

MAR 18 2021

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION NORTH

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☐ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change ☐ Ownership split
☐ Transfer is for changes pursuant to [Idaho Code § 42-221.O.8](#). Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** ROSS POINT WATER DISTRICT Phone 208-773-1120
 2. **MAILING ADDRESS** PO BOX 70 City POST FALLS
 State ID Zip 83877 Email DANSELDEN@HOTMAIL.COM

- ☒ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the [fee schedule](#).

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST WATER RIGHT NUMBER(S)** 95-4088; 95-7258; 95-7698; 95-8477; 95-9009; 95-15533

- ☒ Attach a copy of the water right(s) as recorded, available at [idwr.idaho.gov](#), *Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 5.5 cubic feet per second and/or _____ acre-feet per annum.
 (diversion rate) (storage volume)

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at [idwr.idaho.gov](#), *Water Rights, Water Right Transfers, Modeling Resources*.

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
NO			NW	SE	30	51N	04W	KOOTENAI	GROUNDWATER	FOXTAIL #1
NO			NE	SE	25	51N	05W	KOOTENAI	GROUNDWATER	TULLAMORE
NO			SE	NE	26	51N	05W	KOOTENAI	GROUNDWATER	GREENSFERRY
NO			NE	SW	35	51N	05W	KOOTENAI	GROUNDWATER	SYRINGA
NO			NE	NW	36	51N	05W	KOOTENAI	GROUNDWATER	HIGH SCHOOL
NO	1		NW	NW	31	51N	04W	KOOTENAI	GROUNDWATER	Horsehaven/Hwy 41
YES			NW	NE	25	51N	05W	KOOTENAI	GROUNDWATER	NEW RPWD WELL
NO			NW	SE	30	51N	04W	KOOTENAI	GROUNDWATER	NEW FOXTAIL #2

6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

ALL WELLS HAVE FLOW METERS AND VALVES IN THE WELL HOUSES. THE NEW WELL WILL HAVE A TOTALIZING FLOW METER INSTALLED IN THE WELL HOUSE AS WELL AS A LOCKABLE VALVING.

- b. Who owns the property at the point(s) of diversion? ROSS POINT WATER DISTRICT

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☐ No

- ☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and ¼ ¼ of section information. You may create a map at idwr.idaho.gov, *Water Rights, Water Right Transfers, File a Transfer Application, Step 2C*.

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Dan Selden
Signature of applicant or authorized agent

Dan Selden
Print name and title if applicable

3-18-2021
Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. **FEE** – ☐ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. Applications for changes pursuant to Idaho Code § 42-221.O.8, require a filing fee of \$50 per water right. All other application fees are based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by _____ Date _____

Fee paid \$6000 Date 3-18-21 Received by NS Receipt # 11036813

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

300.00

3-9-21

TA

11036788

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☐ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change ☐ Ownership split
- ☐ Transfer is for changes pursuant to [Idaho Code § 42-221.O.8](#). Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** Ross Point Water District Phone 208.773.1120

2. **MAILING ADDRESS** PO Box 70 City Post Falls

State ID Zip 83877 Email danselden@hotmail.com

- ☒ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
- ☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
- ☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the [fee schedule](#).

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 95-4088; 95-7258; 95-7698; 95-8477; 95-9009; 95-15533

- ☒ Attach a copy of the water right(s) as recorded, available at idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 13.51 cubic feet per second and/or 2379.6 acre-feet per annum.
(diversion rate) (storage volume)

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, *Water Rights, Water Right Transfers, Modeling Resources*.

[illegible]

6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

The new well will have a totalizing flow meter in the well house as well as lockable valving.

- b. Who owns the property at the point(s) of diversion? Ross Point Water District

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

SUPERSEDED

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No

- ☐ If yes and there are multiple owners, attach a [Lessor Designation](#) form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an [IRS Form W-9](#).
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and ¼ ¼ of section information. You may create a map at idwr.idaho.gov, *Water Rights, Water Right Transfers, File a Transfer Application, Step 2C*.
8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Signature of applicant or authorized agent

Print name and title if applicable

Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. **FEE** – ☒ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. Applications for changes pursuant to Idaho Code § 42-221.O.8. require a filing fee of \$50 per water right. All other application fees are based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The [Fee Schedule](#) is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the [Application for Transfer Instructions](#).

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments.

Received by _____ Date _____

Fee paid 300.00 Date 3-9-21

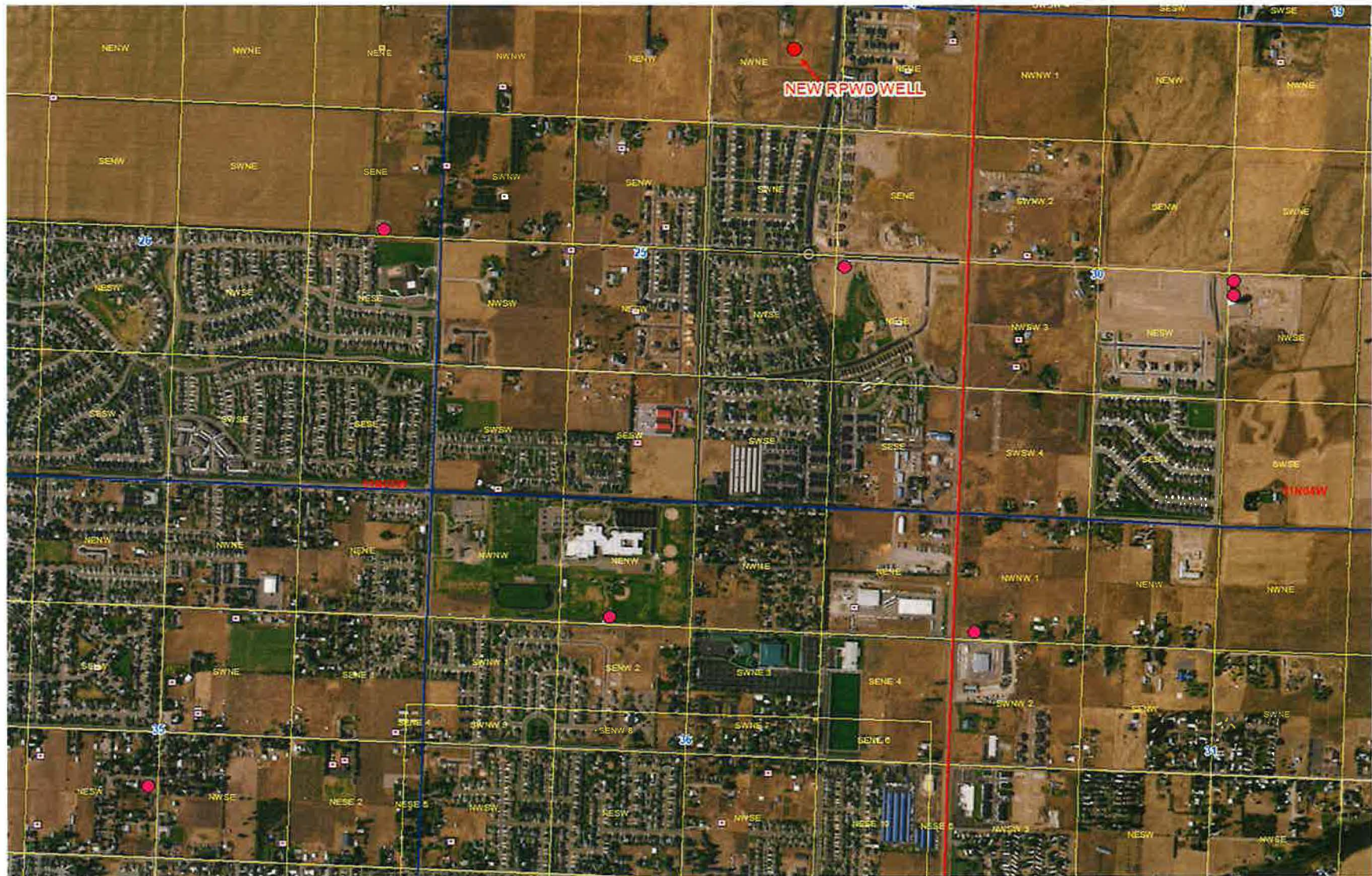
Received by ya Receipt # N036788

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

ROSS POINT WATER DISTRICT APPLICATION FOR TRANSFER OF WATER RIGHTS – NEW POINT OF DIVERSION



- EXISTING WELL LOCATIONS (7 EA)
- PROPOSED NEW WELL LOCATION (Twp 51N, Rge 05W, Sec 25, NW¼NE¼, Kootenai County)

ASCE 7-16 Wind Forces Chpt 28, Pt2 & Chpt 30, Pt2

File: Structural Calculations.ec6
Software copyright ENERCALC, INC. 1983-2020, Build:12.20.8.17
Whipple Consulting Engineers

Lic. #: KW-06009199

DESCRIPTION: Legoullon Residence

General Design Values

Calculations per ASCE 7-16

V : Basic Wind Speed per Sect 26.5-1 or 2 **105.0** mph
User specified minimum design pressure **8.0** psf
Occupancy per Table 1.5-1 **II** All Buildings and other structures except those listed
Exposure Category per 26.7 **Exposure B**
Topographic Factor Kzt per 26.8 **1.00**

"Lambda" is interpolated between height tabular values.

Main Force Resisting System Values

MRH : Mean Roof Height **37.0** ft
Roof Rise:Run Ratio **>7:12**

Component & Cladding Values

Effective Wind Area of Component & Cladding **10.0** ft²
Roof pitch for cladding pressure **Gable Roof > 27 to 4**
LHD : Least Horizontal Dimension **46.0** ft
a = max (0.04 * LHD, 3, min(0.10 * LHD, 0.4*MRH)) **4.60** ft

Lambda MWFRS: per Figure 26.8-1

1.07

Lambda Component & Cladding : per Figure 30.4-1

1.07

Design Wind Pressures

Horizontal Pressures

Load Case # 1 ...			
Zone: A =	21.00 psf	Zone: C =	16.63 psf
Zone: B =	14.28 psf	Zone: D =	11.51 psf
Load Case # 2 ...			
Zone: A =	21.00 psf	Zone: C =	16.63 psf
Zone: B =	14.28 psf	Zone: D =	11.51 psf

Vertical Pressures

Load Case # 1 ...			
Zone: E =	8.00 psf	Zone: G =	8.00 psf
Zone: F =	-12.69 psf	Zone: H =	-10.98 psf
Load Case # 2 ...			
Zone: E =	8.10 psf	Zone: G =	8.00 psf
Zone: F =	-8.00 psf	Zone: H =	-8.00 psf

Overhangs

Load Case # 1 ...			
Zone: Eoh =	-8.00 psf	Zone: Goh =	-8.42 psf
Load Case # 2 ...			
Zone: Eoh =	-8.00 psf	Zone: Goh =	-8.42 psf

ASCE 7-16 Section 28.5.4 Minimum Design Wind Loads requires that the load effects of the design wind pressures from Section 28.5.3 shall not be less than a minimum load defined by assuming the pressures, ps, for zones A and C equal to +16 psf, Zones B and D equal to +8 psf, while assuming ps for Zones E, F, G, and H are equal to 0 psf.

ASCE 7-16 Wind Forces Chpt 28, Pt2 & Chpt 30, Pt2

Lic. # : KW-06009199

File: Structural Calculations.ec6
Software copyright ENERCALC, INC. 1983-2020, Build:12.20.8.17
Whipple Consulting Engineers

DESCRIPTION: Legoullon Residence

Component & Cladding Design Wind Pressures

Design Wind Pressure = $\Lambda \cdot K_{zt} \cdot P_{s30}$ per Eq 30.4-1

Roof Pressures	Positive	Negative	Overhang Pressures	Negative
Zone 1	19.401	-35.498 psf	Zone 1	*** psf
Zone 1'	***	*** psf	Zone 1'	*** psf
Zone 2	***	*** psf	Zone 2	*** psf
Zone 2e	19.401	-35.498 psf	Zone 2e	*** psf
Zone 2n	19.401	-39.016 psf	Zone 2n	*** psf
Zone 2r	19.401	-35.498 psf	Zone 2r	*** psf
Zone 3	***	*** psf	Zone 3	*** psf
Zone 3e	19.401	-47.863 psf	Zone 3e	*** psf
Zone 3r	19.401	-39.016 psf	Zone 3r	*** psf

Wall Pressures

Wall Zone 4 :	***	*** psf
Wall Zone 5 :	***	*** psf

*** : There is no value in Figure 30.4-1 Tabular Values



ROSS POINT WATER DISTRICT

September 11, 2020

To Whom It May Concern:

Dan Selden is authorized to sign legal documents for the Ross Point Water District.

If you have any questions please feel free to call the office at 208-773-1120. Thank you.

Sincerely,



Christine Waller
Office Manager



NEW POINT OF DIVISION

NEW RPWD WELL

WVNE

SEC 25

TSIN
R05W

Fennec Fox Ln
Kit Fox Ln

Google Earth

© 2021 Google

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 84394

This is to certify that: ROSS POINT WATER DISTRICT
PO BOX 70
POST FALLS, ID 83877-0070

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
95-15533	WR/DECREED	2/8/1955	2.850 cfs	549.0 af	N/A	N/A	GROUND WATER
95-4088	WR/DECREED	12/31/1952	0.620 cfs	N/A	N/A	N/A	GROUND WATER
95-7258	WR/DECREED	2/20/1973	1.030 cfs	692.6 af	N/A	N/A	GROUND WATER
95-7698	WR/DECREED	2/18/1977	1.250 cfs	213.0 af	N/A	N/A	GROUND WATER
95-8477	WR/DECREED	5/1/1985	2.510 cfs	925.0 af	N/A	N/A	GROUND WATER
95-9009	WR/DECREED	2/12/1999	5.250 cfs	N/A	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
95-15533	NO	NO	NO	YES	NO	NO
95-4088	NO	NO	NO	YES	NO	NO
95-7258	NO	NO	NO	YES	NO	NO
95-7698	NO	NO	NO	YES	NO	NO
95-8477	NO	NO	NO	YES	NO	NO
95-9009	NO	NO	NO	YES	NO	NO

Summary Of Water Rights After the Approved Change

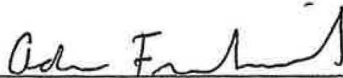
<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
95-15533	95-15533	2.850 cfs	549.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-4088	95-4088	0.620 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-7258	95-7258	1.030 cfs	692.6 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-7698	95-7698	1.250 cfs	213.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-8477	95-8477	2.510 cfs	925.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-9009	95-9009	5.250 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		13.510 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 84394

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 27th day of October, 2020.


Adam Frederick, Water Right Supervisor

WATER RIGHT NO. 95-7698

As Modified by Transfer No. 84394

In accordance with the approval of Transfer No. 84394, Water Right No. 95-7698 is now described as follows:

Right Holder: ROSS POINT WATER DISTRICT
PO BOX 70
POST FALLS, ID 83877-0070

Priority Date: 2/18/1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	1.250 cfs	213.0 af
			1.250 cfs	213.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSE	Sec 30 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSE	Sec 30 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	L1 (NWNW)	Sec 31 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 25 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SENE	Sec 26 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 35 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENW	Sec 36 Twp 51N Rge 05W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
5. Place of use is within the service area of Ross Point Water District as provided for under Idaho law. The place of use is generally located within Township 50 North, Range 4 West, Section 5, Township 51 North, Range 4 West, Sections 19, 29, 30, 31, 32, and Township 51 North, Range 5 West, Sections 24, 25, 26, 35, and 36.
6. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.

Transfer No. 84394

WATER RIGHT NO. 95-7698
As Modified by Transfer No. 84394

CONDITIONS OF APPROVAL

7. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
8. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
9. Diversion of water from the additional well(s) authorized under Transfer 84394 located in NWSE, Sec. 30, T51N, R04W shall not exceed a total combined maximum diversion rate of 5.50 cfs.
10. The following rights are diverted through the points of diversion described above: 95-4088, 95-7258, 95-7698, 95-8477, 95-9009, and 95-15533.
11. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-7258

As Modified by Transfer No. 84394

In accordance with the approval of Transfer No. 84394, Water Right No. 95-7258 is now described as follows:

Right Holder: ROSS POINT WATER DISTRICT
PO BOX 70
POST FALLS, ID 83877-0070

Priority Date: 2/20/1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	1.030 cfs	692.6 af
			1.030 cfs	692.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSE	Sec 30 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSE	Sec 30 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	L1 (NWNW)	Sec 31 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 25 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SENE	Sec 26 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 35 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENW	Sec 36 Twp 51N Rge 05W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Place of use is within the service area of Ross Point Water District as provided for under Idaho law. The place of use is generally located within Township 50 North, Range 4 West, Section 5, Township 51 North, Range 4 West, Sections 19, 29, 30, 31, 32, and Township 51 North, Range 5 West, Sections 24, 25, 26, 35, and 36.
5. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
6. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.

Transfer No. 84394

WATER RIGHT NO. 95-7258

As Modified by Transfer No. 84394

CONDITIONS OF APPROVAL

7. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
8. Diversion of water from the additional well(s) authorized under Transfer 84394 located in NWSE, Sec. 30, T51N, R04W shall not exceed a total combined maximum diversion rate of 5.50 cfs.
9. The following rights are diverted through the points of diversion described above: 95-4088, 95-7258, 95-7698, 95-8477, 95-9009, and 95-15533.
10. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-8477

As Modified by Transfer No. 84394

In accordance with the approval of Transfer No. 84394, Water Right No. 95-8477 is now described as follows:

Right Holder: ROSS POINT WATER DISTRICT
PO BOX 70
POST FALLS, ID 83877-0070

Priority Date: 5/1/1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	2.510 cfs	925.0 af
			2.510 cfs	925.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSE	Sec 30 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSE	Sec 30 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	L1 (NWNW)	Sec 31 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 25 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SENE	Sec 26 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 35 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENW	Sec 36 Twp 51N Rge 05W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Place of use is within the service area of Ross Point Water District as provided for under Idaho law. The place of use is generally located within Township 50 North, Range 4 West, Section 5, Township 51 North, Range 4 West, Sections 19, 29, 30, 31, 32, and Township 51 North, Range 5 West, Sections 24, 25, 26, 35, and 36.
5. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
6. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.

WATER RIGHT NO. 95-8477

As Modified by Transfer No. 84394

CONDITIONS OF APPROVAL

7. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
8. Diversion of water from the additional well(s) authorized under Transfer 84394 located in NWSE, Sec. 30, T51N, R04W shall not exceed a total combined maximum diversion rate of 5.50 cfs.
9. The following rights are diverted through the points of diversion described above: 95-4088, 95-7258, 95-7698, 95-8477, 95-9009, and 95-15533.
10. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-9009
As Modified by Transfer No. 84394

In accordance with the approval of Transfer No. 84394, Water Right No. 95-9009 is now described as follows:

Right Holder: ROSS POINT WATER DISTRICT
PO BOX 70
POST FALLS, ID 83877-0070

Priority Date: 2/12/1999

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	5.250 cfs 5.250 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSE	Sec 30 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSE	Sec 30 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	L1 (NWNW)	Sec 31 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 25 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SENE	Sec 26 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 35 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENW	Sec 36 Twp 51N Rge 05W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Place of use is within the service area of Ross Point Water District as provided for under Idaho law. The place of use is generally located within Township 50 North, Range 4 West, Section 5, Township 51 North, Range 4 West, Sections 19, 29, 30, 31, 32, and Township 51 North, Range 5 West, Sections 24, 25, 26, 35, and 36.
5. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
6. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.

WATER RIGHT NO. 95-9009
As Modified by Transfer No. 84394

CONDITIONS OF APPROVAL

7. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
8. Diversion of water from the additional well(s) authorized under Transfer 84394 located in NWSE, Sec. 30, T51N, R04W shall not exceed a total combined maximum diversion rate of 5.50 cfs.
9. The following rights are diverted through the points of diversion described above: 95-4088, 95-7258, 95-7698, 95-8477, 95-9009, and 95-15533.
10. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-15533

As Modified by Transfer No. 84394

In accordance with the approval of Transfer No. 84394, Water Right No. 95-15533 is now described as follows:

Right Holder: ROSS POINT WATER DISTRICT
PO BOX 70
POST FALLS, ID 83877-0070

Priority Date: 2/8/1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	2.850 cfs	549.0 af
			2.850 cfs	549.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSE	Sec 30 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSE	Sec 30 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	L1 (NWNW)	Sec 31 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 25 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SENE	Sec 26 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 35 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENW	Sec 36 Twp 51N Rge 05W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Place of use is within the service area of Ross Point Water District as provided for under Idaho law. The place of use is generally located within Township 50 North, Range 4 West, Section 5, Township 51 North, Range 4 West, Sections 19, 29, 30, 31, 32, and Township 51 North, Range 5 West, Sections 24, 25, 26, 35, and 36.
5. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
6. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.

WATER RIGHT NO. 95-15533

As Modified by Transfer No. 84394

CONDITIONS OF APPROVAL

7. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
8. Diversion of water from the additional well(s) authorized under Transfer 84394 located in NWSE, Sec. 30, T51N, R04W shall not exceed a total combined maximum diversion rate of 5.50 cfs.
9. The following rights are diverted through the points of diversion described above: 95-4088, 95-7258, 95-7698, 95-8477, 95-9009, and 95-15533.
10. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-4088

As Modified by Transfer No. 84394

In accordance with the approval of Transfer No. 84394, Water Right No. 95-4088 is now described as follows:

Right Holder: ROSS POINT WATER DISTRICT
PO BOX 70
POST FALLS, ID 83877-0070

Priority Date: 12/31/1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	0.620 cfs 0.620 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSE	Sec 30 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSE	Sec 30 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	L1 (NWNW)	Sec 31 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 25 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SENE	Sec 26 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 35 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENW	Sec 36 Twp 51N Rge 05W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Place of use is within the service area of Ross Point Water District as provided for under Idaho law. The place of use is generally located within Township 50 North, Range 4 West, Section 5, Township 51 North, Range 4 West, Sections 19, 29, 30, 31, 32, and Township 51 North, Range 5 West, Sections 24, 25, 26, 35, and 36.
5. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
6. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.

WATER RIGHT NO. 95-4088

As Modified by Transfer No. 84394

CONDITIONS OF APPROVAL

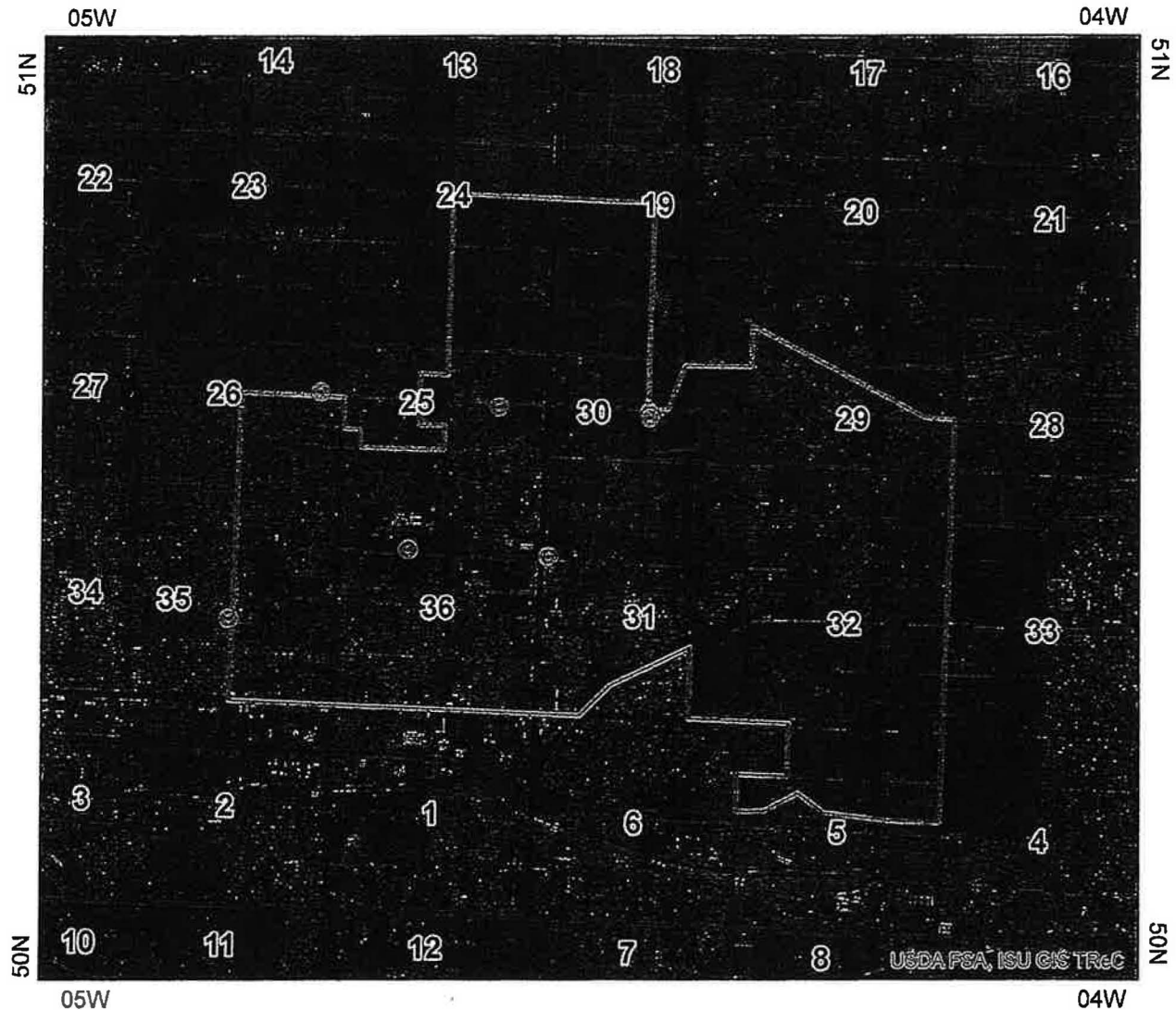
7. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
8. Diversion of water from the additional well(s) authorized under Transfer 84394 located in NWSE, Sec. 30, T51N, R04W shall not exceed a total combined maximum diversion rate of 5.50 cfs.
9. The following rights are diverted through the points of diversion described above: 95-4088, 95-7258, 95-7698, 95-8477, 95-9009, and 95-15533.
10. This right does not grant any right-of-way or easement across the land of another.

Ross Point Water District

Attachment to Transfer # 84394

Rights 95-4088, 95-7258, 95-7698, 95-8477, 95-9009, and 95-15333.

This map depicts the MUNICIPAL 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.



- ⊙ Point of Diversion
- ▭ Water Service Area Boundary
- ▭ Townships
- ▭ PLS Sections
- ▭ Quarter Quarters

0 0.5 1 2 Miles





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

March 23, 2021

ROSS POINT WATER DISTRICT
PO BOX 70
POST FALLS, ID 83877-0070

RE: Transfer No. 84798

Water Right No(s). 95-15533, 95-4088, 95-7258, 95-7698, 95-8477, 95-9009

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the COEUR D ALENE PRESS on 4/1/2021 and 4/8/2021. 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 approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Tammy Alleman
Administrative Assistant

[Reply all](#) |   [Delete](#) [Junk](#) |  

Request for Comments on Transfer #84798



Alleman, Tammy

Today, 2:01 PM

Anna.Moody@deq.idaho.gov 

 [Reply all](#) | 

Sent Items

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 April 19, 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*

[Reply all](#) | [Delete](#) [Junk](#) | [...](#)

Legal Notice



Alleman, Tammy

Today, 1:40 PM

LEGALS@CDAPRESS.COM

[Reply all](#) | [...](#)

Sent Items

Legal Notice forTransfer...
14 KB

[Show all 1 attachments \(14 KB\)](#) [Download](#)

Please publish the enclosed legal notice in the **Coeur d'Alene Press** on the dates indicated **April 1st & April 8th, 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 **April 19, 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*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84798

ROSS POINT WATER DISTRICT, PO BOX 70, POST FALLS, ID 83877-0070 has filed Application No. 84798 for changes to the following water rights within KOOTENAI County(s): Right No(s). 95-15533, 95-4088, 95-7258, 95-7698, 95-8477, 95-9009; 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 add a well to the Ross Point Water District's existing groundwater rights in the NWNE of Section 25, Twp 51N, Rge 05W.

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 4/19/2021. The protestant must also send a copy of the protest to the applicant. GARY SPACKMAN, Director Published on 4/1/2021 and 4/8/2021

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

95-18079

PETER JOB
LISA JOB
19058 S FINNEBOTT RD
WORLEY, ID 83876-7608
Point of Diversion NWSW
S13 T48N R05W
KOOTENAI 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: 03-08-2021
Place Of Use: DOMESTIC, STOCKWATER
T48N R05W S13 NWSW

95-18080

RICHARD FLOWERS
PO BOX 2929
COEUR D ALENE, ID 83816-2929
Point of Diversion NWNW
S12 T49N R03W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.1 CFS
Date Filed: 03-16-2021
Place Of Use: DOMESTIC
T49N R03W S12 NWNW

95-18081

RICHARD FLOWERS
PO BOX 2929
COEUR D ALENE, ID 83816-2929
Point of Diversion L1(NENE)
S11 T49N R03W
KOOTENAI County
Source GROUND WATER
Use: COMMERCIAL
01/01 to 12/31
Total Diversion: 0.2 CFS
Date Filed: 03-16-2021
Place Of Use: COMMERCIAL
T49N R03W S11 L1(NENE)

95-18082

WESTERN SHORES LLC
2760 W EVERWELL BAY LN
COEUR D ALENE, ID 83814-7374

Point of Diversion SWSW
S1 T49N R04W
KOOTENAI County
Source COEUR D ALENE LAKE
Tributary SPOKANE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.14 CFS
Date Filed: 03-17-2021
Place Of Use: DOMESTIC
T49N R04W S1
SWNW,NWSW
Place Of Use: DOMESTIC
T49N R04W S2
SENE,NESE

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 4/19/2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 4/1/2021 and 4/8/2021

MEMORANDUM

Date: March 18, 2021
To: Transfer 84798
From: Luke Bates 
Re: Legal Notice Remarks

This transfer proposes to add a well to the Ross Point Water District's existing groundwater rights in the NWNE of Section 25, Twp 51N, Rge 05W.