



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 • Email: northerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

8/17/2020

STEPHEN AND NORMA BRAND
12180 LOWER FORDS CREEK RD
OROFINO IDAHO 83544-9660

RE Fraser Pine Subdivision Permits 84-12239 and 84-12240

Dear Mr & Mrs Brand,

Your letter was scanned and forwarded to the Northern Regional Office of IDWR for response. The water right files were reviewed and noted they were contested by you and some others. The Order you refer to from 2009 approved the permits and set certain requirements, there may also have been other provisions in an agreement between the protestants and applicants the IDWR would not commit to because they would have been outside our jurisdiction. The approval required that Completion of Development be accomplished by 2014.

IDWR sent a Proof of Beneficial Use form to the applicants in May, 2014. No response was received and the permits were Ordered Lapsed on November 7, 2014. The two permits are no longer valid. No modification of the Order was ever contemplated.

The owners proposing the northern half of the subdivision (84-12239) only drilled a hole for a single family use – it was done before the permit was approved. Our records do not show that any other well was constructed. Similarly a single family well was constructed in the southern half (84-12240) for use in one home. Exact locations for these wells is unknown.

We have issued one domestic drilling permit to one lot abutting HWY 11 just this year, likewise for single family use. We have not heard from anyone regarding drilling a well on Lot 17, in recent years to my knowledge. However the single family domestic well mentioned above may be the source for the home you say is being built. I believe there are 3 wells constructed here, if you have different information please let us know.

I hope this addresses your questions. You can reach us at the phone and address in the letterhead.

Thank you, stay well.

Respectfully,

Douglas Jones
IDWR Northern Regional Manager

August 10, 2020

Stephen J. Brand and Norma Brand
12180 Lower Fords Creek road
Orofino, Idaho 83544-9660

RECEIVED

AUG 14 2020

DEPARTMENT OF
WATER RESOURCES

To:

The State of Idaho
Department of Water Resources

Regarding the Applications to Appropriate Water:

No.84-12239 in the name of J. R. Cascade proposed delivery of ground water to nine homes in the Fraser Pines Subdivision.

No. 84-12240 in the name Eric Richardson proposed delivery of ground water to nine homes in the Fraser Subdivision.

FINAL ORDERS:

Issued on October 23, 2009, pursuant to section 67-5246 or 69-5247, Idaho Code.

Notice of the applications of 84-12239 and 84-12240 dated July 30, 2007, were received by Stephen J. Brand and Norma Brand, Michael Beard and Jerry Moore.

The applications were protested due to the fact that 50 % of the wells drilled in the Fraser area have come up dry. There are several properties that do not have active wells as of this date.

August 2020:

Many of the lots in the Fraser Pines Subdivision have been sold and the present owners have started to develop their lots.

Lot 17: construction of a home has been started.

A third well has been drilled in the subdivision. Fraser Pines Subdivision in Clearwater County;

Has the State of Idaho Department of Water Resources had any contact with or from the present owners of the lots in the Fraser Pines Subdivision in regards to the Final Orders issued on October 23, 2009?

Has No. 84-12239 and No. 84-12240 been amended since the Final Orders were issued on October 23, 2009?

We would appreciate your help on this issue.

Sincerely,


Stephen J. Brand and Norma Brand

Phone No. 208-435-4354