

RECEIVED  
FORM 202 Rev. 09/16

OCT 16 2020

84450  
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Ident. No. 97-7583

# APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) JEFFREY J AND DEBRA L EMMERT Phone 406-546-5099

Name connector (check one): ☐ and ☐ or ☒ and/or

Mailing address 287 ROPP RD City PRIEST RIVER

State ID \_\_\_\_\_ ZIP 83856 Email EMMERTDEBRA@YAHOO.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 OLE CREEK which is a tributary of Lower West Branch Priest River

4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
57N	05W	6	11		SW	SW	BONNER	OLE CREEK	
57N	05W	6	11		SW	SW	BONNER	OLE CREEK	

5. Water will be used for the following purposes:

Amount 0.03 CFS for STOCKWATER purposes from 1/1 to 12/31 (both dates inclusive)  
(cfs or acre-feet per year)

Amount 0.82 CFS for IRRIGATION purposes from 4/1 to 10/31 (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)

6. Total quantity to be appropriated is (a) 0.85 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. WATER CATCH BASIN ALONG CREEK, PUMP WATER FROM CREEK TO PIPES.

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 \_\_\_\_\_ Date \_\_\_\_\_ Time \_\_\_\_\_ Preliminary check by \_\_\_\_\_

Fee \$ 2500 Received by ya Receipt No. 10636497 Date 10-16-2020

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. 70 HEAD MIXED STOCK
  - Municipal; must complete and attach the Municipal Water Right Application Checklist.
  - Domestic; show number of households \_\_\_\_\_
  - Other; describe fully. IRRIGATION OF UP TO 41 ACRES

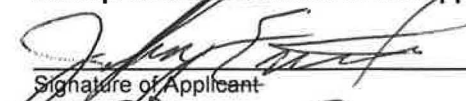
9. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
  - If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

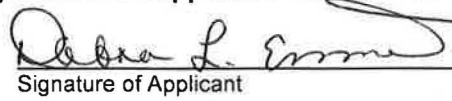
TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	05W	6											23	18					41 SE
													G11						
57N	05W	6											S	S					
													G11						

Total number of acres to be irrigated: 41

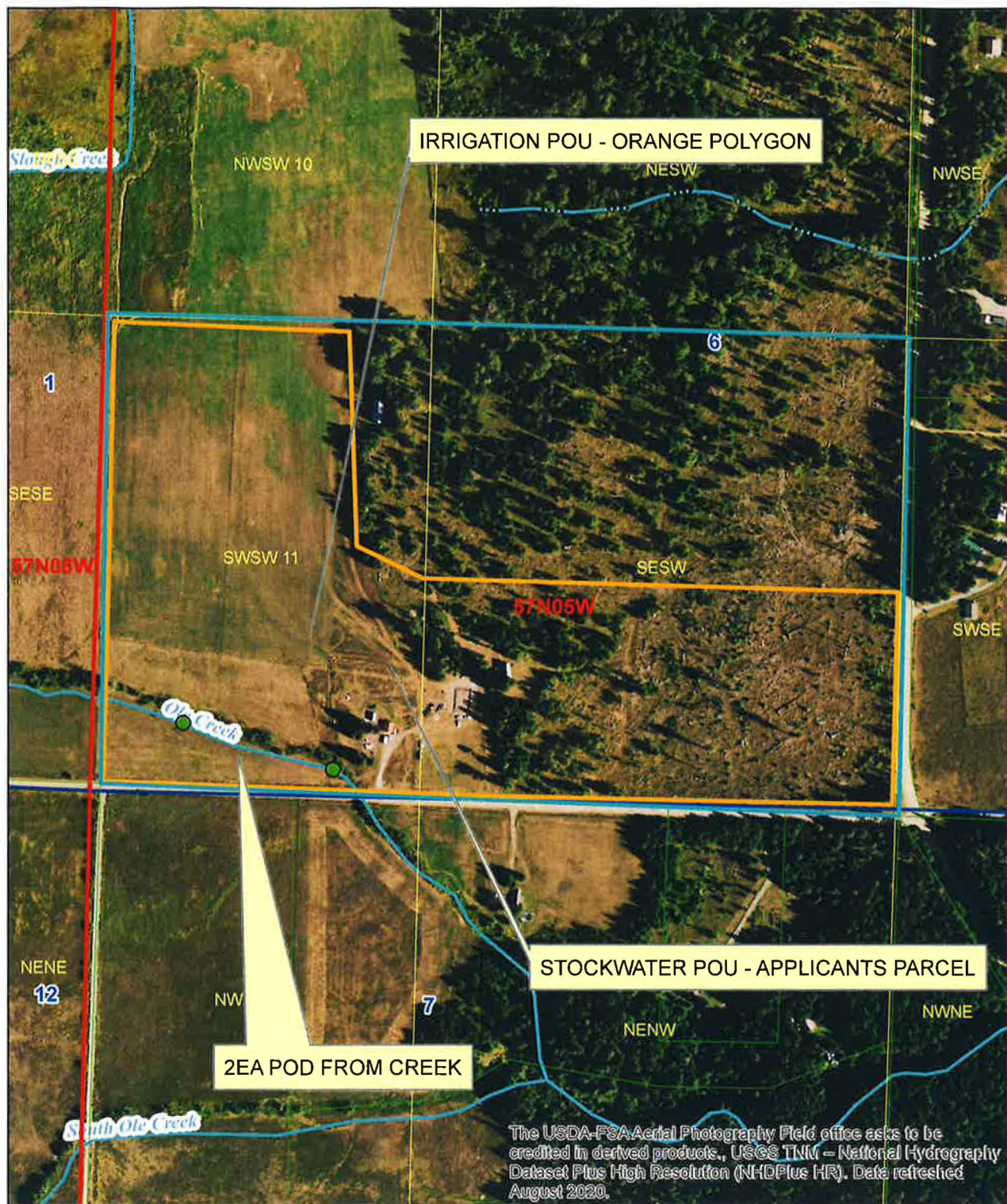
10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, 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 PLANS TO DIVERT WATER FROM TWO POINTS ON OLE CREEK TO IRRIGATE PASTURE LAND AND FARM FIELDS, AND TO USE WATER FOR STOCK WATERING PURPOSES. IRRIGATED AREA WILL ACCOMPLISHED BY WATERING IN ZONES, TO REDUCE THE ACTUAL DIVERSION REQUIREMENT FROM OLE CREEK AT ONE TIME.
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  
Jeffrey Emmert  
 Print Name (and title, if applicable)

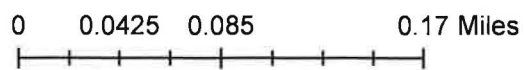
  
 Signature of Applicant  
Debra L. Emmert  
 Print Name (and title, if applicable)





**Legend**

- Township/Range
- Sections
- QQ





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](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

October 28, 2020

JEFFREY JOSEPH EMMERT  
DEBRA LYNN EMMERT  
287 ROPP RD  
PRIEST RIVER, ID 83856-9662

RE: Application for Permit No. 97-7583 & 97-7584

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 BONNER COUNTY DAILY BEE, PRIEST RIVER VERSION on 11/4/2020 and 11/11/2020. 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 cursive script that reads "Tammy Alleman".

Tammy Alleman  
Administrative Assistant



## Alleman, Tammy

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**From:** Alleman, Tammy  
**Sent:** Wednesday, October 28, 2020 9:49 AM  
**To:** 'Chantilly.Higbee@deq.idaho.gov'; 'Anna.Moody@deq.idaho.gov';  
'merritt.horsmon@idfg.idaho.gov'; Skoro, Emily; Golden, Kala  
**Subject:** Request for Comments WR#97-7583

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 23<sup>rd</sup>, 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**

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**From:** Alleman, Tammy  
**Sent:** Wednesday, October 28, 2020 9:45 AM  
**To:** 'bcdblegals@cdapress.com'  
**Subject:** Legal Notice  
**Attachments:** Legal Notice 97-7583 to 95-7585.docx

Please publish the enclosed legal notice in the **Bonner County Daily Bee, Priest River Version** on the dates indicated **November 4<sup>th</sup> & November 11<sup>th</sup>, 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:

**97-7583**

JEFFREY JOSEPH EMMERT  
DEBRA LYNN EMMERT  
287 ROPP RD  
PRIEST RIVER, ID 83856-9662  
Point of Diversion L11(SWSW)  
S6 T57N R05W  
BONNER County  
Source OLE CREEK  
Tributary LOWER WEST BRANCH PRIEST RIVER  
Point of Diversion L11(SWSW)  
S6 T57N R05W  
BONNER County  
Source OLE CREEK  
Tributary LOWER WEST BRANCH PRIEST RIVER  
Use: STOCKWATER  
01/01 to 12/31 0.03 CFS  
Use: IRRIGATION  
04/01 to 10/31 0.82 CFS  
Total Diversion: 0.85 CFS  
Date Filed: 10-16-2020  
Place Of Use: IRRIGATION,STOCKWATER  
T57N R05W S6  
L11(SWSW),SESW  
Total Acres: 41

**97-7584**

JEFFREY JOSEPH EMMERT  
DEBRA LYNN EMMERT  
287 ROPP RD  
PRIEST RIVER, ID 83856-9662  
Point of Diversion L10(NWSW)  
S6 T57N R05W  
BONNER County  
Source SLOUGH CREEK  
Tributary LOWER WEST BRANCH PRIEST RIVER  
Use: DIVERSION TO STORAGE  
01/01 to 12/31 0.35 CFS  
Use: IRRIGATION STORAGE  
04/01 to 10/31 60 AF  
Use: IRRIGATION FROM STORAGE  
04/01 to 10/31 60 AF  
Use: WILDLIFE STORAGE  
01/01 to 12/31 0.6 AF  
Use: STOCKWATER STORAGE  
01/01 to 12/31 0.1 AF  
Total Diversion: 0.35 CFS, 60.7 AF  
Date Filed: 10-16-2020  
Place Of Use: DIVERSION TO STORAGE,IRRIGATION FROM STORAGE,IRRIGATION STORAGE,STOCKWATER  
STORAGE,WILDLIFE STORAGE  
T57N R05W S6  
L10(NWSW)  
Total Acres: 20

**97-7585**

DAVID BLOMGREN  
CINDY BLOMGREN  
PO BOX 1237  
LEBEC, CA 93243-1237  
Point of Diversion SENE  
S12 T57N R06W  
BONNER County  
Source UNNAMED STREAM  
Tributary OLE CREEK  
Use: DOMESTIC  
01/01 to 12/31 0.06 CFS  
Use: STOCKWATER  
01/01 to 12/31 0.02 CFS  
Use: IRRIGATION

04/01 to 10/31 0.15 CFS  
Total Diversion: 0.23 CFS  
Date Filed: 10-26-2020  
Place Of Use: DOMESTIC, IRRIGATION, STOCKWATER  
T57N R06W S12 SENE  
Total Acres: 5

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