

RECEIVED

JUN 07 2021

STATE OF IDAHO

Ident. No. 92-11119

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MAY 27 2021

IDWR / NORTH

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

IDWR / NORTH

1. Name of applicant(s) ARCENEUX, DONALD J Phone 337-258-4850
 Mailing address PO BOX 212 City SANTA
 State IDAHO ZIP 83866 Email djarceneux@hotmail.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 NW FORK which is a tributary of SANTA CREEK
4. Location of point(s) of diversion: UNNAMED STREAM #9

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
44N	03W	35	1		NE	NE	BENEWAH	~~NW FORK SANTA CREEK~~	
								UNNAMED STREAM	#9

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 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. DIPPING WATER
BUCKET
- 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 JH Date 5-27-21 Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by JH Receipt No. N037020 Date 5-27-21

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
 - 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	
44N	03W	35	D																
			GL-1																

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!
- 3557 SANDERS RD
- ST. MARIES, ID 83861
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.

Donald Joseph Arceneaux
Signature of Applicant

Print Name (and title, if applicable)

5-25-21

Signature of Applicant

Print Name (and title, if applicable)

State of Idaho
Department of Water Resources
Application For Permit



-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.03 0.06 0.12 Miles

Tax parcel information provided by Benewah County.



Handwritten signature in red ink.



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN Region • 7600 N MINERAL DR STE 100 • COEUR D'ALENE, ID 83815-7763

Phone: (208)762-2800 • Fax: (208)769-2819 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

June 30, 2021

DONALD J ARCENEAUX
PO BOX 212
SANTA, ID 83866-0212

RE: Application for Permit No. 92-11119

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 ST MARIES GAZETTE RECORD on 7/7/2021 and 7/14/2021. 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,

A handwritten signature in blue ink that reads "Tammy Alleman".

Tammy Alleman
Administrative Assistant

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, June 30, 2021 9:42 AM
To: 'Chantilly.Higbee@deq.idaho.gov'; 'Anna.Moody@deq.idaho.gov'; 'Horsmon,Merritt'
Subject: Request for Comments WR#92-11119

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 July 26, 2021.

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

Thank you,

Tammy

*Tammy Alleman
Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone: (208) 762-2800
Fax (208) 762-2819*

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, June 30, 2021 9:31 AM
To: 'jamie@smgazette.com'
Subject: Legal Notice
Attachments: Legal Notice for 91-8056, 91-8059, & 92-11119.docx

Please publish the enclosed legal notice in the **St. Maries Gazette Record** on the dates indicated **July 7th & July 14th, 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 **July 26, 2021**. Your cooperation is appreciated.

Thank you,

Tammy

*Tammy Alleman
Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone: (208) 762-2800
Fax (208) 762-2819*

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

91-8056

DEVIN C HICKS
NIKA A HICKS
111 GRANDMAS WAY
ST MARIES, ID 83861-9486
Point of Diversion SENW
S8 T46N R02W
BENEWAH County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-07-2021
Place Of Use: DOMESTIC
T46N R02W S8 SENW

91-8059

RIVER PARTY LLC
502 N 20TH ST
COEUR D ALENE, ID 83814-5502
Point of Diversion L2(NWSW)
S15 T46N R01W
BENEWAH County
Source ST JOE RIVER
Tributary COEUR D ALENE LAKE
Use: IRRIGATION
03/15 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 06-11-2021
Place Of Use: IRRIGATION
T46N R01W S15 L2(NWSW)
Total Acres: 0.5

92-11119

DONALD J ARCENEUX
PO BOX 212
SANTA, ID 83866-0212
Point of Diversion L1 (NENE)
S35 T44N R03W
BENEWAH County
Source UNNAMED STREAM
Tributary SANTA CREEK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-07-2021
Place Of Use: DOMESTIC
T44N R03W S35 L1(NENE)

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 7/26/2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 7/7/2021 and 7/14/2021



State of 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

Website: idwr.idaho.gov • Email: northerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

May 28, 2021

****Time Sensitive Response Required by 3/30/2021****

Donald J. Arceneaux
PO Box 212
Santa, ID 83866

Re: Unacceptable for Filing status on Application for Permit (Rule 35 Application Requirements)

Dear Applicant:

Thanks for your Application for Permit, received by Idaho Department of Water Resources (IDWR), on May 27, 2021. **We are contacting you today because your Application is unacceptable for filing due to an incorrect source name on Lines 3 and Line 4, missing period of use on line 5, and missing total quantity information on Line 6(a).** IDWR staff are prohibited from making corrections to your Application. Your original Application is enclosed for correction.

The errors shown below require correction before IDWR can process your Application and publish newspaper legal notices. The source name (Line 3 & Line 4) must be shown as printed on the applicable U.S. Geological Survey (USGS) topographic map. 'Unnamed Stream' is used for streams that appear on USGS maps with no printed name. Unofficial local names or signs placed on streams cannot be used for the Application For Permit unless they match the USGS map name. **Please line through all changes, write in correct information, and initial and date each correction as described below:**

- Source Line 3 and Line 4 Change to read as '...Unnamed Stream...'
- Line 5 Add '...01-01...' and '...12-31...' to period of use.
- Line 6 (a) Write in same quantity as shown on Line 5 (0.04 CFS)

Please review the enclosed information and phone me at (208) 762.2816, if you have any questions. **An Application that is acceptable for filing must be received no later than June 30, 2021.** IDWR will take steps to terminate the Application, if no response is received, in accordance with Idaho Code § 42-204.

Respectfully,

Shaun M. Maxey
Sr. Water Resource Agent
Idaho Department of Water Resources, Northern Region

Enclosures:

Original signed Application For Permit & map

Additional Copy of original IDWR Draft Application For Permit