

85209

STATE OF IDAHO

Ident. No. 95-18146

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

AUG 12 2021

IDWR/NORTH

1. Name of applicant(s) Bruce Christensen Phone 208-699-7045
 Mailing address 8655 E. Challenge Rd City Heppner Lake
 State ID ZIP 83835 Email bruce.christensen@mindspring.com
 Name connector (check one): ☐ and ☐ or ☐ and/or
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 Ground Water which is a tributary of _____
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
51N	03W	11			SE	SW	Hootenai	Ground Water	00013653

5. Water will be used for the following purposes:
 Amount 0.02 CFS for Domestic purposes from 01-01 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) 0.02 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. 5 HP pressure tank
shared well between this applicant & 95-13475
- 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? 2000; drilling firm H2O well; well was drilled for (well owner) _____; Drilling Permit No. _____

For Department Use

Received by NS Date 8-12-21 Time _____ Preliminary check by _____
 Fee \$ 100 Received by NS Receipt No. N037201 Date 8-12-21

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 1 house
- 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	
<u>57N</u>	<u>03W</u>	<u>11</u>												<u>D</u>					

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? _____

- Who owns the property at the point of diversion? Shawn Gizzard
- Who owns the land to be irrigated or place of use? Bruce Christensen
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Due to shared well agreement Attached

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. _____

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

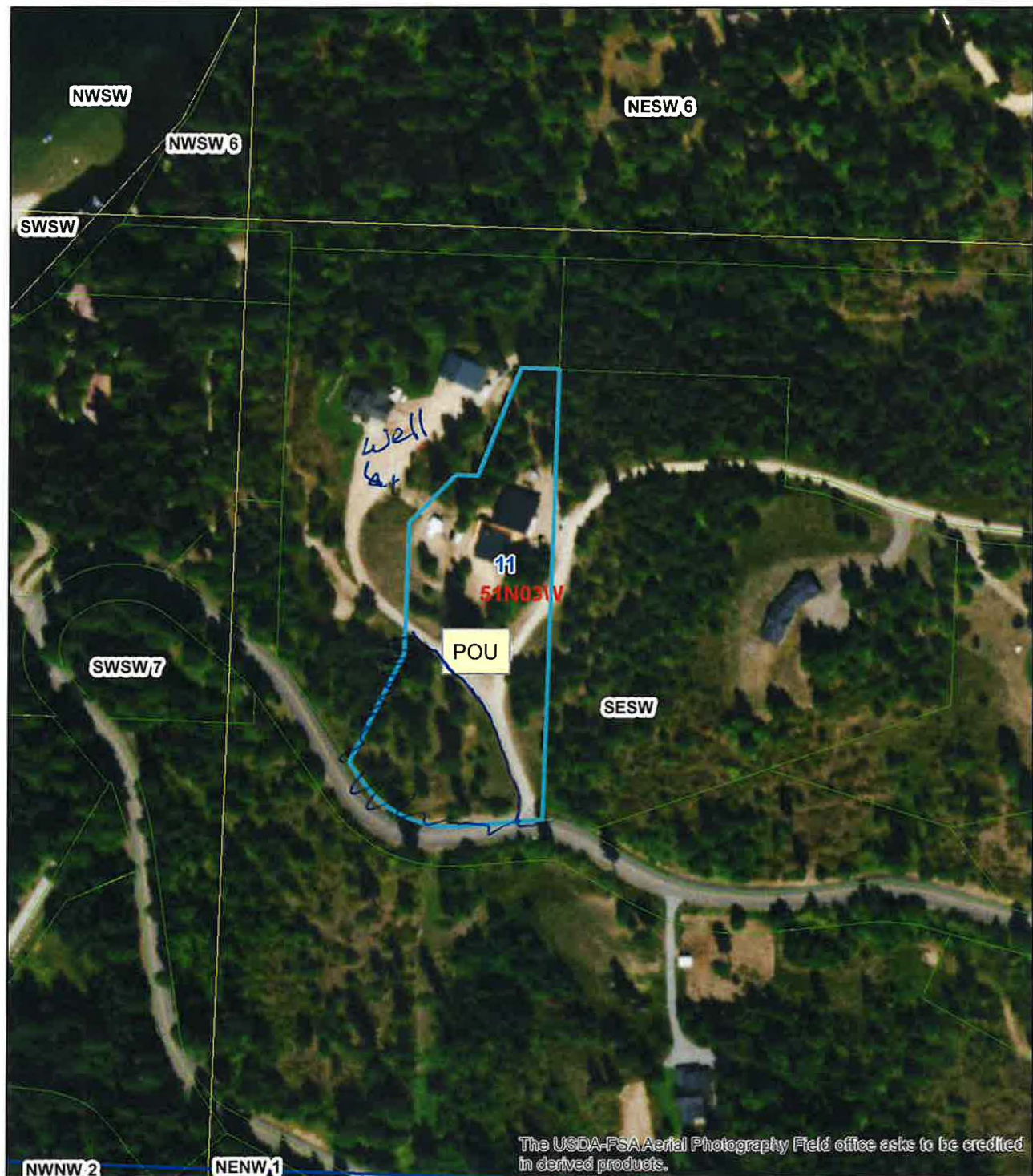
14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

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.

Bruce Christensen
Signature of Applicant
Bruce Christensen
Print Name (and title, if applicable)

Sandra Christensen
Signature of Applicant
Sandy Christensen
Print Name (and title, if applicable)

APPLICATION MAP



Legend

- Parcels
- Township/Range
- Sections
- QQ

0 0.0225 0.045 0.09 Miles



JIM BRANNON 4 P 2653306000
KOOTENAI COUNTY RECORDER
CMK 7/20/2018 3:06 PM
REQ OF ALLIANCE TITLE - COEUR D'ALENE
OFFICE
RECORDING FEE: \$15.00 DE
Electronically Recorded

**JOINT WELL AGREEMENT
WITH GRANT OF EASEMENT**

400797

Parties/Property:

BRUCE L. CHISTENSEN and SANDRA K. CHRISTENSEN, husband and wife, herein referred to as Grantor, whose address is 16853 E. Hayden Lake Rd., Hayden, ID 83835, and whose property is described as follows, is owner of the following property:

Lot 1, Block 1, MOKINS VIEW ESTATES, according to the official plat thereof recorded in Book L of Plats at Page 179, records of Kootenai County, Idaho. (Servient Estate)

BRUCE L. CHRISTENSEN and SANDRA K. CHRISTENSEN, husband and wife, herein referred to as Grantee, whose address is 16853 E. Hayden Lake Rd., Hayden, ID 83835, and whose property is described as follows:

Lot 2, Block 1, MOKINS VIEW ESTATES, according to the official plat thereof recorded in Book L of Plats at Page 179, records of Kootenai County, Idaho. (Dominant Estate)

For ONE DOLLAR (\$1.00) and other consideration Grantor hereby grants, bargains, sells and conveys unto Grantee an undivided one-half (1/2) interest in the shared well identified by Idaho Department of Water Resources Well Tag #D0013653 ("Well") that is situated on the property of the servient estate, together with an ingress, egress and water line easement to the well for water and electric service to the well for the benefit of the property belonging to Grantee herein described. Said easement and grant is to be appurtenant to Grantee's property above-described.

Purpose: This Joint Well Agreement with Grant of Easement is to provide ingress and egress to and from the dominant estate over and across the servient estate. Usage of water from the well is un-metered but is limited to single family household usage. Agricultural and commercial usage is prohibited by either the dominant or servient

FEATHERSTON & LAW, PLLC
Attorneys at Law

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Jeremi L. Ostman**

113 S. Second Ave.
Sandpoint, ID 83864
Phone (208) 263-6366
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*Licensed in Idaho & Washington
**Licensed in Idaho & Michigan

JOINT WELL AGREEMENT WITH GRANT OF EASEMENT - 1

estate unless mutually agreed to in written, signed agreement. Easement across the servient estate is for the limited purpose of installing, maintaining and improving or upgrading water lines, electrical lines from the well as needed to continue supply of water to the holder of the dominant estate or for installing, maintaining or improving the well, pump, pressure tanks and other related appurtenances to the Well ("Waterworks"). This right of easement and access is for installation and maintenance purposes and anticipates that machinery and equipment will be used on the servient estate to facilitate these purposes or any other purpose or activity necessary to the easement in favor of the dominant estate.

Route: The water line route has not yet been installed or established but is anticipated to commence from the common boundary and proceed across the servient estate to the wellhead on the most direct route to serve any residence or improvements subsequently determined by the grantee or successor owner of the dominant estate, as determined by them in their discretion. The route of the water line and the easement will be 10 feet wide on either side of the waterline as installed in the future. Easement also is granted in a 10 foot radius around the wellhead for servicing the wellhead and pump therein. Either party is entitled to survey the centerline to establish the route of record.

The route and/or construction of any access route for purposes of ingress and egress with equipment, shall be done in such manner as to minimize the negative visual and ecological impact upon the servient estate as well as minimize conflict with the use and enjoyment of the servient estate by the holder thereof.

Maintenance: The dominant estate shall bear all expense of connecting to the Well and installing the waterline. The owners of the dominant and servient estate are to share equally the entire cost of maintenance of the well. Each party is individually responsible to care for and maintain their respective waterlines from the Well. Repairs and upgrades to the Well or Waterworks are to be made promptly and expeditiously and the ground surface is to be restored to its original state or as close thereto as possible.

In the event there is a shortfall in water supply that fails to meet the household demand, the holder of the dominant and holder of the servient estate are to restrict and reduce usage equally.

This Joint Well Agreement with Grant of Easement is appurtenant to Grantee's estate described above and may not be assigned, apportioned or further conveyed except as an appurtenance to said property. Usage by the dominant estate shall be restricted to the single-family residences.

In the event of nonpayment by either party for electricity or maintenance, the paying party is to provide notice of the amount due and statement of account to the non-paying party. Either party can pay what is necessary and will be allowed a right to collect from the other party along with attorney fees and costs incurred in pursuing payment from the non-paying party. Any unpaid amount will be subject to interest at the statutory amount of 12% per annum.

FEATHERSTON & ASSOCIATES, P.C.
ATTORNEYS AT LAW

Daniel P. Featherston
Brent C. Featherston*
Jeremy F. Featherston
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Dated this 17 day of July, 2018.

GRANTORS / GRANTEEES

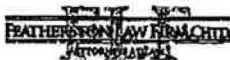
Bruce L. Christensen
BRUCE L. CHRISTENSEN

Sandra K. Christensen
SANDRA K. CHRISTENSEN

STATE OF IDAHO)
County of Kootenai) ss.

On this 17 day of July, 2018, before me, the undersigned Notary Public, personally appeared **BRUCE L. CHRISTENSEN and SANDRA K. CHRISTENSEN**, known to me or proved to me on the basis of satisfactory evidence, to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.


Notary Public - State of Idaho
My Commission expires 2/10/2023



Daniel P. Featherston
Brent C. Featherston*
Jeremy P. Featherston
Jeremi L. Osaman**

113 S. Second Ave.
Sandpoint, ID 83864
Phone (208) 263-6866
Fax (208) 263-0400




SHAWN GRIZZARD


JUDY GRIZZARD

California
STATE OF ~~IDAHO~~)
County of *Kern*) ss.

On this 19 day of July, 2018, before me, the undersigned Notary Public, personally appeared SHAWN GRIZZARD and JUDY GRIZZARD, known to me or proved to me on the basis of satisfactory evidence, to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.




Notary Public - State of ~~Idaho~~ *California*
My Commission expires 9-26-2019

FEATHERSON LAW FIRM
P.C.

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JOINT WELL AGREEMENT WITH GRANT OF EASEMENT - 4



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

August 26, 2021

SANDRA CHRISTENSEN
8655 E CHALLENGE RD
HAYDEN LAKE, ID 83835-7323

RE: Application for Permit No. 95-18146

Dear Applicant:

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 COEUR D ALENE PRESS on 9/2/2021 and 9/9/2021. 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: Thursday, August 26, 2021 3:17 PM
To: 'LEGALS@CDAPRESS.COM'
Subject: Legal Notice
Attachments: Legal Notice for 94-9660, 95-18144, 95-18146, 95-18148, & 95-18149.docx

Please publish the enclosed legal notice in the **Coeur d'Alene Press** on the dates indicated **September 2nd & September 9th, 2021** (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 **September 20, 2021**. 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

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 85182**

NORTH KOOTENAI WATER DISTRICT, 13649 N MEYER RD, RATHDRUM, ID 83858-4904 has filed Application No. 85182 for changes to the following water rights within KOOTENAI County(s): Right No(s). 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9199, 95-9217; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows:

This transfer proposes to list all of North Kootenai Water District's wells within the Rathdrum Prairie Aquifer on existing rights 95-2144, 95-2205, 95-7138, 95-9185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9199, & 95-9217.

For additional information concerning the property location, contact Northern Region office at (208)762-2800. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department 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 9/20/2021. The protestant must also send a copy of the protest to the applicant.

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

94-9660

LUKE SMITH
TIANNE SMITH
27191 E SCHOOLHOUSE LOOP
CATALDO, ID 83810
Point of Diversion NWNESE
S23 T49N R01W
KOOTENAI County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-13-2021
Place Of Use: DOMESTIC
T49N R01W S23 NESE

95-18144

BYRON M HIGA
JENNIFER L HIGA
PO BOX 1275
ATHOL, ID 83801-1275
Point of Diversion SWNE
S18 T53N R02W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-11-2021
Place Of Use: DOMESTIC
T53N R02W S18 SWNE

95-18146

SANDRA CHRISTENSEN
8655 E CHALLENGE RD
HAYDEN LAKE, ID 83835-7323
Point of Diversion SESW
S11 T51N R03W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.02 CFS
Date Filed: 08-12-2021
Place Of Use: DOMESTIC
T51N R03W S11 SESW

95-18148

OWENS CRAIG
3555 E FERNAN HILL RD

COEUR D ALENE, ID 83814-9700
Point of Diversion SWSNW
S17 T50N R03W
KOOTENAI County
Source SPRING
Tributary SINKS
Point of Diversion SESEW
S17 T50N R03W
KOOTENAI County
Source SPRING
Tributary SINKS
Use: IRRIGATION
03/15 to 11/15
Total Diversion: 0.06 CFS
Date Filed: 08-17-2021
Place Of Use: IRRIGATION
T50N R03W S17
L2(NESW),SEW
Total Acres: 2

95-18149
KIKI MILLER
3555 E FERNAN HILL RD
COEUR D ALENE, ID 83814-9700
Point of Diversion SESW
S31 T50N R03W
KOOTENAI County
Source COEUR D ALENE LAKE
Tributary SPOKANE RIVER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 08-17-2021
Place Of Use: DOMESTIC,FIRE PROTECTION
T50N R03W S31
SESW,L1(SESW)

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 9/20/2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director Published on 9/2/2021 and 9/9/2021