

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in kW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; must complete and attach the Municipal Water Right Application Checklist.
 - Domestic; show number of households one
 - Other; describe fully. _____

9. Description of place of use:

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
37N	15E	5										D							

Total number of acres to be irrigated: 1/2 under domestic right

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? N/A

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

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Diversion for one household with up to 1/2 acre of irrigation

13. Time required for completion of works and application of water to proposed beneficial use is 3 years (minimum 1 year).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Garry Oye
Signature of Applicant

Garry Oye
Print Name (and title, if applicable)

Cheryl Chapman
Signature of Applicant

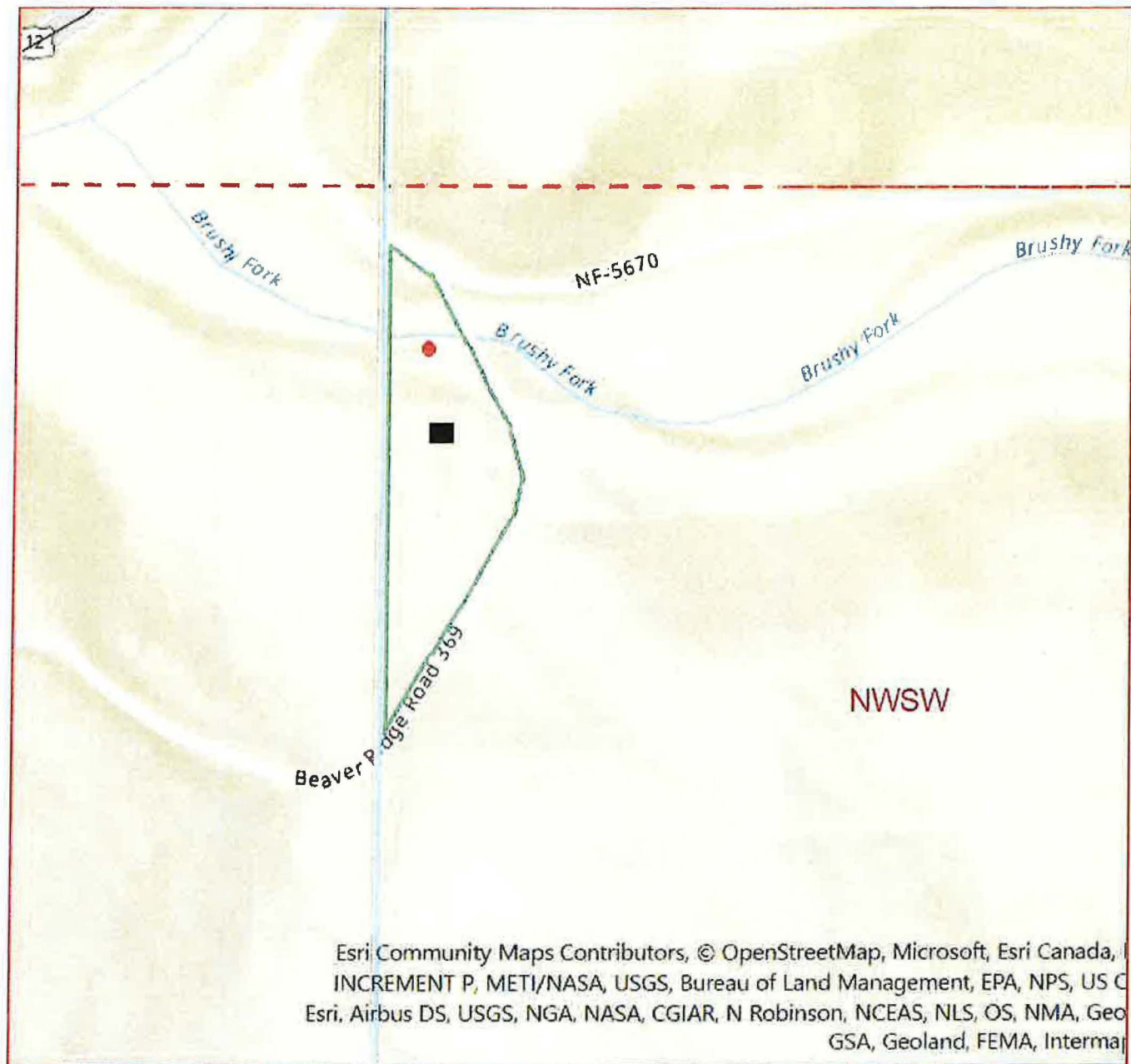
Cheryl Chapman
Print Name (and title, if applicable)

RECEIVED

APR 25 2022

IDWR/NORTH

137N R15E Section 5 NW, SW



Legend:

POU

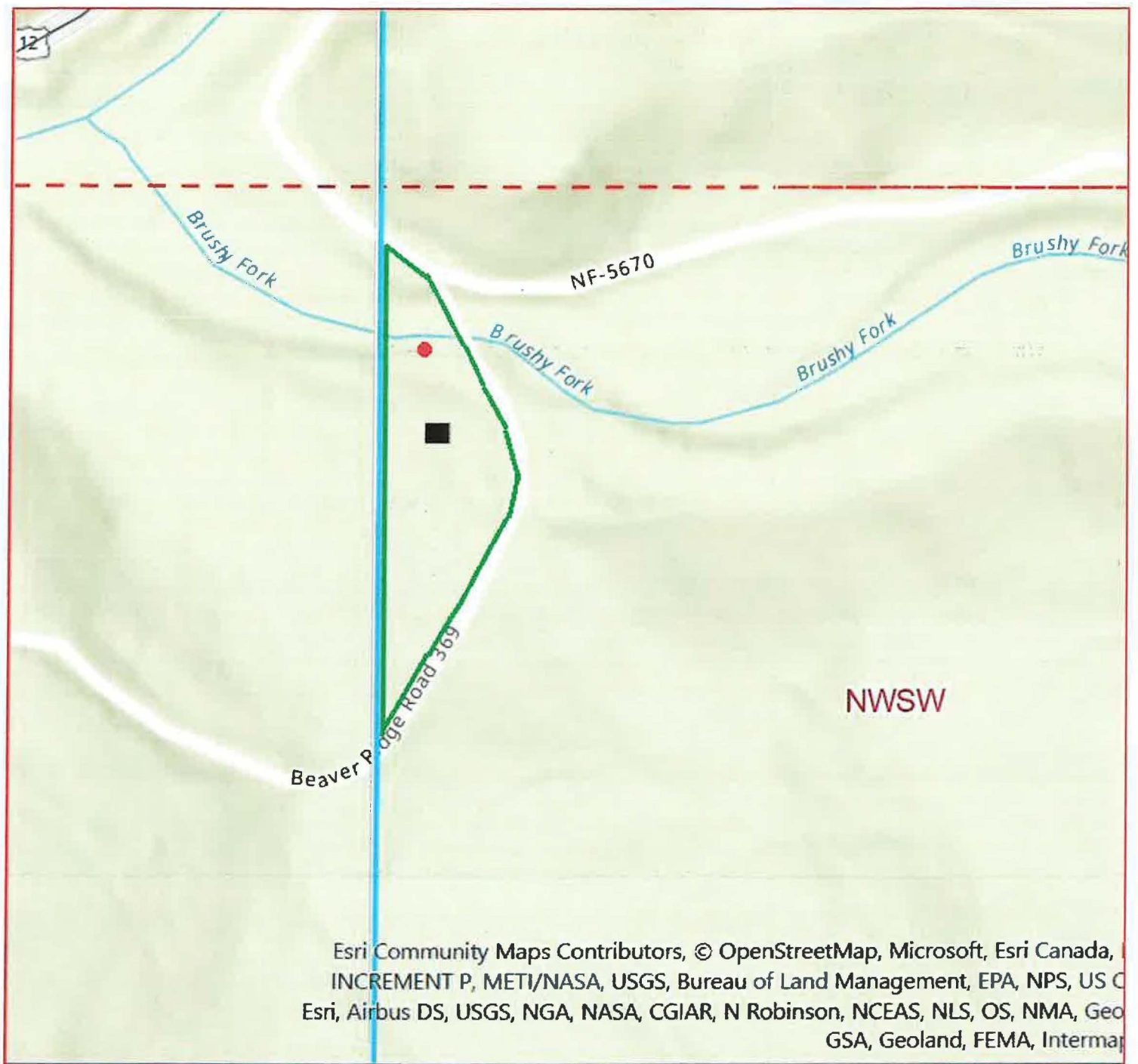


POD



Property line





Legend:

POU



POD



Property line



SUPERSEDED



**Barker Rosholt
& Simpson LLP**

Albert P. Barker

EMAIL: apb@idahowaters.com

PHONE: 208.336.0700

WEB: idahowaters.com

**RECEIVED
FEB 04 2022**

IDWR / NORTH

Boise

1010 W. Jefferson St. Suite 102

Boise, Idaho 83702

p. 208.336.0700

f. 208.344.6034

Attorneys

Albert P. Barker

John K. Simpson

Travis L. Thompson

Scott A. Magnuson
of counsel

Sarah W. Higer

Michael A. Short

John A. Rosholt
(1937-2019)

February 1, 2022

Idaho Department of Water Resources
Northern Regional Office
7600 Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763

Re: Garry Oye and Cheryl Chipman Application for Permit

Dear Clerk:

Enclosed for filing the Application for Permit in the name of Garry Oye and Cheryl Chipman. Also enclosed is the check made payable to Idaho Department of Water Resources for the filing fee of Application. Please return for our file the stamped received copy in the enclosed self-addressed, stamped envelope.

If you have any questions, please contact our office. Thank you for your assistance.

Sincerely,

BARKER ROSHOLT & SIMPSON LLP


Ailen J. Evaniuck
Assistant to Albert P. Barker

/aje
Encl. a/s



IDAHO DEPARTMENT OF
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

April 27, 2022

GARY OYE AND CHERYL CHIPMAN 2018 REVOCABLE TRUST
2420 APACHE DR
BISHOP, CA 93514-1952

RE: Application for Permit No. 81-12040

Dear Applicants:

The Department of Water Resources has received your water right application. Please refer to the number referenced above 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 5/4/2022 and 5/11/2022. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. 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, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

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

Sincerely,

Tammy Alleman
Administrative Assistant

CC:
ALBERT P BARKER
BARKER ROSHOLT & SIMPSON LLP
1010 W JEFFERSON ST STE 102
PO BOX 2139
BOISE, ID 83701-2139

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, April 27, 2022 8:35 AM
To: Sujata Connell; Hickey, Clay; IWRB Water Use Reviews
Subject: Request for Comments for 81-12040
Attachments: 81-12040 Application for Permit.pdf

Dear Interested Agencies:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced Water Right Permit application. You can find copies of the application at: <http://www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

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 the application(s), 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. **The deadline for comments on the applications is May 23, 2022.**

Please contact the Northern Region Office at (208) 762-2800 if you have any questions regarding the Permit application.

Thank you,

Tammy



Tammy Alleman | Administrative Assistant
Idaho Department of Water Resources
Northern Regional Office
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone: (208) 762-2800

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, April 27, 2022 9:52 AM
To: IFP Legals
Subject: FW: Legal Notice CORRECTED
Attachments: 81-12040 & 81-12041 Legal Notice.docx

Please publish the enclosed legal notice in the **Idaho County Free Press** on the dates indicated **May 4th & May 11th, 2022** (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

Please send a proof once you have the article ready for print for our review.

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 **May 23, 2022**. Your cooperation is appreciated.

Thank you,

Tammy

From: Alleman, Tammy
Sent: Wednesday, April 27, 2022 9:22 AM
To: IFP Legals <ifplegals@icfpress.com>
Subject: RE: Legal Notice

It will be the same one, I am adding another permit to it. I will send the revised Legal Notice in a few minutes!

Thank you,

Tammy

From: IFP Legals <ifplegals@icfpress.com>
Sent: Wednesday, April 27, 2022 9:14 AM
To: Alleman, Tammy <Tammy.Alleman@idwr.idaho.gov>
Subject: RE: Legal Notice

Is it something going on that same one or a different one? I already have the one you sent me done. But I can still change it.

Thanks,
Ronda

From: Alleman, Tammy <Tammy.Alleman@idwr.idaho.gov>
Sent: Wednesday, April 27, 2022 9:11 AM
To: IFP Legals <ifplegals@icfpress.com>
Subject: RE: Legal Notice

Please hold off I have another one to add to it!

Thank you,

Tammy

From: IFP Legals <ifplegals@icfpress.com>
Sent: Wednesday, April 27, 2022 9:09 AM
To: Alleman, Tammy <Tammy.Alleman@idwr.idaho.gov>
Subject: RE: Legal Notice

Received!

Thanks,
Ronda Edwards
Office Administration at The Clearwater Progress
Legals-Clearwater Progress & Idaho County Free Press
P-208-935-0838
Email-redwards@clearwaterprogress.com
[Legals Email-ifplegals@icfpress.com](mailto:Legals-Email-ifplegals@icfpress.com)

From: Alleman, Tammy <Tammy.Alleman@idwr.idaho.gov>
Sent: Wednesday, April 27, 2022 8:23 AM
To: IFP Legals <ifplegals@icfpress.com>
Subject: Legal Notice

Please publish the enclosed legal notice in the **Idaho County Free Press** on the dates indicated **May 4th & May 11th, 2022** (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

Please send a proof once you have the article ready for print for our review.

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 **May 23, 2022**. Your cooperation is appreciated.

Thank you,

Tammy



Tammy Alleman | Administrative Assistant
Idaho Department of Water Resources
Northern Regional Office
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone: (208) 762-2800

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

81-12040

GARY OYE
CHERYL CHIPMAN
2420 APACHE DR
BISHOP, CA 93514-1952
Point of Diversion NWSW S5
T37N R15E
IDAHO County
Source BRUSHY FORK CREEK
Tributary CROOKED FORK CREEK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 04-25-2022
Place Of Use: DOMESTIC
T37N R15E S5 NWSW

This application proposes the diversion and use of water from surface water tributary to the Lochsa River, a Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water uses proposed in these applications will benefit from the subordination provision because the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

81-12041

ROBERT L WARD
CATHY M WARD
102 PINE HOLLOW LN
KOOSKIA, ID 83539-5157
Point of Diversion SENESW
S35 T32N R05E
IDAHO County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Total Diversion: 0.06 CFS
Date Filed: 04-25-2022
Place Of Use: DOMESTIC, STOCKWATER
T32N R05E S35
SENW, NESW

This application proposes the diversion and use of water from an unnamed stream tributary to a Wild & Scenic River, the Middle Fork of the Clearwater. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water uses proposed in these applications will benefit from the subordination provision because the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Northern office at (208)762-2800; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 N MINERAL DR STE 100, COEUR D ALENE ID 83815-7763 together with a protest fee of \$25.00 for each application on or before 5/23/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director Published on 5/4/2022 and 5/11/2022

Maxey, Shaun

From: Ailen Evaniuck <aje@idahowaters.com>
Sent: Monday, April 25, 2022 3:11 PM
To: Maxey, Shaun
Subject: Garry Oye and Cheryl Chipman - map
Attachments: Garry Oye map.pdf

Hi Mr. Maxey,

I got your voice message from Friday – April 22, 2022. Attached is the map in reference to Mr. Oye and Ms. Chipman's application.

Let me know if understood or misunderstood your instructions on what to indicate on the map.

Sincerely,

Ailen Evaniuck
Legal Assistant
Barker Rosholt & Simpson LLP
1010 W. Jefferson, Suite 102
P.O. Box 2139
Boise, Idaho 83701-2139
Phone: 208.336.0700
Fax: 208.344.6034
www.idahowaters.com

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