

AUG 28 2020

IDWR / NORTH

84334

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 95-17992

- Name of applicant(s) JAMES EISSES AND/OR JUDITH EISSES Phone 208-772-6677
 Name connector (check one): ☐ and ☐ or ☒ and/or
 Mailing address 3130 E CRESTWOOD CT City COEUR D ALENE
 State ID ZIP 83815 Email jheisses@gmail.com
- Name of representative, if any _____ Phone _____
 Mailing address _____ City _____
 State _____ ZIP _____ Email _____
 - ☐ 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.
 - ☐ 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.
- Source of water supply COEUR D ALENE LAKE which is a tributary of COEUR D ALENE RIVER
- Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
50N	03W	32			SW	SW	KOOTENAI	COEUR D ALENE LAKE	

- Water will be used for the following purposes:
 Amount 0.03 CFS for IRRIGATION purposes from 3/15 to 11/15 (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)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
- Total quantity to be appropriated is (a) 0.03 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
- Proposed diverting works:
 - Describe type and size of devices used to divert water from the source. PIPE IN LAKE DIVERTED WITH SUBMERSIBLE PUMP
 - 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
 - Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
 - 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 Received by Ja Receipt No. N036369 Date 8-28-2020

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 _____
 - Other; describe fully. _____

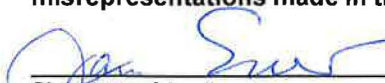
9. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.


TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
50N	03W	32											1						1

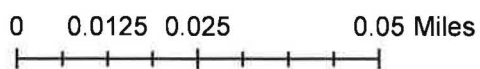
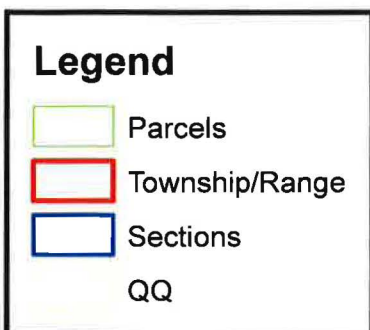
Total number of acres to be irrigated: 1

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? NO
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 WOULD LIKE TO PUMP WATER FROM THE LAKE TO IRRIGATE 1 ACRE OF LAND ON THEIR PROPERTY. APPLICANT IS FILING FOR ENCROACHMENT PERMIT WITH IDL SIMULTANEOUSLY AS THIS PERMIT.
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
James Eisses
Print Name (and title, if applicable)


Signature of Applicant
Judith Eisses
Print Name (and title, if applicable)





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

September 11, 2020

JAMES EISSES
JUDITH EISSES
3130 E CRESTWOOD CT
COEUR D ALENE, ID 83815-7071

RE: Application for Permit No. 95-17992

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 9/17/2020 and 9/24/2020. 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,

Tammy Alleman
Administrative Assistant

Alleman, Tammy

From: Alleman, Tammy
Sent: Friday, September 11, 2020 10:14 AM
To: 'Chantilly.Higbee@deq.idaho.gov'; 'Mike Ahmer'; 'Anna.Moody@deq.idaho.gov'; 'Horsmon,Merritt'
Subject: Request for Comments WR#95-17992

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 October 5th, 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: Friday, September 11, 2020 10:04 AM
To: 'LEGALS@CDAPRESS.COM'
Subject: Legal Notice
Attachments: Legal Notice for 95-17972, 95-17992 to 95-17994, 95-17998 to 95-18001.docx

Please publish the enclosed legal notice in the **Coeur d'Alene Press** on the dates indicated **September 17th & September 24th, 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 **October 5th, 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:

95-17972

ANTHONY BREITKREUTZ
CASSANDRA BREITKRUEZ
13662 N RAGGED RIDGE RD
HAUSER, ID 83854-5606
Point of Diversion L2(NENWNE)
S1 T51N R06W
KOOTENAI County
Source SPRING
Tributary SINKS
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: 07-14-2020
Place Of Use: DOMESTIC,STOCKWATER
T51N R06W S1 SWNE

95-17992

JAMES EISSES
JUDITH EISSES
3130 E CRESTWOOD CT
COEUR D ALENE, ID 83815-7071
Point of Diversion SWSW
S32 T50N R03W
KOOTENAI County
Source COEUR D ALENE LAKE
Tributary SPOKANE RIVER
Use: IRRIGATION
03/15 to 11/15
Total Diversion: 0.03 CFS
Date Filed: 08-28-2020
Place Of Use: IRRIGATION
T50N R03W S32 SWSW
Total Acres: 1

95-17993

STIRLING FAMILY TRUST
3975 E UPPER HAYDEN LAKE RD
HAYDEN, ID 83835-7194
Point of Diversion SESW
S20 T51N R03W
KOOTENAI County
Source UNNAMED STREAM
Tributary HAYDEN LAKE
Use: AESTHETIC STORAGE
01/01 to 12/31 0.8 AF
Use: WILDLIFE STORAGE
01/01 to 12/31 0.8 AF
Total Diversion: 0.8 AF
Date Filed: 08-31-2020
Place Of Use: AESTHETIC STORAGE,WILDLIFE STORAGE
T51N R03W S20 SESW

95-17994

RANCH AT COUGAR CREEK LLC
PO BOX 3029
HAYDEN, ID 83835-3029
Point of Diversion SENE
S19 T50N R04W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.1 CFS
Date Filed: 09-03-2020
Place Of Use: DOMESTIC
T50N R04W S19
SWNE,SENE

95-17998

DONALD E GAGE
NANCY LEE GAGE
1266 W HANLEY AVE
COEUR D ALENE, ID 83815-8958
Point of Diversion NWNW

S35 T52N R04W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
03/15 to 11/15 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 09-09-2020
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T52N R04W S35 NWNW
Total Acres: 10

95-17999
BILLIE JO DAVIS
GEORGE GAGNON
3325 BRISTOL AVE
COEUR D ALENE, ID 83815-7821
Point of Diversion L8(SWNW)
S9 T50N R04W
KOOTENAI County
Source SPOKANE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
03/15 to 11/15
Total Diversion: 0.04 CFS
Date Filed: 09-02-2020
Place Of Use: IRRIGATION
T50N R04W S9
L8(SWNW)
Total Acres: 1.4

95-18000
JULIE MAGUIRE
31782 N CARAVELLE RD
ATHOL, ID 83801-8842
Point of Diversion NWNE
S7 T53N R02W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.14 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Total Diversion: 0.2 CFS
Date Filed: 09-08-2020
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T53N R02W S7 NWNE
Total Acres: 5

95-18001
ROBERT K SCOTT
9030 N HESS ST PMB 443
HAYDEN, ID 83835-9827
Point of Diversion L3(NWSW)
S30 T53N R03W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 09-09-2020
Place Of Use: DOMESTIC
T53N R03W S30
L3(NWSW)

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 10/5/2020. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director

Published on 9/17/2020 and 9/24/2020

MEMORANDUM

To: Water Right Application 95-17992

From: Luke Bates 

Date: 8/31/2020

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

An application was completed in my office on 8/28/2020 with the applicant present. Applicant had entered Coeur D Alene Lake as the source, with the tributary designated as Coeur D Alene River. When entering the application in ADHOC, Coeur D Alene Lake, with tributary of Coeur D Alene River, was an option and selected during application processing. During review prior to advertising, it was found that the tributary should be listed as Spokane River. The change will be made prior to advertising.