLE WA 98072
Point(s) of Diversion SESESE and SWSESE S31 T65N R01E BOUNDARY County
Source: SPRING Tributary To SINKS

Use: IRRIGATION	03/15 To 11/15	0.04 CFS
Use: IRRIGATION STORAGE	03/15 TO 11/15	49 AF
Use: IRRIGATION FROM STORAGE	03/15 TO 11/15	49 AF
Use: STOCKWATER	01/01 TO 12/31	0.04 CFS
Use: STOCKWATER STORAGE	01/01 TO 12/31	1.4 AF
Use: STOCKWATER FROM STORAGE	01/01 TO 12/31	1.4 AF
Use: DOMESTIC	01/01 TO 12/31	0.04 CFS
Use: RECREATION STORAGE	01/01 TO 12/31	
49 AFA		
Use: DIVERSION TO STORAGE	01/01 TO 12/31	0.2 CFS
Total Diversion:		0.2 CFS

Date Filed: 03/13/2002
Place Of Use: DOMESTIC
T65N R01E S31 SWNW NESE
Place of Use: IRRIGATION and IRRIGATION FROM STORAGE
T65N R01E S31 SWNW SENW NESW NWSW
Number of Acres 104
Place Of Use: STOCKWATER and STOCKWATER FROM STORAGE
T65N R01E S31 SWNW SENW NESW NWSW NESE NWSE SWSE SESE
Place Of Use: STOCKWATER STORAGE, RECREATION STORAGE and IRRIGATION STORAGE
T65N R01E S31 NESE NWSE SWSE SESE
Remark: Domestic use is for 2 homes.
Stockwater use is for 80 head of mixed stock.
Recreation storage is for ski pond and swimming.

98-7824

ANDREW T PRICE
2004 ADOBE TRAIL
PLACERVILLE CA 95667
Point(s) of Diversion NENESE and NESWNE S36 T63N R02E BOUNDARY County
Source: SKIN CREEK Tributary to MOYIE RIVER

Use: IRRIGATION	03/15 To 11/15	0.19 CFS
Use: STOCKWATER	01/01 To 12/31	0.01 CFS
Total Diversion:		0.2 CFS

Date Filed: 10/04/2002
Place Of Use: IRRIGATION
T63N R02E S36 SWNE SENE NESE
Number of Acres 25
Place Of Use: STOCKWATER
T63N R02E S36 SWNE SENE NESE
Remark: Stockwater use is for 35 head of mixed stock.

98-7825

CITY OF BONNERS FERRY
PO BOX 149
BONNERS FERRY ID 83805
Point(s) of Diversion NWSW S23 T62N R01W BOUNDARY County
Source: MYRTLE CREEK Tributary To KOOTENAI RIVER

Use: MUNICIPAL	01/01 To 12/31	3.8 CFS
Total Diversion:		3.8 CFS

Date Filed: 10/21/2002
Remark: Municipal use is within service area of the City of Bonners Ferry.

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 01/06/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Legal BFH4930
December 19, 26, 2002

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

98-7823

DE BOER FAMILY LTD PARTNERSHIP
16248 NE 143RD ST
WOODINVILLE WA 98072
Point(s) of Diversion SESESE and SWSESE S31 T65N R01E BOUNDARY County
Source SPRING Tributary To SINKS

Use: IRRIGATION	03/15 To 11/15	0.04 CFS	
Use: IRRIGATION STORAGE	03/15 To 11/15		49 AFA
Use: IRRIGATION FROM STORAGE	03/15 To 11/15		49 AFA
Use: STOCKWATER	01/01 To 12/31	0.04 CFS	
Use: STOCKWATER STORAGE	01/01 To 12/31		1.4 AFA
Use: STOCKWATER FROM STORAGE	01/01 To 12/31		1.4 AFA
Use: DOMESTIC	01/01 To 12/31	0.04 CFS	
Use: RECREATION STORAGE	01/01 To 12/31		49 AFA
Use: DIVERSION TO STORAGE	01/01 To 12/31	0.2 CFS	
Total Diversion:		**0.2 CFS**	

Date Filed: 03/13/2002
Place Of Use: DOMESTIC
T65N R01E S31 SWNW NESE
Place of Use: IRRIGATION and IRRIGATION FROM STORAGE
T65N R01E S31 SWNW SENW NESW NWSW
Number of Acres 104
Place Of Use: STOCKWATER and STOCKWATER FROM STORAGE
T65N R01E S31 SWNW SENW NESW NWSW NESE NWSE SWSE SESE
Place Of Use: STOCKWATER STORAGE, RECREATION STORAGE and IRRIGATION STORAGE
T65N R01E S31 NESE NWSE SWSE SESE
Remark:Domestic use is for 2 homes.
Stockwater use is for 80 head of mixed stock.
Recreation storage is for ski pond and swimming.

98-7824

ANDREW T PRICE
2004 ADOBE TRAIL
PLACERVILLE CA 95667
Point(s) of Diversion NENESE and NESWNE S36 T63N R02E BOUNDARY County
Source SKIN CREEK Tributary To MOYIE RIVER

Use: IRRIGATION	03/15 To 11/15	0.19 CFS
Use: STOCKWATER	01/01 To 12/31	0.01 CFS
Total Diversion:		0.2 CFS

Date Filed: 10/04/2002
Place Of Use: IRRIGATION
T63N R02E S36 SWNE SENE NESE
Number of Acres 25
Place Of Use: STOCKWATER
T63N R02E S36 SWNE SENE NESE
Remark:Stockwater use is for 35 head of mixed stock.

98-7825

CITY OF BONNERS FERRY
PO BOX 149
BONNERS FERRY ID 83805
Point(s) of Diversion NWSW S23 T62N R01W BOUNDARY CountySource MYRTLE CREEKTributary To KOOTENAI RIVER

Use: MUNICIPAL	01/01 To 12/31	3.8 CFS
Total Diversion:		3.8 CFS

Date Filed: 10/21/2002
Remark:Municipal use is within service area of the City of Bonners Ferry.

CONTINUED ON NEXT PAGE

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 01/06/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published on December 19 and 26, 2002.

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

December 11, 2002

(3 pages total)

LEGAL NOTICE DEPARTMENT
BONNERS FERRY HERALD
PO BOX 539
BONNERS FERRY ID 83805

FAXED TO JEAN at 208-267-5523
Please call to confirm receipt of FAX

PLEASE FAX PROOF PRIOR TO PUBLICATION
Thank you very much. ***Dianne***

RE: Applications for Permit No. 98-7823, 98-7824 and 98-7825

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (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 01/06/2003. Your cooperation is greatly appreciated.

Thanks ☺

Sincerely

Dianne

Dianne Ball
Administrative Assistant

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

December 11, 2002

CITY OF BONNERS FERRY
PO BOX 149
BONNERS FERRY ID 83805

RE: Application for Permit No 98-7825

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 Bonners Ferry Herald on December 19 and 26, 2002. 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,

Allen Beardslee

Allen Beardslee
Senior Water Resource Agent

Enclosure(s) - Receipt No. N015334

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

December 11, 2002

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

FAXED TO RAY 12/11/02
5 PAGES TOTAL - INCLUDING LETTER

Application to Permit No. 98-7825 - City of Bonners Ferry

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 receipt of this request.

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

Thank you very much.

Sincerely,

Dianne

Dianne Ball
Administrative Assistant

Enclosure(s)

State of Idaho
Department of Water Resources
Application for Permit

RECOMMENDATION FORM

Application for Permit No 98-7825
Applicant's Name: CITY OF BONNERS FERRY
PO BOX 149
BONNERS FERRY ID 83805

Recommendation:

a) ____ I do not oppose approval of this application.

b) ____ I do not oppose approval of this application if it is conditioned as follows:

c) ____ I oppose approval of this application for the following reasons:

d) ____ Additional Comment:

Dated this _____ day of _____,

Signature

2002 DIRECTORY OF IDAHO GOVERNMENT OFFICIALS

RECEIVED
OCT 24
IDWR/North



Compiled and Published by

ASSOCIATION OF IDAHO CITIES

3314 Grace Street • Boise, ID 83703
Phone: 208/344-8594 • Fax: 208/344-8677
Website: www.idahocities.org

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City of Bonners Ferry

P.O. Box 149

Bonners Ferry, ID 83805-

Phone: (208) 267-3105 Fax: (208) 267-4375

County: Boundary Population: 2515

Office Hours: M-F, 8 a.m.-5 p.m. Council Meetings: First and Third Tuesday of each Month @ 7 p.m.

City Web Site: www.cbf@coldreams.com FT Employees: 32

Title	Name	Phone	Fax	Email
Mayor	Darrell Kerby	(208) 267-3105	(208) 267-6880	dkerby@coldreams.com
Councilmember	James Burkholder	(208) 267-3105	(208) 267-4375	
Councilmember	Russell Docherty	(208) 267-3105	(208) 267-4375	
Councilmember	Leslie Falcon	(208) 267-3105	(208) 267-4375	
Councilmember	Mick Mellett	(208) 267-3105	(208) 267-4375	
Chief of Police	Dave Kramer	(208) 267-2412	(208) 267-4398	
City Attorney	Dan Featherston	(208) 267-3127	(208) 267-4126	bnfy@featherstonlaw.com
City Engineer/Admin.	Mike Woodward	(208) 267-4378	(208) 267-4375	
Clerk-Treasurer	Kris Larson	(208) 267-0351	(208) 267-7045	klarson@coldreams.com
Fire Chief	Ron Kish	(208) 267-4390	(208) 267-4375	
Street Superintendent	John Youngwirth	(208) 267-4383	(208) 267-4375	
Water Superintendent	Chuck Lycans	(208) 267-4381	(208) 267-4375	