

AUG 21 2020

IDWR / NORTH

84314

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

## APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 96-9822

1. Name of applicant(s) Larry & Robin Derbes Phone (808) 954-1327  
 Name connector (check one): ☐ and ☐ or ☒ and/or  
 Mailing address 75-6025 Alii Drive, F101 City Kailua-Kona  
 State HI ZIP 96740 Email 1heart@protonmail.com
2. Name of representative, if any Brian Domke Phone (208) 610-9853  
 Mailing address PO Box 711 City Sagle  
 State Idaho ZIP 83860 Email Brian.Domke@Gmail.com
- 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 which is a tributary of sinks.
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
58N	02W	26		NW	SE	SW	Bonner	spring	

5. Water will be used for the following purposes:
- Amount 0.02 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)
- Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) 0.02 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. Dug irrigation ditch to redirect spring flow.
- 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 \$ 1000 Receipted by for Receipt No. N036354 Date 8-21-2020

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	
58N	02W	26												0.5					0.5

Total number of acres to be irrigated: 0.5

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. The existing spring runoff flowing across the property is proposed to be redirected using irrigation ditches to flow water to garden areas.
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  
 Larry Derbes  
 Print Name (and title, if applicable)

  
 Signature of Applicant  
 Robin Derbes  
 Print Name (and title, if applicable)



AUG 18 2020

IDWR / NORTH

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

Ident. No. \_\_\_\_\_

1. Name of applicant(s) Larry & Robin Derbes Phone (808) 954-1327  
Name connector (check one): ☐ and ☐ or ☒ and/or  
Mailing address 75-6025 Alii Drive, F101 City Kailua-Kona  
State HI ZIP 96740 Email 1heart@protonmail.com
2. Name of representative, if any Brian Domke Phone (208) 610-9853  
Mailing address PO Box 711 City Sagle  
State Idaho ZIP 83860 Email Brian.Domke@Gmail.com
- 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 which is a tributary of sinks.
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
58N	02W	26		NW	SE	SW	Bonner	spring	

5. Water will be used for the following purposes:
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(cfs or acre-feet per year)
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6. Total quantity to be appropriated is (a) 0.02 cubic feet per second (cfs) and/or (b) \_\_\_\_\_ acre-feet per year (af).
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- 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 \$ 100.00 Receipted by ja Receipt No. N036347 Date 8-18-2020

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	
58N	02W	26												0.5					0.5

Total number of acres to be irrigated: 0.5

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. The existing spring runoff flowing across the property is proposed to be redirected using irrigation ditches to flow water to garden areas.

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

Larry Derbes

Print Name (and title, if applicable)

Signature of Applicant

Robin Derbes

Print Name (and title, if applicable)

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

**Appendix – A**  
**WATER SOURCE FIELD DATA & WATER USE CALCULATIONS**

Name of Applicant: Larry & Robin Derbes  
Mailing Address: 75-6025 Alii Drive, F101, Kailua-Kona, HI 96740  
Source of Water Supply: Spring, tributary to Sinks  
Township: 58N, Range: 02W, Section: 26

**Spring Flow on 06/19/2020:**

1.1" Wide x 0.5" Deep = 0.55 Cubic Inches (0.004 Cubic Feet) x 0.5 Feet Per Second =  
0.002 Cubic Feet Second (CFS)  
Estimated High Rate of Flow (Spring Runoff) = 0.02 CFS

**Irrigation (Standard Calculated Use):**

0.5 Acre x 3.0 Acre Feet (AF) = 1.5 AF  
1.0 CFS Flowing 24 Hours = 1.9835 AF  
0.5 Acre Irrigated = 0.76 CFS

**Irrigation (Actual Calculated Use):**

Actual Irrigation Rate is Restricted by Spring Rate of Flow = 0.02 CFS

Prepared By:



phone: 208.610.9853 address: PO Box 711, Sagle, Idaho 83860



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**  
To appropriate the public waters of the State of Idaho  
**Appendix – B**  
**PROJECT MAP**

Name of Applicant: Larry & Robin Derbes

Mailing Address: 75-6025 Alii Drive, F101, Kailua-Kona, HI 96740

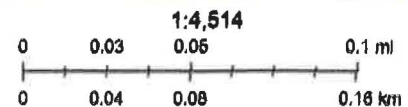
Source of Water Supply: Spring, tributary to Sinks

Township: 58N, Range: 02W, Section: 26



**Areas**

- |  |   |
|--|---|
|  POU (Irrigation) |  Section         |
|  POD              |  Quarter Quarter |



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community, Esri, HERE, Garmin, (c) OpenStreetMap contributors, Created by NRCSS from 1:24,000 scale USGS topographic maps, Idaho Department of Water Resources

USDA FSA, GeoEye, Maxar | Created by NRCSS from 1:24,000 scale USGS topographic maps | Idaho Department of Water Resources | USDA Natural Resources Conservation Services | Esri, Idaho Department of Water Resources

Prepared By:



phone: 208.610.9853 address: PO Box 711, Sagle, Idaho 83860

To Whom It May Concern at IDWR,

We recently mailed in a permit application without the 4th page,  
by mistake.

Enclosed please find the complete application with another check.

Please disregard the previous application.

Thanks,



Robin and Larry Derbes  
808-489-3253 (cell)

808-954-1327 (cell).

PLGASS DONT DEPOSIT  
CHECK # 3010

PLGASS DEPOSIT  
ATTACHED CHECK  
# 3011.

THANKS .



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

August 28, 2020

LARRY DERBES  
ROBIN DERBES  
75-6025 ALII DR APT F101  
KAILUA KONA, HI 96740-4615

RE: Application for Permit No. 96-9822

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 on 9/3/2020 and 9/10/2020. 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

CC:  
BRIAN DOMKE  
PO BOX 711  
SAGLE, ID 83860-0711



## Alleman, Tammy

---

**From:** Alleman, Tammy  
**Sent:** Friday, August 28, 2020 10:48 AM  
**To:** 'bcdblegals@cdapress.com'  
**Subject:** Legal Notice  
**Attachments:** Legal Notice for 96-9705, 96-9814, 96-9819, & 96-9822.docx

Please publish the enclosed legal notice in the **Bonner County Daily Bee** on the dates indicated **September 3<sup>rd</sup> & September 10<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 **September 21, 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:

**96-9705**

AVISTA CORP  
PO BOX 3727  
SPOKANE, WA 99220-3727  
Point of Diversion NESE  
S27 T55N R03E  
BONNER County  
Source CLARK FORK RIVER  
Tributary LAKE PEND OREILLE  
Point of Diversion NWSE  
S27 T55N R03E  
BONNER County  
Source CLARK FORK RIVER  
Tributary LAKE PEND OREILLE  
Point of Diversion SWNE  
S27 T55N R03E  
BONNER County  
Source CLARK FORK RIVER  
Tributary LAKE PEND OREILLE  
Point of Diversion SENE  
S27 T55N R03E  
BONNER County  
Source CLARK FORK RIVER  
Tributary LAKE PEND OREILLE  
Use: POWER  
01/01 to 12/31 3300 CFS  
Total Diversion: 3300 CFS  
Date Filed: 06-07-2018  
Place Of Use: POWER  
T55N R03E S27  
NESE,NWSE,SWNE,SENE

**96-9814**

MICHELE H WILSON  
MIKE J HAYDEN  
758 MEADOWOOD RD  
SANDPOINT, ID 83864-4953  
Point of Diversion SENW  
S32 T59N R01E  
BONNER County  
Source UNNAMED STREAM  
Tributary GOLD CREEK  
Use: IRRIGATION  
04/01 to 10/31 0.12 CFS  
Total Diversion: 0.12 CFS  
Date Filed: 07-06-2020  
Place Of Use: IRRIGATION  
T59N R01E S32 SENW  
Total Acres: 4

**96-9819**

RANDALL J SCHULER  
JANET I SCHULER  
420 SNUG HBR  
SANDPOINT, ID 83864-6342  
Point of Diversion L1(SESE)  
S26 T57N R03W  
BONNER County  
Source PEND OREILLE RIVER  
Tributary COLUMBIA RIVER  
Use: DOMESTIC  
01/01 to 12/31 0.04 CFS  
Total Diversion: 0.04 CFS  
Date Filed: 08-10-2020  
Place Of Use: DOMESTIC  
T57N R03W S26  
L1(SESE)

**96-9822**

LARRY DERBES  
ROBIN DERBES  
75-6025 ALII DR APT F101  
KAILUA KONA, HI 96740-4615  
Point of Diversion NWSESW  
S26 T58N R02W  
BONNER County  
Source SPRING



Tributary SINKS  
Use: IRRIGATION  
04/01 to 10/31 0.02 CFS  
Total Diversion: 0.02 CFS  
Date Filed: 08-21-2020  
Place Of Use: IRRIGATION  
T58N R02W S26 SESW  
Total Acres: 0.5

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 9/21/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 9/3/2020 and 9/10/2020

## Maxey, Shaun

---

**From:** Brian Domke <brian.domke@gmail.com>  
**Sent:** Thursday, August 27, 2020 6:27 PM  
**To:** Maxey, Shaun  
**Cc:** 1heart@protonmail.com; Clicquot@protonmail.com  
**Subject:** Application for Permit by Larry & Robin Derbes  
**Attachments:** Exhibit A.pdf; Exhibit B.pdf

Hello Mr. Maxey,

Thank you for your letter of 08/19/2020, regarding the application for permit from Larry and Robin Derbes. In response to the unacceptable application issue, a complete application package was mailed to the IDWR Northern Region office to correct this situation.

Regarding the potential that the spring for which Mr. and Mrs. Derbes have submitted an application for permit may already be one of the sources of water to be used by Permit 96-09587, we have researched the situation and offer the following information for your review and consideration:

1. The application for permit that resulted in Permit 96-09587 was based on easements that date back to 1947.
2. The property immediately north of Mr. & Mrs. Derbes' current property (see attached document Exhibit A, the Warranty Deed by Alliance Title & Escrow Corp. Order No.: 352405 - please note that Mr. & Mrs. Derbes previously owned this property to the north of their current property, which is why their name appears on the deed) is subject to an easement that aligns with one of the easements included in the application for permit that resulted in Permit 96-09587 (see Item 10 on page 4 of the Warranty Deed). This property contains a spring that has a POD conveying water via piping to the east, which is consistent with the described proposed use in the application for permit that resulted in Permit 96-09587.
3. The Warranty Deed for the property currently owned by Mr. & Mrs. Derbes, which contains the spring for which they have submitted an application for permit, does not list any easements for a spring nor any other water sources or methods of water conveyance (see attached document Exhibit B, the Warranty Deed by Title One, Order Number: 20363566).
4. The property currently owned by Mr. & Mrs. Derbes does not have a POD at the spring for which they have submitted an application for permit. As such, there is no evidence that it is being put to beneficial use.

Based on the above facts, it appears that the map provided as part of the application for permit that resulted in Permit 96-09587 inaccurately depicted the POD locations in NW1/4SE1/4SW1/4, Sec. 26, Twp. 58N, Rge. 02W, when the actual locations appear to be approximately 500 feet to the north in SE1/4NE1/4SW1/4, Sec. 26, Twp. 58N, Rge. 02. As such, we request that the actual location of the springs and PODs associated with Permit 96-09587 be verified to determine if they are in fact different from the spring on Mr. & Mrs. Derbes' property for which they have submitted an application for permit.

We are willing to assist the IDWR with documenting the actual location of each spring and POD in question by collecting and providing GPS coordinates.

Mr. & Mrs. Derbes would like to move forward with the application for permit they have submitted if the IDWR confirms that the spring on their property is not already being put to beneficial use by another party.



Best regards,  
Brian

Brian Domke, RLA, LEED AP



LANDSCAPE ARCHITECT

[www.BrianDomkeLandscapeArchitect.com](http://www.BrianDomkeLandscapeArchitect.com)

[Brian.Domke@Gmail.com](mailto:Brian.Domke@Gmail.com)

208.610.9853

EMAIL CONFIDENTIALITY NOTICE: The information in this email and any attachments are the property of Brian Domke Landscape Architect PLLC and may be used only by the intended recipient. In the event that this email has been transmitted or forwarded to you in error, please notify the sender immediately by replying to this email. After notifying the sender of your receipt of this email, you should delete the email and any attachments. No person other than the intended recipient is authorized to read, print, retain, copy or disseminate this message or any part of it. This communication may contain information that is proprietary, privileged, confidential or otherwise legally exempt from disclosure. Any erroneous transmission or receipt of this email shall not constitute a waiver of any applicable protections against unauthorized use or disclosure of the information.

**Alleman, Tammy**

---

**From:** Alleman, Tammy  
**Sent:** Tuesday, August 25, 2020 4:31 PM  
**To:** IdwrPayable  
**Subject:** Refund Request

Good afternoon,

I am requesting a refund for an application WR# 96-9822 that was sent back for corrections. They sent back the corrected application with another check for \$100.00.

Dr. Lawrence & Lynn Derbes paid \$100.00 on each of the Receipts N036347 & N036354 for a total of \$200.00.

**Please refund \$100 to:**

Dr. Lawrence & Lynn Derbes  
75-6025 Alii Drive, F101  
Kailua-Kona, HI 96740  
(808) 954-1327

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





State of Idaho

## DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene ID 83815-7763

Phone: (208) 762-2800 • Fax: (208) 762-2819

Website: [idwr.idaho.gov](http://idwr.idaho.gov) • Email: [northerninfo@idwr.idaho.gov](mailto:northerninfo@idwr.idaho.gov)

BRAD LITTLE  
Governor

GARY SPACKMAN  
Director

August 19, 2020

**\*\*Time Sensitive Response Required\*\***

Larry Derbes or Robin Derbes  
75-6025 Alii DR F101  
Kailua Kona, HI 96740

Re: Application for Permit Unacceptable for Filing (Rule 35 Application Requirements)

Dear Applicants:

Idaho Department of Water Resources (IDWR) received your Application for Permit on August 18, 2020 to divert water from a spring that sinks. The Application appears to be applicable to Bonner County parcel RP58N02W26S273A. **The Application is unacceptable for filing because the Application was received with no map that has legal descriptions showing the Point of Diversion Spring and Place of Use.**

Please be advised that the spring described in your Application appears to be one of the two sources of water that are to be used by Permit 96-09587. IDWR mailed a Statement of Completion due notice to the current permit holders on July 31, 2020. Records concerning this Permit are available using the 'Search Water Rights' application on the IDWR Internet web site. IDWR is attempting to contact your representative; Brian Domke; regarding the missing Application Map and Permit 96-09587.

**An Application that is acceptable for filing must be received no later than September 21, 2020.** IDWR will take steps to terminate the Application, if no response is received, in accordance with Idaho Code § 42-204.

Respectfully,

Shaun M. Maxey  
Sr. Water Resource Agent  
Idaho Department of Water Resources, Northern Region

Enclosures

Copy of Original Derbes Application For Permit

Copy of Permit 96-09587 & map

Copy of 96-09587 Statement of Completion Due Notice

CC

Brian Domke, Landscape Architect