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AUG 11 2021

IDWR/NORTH

85206

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 95-18144

1. Name of applicant(s) HIGA, BYRON M. HIGA JENNIFER L. Phone (208) 304.5024
 Name connector (check one): ☐ and ☐ or ☒ and/or
 Mailing address PO BOX 1275 City ATHOL
 State ID ZIP 83801 Email _____
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 #
53N	02W	18			SW	NE	KOOTENAI	GROUND WATER	00079146

5. Water will be used for the following purposes:
- Amount 0.04 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) 0.04 cfs 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. DRILLED WELL COMPLETED
DATE COMPLETED 10-26-18 CONNECT 1 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 8 inches; proposed depth of well is 460 feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No
- e. If well is already drilled, when? 10-26-18; drilling firm HORSBY DRILLING;
 well was drilled for (well owner) SULLIVAN, DARRYL; Drilling Permit No. _____
SULLIVAN KELLY

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by JB Receipt No. N037259 Date 8-11-2021

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 (INCLUDES .5 ACRES LAWN GARDEN IRRIGATION)
- 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	
53N	02W	18			D														

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. PHYSICAL ADDRESS IS 29965 N CARAVELLE RD. PARCEL 53N02W-18-1450

29885 BH 8-11-21

13. Time required for completion of works and application of water to proposed beneficial use is 5 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.

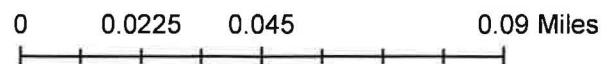
Byron M. Higa
Signature of Applicant
BYRON M. HIGA
Print Name (and title, if applicable)

Jennifer L. Higa
Signature of Applicant
JENNIFER L. HIGA
Print Name (and title, if applicable)

02W



Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community



-  PLS Sections
-  Quarter Quarters
-  Taxlots

$x =$ well point of DIVERSION

 = PLACE OF USE



Tax parcel information provided by Kootenai County.



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

BYRON M HIGA
JENNIFER L HIGA
PO BOX 1275
ATHOL, ID 83801-1275

RE: Application for Permit No. 95-18144

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 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 SESENW
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),SENW
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