

RECEIVED
FORM 202 Rev. 09/16
OCT 07 2020
IDWR / NORTH

84433
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. 93-7683

1. Name of applicant(s) JOHN CADY Phone 509-688-4085
Name connector (check one): ☐ and ☐ or ☐ and/or
Mailing address 32264 S SENKLER RD City WORLEY
State ID ZIP 83876 Email cadyincome@rezmail.com
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 SPRING / UNNAMED STREAM which is a tributary of ROCK CREEK (FOR BOTH)
4. Location of point(s) of diversion:

| Twp | Rge | Sec | Govt Lot | 1/4 | 1/4 | 1/4 | County | Source | Local name or tag # |
|-----|-----|-----|----------|-----|-----|-----|----------|----------------|---------------------|
| 47N | 05W | 34 | | NE | NW | NE | KOOTENAI | SPRING | |
| 47N | 05W | 34 | | | NW | NE | KOOTENAI | UNNAMED STREAM | |
| | | | | | | | | | |
| | | | | | | | | | |

5. Water will be used for the following purposes:
- Amount 0.1 AF for STOCKWATER STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)
- Amount 0.5 AF for WILDLIFE STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)
- Amount 0.01 CFS for DIVERSION TO STORAGE 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)
6. Total quantity to be appropriated is (a) 0.01 cubic feet per second (cfs) and/or (b) 0.6 acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. Spring box and perforated pipe from spring to pond; unnamed stream is instream flow into proposed excavated pond.
- b. Height of storage dam 5 feet; active reservoir capacity 0.2 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 _____ Date _____ Time _____ Preliminary check by _____
Fee \$ 100.00 Receipt by Ja Receipt No. N036480 Date 10-7-2020

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. 20 SHEEP AND 2 HORSES
- Municipal; must complete and attach the Municipal Water Right Application Checklist.
- Domestic; show number of households _____
- 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 | |
| 47N | 05W | 34 | | S/W | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | |

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. Dig trench to divert spring into pond to help keep pond full during any period needed between

rain runoff in season. Plan to excavate a small pond with 5 ft dam with flow spout in pond that will be run through
dam to let spring and unnamed seasonal creek water flow down slope. Stock will drink directly from pond.

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.

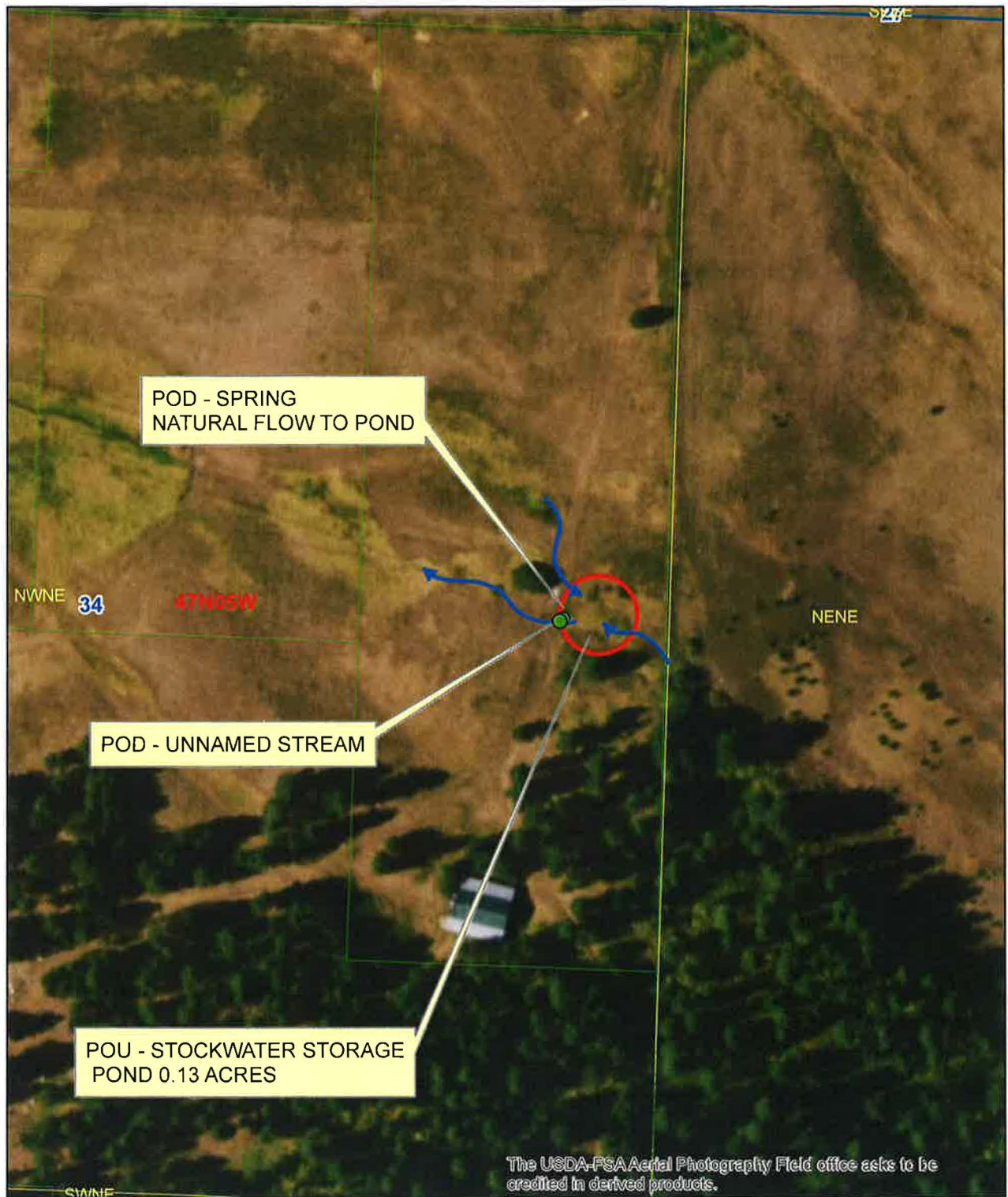
The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant

Print Name (and title, if applicable)

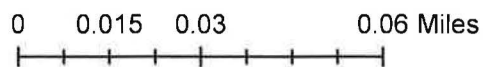
Signature of Applicant

Print Name (and title, if applicable)



Legend

- Township/Range
- Sections
- QQ



Total Storage Calculations

| | |
|-------------|------------|
| FILE NUMBER | JOHN CADY |
| REVIEWER | Luke Bates |
| DATE | 10/7/2020 |

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total seepage, evaporation and fill capacity required for a pond.

| |
|----------------------|
| User Input |
| Calculated value |
| Formula Explanations |

EAST POND

| | | |
|--|-----|--|
| Surface Area (AC.) | 0.1 | "Surface Area" is automatically carried over from the "Seepage Loss" sheet. |
| Average Pond Depth (FT.) | 2 | "Average Pond Depth" depicts the actual depth of the pond either measured or estimated. Note: If you know the maximum depth and not the average depth, the Field Examiner's Handbook suggests multiplying the maximum depth by 0.4 to get the average depth, or you can use any method that seems reasonable to attain average depth. |
| Pond Capacity (AF) | 0.2 | Pond Capacity is calculated by multiplying the Pond Surface Area by the Average Pond Depth. If you know the capacity, divide the capacity by surface area and enter the average pond depth in the space above. Note: If pond capacity is determined using a method shown on the "Pond Capacity" sheet, the user may need to modify the value of "Pond Capacity" (cell B9) manually. Note that if the value is modified manually, the formula will be altered for future use. |
| Multiple Fill Volume Above Initial Fill to Fulfill From Storage Needs- "Multiple Fills" (AF) | 0.1 | The "Multiple Fill Volume Above Initial Fill" is the acre-feet of water required to meet a <i>from storage</i> component if the <i>from storage</i> component exceeds a one time fill. This section should not include the amount of water needed to fill the pond initially or the amount of water needed to maintain the pond level due to evaporation or seepage. For example: if a pond has a capacity of 5 acre feet and 2.5 acre feet of seepage and evaporation, but the pond is used for irrigation that requires 10 acre feet of from storage for the irrigation use, then you would insert 5 acre feet into this location (10 acre feet needed - 5 acre feet from the initial fill = 5 acre feet of additional storage needed). Note: You must have a "From Storage" component exceeding the initial fill on the permit to include a volume in this space. |
| Estimated Seepage Loss (AF) | 0.1 | The "Estimated Seepage Loss" is automatically carried over from the "Seepage Loss" sheet. |
| Estimated Evaporation Loss (AF) | 0.2 | The "Estimated Evaporation Loss" is automatically carried over from the "Evaporation Loss" sheet. |
| Total Volume Required (AF) | 0.6 | The "Total Volume Required" is calculated by adding the Pond Capacity, Multiple Fills, Seepage Loss, and Evaporation Loss amounts to determine the total amount of storage required. |



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

JOHN CADY
32264 S SENKLER RD
WORLEY, ID 83876-6715

RE: Application for Permit No. 93-7682, 93-7683, & 93-7684

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 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 that reads "Tammy Alleman".

Tammy Alleman
Administrative Assistant

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, October 29, 2020 8:38 AM
To: 'Chantilly.Higbee@deq.idaho.gov'; 'merritt.horsmon@idfg.idaho.gov'
Subject: Request for Comments for WR#93-7683

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,

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, 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/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 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

MEMORANDUM

To: Water Right Permit 93-7683

From: Luke Bates



Date: 10/26/2020

Re: Application for a Permit to Appropriate Water within the State of Idaho.

An application for permit for diversion to storage, stockwater storage and wildlife storage use in the name of John Cady was received on 10/7/2020. During final review prior to advertising, question three identifies the source(s) of water supply as spring/unnamed stream, which are a tributary of Rock Creek (for both). Referencing Arcmap DRG layer, the correct tributary should read North Fork Rock Creek. Water permit 93-7683 has been updated to reflect the correct tributary, North Fork Rock Creek, prior to advertising.