FORM 203UN v.202162020

# STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

		8	
ldent.	No.	 	

IDWR / NORTH

### **APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

1.	Name of	of applic	ant(s)	SETH	ESTA	TES W	ATER	ASSN		_ Phone 🔏	08-135-5332
		address		Nam	e connec	ctor (chec	k one):	and or a	nd/or	_ City ATH	DL
	State I	)			ZIP	83801		Email_			
2.	Name o	of repres	sentati	ve, if a	ny WE	SLEY	SCOT	Т		Phone 20	8-755-5332
	Mailing	address	PO E	3OX 66	5-2	17"	15			City ATHO	DL
	State ID	)			ZIP	83801		Email \	WDSJJ1@AOL.C	СОМ	
								on to the representate			DR
					•			n for the applicant b		_	
3.	Source	of wate	r supp	ly GRO	DUND	WATE	R	whicl	n is a tributary of		
4.	Locatio	n of poi	nt(s) o	f divers	ion:						
	Twp	Rge	Sec	Govt	1/4	1/4	1/4	County	Sourc	е	Local name or tag #
	53N	03W	30			NE	NE	KOOTENAI	GROUNDV	VATER	D0040166
_	10/-1	.:	!								
5.	Water				aure er auser.			STIC	f 01-0	12-1	31 (both dates inclusive)
		(cfs or aci	re-feet pe	er year)					oses from	10 12 (	(both dates inclusive)
	Amoun	(cfs or act	0.02	fo	r	ST	OCKW	ATER purp	oses from 01-0	11 to 12-3	31 (both dates inclusive)
	Amoun	t		fo	r			purp	oses from	to	(both dates inclusive)
		(cfs or act	re-feet pe	er year)							
	Amoun	(cfs or acr	re-feet pe	r year)	-			purp	oses from	10	(both dates inclusive)
6.	Total qu	uantity to	o be a	opropri	ated is	s (a) <u>0</u>	.15 cfs	cubic feet per sec	ond (cfs) and/or	(b)	_ acre-feet per year (af).
7.	Propos	ed diver	ting w	orks:					DD11.1	D MELL (O	HARER' ROOMOTOO
	a. Desc	ribe typ	e and D TO	size of	device MES A	es use ND W	d to di	vert water from the NG TROUGH(S)	source. DRILLE	D WELL (S	HARED) D0040166
	b. Heig	ht of sto	orage o	dam _			feet; a	active reservoir cap	acity	acre-fee	t; total reservoir capacity
	-		ac	re-feet	. If the	reserv	oir will	be filled more than	once each year, o	describe the	refill plan in item 12. For
					_						it a separate Application
								Existing Dam. App			
	-							ches; proposed de			_ feet.
								er than 85°F being s ; drilling firm MC			INC.
											0
_		TA/	NT				7	or Department Use	_	P. C.	
Red	ceived by	00	Do:	reinted	by	Date	2	Receipt No.	Pr	eliminary che	eck by
	4		- 1760	Scibred	~y		-	Treceipt No.	The sales		

8.	Descri	ption of	f propo	osed (	uses (	if irrig	ation	only, g	go to i	tem 9	):									
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	b. Sto																			
	c. Mur										er Rig	ht Ap	plicati	on Ch	ecklis	<u>st</u> .				
	d. Dor	nestic;	show	numb	er of	house	holds	7 HO	MES											
	e. Oth	er; des	cribe f	fully																
9.	Descri	ption of	f place	of us	se:															
	a. If w	ater is	for irrig	gation	, indic	ate a	creag	e in e	ach si	ubdivi	sion i	n the t	tabula	tion b	elow.					
											e use	(exar	nple: I	D for I	Dome	estic) i	n the	corre	spond	ling place
	of u	se belo	ow. Se	e inst	ructio	ns tor	stand	dard s	ymbo	IS.										
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	53N	03W	30	S	S															
												<u> </u>								
	Tota	al numi	ber of	acres	to be	irriga	ted:													
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11.	a. Wh												BBEK							
	b. Wh												200							
	c. If th	e prope	erty is	owne	d by a	perso	n oth	er thar	n the a	applica	ant, d	escrib	e the	arrang	jeme	nt ena	bling 1	he ap	plicar	nt to make
	this	filing:																		
12.	Descri	be your	propo	osal in	narra	ative fo	orm, a	and pro	ovide	additi	onal e	xplan	ation	for an	y of th	e iten	ns abo	ve. A	ttach :	additional
	pages			-				S TO												
	FROM	THE V	VELL :	SERV	/ING (	OUR I	HOME	ES. A	LL H	OMES	ARE	IN PI	RARIE	PIN	ES AI	ND SE	THE	STAT	ES 1	ST
	ADDIT	ION SI	JBDIV	/ISIOI	N.															
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	resle					CC	FAT.	ALY			1	hos	nas	1	U,	We	bbe			
Prin	t Name	(and titl	e, if ap	plicab	le)						Pri	nt Nam	ne (and	title,	if appl	icable	)			

RECEIVED FORM 202 Rev. 09/16 JUL 23 2018

### 82552

# STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

Ident. No. 45-17602

IDWR/NORTH

### **APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

1.											
	Mailing a	ddress	29	64 Nam	e connect	otor (chec	k one):	and or a	and/or	City AT	hol
	State I	DAH	0		ZIP	838	01	Email		,	
2.	Name of	repres	entati	ve, if a	ny Z	ves	cey	SCOTT		Phone	2080-7555332
					OX	665	5			City A	Thol
	Location of point(s) of diversion:  Twp Rge Sec Govt 1/4 1/4 County Source Local name or tag # 53 N 03 W 30 NE NE KOOTEN AT 97 W WATEL DOOH 0166  Water will be used for the following purposes:  Amount 1/2 for Domestic purposes from 01-01 to 12-31 (both dates inclusive)  Amount 10/2 for 57 OCK WATES purposes from 01-01 to 12-31 (both dates inclusive)  Amount for purposes from to both dates inclusive)  Amount for purposes from to both dates inclusive)  Amount for purposes from to both dates inclusive)  Total quantity to be appropriated is (a) 1/4 cubic feet per second (cfs) and/or (b) acre-feet per year (af).										
										applicant C	DR
2	<b>⊠</b> Th	e repre	esentat	tive is a	uthori	zed to	sign fo	r the applicant. Atta	ch a Power of Attor	rney or oth	er documentation.
3. 4.								VIIIC	ir is a tributary or _		
٦.	ГТ		7	Govt		1/4	1/4	County	Source		Local name or tag #
	530	03 W	20	LOL		NE	NE	KOOTENAT	ground w	ATEL	D0040166
	3310	<i>y</i> .	50			"	100	140 101(7)4	0		
5.	Amount Amount	cfs or act	re-feet pe	fo er year) fo er year)	1 <u>00</u>	mest ock	ic W/	Tes purp	ooses from <u>Ø / ~ 0 /</u>	to 12-	31 (both dates inclusive)
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	Amount	cfs or ac	re-feet pe	eryear) fo ervear)	r			purp	ooses from	to	(both dates inclusive)
6.											
7.											
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	c. Propo d. Is gro e. If well	10 fee onstruction sed wo und wa is alre	t or motion of ell diar ater wi	erlard Enlard meter is th a ter tilled, w	neight genter s mpera hen?	AND hot of a liture of	aving a line of the line of th	a storage capacity of Existing Dam. Appliches, proposed deer than 85°F being series; drilling firm 10°C.	of 50 acre-feet or molication required?  opth of well is  sought? ☐ Yes	□ Yes	it a separate <u>Application</u> □ No □ feet.  **RUMP FIC;
	Mailing address \$\insert B \insert k \insert B \insert B \insert k \insert B										
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10									e num	noses	as de	scribe	ed ahr	ve In	clude	water	delive	ered by	v a mi	unicipality,
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	anothe	r sourc	ce, or t	ooth, 1	o irrig	ate yo	our lav	wn, ga	arden,	and/	or land	dscap	ing? _						-	
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11.	a. Wh													6	0	K37	190	010	010	2
	b. Wh	o owns	the la	and to	be irri	igated	d or pl	ace o	f use?	A	PPI	CA	7.7							
	c. If th	е ргор	erty is	owne	d by a	perso	on oth	er tha	n the a	applic	ant, de	escrib	e the	arrang	geme	nt ena	bling	the ap	plicar	nt to make
	this	filing:																		
12.	Descri	be vou	r propo	osal in	narra	ative fo	orm. a	and pr	ovide	additi	onal e	xplan	ation	for an	v of th	ne iten	ns abo	ve. A	ltach	additional
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14.																				ed point of
	diversi mile.	on, pla	ce of u	ise, se	ection	#, tow	vnship	& rar	ige. T	he m	ap sca	ale sh	all not	be le	ss tha	an two	(2) in	ches e	qual	to one (1)
	mie.																			
																				ny willful
mis	repres	entatio	ons m	ade ir	ı this	appli	catio	n may	resu	lt in r	ejecti	on of	the a	plica	ation	or cai	ncella	tion o	f an a	approval.
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	t Name					-			11		Prir		ne (and		if appl	icable	)			

# State of Idaho Department of Water Resources

# **Application For Permit**

Stockwater Place oF Use (Point of Diversion same as Domestic Use)

03W **53N** NENE Point of Diversion 0.04 0.08 0.16 Miles Place Of Use Boundary **PLS Sections Quarter Quarters Taxlots** 

Tax parcel information provided by Kootenai County.

6/24/18

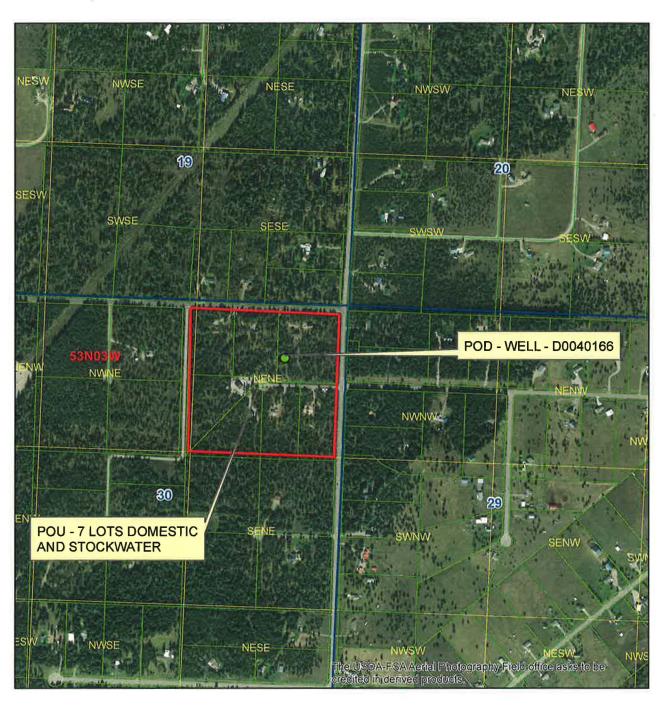
### **SETH ESTATES WELL ASSCOIATION**

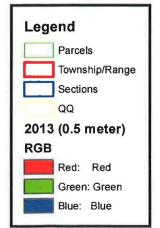
### **WELL MEETING ATTENDANCE SHEET**

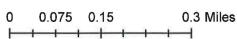
Lot # 1: Thomas and Heidi Weber  Tom Webber
Lot # 2: Todd and Genessee Posch (Moving)
Lot # 3: Dale Bemis OUT OF COUNTRY
Lot # 4: Francis and Cheri Pigott
Lot # 5: Ashley Lawson and Bri Richardson
amburlancon & Reciana Richardson
Lot # 6: Wesley Scott
Lot # 7: Christopher and Heather Case
CC 6-29-18

Well	meeting	notes	below:
	176		

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# 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

Gary Spackman Director

July 7, 2020

SETH ESTATES WATER ASSOCIATION 2964 E OBADIAH CT ATHOL, ID 83801-7201

RE: Application for Permit No. 95-17602

Dear Applicant(s):

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 7/16/2020 and 7/23/2020. 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:

WESLEY JOSEPH SCOTT PO BOX 217

ATHOL, ID 83801-0217

#### Alleman, Tammy

From:

Alleman, Tammy

Sent:

Friday, July 10, 2020 9:15 AM

To:

'Chantilly.Higbee@deq.idaho.gov'; 'Anna.Moody@deq.idaho.gov'

Subject:

Request for Comments for WR#95-17602

#### 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 August 3, 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:

Tuesday, July 7, 2020 2:38 PM

To:

'LEGALS@CDAPRESS.COM'

Subject:

Legal Notice

Attachments:

Legal Notice for 84200, 95-17902, 95-17958, 95-17960, 95-17961, 95-17963 to

95-17965, 95-17967.docx

Please publish the enclosed legal notice in the Coeur d'Alene Press on the dates indicated July 16th & June 23<sup>rd</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 August 3, 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

#### NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 84200

GEM STATE WATER CO LLC, PO BOX 3388, COEUR D ALENE, ID 83816 has filed Application No. 84200 for changes to the following water right within KOOTENAI County: Right No. 95-10068; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows:

The applicant proposes to move a point of diversion from L4(NWNW) of Section 3, Twp 51N, Rge 04W to L2(NWNE) of Section 3, Twp 51N, Rge 04W.

For additional information concerning the property location, contact Northern Region office at (208)762-2800. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department 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 8/3/2020. The protestant must also send a copy of the protest to the applicant.

The following applications have been filed to appropriate the public waters of the State of Idaho:

95-17602

SETH ESTATES WATER ASSOCIATION 2964 E OBADIAH CT ATHOL, ID 83801-7201 Point of Diversion NENE S30 T53N R03W **KOOTENAI** County Source GROUND WATER Use: STOCKWATER 01/01 to 12/31 0.02 CFS Use: DOMESTIC 01/01 to 12/31 0.13 CFS Total Diversion: 0.15 CFS Date Filed: 07-23-2018 Place Of Use: DOMESTIC, STOCKWATER T53N R03W S30

NENE, NWNE 95-17958

ASPEN HOMES & DEVELOPMENT LLC 1831 N LAKEWOOD DR STE A **COEUR D ALENE, ID 83814-2669** Point of Diversion NWSW S8 T52N R04W **KOOTENAI** County Source GROUND WATER Point of Diversion SWSW S8 T52N R04W **KOOTENAI** County Source GROUND WATER Use: DOMESTIC 01/01 to 12/31 Total Diversion: 0.13 CFS Date Filed: 06-18-2020 Place Of Use: DOMESTIC T52N R04W S17 NENW, L3(NENW), L3(NWNW) Place Of Use: DOMESTIC **T52N R04W S18 NENE** Place Of Use: DOMESTIC

NESW, NWSW, L6(NWSW), SWSW, L5(SWSW), SESW, L5(SESW)

95-17960

T52N R04W S8

JARED D ANDERSON 910 N B ST **COEUR D ALENE, ID 83814-2214** Point of Diversion SENW S5 T49N R04W **KOOTENAI** County Source GROUND WATER Use: DOMESTIC 01/01 to 12/31 0.1 CFS

Use: STOCKWATER 01/01 to 12/31 0.02 CFS Total Diversion: 0.12 CFS Date Filed: 06-23-2020 Place Of Use: DOMESTIC,STOCKWATER T49N R04W S5 SENW

#### 95-17961

KATHERINE CAMPBELL
KENT DURAND
2376 S KINDRED TRL
COEUR D ALENE, ID 83814-7173
Point of Diversion NENE
S26 T50N R05W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-25-2020
Place Of Use: DOMESTIC
T50N R05W S26
NENE, SENE

#### 95-17963

RONALD & MAUREEN PAYNE LIVING TRUST
16546 N SALEM RD
HAYDEN, ID 83835-9869
Point of Diversion NESE
S28 T52N R03W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-24-2020
Place Of Use: DOMESTIC

#### 95-17964

**T52N R03W S28 NESE** 

DANIEL GARN SHELECE GARN 7642 E GEM SHORES RD HAYDEN, ID 83835-7143 Point of Diversion SWNE S10 T51N R03W **KOOTENAI** County Source HAYDEN LAKE Tributary SINKS Use: DOMESTIC 01/01 to 12/31 0.04 CFS Use: IRRIGATION 03/15 to 11/15 0.09 CFS Total Diversion: 0.13 CFS Date Filed: 06-26-2020 Place Of Use: DOMESTIC T51N R03W S10 L5(NENE), L5(NWNE), L5(SWNE), L5(SENE) Place Of Use: IRRIGATION T51N R03W S10 L1(NENE), L2(NWNE), L5(SWNE), L5(SENE) Total Acres: 2.9

#### 95-17965

JOSEPH BOWEN
JANA BOWEN
6744 E GRETA AVE
POST FALLS, ID 83854-8003
Point of Diversion NESE
S9 T51N R03W

KOOTENAI County Source HAYDEN LAKE Tributary SINKS Use: DOMESTIC 01/01 to 12/31 Total Diversion: 0.04 CFS Date Filed: 06-26-2020 Place Of Use: DOMESTIC T51N R03W S9 L3(NESE)

95-17967

ROBERT P PARKER SHARRON A PARKER 2105 E CHERRY TREE LN SPOKANE, WA 99203-5019 Point of Diversion SENE S14 T53N R05W **KOOTENAI** County Source SPIRIT LAKE Tributary SPIRIT CREEK Use: DOMESTIC 01/01 to 12/31 Total Diversion: 0.04 CFS Date Filed: 07-02-2020 Place Of Use: DOMESTIC T53N R05W S14 SENE,L1(SENE)

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/WRApplicationResults/. 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 8/3/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 7/16/2020 and 7/23/2020



# State of Idaho

### DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763 Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER Governor

GARY SPACKMAN Director

August 8, 2018

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

Seth Estates Water Association Wesley J. Scott PO Box 665 Athol. ID 83801

Re: Application for Permit Seth Estates Water Association (Rule 35 Application Requirements)

Dear Applicant:

Idaho Department of Water Resources (IDWR) received your Application for Permit on July 23, 2018, to divert water from an existing well in Kootenai County. The Application is unacceptable for filing because the Place of Use (POU) legal description shown on Line 9 is incorrect and does not match the map accompanying the Application. A copy of your Application is enclosed.

IDWR records indicate that we corresponded with you via E-mail on July 25, 2018 regarding required corrections to the Application For Permit. Please review the Application and phone me at (208) 762.2816 for assistance if you need help to correct your Application.

Your **corrected Application must be received no later than September 10, 2018.** IDWR will take steps to terminate your Application, if no response is received, pursuant to Idaho Code § 42-204.

Respectfully,

Shaun M. Maxey

Sr. Water Resource Agent

Idaho Department of Water Resources, Northern Region

#### Maxey, Shaun

From:

Maxey, Shaun

Sent:

Wednesday, July 25, 2018 2:52 PM

To:

'2087555332@vtext.com'

Subject:

Seth Estates Water Right Application Corrections

#### Wesley:

I have sent several attachments for use in correcting the Seth Estates Water Right application to your wdsjj1@aol.com email address. You can initial & date the corrections & return them to IDWR via e-mail or use the paper copies I'm sending to you via U.S. mail.

We have to have the corrections before IDWR can publish required legal notices on your Application.

The section number is missing for Domestic & Stockwater use on Pg 2. of the current Application. I have shown how to fix this in the attachment titled '95-17602 App Pg. 2 Blank' in red. Please make the corrections, initial & date on '95-17602 App Pg. 2 Correct' and return to me.

Please give me call about labeling the two other attachments (Maps) to return with the corrected Page 2.

#### Shaun Maxey

Shaun M. Maxey Sr. Water Resource Agent Idaho Department of Water Resources, Northern Region 7600 N Mineral DR Suite 100 Coeur d'Alene, ID 83815-7763 Phone (208) 762.2816 /2800 Fax (208) 762.2819

www.idwr.idaho.gov

#### Maxey, Shaun

From: Maxey, Shaun

**Sent:** Wednesday, July 25, 2018 2:43 PM

To: 'WDSJJ1@aol.com'

Subject: Seth Estates Water Right Application Corrections

Attachments: 95-17602 APP pg 2 Blank.pdf; 95-17602 APP pg 2 Correct.pdf; 95-17602 Domestic Map.pdf;

95-17602 Stock Map.pdf

#### Wesley:

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Please give me call about labeling the two other attachments (Maps) to return with the corrected Page 2.

#### Shaun Maxey

Shaun M. Maxey
Sr. Water Resource Agent
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