

RECEIVED

APR 29 2020

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

IDWR/NORTHERN

1. Name of applicant(s) Colleen Lenihan Phone 240-838-3730
 Mailing address 428 1st Ave Apt 3 City Lewiston
 State ID ZIP 83501 Email Colleenihan@gmail.com
2. Name of representative, if any N/A 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 groundwater which is a tributary of N/A
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
35N	06W	25			NE	SE	Nez Perce	groundwater	D0082062

5. Water will be used for the following purposes:
- Amount 0.12 cfs for irrigation purposes from 2/15 to 11/30 (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) 0.12 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. Well (6") with pump
(not yet installed)
- 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? 12/2019; drilling firm Stuivenga Vessey;
 well was drilled for (well owner) Colleen Lenihan (self); Drilling Permit No. 891755

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 100 Receipted by DL Receipt No. NB36040 Date 4-29-2020

RECEIVED

MAY 07 2020

IDWR/NORTHERN

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	
35N	06W	25													10			4	14
																	L2		

Total number of acres to be irrigated: 14

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? I have an approved water right permit (#85-15801) for the property adjoining the area this permit request is for.
11. a. Who owns the property at the point of diversion? Colleen Lenihan (self)
 b. Who owns the land to be irrigated or place of use? Colleen Lenihan (self)
 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. I propose to use my existing well to irrigate a vineyard on recently purchased land which adjoins my existing property
13. Time required for completion of works and application of water to proposed beneficial use is 4 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.

Colleen Lenihan

Signature of Applicant

Colleen Lenihan

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

30884

Instrument # 874214
NEZ PERCE COUNTY, IDAHO
03-02-2020 11:19:42 AM No. of Pages: 3
Recorded for: LAND TITLE OF NEZ PERCE COUNT
PATTY WEEKS Fee: \$15.00
Ex-Officio Recorder Deputy Lindsey Eberhardt
Index to: WRNTY/QCD (101)
Electronically Recorded by Simplifile

RECEIVED
MAY 07 2020
IDWR/NORTHERN

WARRANTY DEED

For Value Received, RIVER ROCK INVESTMENTS I LLC, a Colorado limited liability company, as Grantor, does hereby grant, bargain, sell and convey unto COLLEEN LENIHAN, an unmarried person, the Grantee, whose current address is 428 1st Ave Apt. 3
Lewiston, ID 83501, all of its interest in the following described premises situate in the County of Nez Perce, State of Idaho, to-wit:

A parcel of land in the northeast one-quarter of the southeast one-quarter (NE1/4-SE1/4) of Section 25, Township 35 North, Range 6 West, Boise Meridian, County of Nez Perce, State of Idaho more particularly described as follows:

Commencing at the east one-quarter corner of Section 25 marked by an aluminum capped monument; thence South 00°51'17" West, along the east line of said Section 25, a distance of 719.67 feet to a rebar being the TRUE POINT OF BEGINNING; thence continuing South 00°51'17" West, along the east line of said Section 25, a distance of 444.50 feet to a rebar; thence North 89°08'43" West, a distance of 499.92 feet to a rebar; thence South 77°52'21" West, a distance of 413.62 feet to a rebar; thence North 02°24'25" East, a distance of 687.15 feet to a rebar; thence North 13°19'05" East, a distance of 30.79 feet to a cotton gin spike; thence South 63°38'18" East, a distance of 394.82 feet to a cotton gin spike; thence South 82°38'17" East, a distance of 159.39 feet to a cotton gin spike; thence North 89°30'27" East, a distance of 363.12 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO Right of Way Easement, including its terms, covenants and provisions, to The Washington Water Power Company, as disclosed by instrument recorded April 17, 1964, in Book 16 of Miscellaneous, at Page 146, records Nez Perce County, Idaho. Release of Easement recorded December 14, 2007, as Instrument No. 751627, records of Nez Perce County, Idaho.

SUBJECT TO Reservations, Terms and Conditions as set out in Quitclaim Deed, including any provisions and limitations thereof, recorded November 2, 1936, in Book 157 of Deeds, at Page 418, records of Nez Perce County, Idaho.

READ AND APPROVED

SUBJECT TO all matters disclosed by that certain survey by USKH, recorded March 20, 2007, as Instrument No. 742055, records of Nez Perce County, Idaho.

SUBJECT TO all matters disclosed by that certain survey recorded November 10, 2008, as Instrument No. 762764, records of Nez Perce County, Idaho.

SUBJECT TO all matters disclosed by that certain ALTA/ACSM survey prepared August 20, 2007, and revised August 29, 2007, by Terry T. Golding, Idaho Professional Land Surveyor #7379.

SUBJECT TO Easement, including its terms, covenants and provisions, as disclosed by Quitclaim Deed recorded May 9, 2018, as Instrument No. 857646, records of Nez Perce County, Idaho.

SUBJECT TO terms and conditions as set out in Declaration of Covenants, Conditions and Restrictions, including any provisions and limitations thereof, recorded November 1, 2018, as Instrument No. 862395, records of Nez Perce County, Idaho, and Amendment of above Protective Covenants recorded June 19, 2019, as Instrument No. 867473, records of Nez Perce County, Idaho.

SUBJECT TO terms and conditions as set out in Road Maintenance Agreement, including any provisions and limitations thereof, recorded November 1, 2018, as Instrument No. 862396, records of Nez Perce County, Idaho.

SUBJECT TO terms and conditions as set out in Right of First Refusal to Purchase Real Estate, including any provisions and limitations thereof, recorded June 19, 2019, as Instrument No. 867476, records of Nez Perce County, Idaho.

SUBJECT TO all rights of way for public utilities and public roads as the same now exist over and across the herein described property.

TO HAVE AND TO HOLD the said premises with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee that it is the owner in fee simple of said premises; that they are free from all encumbrances except those set forth above, and taxes, levies and assessments for 2020 and thereafter; and that it will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, the said Grantor has hereunto set its hand and seal this 26th
day of February, 2020.

GRANTOR:

RIVER ROCK INVESTMENTS I LLC,
a Colorado limited liability company

By [Signature]
LAWRENCE R. WILSON
Manager

Hawaii (PK)
STATE OF ~~IDAHO~~
Kauai : ss.
County of ~~Nez Perce~~) (PK)

(PK) On this 26th day of February, 2020, before me, a Notary Public in and for the State of ~~Idaho~~, personally appeared LAWRENCE R. WILSON, known or identified to me to be the manager or a member of RIVER ROCK INVESTMENTS I LLC, the limited liability company that executed the instrument or the person who executed the instrument on behalf of said limited liability company and acknowledged to me that such limited liability company executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.










Paige M. Krest (PK)
Notary Public in and for the State of ~~Idaho~~, Hawaii
residing at Honolulu, HI
My commission expires 4/22/21

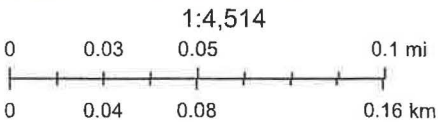
NOTARY PUBLIC CERTIFICATION
Paige M. Krest Fifth Judicial Circuit
Doc. Description: Warranty Deed
No. of Pages: 3 Date of Doc. 2/26/20
Paige M. Krest 2/26/20
Notary Signature Date

Application for Water Right



4/27/2020, 11:21:38 AM

-  Override 1
-  Override 1
-  Quarter Quarter
-  Section
-  Township/Range
-  Idaho Outline
-  Idaho Mask



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



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

May 13, 2020

COLLEEN LENIHAN
428 1ST AVE APT 3
LEWISTON, ID 83501-6077

RE: Application for Permit No. 85-15810

Dear Applicant:

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 LEWISTON TRIBUNE on 5/21/2020 and 5/28/2020. 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 blue ink that reads "Tammy Alleman".

Tammy Alleman
Administrative Assistant

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, May 13, 2020 12:21 PM
To: 'alisont@co.nezperce.id.us'
Subject: Request for Comments on WR#85-15810

Dear Interested Agencies:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced Water Right application. You can find copies of the application attached to the email and also 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, 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 application is June 8, 2020.

Please contact the Northern Region Office at (208) 762-2800 if you have any questions regarding the application.

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: Wednesday, May 13, 2020 12:19 PM
To: 'legals@lmtribune.com'
Subject: Legal Notice
Attachments: Legal Notice.docx

Please publish the enclosed legal notice in the **Lewiston Tribune** on the dates indicated **May 21st & May 28th, 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 **June 8, 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:

85-15810

COLLEEN LENIHAN
428 1ST AVE APT 3
LEWISTON, ID 83501-6077
Point of Diversion NESE
S25 T35N R06W
NEZ PERCE County
Source GROUND WATER
Use: IRRIGATION
02/15 to 11/30
Total Diversion: 0.12 CFS
Date Filed: 04-29-2020
Place Of Use: IRRIGATION
T35N R06W S25
NESE, L1(SESE)
Total Acres: 14

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 6/8/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on 5/21/2020 and 5/28/2020