

RECEIVED

DEPARTMENT OF WATER RESOURCES

JAN 15 2021

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

IDWR/NORTH

1. Name of applicant(s) OTTO R. Keyes Barbara J. Keyes Phone 208-660-8316
 Mailing address 1048 Hilby Rd City Moscow
 State ID ZIP 83843 Email eh440@yahoo.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 N/A
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
39N	4W	31			NE	SE	Latah	Ground water	0078981

5. Water will be used for the following purposes:
- Amount 0.04 cfs for Domestic use purposes from Jan 1 to Dec 31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 0.09 cfs for irrigation purposes from Mar 15 to Nov 15 (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) 0.13 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. Existing well to pipes to storage tank to pressure tank
- 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? 9/26/2018; drilling firm STuivenga Vessey Drilling;
 well was drilled for (well owner) Jim Westberg; Drilling Permit No. 887654

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 100 Received by ALS Receipt No. N036677 Date 1-15-21
12500 NS 1-25-21

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 home - no 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	
39N	04W	31													D				
39N	04W	31													3.0				3.0

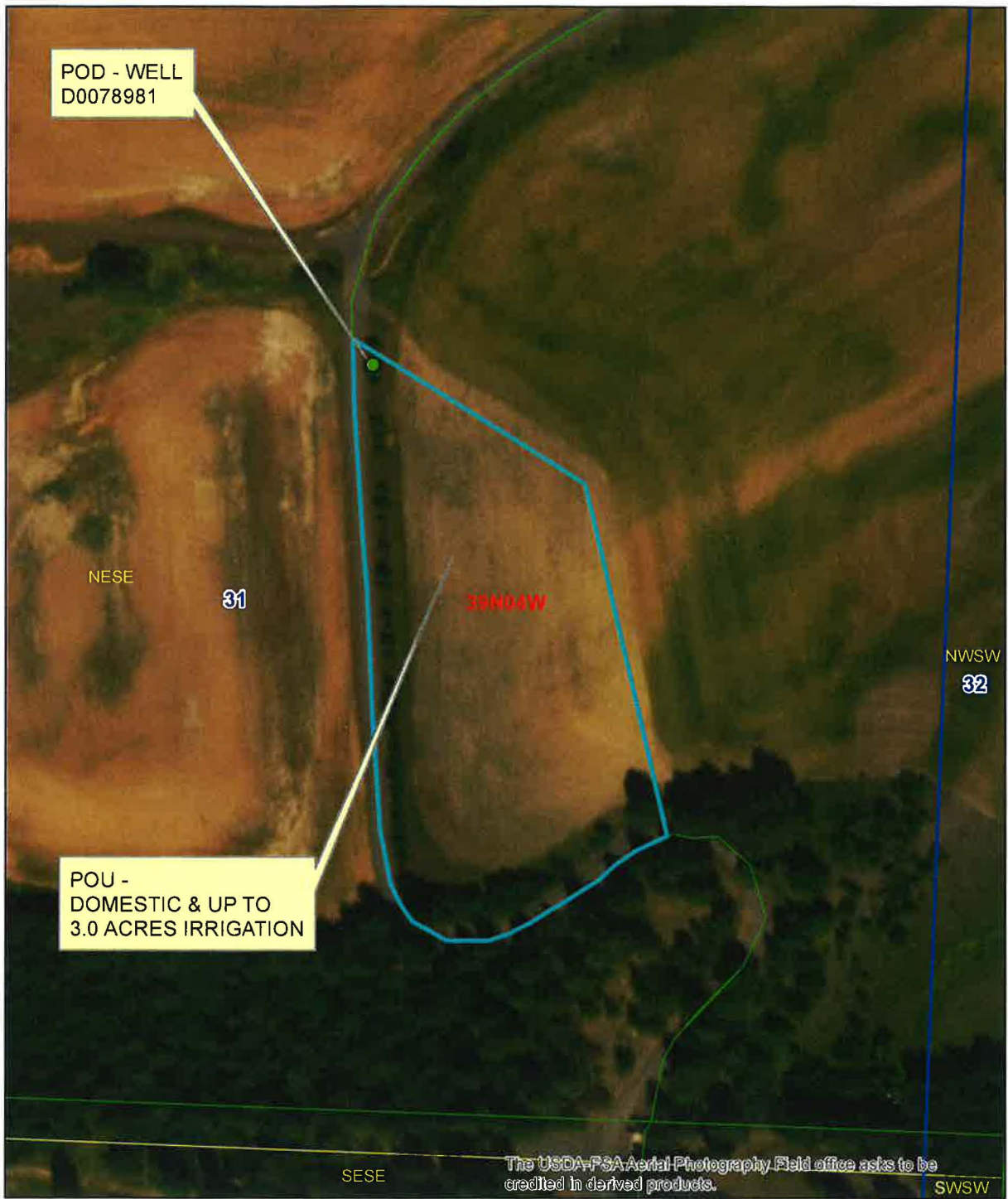
Total number of acres to be irrigated: 3.0

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? N/A
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. Plan to use well water to service one home and up to 3 acres of land. well pump = 1hp
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.

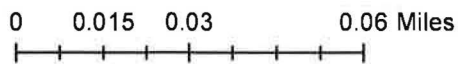
Otto R Keyes
Signature of Applicant
Otto R Keyes, Trustee
Print Name (and title, if applicable)

Barbara J. Keyes
Signature of Applicant
Barbara J. Keyes Trustee
Print Name (and title, if applicable)



Legend

- Township/Range
- Sections
- QQ



ARTICLE VII

EXECUTION

7.1 PLACE OF ADMINISTRATION AND REGISTRATION OF TRUST

The place of administration of this TRUST shall be Latah County, Idaho. Pursuant to Idaho Code Sections 15-7-101 -- 15-7-105, the TRUSTEE shall register the TRUST in Latah County, Idaho and all legal proceedings involving the OTTO AND BARBARA KEYES LIVING TRUST shall be in District Court in and for said County.

DATED this 15th day of April, in the year 2015.

Otto R. Keyes
OTTO R. KEYES, SETTLOR

Barbara J. Keyes
BARBARA J. KEYES, SETTLOR

Otto R. Keyes
OTTO R. KEYES, TRUSTEE

Barbara J. Keyes
BARBARA J. KEYES, TRUSTEE

STATE OF IDAHO

COUNTY OF KOOTENAI

On this 15 day of April, in the year 2015, before me, a Notary Public in and for the State of Idaho, personally appeared OTTO R. KEYES and BARBARA J. KEYES, husband and wife, known to me to be the persons who subscribed their names to the within instrument, and acknowledged to me that they executed the same in their dual capacities as SETTLOR and TRUSTEE.

WITNESS my hand and official seal.



[Signature]
Notary Public for Idaho
Comm. Exp.: 1/14/21



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

January 28, 2021

OTTO R KEYES
BARBARA J KEYES
1048 HILBY RD
MOSCOW, ID 83843-7462

RE: Application for Permit No. 86-12102

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 MOSCOW PULLMAN DAILY NEWS on 2/4/2021 and 2/11/2021. 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, January 28, 2021 10:10 AM
To: commisioners
Cc: 'Kara Egan'; Michelle Fuson
Subject: Request for Comments for 86-12102

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 February 22, 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: Thursday, January 28, 2021 10:05 AM
To: legals
Subject: Legal Notice
Attachments: 86-12102 Legal Notice.docx

Please publish the enclosed legal notice in the **Moscow Pullman Daily News** on the dates indicated **February 4th & February 11th, 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 **February 22, 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 has been filed to appropriate the public waters of the State of Idaho:

86-12102

OTTO R KEYES

BARBARA J KEYES

1048 HILBY RD

MOSCOW, ID 83843-7462

Point of Diversion NESE

S31 T39N R04W

LATAH County

Source GROUND WATER

Use: DOMESTIC

01/01 to 12/31 0.04 CFS

Use: IRRIGATION

03/15 to 11/15 0.09 CFS

Total Diversion: 0.13 CFS

Date Filed: 01-15-2021

Place Of Use: DOMESTIC, IRRIGATION

T39N R04W S31 NESE

Total Acres: 3

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 2/22/2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 2/4/2021 and 2/11/2021

Jan. 21, 2012

Northern Region
Idaho Dept. of Water Resources
7600 Mineral Dr. Suite 100
Coeur d'Alene, ID 83815-7763

Enclosed is check # 1932 for the upgrade fee
of \$125,00 — reference to water right 86-12102,
and well D0078981.

Otto Keyes
1048 Hilby Road
Moscow, Id 83843

RECEIVED

JAN 25 2021

IDWR/NORTH

N036677

Bates, Luke

From: Bates, Luke
Sent: Wednesday, January 20, 2021 1:37 PM
To: 'EH440@YAHOO.COM'
Subject: IDWR well upgrade fee

Mr. Keyes,

Following our phone conversation, please do send the well upgrade fee of \$125.00 to the address listed below, C/O Luke Bates.

Please annotate reference to water right **86-12102**, and well **D0078981** in an enclosed letter describing the upgrade fee.

Northern Region
Idaho Dept. of Water Resources
7600 Mineral Dr., Suite 100
Coeur d'Alene, ID 83815-7763

Thank you Sir,

Luke Bates
Water Resource Agent - IDWR
P: (208) 762-2800
Luke.bates@idwr.idaho.gov