

RECEIVED  
FORM 202 Rev. 09/16  
FEB 06 2020  
IDWR / NORTH

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

84-12302  
Ident. No. RECEIVED  
FEB 10 2020  
DEPARTMENT OF  
WATER RESOURCES

1. Name of applicant(s) Abram Summerfield, Britney Summerfield Phone 208-816-6633  
Name connector (check one): ☐ and ☐ or ☒ and/or  
Mailing address PO BOX 1912 City Orofino  
State Idaho ZIP 83544 Email abram.summerfield@gmail.com
2. Name of representative, if any \_\_\_\_\_ 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 Deer Creek which is a tributary of Whiskey Creek
4. Location of point(s) of diversion:

| Twp | Rge | Sec | Govt Lot | 1/4 | 1/4 | 1/4 | County     | Source     | Local name or tag # |
|-----|-----|-----|----------|-----|-----|-----|------------|------------|---------------------|
| 36N | 02E | 02  |          | SW  | NE  |     | Clearwater | Deer Creek |                     |
|     |     |     |          |     |     |     |            |            |                     |
|     |     |     |          |     |     |     |            |            |                     |
|     |     |     |          |     |     |     |            |            |                     |

5. Water will be used for the following purposes:
- Amount .04 cfs for Domestic purposes from 1/1 to 12/31 (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) .04 cubic feet per second (cfs) and/or (b) 0 acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. 1.25 inch Poly-pipe placed in creek bed, with debris filter installed, feeding a ram pump.
- b. Height of storage dam 0 feet; active reservoir capacity 0 acre-feet; total reservoir capacity 0 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 0 inches; proposed depth of well is 0 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 Ja Date 2/6/2020 Time 2:44 pm Preliminary check by JWE  
Fee \$ 100.00 Received by Ja Receipt No. N035908 Date 2/6/2020


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 1 household (RV) + irrigation less than 0.5 acres.
  - 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 |        |
| 36N | 02E | 2   |    |    | D  |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Total number of acres to be irrigated: D

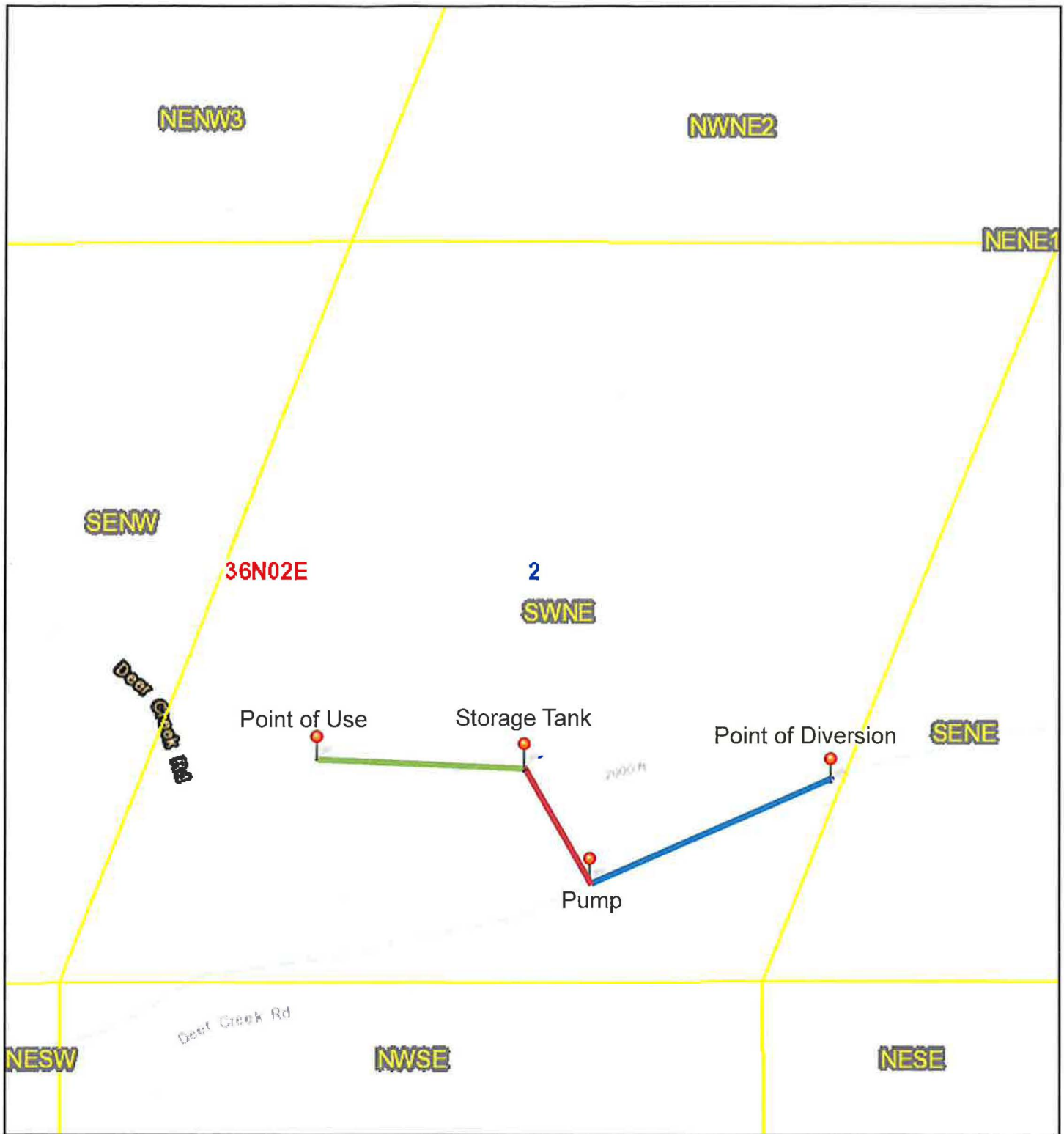
10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? I plan to use this water for domestic use with my RV (future house site). It will also be used to irrigate landscaping and a few fruit trees, located on less than 0.5 acres.
11. a. Who owns the property at the point of diversion? Abram Summerfield  
b. Who owns the land to be irrigated or place of use? Abram Summerfield  
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 plan to use a gravity powered ram pump to draw from Deer Creek for domestic use. Expected diversion is 0.04cfs to the pump. The pump will supply water to a holding tank, which will gravity feed to the point of use location. Expected flow to the holding tank is near 1gpm. The remaining diverted water will be expelled at the pump site.
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  
 Abram Summerfield  
 \_\_\_\_\_  
 Print Name (and title, if applicable)

  
 \_\_\_\_\_  
 Signature of Applicant  
 Britney Summerfield  
 \_\_\_\_\_  
 Print Name (and title, if applicable)

# Application for Water Right



1/28/2020, 12:58:01 PM

Lines

- Override 1
- Override 2
- Override 3



Override 1



Counties



Quarter Quarter



Section

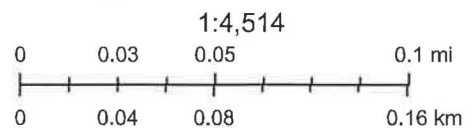


Township/Range



Idaho Outline

Idaho Mask



Esri, HERE, Garmin, (c) OpenStreetMap contributors, Sources: Esri, HERE, Garmin, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), (c) OpenStreetMap contributors, and the GIS User

Idaho Department of Water Resources

Created by NRCS from 1:24,000 scale USGS topographic maps. | Idaho Department of Water Resources | USDA, Natural Resources Conservation Services | Esri, HERE, iPC | Bureau of Land



**Hersley, Jean**

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**From:** Hersley, Jean  
**Sent:** Thursday, March 12, 2020 9:41 AM  
**To:** 'cleartrib@cebridge.net'  
**Subject:** Legal Notice for Your Paper  
**Attachments:** LegalNoticeTransferMerged4.docx

**Dear LEGAL NOTICE DEPARTMENT:**

Enclosed you will find a legal notices which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately. An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office, PO Box 83720, Boise, Idaho, 83720-0098 before April 6, 2020. Your cooperation is appreciated.

Sincerely

Jean Hersley  
Technical Records Specialist II  
IDWR State Office  
322 E Front St  
Boise ID 83720  
208-287-4942  
jean.hersley@idwr.idaho.gov

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

**84-12302**

ABRAM SUMMERFIELD

BRITNEY SUMMERFIELD

PO BOX 1912

OROFINO, ID 83544-1912

Point of Diversion SWNE S2 T36N R02E CLEARWATER County

Source DEER CREEK Tributary WHISKEY CREEK

Use: DOMESTIC

01/01 to 12/31

0.04 CFS

Total Diversion:

0.04 CFS

Date Filed: 02-06-2020

Place Of Use: DOMESTIC

T36N R02E S2 SWNE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the State office at (208) 287-4800; 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, State Office, 322 E Front St, PO Box 83720, Boise, ID 83720 together with a protest fee of \$25.00 for each application on or before 4/6/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 3/19/2020 and 3/26/2020



State of Idaho

## DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

March 12, 2020

ABRAM SUMMERFIELD  
BRITNEY SUMMERFIELD  
PO BOX 1912  
OROFINO ID 83544-1912

RE: Application for Permit No. 84-12302

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 CLEARWATER TRIBUNE on 3/19/2020 and 3/26/2020. 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,

Jean Hersley  
Technical Records Specialist



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

March 12, 2020

STATE OF IDAHO  
DEPT OF FISH & GAME  
3316 16TH ST  
LEWISTON, ID 83501

RE: Application for Permit No. 84-12302

Dear Interested Party:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your organization regarding the above referenced water right application. You can find a copy of the application at: <https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, complete the enclosed recommendation form, and submit it to this office within 21 days of the date of this letter.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this 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.

Please contact this office if you have any questions regarding the application.

Sincerely,

Jean Hersley  
Technical Records Specialist 2

Enclosure(s)

State of Idaho  
Department of Water Resources  
RECOMMENDATION FORM

RE: Application for Permit No. 84-12302

New Appropriation Applicant's  
Name:

ABRAM SUMMERFIELD  
PO BOX 1912  
OROFINO, ID 83544-1912

BRITNEY SUMMERFIELD  
PO BOX 1912  
OROFINO, ID 83544-1912

Recommendation:

- a) \_\_\_\_\_ I do not oppose approval of this application.
- b) \_\_\_\_\_ I do not oppose approval of this application if it is conditioned  
as follows:
- c) \_\_\_\_\_ I oppose approval of this application for the following reasons:
- d) \_\_\_\_\_ Additional comments:

Dated this \_\_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
Signature



# MEMORANDUM

**Date:** 2/28/2020  
**To:** WR No. 84-12302  
**From:** Jes Erling  
**Re:** Pre-Advertisement Application Review

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This memo is to provide information about the proposed water use that may not be described in the legal notice or on the Application for Permit form.

## **Applicant**

IDWR's northern office received an Application for Permit on February 6, 2020 submitted and signed by the applicants, Abram and/or Britney Summerfield. Both applicants have signing authority. A review of the submitted application requires no additional information. The applicants propose to establish a water right for domestic use from Deer Creek for a private residence located northwest of Orofino, Idaho.

## **Source, Water Use, and Diversion System**

The source of water supply for this domestic use will be from Deer Creek, a tributary of Whiskey Creek which flows into Orofino Creek. The applicants plan to use water from Deer Creek for domestic use at a future home site. Under this domestic use, the applicants also propose to use water to irrigate landscaping and a few fruit trees on less than 0.5 acres at the home site.

The point of diversion (POD) and place of use (POU) will be located in the SWNE of Section 2, Township 36 North, Range 02 East in Clearwater County. The applicants propose to use a 1.25 inch poly-pipe placed in the creek bed with a debris filter that will feed a gravity powered ram pump. From the POD in the creek, the poly-pipe will continue downstream, along the bank of the creek, approximately 530 feet to the gravity fed ram pump. The ram pump will then pump water approximately 265 feet to a storage holding tank. The expected flow to the storage tank is 1.0 gallon per minute. Water from the storage tank will be gravity fed approximately 370 feet to the place of use (home site).

## **Additional Comments**

Legal access to the project site or ownership is not a concern at this time. The POD and POU are located within IDWR administrative basin #84 (northern region). The proposed point of diversion location for this Application for Permit is located upstream from water right 84-12215 which has minimum streamflow requirements. There are no other concerns or restrictions associated with this Application for Permit.