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OCT 08 2020

IDWR/NORTH

84438
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 95-18018

1. Name of applicant(s) MARK DAVIS & JACKIE LYNN TRUST Phone 208-712-3009
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 16565 N RAMSEY RD City RATHDRUM
 State ID ZIP 83858 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 GROUNDWATER 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 #
52N	04W	27			NE	SE	KOOTENAI	GROUNDWATER	D0073531

5. Water will be used for the following purposes:
- Amount 0.04 CFS for DOMESTIC purposes from 1/1 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. APPLICANT HAS WELL AND PUMP FOR USES.
- 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? 3/20/2017; drilling firm HORSLEY;
 well was drilled for (well owner) APPLICANT; Drilling Permit No. 881686

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 100 Received by NS Receipt No. N036482 Date 10-8-2020

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
 - Other; describe fully. 1 HOME WITH IRRIGATION UP 1/2 ACRE

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	
52N	04W	27													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. APPLICANT HAS WELL THAT SERVES 1 HOME WITH IRRIGATION UP TO 1/2 ACRE.
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.

Mark Davis
 Signature of Applicant
MARK DAVIS Trustee
 Print Name (and title, if applicable)





 Signature of Applicant

 Print Name (and title, if applicable)

APPLICATION MAP



Legend

-  Parcels
-  Township/Range
-  Sections
-  QQ

0 0.025 0.05 0.1 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

October 28, 2020

MARK DAVIS AND JACKIE LYNN LIVING TRUST
16565 N RAMSEY RD
RATHDRUM, ID 83858-8245

RE: Application for Permit No. 95-18018 & 95-18019

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 11/5/2020 and 11/12/2020. 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, reading 'Tammy Alleman'.

Tammy Alleman
Administrative Assistant

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, October 29, 2020 9:06 AM
To: 'Chantilly.Higbee@deq.idaho.gov'; 'Anna.Moody@deq.idaho.gov';
'merritt.horsmon@idfg.idaho.gov'
Subject: Request for Comments for WR#95-18018

Dear Interested Agencies:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced Water Right applications. You can find copies of the applications 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 November 23rd, 2020.

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

Thank you,

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, October 28, 2020 4:24 PM
To: 'LEGALS@CDAPRESS.COM'
Subject: Legal Notice
Attachments: Legal Notice for 7682.docx

Please publish the enclosed legal notice in the **Coeur d'Alene Press** on the dates indicated **November 5th & November 12th, 2020** (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 **November 23, 2020**. 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:

93-7682

JOHN CADY
32264 S SENKLER RD
WORLEY, ID 83876-6715
Point of Diversion NWNWNE
S34 T47N R05W
KOOTENAI County
Source SPRING
Tributary ROCK CREEK
Use: STOCKWATER
01/01 to 12/31
Total Diversion: 0.03 CFS
Date Filed: 10-07-2020
Place Of Use: STOCKWATER
T47N R05W S34 NWNE

93-7683

JOHN CADY
32264 S SENKLER RD
WORLEY, ID 83876-6715
Point of Diversion NENWNE
S34 T47N R05W
KOOTENAI County
Source SPRING
Tributary ROCK CREEK
Point of Diversion NWNE
S34 T47N R05W
KOOTENAI County
Source UNNAMED STREAM
Tributary ROCK CREEK
Use: WILDLIFE STORAGE
01/01 to 12/31 0.5 AF
Use: STOCKWATER STORAGE
01/01 to 12/31 0.1 AF
Use: DIVERSION TO STORAGE
01/01 to 12/31 0.01 CFS
Total Diversion: 0.01 CFS, 0.6 AF
Date Filed: 10-07-2020
Place Of Use: DIVERSION TO STORAGE, STOCKWATER STORAGE, WILDLIFE STORAGE
T47N R05W S34 NWNE

93-7684

JOHN CADY
32264 S SENKLER RD
WORLEY, ID 83876-6715
Point of Diversion NWNE
S34 T47N R05W
KOOTENAI County
Source UNNAMED STREAM
Tributary ROCK CREEK
Use: STOCKWATER STORAGE
01/01 to 12/31 1.3 AF
Use: WILDLIFE STORAGE
01/01 to 12/31 0.5 AF
Total Diversion: 1.8 AF
Date Filed: 10-07-2020
Place Of Use: STOCKWATER STORAGE, WILDLIFE STORAGE
T47N R05W S34
NENW, NWNE

95-18017

LEROY E MACKLIN
ANNETTE M DESJARDINS
606 W 15TH AVE
POST FALLS, ID 83854-7217
Point of Diversion NENWSE
S30 T52N R05W
KOOTENAI County
Source SPRING
Tributary HAUSER CREEK
Point of Diversion NENWSE
S30 T52N R05W
KOOTENAI County
Source SPRING
Tributary HAUSER CREEK
Use: DOMESTIC
01/01 to 12/31 0.04 CFS

Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Total Diversion: 0.04 CFS
Date Filed: 10-13-2020
Place Of Use: DOMESTIC,STOCKWATER
T52N R05W S30 NWSE

95-18018

MARK DAVIS & JACKIE LYNN LIVING TRUST
16565 N RAMSEY RD
RATHDRUM, ID 83858-8245
Point of Diversion NESE
S27 T52N R04W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 10-08-2020
Place Of Use: DOMESTIC
T52N R04W S27 NESE

95-18019

MARK DAVIS & JACKIE LYNN LIVING TRUST
16565 N RAMSEY RD
RATHDRUM, ID 83858-8245
Point of Diversion NESE
S27 T52N R04W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
03/15 to 11/15 0.14 CFS
Total Diversion: 0.18 CFS
Date Filed: 10-08-2020
Place Of Use: DOMESTIC,IRRIGATION
T52N R04W S27 NESE
Total Acres: 7

95-18022

LINDA M HAGENBARTH
WILLIAM L HAGENBARTH
24670 S COTTONWOOD BAY LN
WORLEY, ID 83876-6005
Point of Diversion NWNE
S4 T47N R04W
KOOTENAI County
Source COEUR D ALENE LAKE
Tributary SPOKANE RIVER
Use: IRRIGATION
03/15 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 10-15-2020
Place Of Use: IRRIGATION
T47N R04W S4
L1(NWNE),NWNE
Total Acres: 0.3

95-18023

VAUGHN WARD
KIRSTEN WARD
7647 E TAILFEATHER DR
SCOTTSDALE, AZ 85255-4784
Point of Diversion SENE
S16 T50N R04W
KOOTENAI County
Source GROUND WATER
Point of Diversion SENE
S16 T50N R04W
KOOTENAI County
Source GROUND WATER
Point of Diversion SENE
S16 T50N R04W
KOOTENAI County
Source GROUND WATER
Use: IRRIGATION
03/15 to 11/15

Total Diversion: 0.18 CFS
Date Filed: 10-16-2020
Place Of Use: IRRIGATION
T50N R04W S16 SENE
Total Acres: 9

95-18025

FAMILY HERITAGE LEGACY LLC
1725 E UPDAHL CT
HARRISON, ID 83833-7784
Point of Diversion SWNW
S8 T49N R03W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 10-19-2020
Place Of Use: DOMESTIC
T49N R03W S8 SWNW

95-18026

FAMILY HERITAGE LEGACY LLC
1725 E UPDAHL CT
HARRISON, ID 83833-7784
Point of Diversion SWNW
S8 T49N R03W
KOOTENAI County
Source UNNAMED STREAM
Tributary COEUR D ALENE LAKE
Use: IRRIGATION
03/15 to 11/15
Total Diversion: 0.09 CFS
Date Filed: 10-20-2020
Place Of Use: IRRIGATION
T49N R03W S8 SWNW
Total Acres: 3

95-18028

GARY SCHENKENBERGER
GAYLE SCHENKENBERGER
726 W MILL AVE
COEUR D ALENE, ID 83814-2438
Point of Diversion NWNE
S33 T50N R03W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.1 CFS
Date Filed: 10-21-2020
Place Of Use: DOMESTIC
T50N R03W S33 NWNE

95-18030

WALKING HORSE PARTNERS LLC
10063 N NAVION DR
HAYDEN, ID 83835-5040
Point of Diversion L3(NWSW)
S7 T53N R02W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.15 CFS
Date Filed: 10-26-2020
Place Of Use: DOMESTIC
T53N R02W S7
NESW,L3(NWSW)
Place Of Use: DOMESTIC
T53N R03W S12 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/WVRAApplicationResults/>. 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 11/23/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 11/5/2020 and 11/12/2020