

RECEIVED

FEB 22 2022

85855

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. 97-8368**IDWR/NORTH**

1. Name of applicant(s) JAN and/or JEFF CHAPMAN Phone 208 305-3540
 Name connector (check one): ☐ and ☐ or ☒ and/or
 Mailing address 3808 DUTHIE BLVD City LEWISTON
 State ID ZIP 83501 Email JANCHAPMAN1@HOTMAIL.COM
2. Name of representative, if any _____ Phone _____
 Mailing address _____ City _____
 State _____ ZIP _____ Email _____
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☒ Send original correspondence to the applicant and copies to the representative.
- b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply GROUNDWATER which is a tributary of N/A
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
60N	04W	27	6		SE	SW	BONNER	GROUNDWATER	OLD EXISTING WELL

5. Water will be used for the following purposes:
- Amount 0.04 CFS for DOMESTIC purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) 0.04 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. OLD EXISTING SHARED WELL WITH PUMP AND SERVICE LINE TO WATER USE.
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ No
- 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? ☐ Yes ☐ No
- e. If well is already drilled, when? _____; drilling firm _____; well was drilled for (well owner) _____; Drilling Permit No. _____.

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by NS Receipt No. N0384160 Date 2/22/22

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. 1/2 ACRE IRRIGATION COVERED UNDER DOMESTIC USE.

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	
60N	04W	27												D					
														GL6					
60N	04W	34					D												
							GL1												

Total number of acres to be irrigated: _____

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? NONE

11. a. Who owns the property at the point of diversion? TOM ZWAINZ
- 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: SHARED WELL AGREEMENT IN PLACE

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. APPLICANT WANTS TO SECURE WATER RIGHTS FOR AN EXISTING GROUNDWATER WELL SERVING 1 HOME WITH 1/2 ACRE IRRIGATION COVERED UNDER DOMESTIC USE.

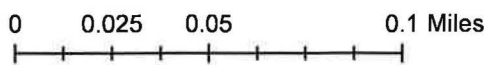
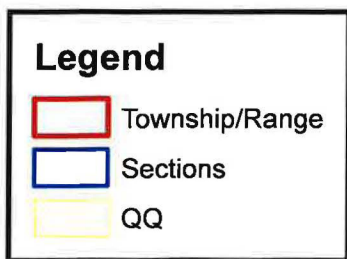
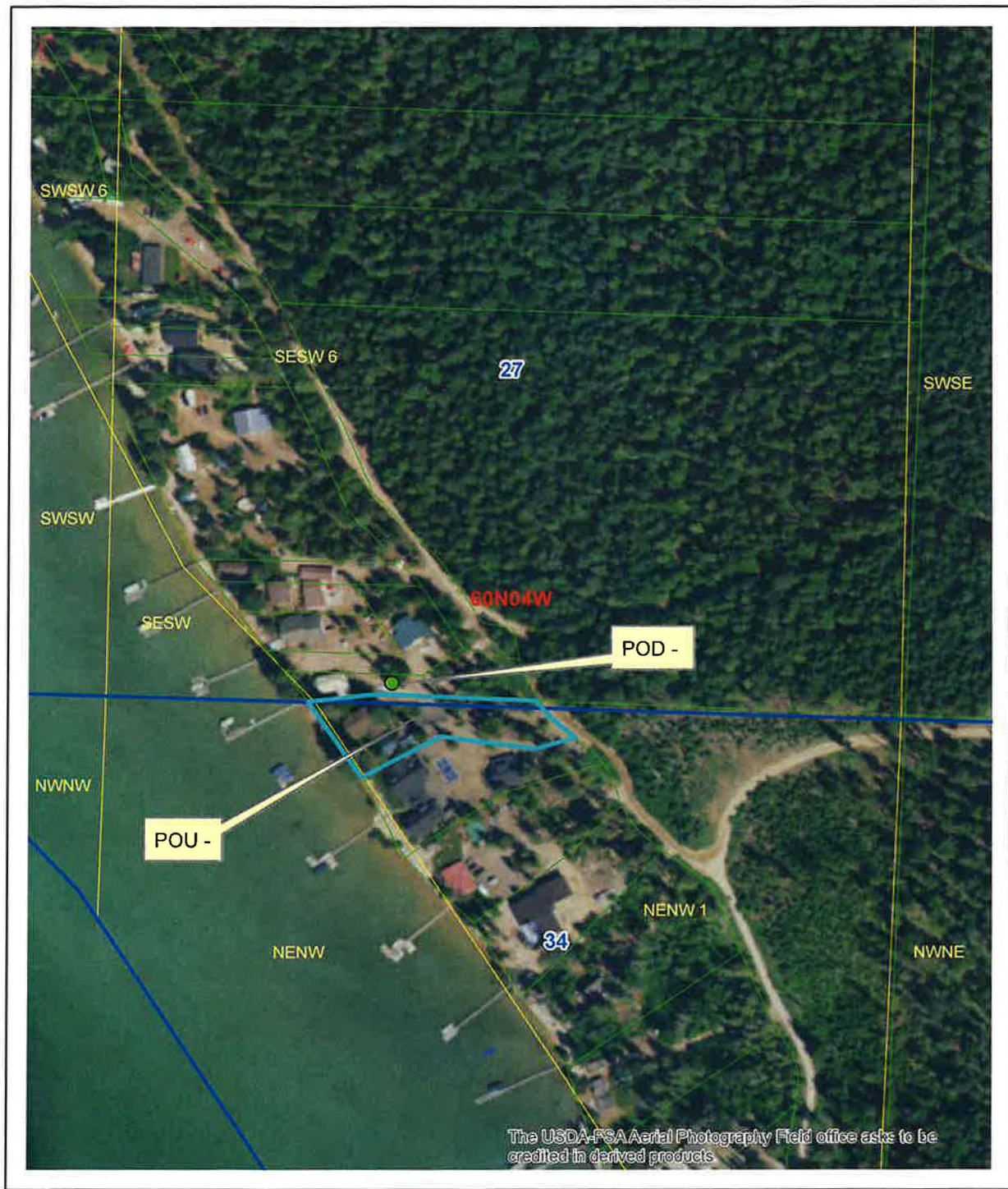
13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).

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.

Jeff Chapman
 Signature of Applicant
Jeff Chapman
 Print Name (and title, if applicable)

Jon Chapman
 Signature of Applicant
Jon Chapman
 Print Name (and title, if applicable)



355342
Return to
Fatco-Holly

SHARED WATER SYSTEM AGREEMENT

The following, collectively referred to hereinafter as "Lot Owners", are the owners of property described as follows:

a) **Ciro G. Royster and Amy Jo Royster**, husband and wife, whose address is 10939 N. Acoma Dr., Spokane, WA 99208, are the owners of:

A triangular portion of Government Lot 6 in Section 27, Township 60 North, Range 4 West beginning at the meander corner on the shore of Priest Lake, between section 27 and 34 - 60 - 4W; thence Easterly along the Section line South 89°48' East, 200 feet to an iron pipe; thence North 36°26' west, 50 feet to an iron pipe; thence North 89°48' West, 126 feet to the true point of beginning; thence North 13°21' west, 2.5 feet; thence South 76° 39' West 10.45 feet; thence South 89° 48' East, 10.75 feet to the true point of beginning.

A portion of Lot 6 of Section 27, Township 60 North, Range 4 West, beginning at the meander corner on the shore of Priest Lake, between Section 27 and 34; thence Easterly along the section line South 89° 48' East, 200 feet to an iron pipe; thence North 36°26' West, 50 feet to an iron pipe; North 89° 48' West 200 feet to an iron pipe and continuing to the waterline of Priest Lake; thence Southeasterly along said waterline to the above mentioned section line; thence south 89°48' East along section line to the point of beginning.

b) **James L. Keenan and Lynne M. Keenan**, as trustees of the James L. Keenan and Lynne M. Keenan Revocable Living Trust dated June 17, 1994, whose address is 21909 E. Eagle Road, Colbert, WA 99003, are the owners of:

A tract of land beginning at a point on the waterline of Priest Lake on a line bearing N89°48'W. and passing thru a pipe that is N36°26'W, 50 feet from the meander corner on the shore of Priest Lake between section 27 and 34, Township 60N, Range 4 W, B.M.; thence S89°48' E. to the Iron pipe and 200 feet beyond to another Iron pipe; thence N.36°26' W. 50 feet to another Iron pipe; thence N.89°48'W. to an Iron pipe, and beyond to the water line of Priest Lake; thence, south-easterly along said water line to the point of beginning, and containing within the pipes mentioned two tenths of an acre, more or less; **ALONG WITH AND INCLUDING** : a tract of land, in the South Half of Government Lot 6, Section 27, Township 60 North, Range 4 West of the Boise Meridian, Bonner County, Idaho, more particularly described as follows:

Beginning at a point on the South line of said Section 27, which is North 89°45'45" East 200.00 feet from the meander corner of Section 27 and 34; thence along the Eastern boundary of that property described in Warranty Deed, Instrument numbers 66901 and 57565, North 37°05'11" West, 102.3 feet to an iron pipe; thence along the Eastern boundary of that property described in Warranty Deed, Instrument No. 188195, North 37°32'48" West 81.67 feet to an iron pipe; thence along the Eastern boundary of that

SHARED WATER SYSTEM AGREEMENT--1

Td7priestlake.swa

Instrument # 802949
BONNER COUNTY, SANDPOINT, IDAHO
12-10-2010 03:55:53 No. of Pages: 6
Recorded for : FATCO
MARIE SCOTT Fee: 25.00
Ex-Officio Recorder Deputy
Index to: MISC

property described in Warranty Deed, Instrument No. 129559, North 37°13'16" West, 62.63 feet to an iron pipe; thence along the Southern boundary of that property described in Warranty Deed, Instrument No 361919, North 88°46'15" East to the Southwesterly right of way, South 40°12'01" East 57.57 feet; thence South 54°03'18" East, 56.32 feet; thence South 70°49'01" East 58.63 feet; thence leaving said right of way, South 13°56'32" East, 43.55 feet; thence South 33°30'10" East 40.93 feet; thence South 48°46'49" East, 38.44 feet to the South line of Section 27; thence along the Section line, South 89°45'45" West, 185.18 feet to the True Point of Beginning.

c) Roger D. Malmquist and Sharon D. Malmquist, husband and wife, whose address is 6911 N. Greenwood Blvd., Spokane, WA 99208, are the owners of:

State of Idaho Lease Lot 10 in Government Lot 1, Section 34, Township 60 North, Range 4 West, Boise Meridian, Bonner County, Idaho, Lease No. R-1042 at Soldier Creek.

Each of the described three (3) properties has been served for a number of years by an existing water system consisting of a well and pump, pressure tank, valves, and other equipment located on the Royster property described above. Waterlines have been run to each of the lots.

The Lot Owners intend to jointly own and share the water of the well and water delivery system and wish to continue to cooperate in the maintenance costs and repairs of said well and water delivery system and therefore agree as follows:

- 1) Each of the Lot Owners is the owner of an undivided one-third ($\frac{1}{3}$) interest in the well, its waters, and the pump, tanks, valves and other equipment necessary to deliver the water to the individual water lines.
- 2) Each of the Lot Owners conveys to the other Lot Owners reciprocal easements, not to exceed ten (10) feet in width, being five (5) feet on either side of the existing buried pipelines running from the well and pressure tank to the respective Lots. The easements are for maintaining, repairing or replacing the water delivery pipes, as needed. In the event a waterline is excavated, the Lot Owner whose line required excavation shall be responsible for restoring the affected area to the condition that existed prior to excavation.
- 3) The well, water, pump, tanks, valves, other equipment, and easements shall be for the use and benefit of the three (3) Lot Owners, their heirs or assigns, and shall be appurtenant to their above described real properties. The individual interests in

SHARED WATER SYSTEM AGREEMENT--2

the system shall not be transferable to any other property.

4) Each Lot Owner shall be solely responsible for the maintenance of the pipeline that branches from the well or pressure tank to such party's point of use. If any Lot Owners make joint use of a pipeline, such parties shall share costs of maintenance of said pipeline.

5) The Lot Owners, and their heirs, successors or assigns shall share equally the costs to test or treat the water, and maintain, repair or replace the well pump, casing, pressure tank and all other components, with each Lot Owner paying one third (1/3) of the maintenance costs. Electrical power costs for pumping and winter heating (if any) will be shared by the Lot Owners in proportion to their actual usages.

6) If any Lot Owner no longer uses the water from the well and disconnects from the water system, then such Lot Owner shall be released from the maintenance, repair and replacement responsibilities under this agreement.

7) The use of the water from the well shall be restricted to residential non-commercial purposes, including standard domestic uses, residential landscaping and home garden irrigation, on all Lots.

8) Each Lot Owner shall be entitled to a pro rata share of the water produced by the well, that is to say, each Lot Owner is entitled to one-third (1/3) of the water. In times of short supply, all Lot Owners shall conserve so as not to use more than such Lot Owner's share.

Ciro G. Royster

Dated: _____

Amy Jo Royster

Dated: _____

Roger D. Malmquist

Roger D. Malmquist

Dated: 12-8-2010

Sharon D. Malmquist

Sharon D. Malmquist

Dated: 12-8-10

James L. Keenan and Lynne M. Keenan Revocable Living Trust

James L. Keenan TTE

James L. Keenan, Trustee

Dated: 12-8-10

Lynne M. Keenan TTE

Lynne M. Keenan, Trustee

Dated: 12-8-10

STATE OF _____)

SHARED WATER SYSTEM AGREEMENT--3

Td7priestlake.swa

the system shall not be transferable to any other property.

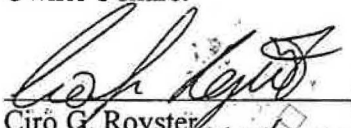
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Ciro G. Royster

Dated: 12/8/2010


Amy Jo Royster

Dated: 12/8/10

Roger D. Malmquist

Dated:

Sharon D. Malmquist

Dated:

James L. Keenan and Lynne M. Keenan Revocable Living Trust

James L. Keenan, Trustee

Dated:

Lynne M. Keenan, Trustee

Dated:

STATE OF WA

SHARED WATER SYSTEM AGREEMENT--3

Td7prieslake.swa

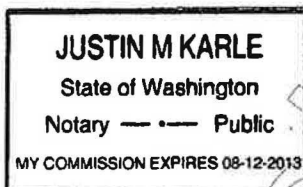
County of _____) ss.

On this _____ day of _____, 20____, before me, a Notary Public in and for said State, personally appeared **Ciro G. Royster and Amy Jo Royster**, known to me, or proved to me on the basis of satisfactory evidence, to be persons whose name are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary public- State of _____
Residing at: _____
My Commission Expires: _____

STATE OF WA)
County of Spokane) ss.

On this 8 day of December, 2010, before me, a Notary Public in and for said State, personally appeared **Roger D. Malmquist and Sharon D. Malmquist**, known to me, or proved to me on the basis of satisfactory evidence, to be persons whose name are subscribed to the within instrument, and acknowledged to me that they executed the same.

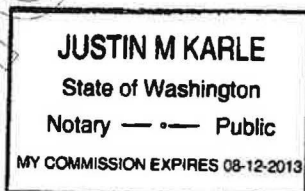


Notary public- State of WA
Residing at: Spokane, WA
My Commission Expires: 8/12/2013

STATE OF WA)
County of Spokane) ss.

On this 8 day of December, 2010, before me, a Notary Public for said state, personally appeared **James L. Keenan and Lynne M. Keenan**, known to me to be the persons whose names are subscribed to the within instrument as Trustees of the **James L. Keenan and Lynne M. Keenan Revocable Living Trust**, and acknowledged to me that they executed the same as such trustees.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



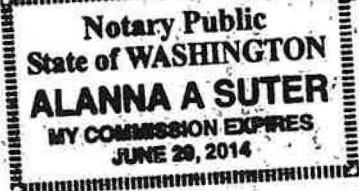
Notary public- State of WA
Residing at: Spokane, WA
My Commission Expires: 8/12/2013

SHARED WATER SYSTEM AGREEMENT--4

Td7priestlake.swa

County of Spokane) ss.

On this 4 day of Dec., 2010, before me, a Notary Public in and for said State, personally appeared Ciro G. Royster and Amy Jo Royster, known to me, or proved to me on the basis of satisfactory evidence, to be persons whose name are subscribed to the within instrument, and acknowledged to me that they executed the same.



[Signature]
Notary public- State of WA
Residing at: Spokane
My Commission Expires: June 29, 2014

STATE OF _____)
County of _____) ss.

On this _____ day of _____, 20____, before me, a Notary Public in and for said State, personally appeared Roger D. Malmquist and Sharon D. Malmquist, known to me, or proved to me on the basis of satisfactory evidence, to be persons whose name are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary public- State of _____
Residing at: _____
My Commission Expires: _____

STATE OF _____)
County of _____) ss.

On this _____ day of _____, 20____, before me, a Notary Public for said state, personally appeared James L. Keenan and Lynne M. Keenan, known to me to be the persons whose names are subscribed to the within instrument as Trustees of the James L. Keenan and Lynne M. Keenan Revocable Living Trust, and acknowledged to me that they executed the same as such trustees.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary public- State of _____
Residing at: _____
My Commission Expires: _____



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

March 8, 2022

JAN CHAPMAN
JEFF CHAPMAN
3808 DUTHIE BLVD
LEWISTON, ID 83501-7045

RE: Application for Permit No. 97-8368

Dear Applicant(s):

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 BONNER COUNTY DAILY BEE, PRIEST RIVER VERSION on 3/16/2022 and 3/23/2022. 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

Alleman, Tammy

From: Alleman, Tammy
Sent: Tuesday, March 8, 2022 10:03 AM
To: bcdblegals@cdapress.com
Subject: Legal Notice for BCDB Priest River Version
Attachments: Legal Notice for 97-8368, 97-8373, 97-8382, & 97-8408.docx

Please publish the enclosed legal notice in the **Bonner County Daily Bee, Priest River Version** on the dates indicated **March 16th & March 23rd, 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 **April 4, 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:

97-8368

JAN CHAPMAN
JEFF CHAPMAN
3808 DUTHIE BLVD
LEWISTON, ID 83501-7045
Point of Diversion L6(SESW)
S27 T60N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 02-22-2022
Place Of Use: DOMESTIC
T60N R04W S27 L6(SESW)
Place Of Use: DOMESTIC
T60N R04W S34 L1(NENW)

97-8373

DAROL R JOHNSON
MARY L JOHNSON
PO BOX 2103
PRIEST RIVER, ID 83856-2103
Point of Diversion SENW
S17 T57N R05W
BONNER County
Source TUNNEL CREEK
Tributary PRIEST RIVER
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.2 CFS
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Total Diversion: 0.2 CFS
Date Filed: 02-18-2022
Place Of Use: DOMESTIC, FIRE PROTECTION, IRRIGATION, STOCKWATER
T57N R05W S17 SENW
Total Acres: 2

97-8382

HILLS LOTS HOA
6827 W LAKESHORE RD
PRIEST LAKE, ID 83856-5134
Point of Diversion L4(NESW)
S12 T60N R05W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.15 CFS
Date Filed: 02-24-2022
Place Of Use: DOMESTIC
T60N R05W S12
L4(NESW), L2(SENW), L5(SESW)

97-8408

FREDERICK MASON
BONNIE MASON
785 SNOW CREEK RD
PRIEST RIVER, ID 83856-8603
Point of Diversion L2(SWNW)
S18 T57N R05W
BONNER County
Source UNNAMED STREAM
Tributary TUNNEL CREEK
Use: DOMESTIC

01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 03-04-2022
Place Of Use: DOMESTIC
T57N R05W S18 L3(NWSW)

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 4/4/2022. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director Published on 3/16/2022 and 3/23/2022