FORM 202 Rev 09/14

RECEIVED
FEB 01 2022
IDWR / NORTH

~~85758~~ 85759

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 96-10305

1. Name of applicant(s) DAVE PFENNING AND/OR DEBORAH ACKLEY Phone 208-267-5720
   Name connector (check one): ☐ and ☐ or ☑ and/or
   Mailing address 699 TWO TAIL RD City BONNERS FERRY
   State ID ZIP 83805 Email KATKATREES@GMAIL.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 LAKE PEND OREILLE which is a tributary of PEND OREILLE RIVER
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
54N	01W	3			SW	NW	BONNER	LAKE PEND OREILLE	

5. Water will be used for the following purposes:
   Amount 0.04 (cfs or acre-feet per year) for DOMESTIC purposes from 1/1 to 12/31 (both dates inclusive)
   Amount _____ (cfs or acre-feet per year) for _____ purposes from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per year) for _____ purposes from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per year) for _____ purposes from _____ to _____ (both dates inclusive)
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. APPLICANT HAS WATERLINE AND PUMP TO HOME.
   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 Sa Date 2-1-22 Time _____ Preliminary check by _____
Fee $ 100.00 Receipted by Sa Receipt No. N038267 Date 2-1-22

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; must complete and attach the Municipal Water Right Application Checklist.
   d. Domestic; show number of households 1 HOME
   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	
54N	01W	3							D										
									GL3										

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? _____

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. APPLICANT HAS EXISTING WATER LINE THAT IS USED FOR DOMESTIC USE FOR 1 HOME WITH IRRIGATION UP TO 1/2 ACRE.

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.

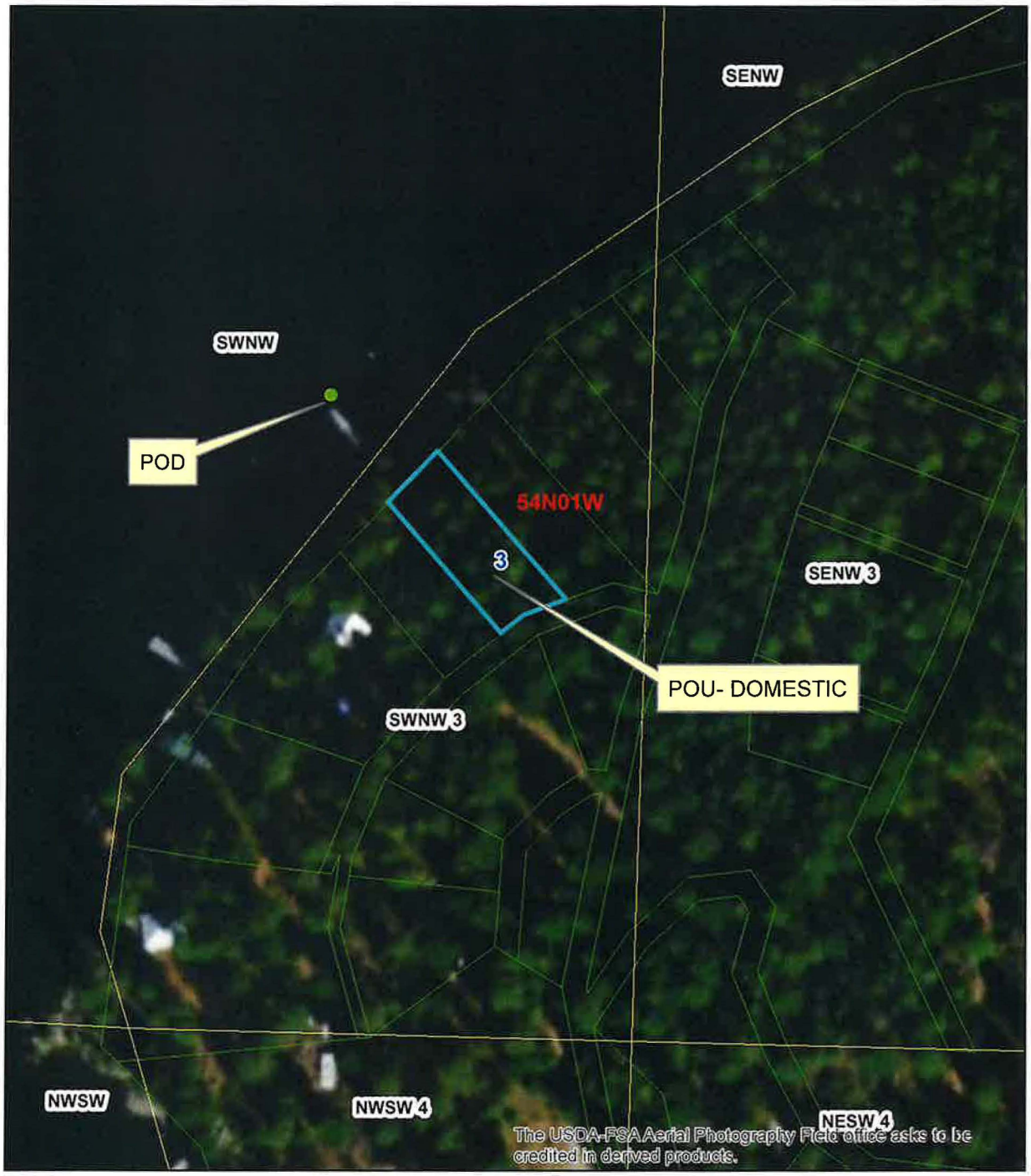
Dave Pfenning
Signature of Applicant

Signature of Applicant

Dave Pfenning
Print Name (and title, if applicable)

Print Name (and title, if applicable)

APPLICATION MAP



Legend

- Parcels
- Township/Range
- Sections
- QQ

0 0.0125 0.025 0.05 Miles

N

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, February 9, 2022 12:18 PM
To: 'Mike Ahmer'; Horsmon,Merritt; Chantilly Higbee; Anna Moody
Subject: Request for Comments for WR#96-10305 Domestic (0.04 cfs) from Lake Pend Oreille tributary of Pend Oreille River
Attachments: 96-10305 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 March 7, 2022.

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

Thank you,

Tammy

IDAHO DEPARTMENT OF WATER RESOURCES

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

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**

February 8, 2022

DAVE PFENNING
DEBORAH ACKLEY
699 TWO TAIL RD
BONNERS FERRY, ID 83805-5957

RE: Application for Permit No. 96-10305

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 BONNER COUNTY DAILY BEE on 2/17/2022 and 2/24/2022. 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: Wednesday, February 9, 2022 8:47 AM
To: bcdblegals@cdapress.com
Subject: Legal Notice for Bonner County Daily Bee
Attachments: Legal Notice.docx

Please publish the enclosed legal notice in the **Bonner County Daily Bee** on the dates indicated **February 17th & February 24th, 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 **March 7, 2022.** Your cooperation is appreciated.

Thank you,

Tammy

IDAHO DEPARTMENT OF WATER RESOURCES

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:

96-10052
JOE HOLMES
171 CLARK TRAIL
SAGLE, ID 83860
Point of Diversion SWNE
S19 T56N R01W
BONNER County
Source GROUND WATER
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Use: DOMESTIC
1 /1 to 12/31 0.04 CFS
Total Diversion: 0.2 CFS
Date Filed: 12-01-2021
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T56N R01W S19 SWNE
Total Acres: 5

96-10198
ERIC COOKMAN
CORRINE COOKMAN
5914 DUFORT RD
SAGLE, ID 83860-8776
Point of Diversion NENW
S28 T56N R03W
BONNER County
Source COCOLALLA CREEK
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.15 CFS
Date Filed: 01-20-2022
Place Of Use: IRRIGATION
T56N R03W S28 NENW
Total Acres: 5

96-10232
JOHN F MYERS
JODY J MYERS
12346 DIAMOND DR
HAYDEN, ID 83835-7907
Point of Diversion NWNESE
S16 T58N R01E
BONNER County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 01-24-2022
Place Of Use: DOMESTIC
T58N R01E S16 NESE

96-10235
RYAN MURDOCH
LAURA MURDOCH
12015 N BRIGHTON CT
HAYDEN, ID 83835-9120
Point of Diversion SWNE
S29 T59N R01E
BONNER County
Source UNNAMED STREAM
Tributary GOLD CREEK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 01-24-2022

Place Of Use: DOMESTIC
T59N R01E S29 SWNE

96-10237
ALLISON M WHITLEY
BRITIAN M WHITLEY
123 S LINCOLN AVE
SANDPOINT, ID 83864-8396
Point of Diversion NESE
S26 T58N R02W
BONNER County
Source SAND CREEK
Tributary LAKE PEND OREILLE
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.09 CFS
Date Filed: 01-24-2022
Place Of Use: IRRIGATION
T58N R02W S26
SWNE,SENE,NESE,NWSE
Total Acres: 3

96-10255
ABCD HOMEBUILDERS LLC
PO BOX 1995
OLYMPIA, WA 98507
Point of Diversion NESW
S22 T56N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 01-19-2022
Place Of Use: DOMESTIC
T56N R01W S22
NESW,L3(NESW)

96-10256
ABCD HOMEBUILDERS LLC
PO BOX 1995
OLYMPIA, WA 98507
Point of Diversion NESW
S22 T56N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 01-19-2022
Place Of Use: DOMESTIC
T56N R01W S22
NESW,L3(NESW)

96-10280
ROBERT MASON
JANEAN MASON
6045 BLACKTAIL RD
CAREYWOOD, ID 83809-9716
Point of Diversion NESW
S5 T54N R02W
BONNER County
Source COCOLALLA CREEK
Tributary PEND OREILLE RIVER
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.05 CFS

Total Diversion: 0.07 CFS
Date Filed: 01-03-2022
Place Of Use: IRRIGATION,STOCKWATER
T54N R02W S5 NESW
Total Acres: 1.5

96-10285
JOHN K KLEIN
JULIA A KLEIN
602 SCHNEIDERS RD
SAGLE, ID 83860-8903
Point of Diversion SWSE
S4 T55N R03W
BONNER County
Source GROUND WATER
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Total Diversion: 0.08 CFS
Date Filed: 02-02-2022
Place Of Use: DOMESTIC,STOCKWATER
T55N R03W S4 SWSE

96-10305
DAVE PFENNING
DEBORAH ACKLEY
699 TWO TAIL RD
BONNERS FERRY, ID 83805-5957
Point of Diversion SWNW
S3 T54N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 02-01-2022
Place Of Use: DOMESTIC
T54N R01W S3 L3(SWNW)

96-10319
STEINBAUER FAMILY TRUST
4 OLYMPIA RIDGE DR
LAS VEGAS, NV 89141-6187
Point of Diversion L7(SESWSE)
S1 T56N R03W
BONNER County
Source SPRING
Tributary SINKS
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.06 CFS
Date Filed: 02-01-2022
Place Of Use: IRRIGATION
T56N R03W S1 L7(SWSE)
Total Acres: 2

96-10322
DENNIS M HOOK
JENNI C HOOK
388 DURKEE RD
SANDPOINT, ID 83864-7759
Point of Diversion SENW
S29 T59N R01W
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/01 to 10/31 0.14 CFS
Use: STOCKWATER

1/01 to 12/31 0.02 CFS
Total Diversion: 0.16 CFS
Date Filed: 02-03-2022
Place Of Use: IRRIGATION,STOCKWATER
T59N R01W S29 SENW
Total Acres: 7

96-10342
NATHAN STEINBAUER
5874 LAKESHORE DR
SAGLE, ID 83860-8755
Point of Diversion L7(SWSE)
S1 T56N R03W
BONNER County
Source UNNAMED STREAM
Tributary PEND OREILLE RIVER
Use: POWER
01/01 to 12/31
Total Diversion: 0.31 CFS
Date Filed: 02-01-2022
Place Of Use: POWER
T56N R03W S1 L7(SWSE)

96-10344
DAVID WILSON
LINDA WILSON
2804 W JOHANNSEN RD
SPOKANE, WA 99208-8425
Point of Diversion SWSW
S17 T56N R01E
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 02-04-2022
Place Of Use: DOMESTIC
T56N R01E S17 L4(SWSW)

96-10350
ERIK PERRYMAN
BRITT HEISEL
209 N HOWARD ST
MOSCOW, ID 83843-2706
Point of Diversion L5(SENE)
S33 T56N R02E
BONNER County
Source CLARK FORK
Tributary LAKE PEND OREILLE
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.09 CFS
Date Filed: 01-27-2022
Place Of Use: IRRIGATION
T56N R02E S33 L5(SENE)
Total Acres: 3

96-10351
ERIK PERRYMAN
BRITT HEISEL
209 N HOWARD ST
MOSCOW, ID 83843-2706
Point of Diversion L5(SENE)
S33 T56N R02E
BONNER County
Source GROUND WATER
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: DOMESTIC

01/01 to 12/31 0.04 CFS
Total Diversion: 0.06 CFS
Date Filed: 01-27-2022
Place Of Use: DOMESTIC,STOCKWATER
T56N R02E S33 L5(SENE)

96-10353
STEINBAUER FAMILY TRUST
4 OLYMPIA RIDGE DR
LAS VEGAS, NV 89141-6187
Point of Diversion L7(SWSWSE)
S1 T56N R03W
BONNER County
Source SPRING
Tributary SINKS
Use: DIVERSION TO STORAGE
01/01 to 12/31 0.01 CFS
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 10.3 AF
Use: WILDLIFE STORAGE
01/01 to 12/31 10.3 AF
Use: RECREATION STORAGE
01/01 to 12/31 10.3 AF
Use: RECREATION
01/01 to 12/31 0.01 CFS
Total Diversion: 0.01 CFS 10.3 AF
Date Filed: 02-07-2022
Place Of Use: DIVERSION TO STORAGE,FIRE PROTECTION STORAGE,RECREATION,RECREATION STORAGE,WILDLIFE STORAGE
T56N R03W S1 L7(SWSE)

96-10355
STEINBAUER FAMILY TRUST
4 OLYMPIA RIDGE DR
LAS VEGAS, NV 89141-6187
Point of Diversion L7(SWSE)
S1 T56N R03W
BONNER County
Source UNNAMED STREAM
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.06 CFS
Date Filed: 02-07-2022
Place Of Use: IRRIGATION
T56N R03W S1 L7(SWSE)
Total Acres: 2

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/WRApplicationResults/. 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 3/7/2022. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director Published on 2/17/2022 and 2/24/2022