

State of Idaho
Department of Water Resources
Permit to Appropriate Water
No. 97-8118

Priority: November 29, 2021

Maximum Diversion Rate: 0.04 CFS

This is to certify that

GLENDPA PAIGE WISER PO BOX 2398 PRIEST RIVER ID 83856-2398

has applied for a permit to appropriate water from:

Source : SPRING

Tributary: LOWER WEST BRANCH
PRIEST RIVER

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

Beneficial Use

DOMESTIC

Period of Use

01/01 to 12/31

Rate of Diversion

0.04 CFS

Location of Point(s) of Diversion

SPRING SW¼ NE¼ SE¼, Sec. 26, Twp 57N, Rge 05W, B.M. BONNER County

Place of Use: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	05W	26													X				

Conditions of Approval

1. Proof of application of water to beneficial use shall be submitted on or before **January 01, 2023**.
2. Subject to all prior water rights.
3. Domestic use is for 1 home.
4. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
5. Water shall not be diverted under this right when flows in the Priest River are below minimum flow amounts as defined by Right 97-7380. The right holder shall be responsible for monitoring the daily flow of the Priest River using real-time data and shall cease diverting water when flows in the Priest River are below established minimum flow amounts. Unless otherwise specified by the Director of the Department of Water Resources, data from the U.S. Geological Survey Priest River Gauging Station, No. 12395000, may be used for purposes of determining the daily flow amounts.
6. This right does not grant any right-of-way or easement across the land of another.

This permit is issued pursuant to the provisions of Idaho Code § 42-204.

Signed this 13th day of January, 2022



ADAM FREDERICK
Water Rights Supervisor

State of Idaho
Department of Water Resources
Attachment to Permit to Appropriate Water
97-8118

This map depicts the DOMESTIC place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

05W



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.035 0.07 0.14 Miles





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

January 14, 2022

GLENDPA PAIGE WISER
PO BOX 2398
PRIEST RIVER ID 83856-2398

RE: Permit No. 97-8118

Permit Approval Notice

Dear Permit Holder(s):

The Department of Water Resources ("Department") has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review all the conditions of approval listed on your permit. The conditions include requirements that you must accomplish, such as timely submittal of proof of beneficial use or installation of a measuring device, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district. Failure to comply with the conditions of approval may result in your permit lapsing or being canceled.

The permit is a PRELIMINARY ORDER issued pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

The final step in the water right process is issuance of a water right license. To receive a water right license, you must divert and use water to the full extent intended and submit a *Statement of Completion for Submitting Proof of Beneficial Use* by the date shown in condition no. 1 of your permit. The Department will send you a *Proof Due Notice* approximately 60 days prior to the date listed in condition no. 1 of your permit.

You may also require approvals from other Department programs, such as Ground Water Protection, Safety of Dams, or Stream Channel Protection, to accomplish your proposed development. Please call or visit any Department office or see the Department's website at idwr.idaho.gov for more information about these programs.

Please be advised that Idaho Code § 42-248, requires you or the owner of this water permit to maintain current ownership and address records on file with the Department. Forms to file an assignment of permit and/or a change in the address of the permit owner are available from any Department office or at the Department's website at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please contact the Northern Region Office at (208) 762-2800.

Sincerely,



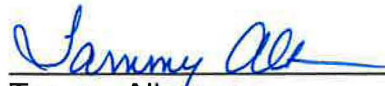
Adam Frederick
Water Rights Supervisor

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on January 14, 2022, I served a true and correct copy of Permit to Appropriate Water No. 97-8118 by U.S. Mail, postage prepaid, to the following:

GLENDIA PAIGE WISER (Current Owner)
PO BOX 2398
PRIEST RIVER ID 83856-2398



Tammy Alleman
Administrative Assistant 1

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. **Note: the petition must be received by the department within this fourteen (14) day period.** 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 service date 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.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Bonner)

Danielle Ruhmshottel, being first duly sworn on oath,
deposes and states:

1. I am a citizen of the United States of America, over
the age of 18 years, a resident of Bonner County, Idaho, and
am not a party to the proceedings referred to in the attached

Public Notice
My business address is P.O. Box 159, Sandpoint, Idaho.

2. I am the bookkeeper of the Bonner County Daily Bee,
a newspaper of general publication in Bonner County, Idaho;

3. Said newspaper has been continuously and
uninterruptedly published in Bonner County, Idaho during a
period of 12 months prior to the first publication of said
Notice, and thereafter.

4. The attached Notice was published in the regular and
entire issue of the Bonner County Daily Bee for a period of
2 consecutive weeks, commencing on the 15 day of
December, 2021, and ending on the 22 day of
December, 2021.

Danielle Ruhmshottel

State of Idaho, county of Bonner ss.

On this 22 day of December, in the year of 2021,
before me, Katrina George, Notary Public, personally
appeared Danielle Ruhmshottel known or identified to me to
be the person whose name is subscribed to the within
instrument, and acknowledged to me that he (or they)
executed the same.

Katrina George
Notary Public
Residing at: Kootenai County

My Commission Expires 8/29/23

RECEIVED

JAN 10 2022

IDWR / NORTH



PUBLIC NOTICE

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

95-18207
JEFFREY E JONES
TAMMY J JONES
326 SONGBIRD WAY
SPIRIT LAKE, ID 83869
Point of Diversion NWSE
S21 T54N R04W
BONNER County
Source GROUND WATER
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: 11-24-2021
Place Of Use:
DOMESTIC, STOCKWATER
T54N R04W S21 NWSE

95-18215
RODNEY K ROSACKER
DEBRA A ROSACKER
23 BARN OWL DR
SPIRIT LAKE, ID 83869-1900
Point of Diversion NESW
S21 T54N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 12-01-2021
Place Of Use: DOMESTIC
T54N R04W S21 NESW

96-10075
JANICE DAUGHERTY
84 CEDAR VIEW ESTATES
RD
BLANCHARD, ID 83804-9582
Point of Diversion L2(SWNW)
S31 T55N R05W
BONNER County
Source GROUND WATER
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.12 CFS
Total Diversion: 0.14 CFS
Date Filed: 12-07-2021
Place Of Use:
IRRIGATION, STOCKWATER
T55N R05W S31
L1(NWNW), L2(SWNW)

Total Acres: 4

97-7691
CHAD WHITNEY
PO BOX 666
DEER PARK, WA 99006-0666
Point of Diversion NESE
S18 T61N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1/1 to 12/31
Total Diversion: 0.02 CFS
Date Filed: 09-15-2021
Place Of Use: DOMESTIC
T61N R04W S18
NESE, NWSE

97-8030
FRANK KIRITZ
3025 W ROSEWOOD AVE
SPOKANE, WA 99208
Point of Diversion L3(NESE)
S17 T60N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 11-24-2021
Place Of Use: DOMESTIC
T60N R04W S17 L3(NESE)

97-8068

BRADLEY HOYT
1324 N LIBERTY LAKE RD
102
LIBERTY LAKE, WA
99019-8523
Point of Diversion SWNW
S15 T59N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1/1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 11-24-2021
Place Of Use: DOMESTIC
T59N R04W S15 SWNW

97-8082

DAVID L KLUTZZ & BONNIE
G KLUTZZ REVOCABLE
TRUST
78 EAST RIVER SPUR
PRIEST RIVER, ID
83856-9701
Point of Diversion NWNW
S23 T58N R04W
BONNER County
Source EAST RIVER
Tributary PRIEST RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.13 CFS
Date Filed: 12-03-2021
Place Of Use: IRRIGATION
T58N R04W S23 NWNW
Total Acres: 6.5

97-8115

DAVID L KLUTZZ & BONNIE
G KLUTZZ REVOCABLE
TRUST
78 EAST RIVER SPUR
PRIEST RIVER, ID
83856-9701
Point of Diversion SESWSW
S14 T58N R04W
BONNER County
Source SPRING
Tributary SINKS
Point of Diversion SWSWSW
S14 T58N R04W
BONNER County
Source SPRING
Tributary SINKS
Use: DIVERSION TO
STORAGE
01/01 to 12/31 0.15 CFS
Use: AESTHETIC STORAGE
01/01 to 12/31 2.2 AF
Use: FIRE PROTECTION
STORAGE
01/01 to 12/31 2.2 AF
Use: RECREATION
STORAGE
01/01 to 12/31 2.2 AF
Total Diversion: 0.15 CFS
Date Filed: 11-26-2021
Place Of Use: AESTHETIC
STORAGE, DIVERSION TO
STORAGE, DIVERSION TO
STORAGE, FIRE
PROTECTION STORAGE,
RECREATION STORAGE
T58N R04W S14 SWSW
Total Acres: 6.5

97-8118

GLENDIA PAIGE WISER
PO BOX 2398
PRIEST RIVER, ID
83856-2398
Point of Diversion SWNESE
S26 T57N R05W
BONNER County
Source SPRING
Tributary LOWER WEST
BRANCH PRIEST RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 11-29-2021
Place Of Use: DOMESTIC
T57N R05W S26 NESE

97-8119

DAWN NOLAN
CALVIN NOLAN
PO BOX 54
BAYVIEW, ID 83803-0054
Point of Diversion SESE
S9 T58N R04W
BONNER County
Source GROUND WATER
Tributary PRIEST RIVER
Point of Diversion SESE
S9 T58N, R04W
BONNER County
Source UNNAMED STREAM

Tributary PRIEST RIVER
Use: WILDLIFE STORAGE
01/01 to 12/31 22 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 30 AF
Use: DIVERSION TO
STORAGE
01/01 to 12/31 0.2 CFS
Use: WILDLIFE
01/01 to 12/31 0.2 CFS
Use: IRRIGATION FROM
STORAGE
01/01 to 12/31 30 AF
Use: FIRE PROTECTION
STORAGE
01/01 to 12/31 22 AF
Total Diversion: 0.2 CFS,
52 AF
Date Filed: 11-30-2021
Place Of Use: DIVERSION TO
STORAGE, FIRE
PROTECTION STORAGE,
IRRIGATION FROM
STORAGE, IRRIGATION
STORAGE, WILDLIFE,
WILDLIFE STORAGE
T58N R04W S9
SWSE, SESE
Total Acres: 10

97-8120

DAWN NOLAN
CALVIN NOLAN
PO BOX 54
BAYVIEW, ID 83803-0054
Point of Diversion SESE
S9 T58N R04W
BONNER County
Source GROUND WATER T
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 11-30-2021
Place Of Use:
DOMESTIC, IRRIGATION,
STOCKWATER
T58N R04W S9
NESE, NWSE, SWSE, SESE
Total Acres: 15

97-8131

CURTIS EVANENKO
CHERYL EVANENKO
147 HORIZON VIEW LN
WALLA WALLA, WA
99362-7197
Point of Diversion SESENW
S13 T56N R05W
BONNER County
Source SPRING
Tributary PRIEST RIVER
Point of Diversion SESENW
S13 T56N R05W
BONNER County
Source SPRING
Tributary PRIEST RIVER
Point of Diversion SESENW
S13 T56N R05W
BONNER County
Source SPRING
Tributary PRIEST RIVER

Point of Diversion SESENW

S13 T56N R05W
BONNER County
Source SPRING Tributary
PRIEST RIVER
Use: DIVERSION TO
STORAGE
01/01 to 12/31 0.2 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: STOCKWATER
STORAGE
01/01 to 12/31 0.1 AF
Use: STOCKWATER FROM
STORAGE
01/01 to 12/31 0.1 AF
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Use: IRRIGATION STORAGE
04/01 to 10/31 3 AF
Use: IRRIGATION FROM
STORAGE
04/01 to 10/31 3 AF
Use: FIRE PROTECTION
STORAGE
01/01 to 12/31 2 AF
Use: RECREATION
STORAGE
01/01 to 12/31 2 AF
Total Diversion: 0.2 CFS
Date Filed: 12-03-2021
Place Of Use: FIRE
PROTECTION STORAGE,
IRRIGATION,
IRRIGATION FROM
STORAGE, IRRIGATION
STORAGE, RECREATION
STORAGE, STOCKWATER,
STOCKWATER FROM
STORAGE, STOCKWATER
STORAGE
T56N R05W S13 SENW
Total Acres: 1

Permits will be subject to all
prior water rights. For addi-
tional information concerning
the property location, contact
the Northern office at
(208)762-2800; or for a full de-
scription of the right(s), please
see [https://idwr.idaho.gov/apps/](https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/)
[ExtSearch/WRAApplicationRes](https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/)
[ults/](https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/). Protests may be submit-
ted 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 Wa-
ter Resources, Northern Re-
gion, 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
1/3/2022. The protestant must
also send a copy of the protest

to the applicant.

GARY SPACKMAN, Director
SNP LEGAL 1081
AD#502461
DECEMBER 15, 22, 2021