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STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Ident. No. 96-9785

## APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

IDWR / NORTH

1. Name of applicant(s) George D. Agar & Margaret A. Agar Phone 208-263-4742  
 Name connector (check one): ☐ and ☐ or ☒ and/or  
 Mailing address 122 S Kootenai Bay Rd City Sandpoint  
 State Idaho ZIP 83864 Email \_\_\_\_\_
2. Name of representative, if any NA 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 Lake Pend Oreille which is a tributary of Pend Oreille River
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
57N	2W	12	1		NE	NE	Bonner	Lake Pend Oreille	

5. Water will be used for the following purposes:
- Amount 0.03 cfs for irrigation purposes from 04-01 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) 0.03 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. A one hp submersible pump
- b. Height of storage dam NA 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 NA inches; proposed depth of well is NA feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No
- e. If well is already drilled, when? NA; 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. NO35861 Date 1-8-2020

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	
57N	2W	12	2.0																2.0
			31.1																

Total number of acres to be irrigated: 2.0

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? NA
11. a. Who owns the property at the point of diversion? Idaho Dept of Lands  
 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. Encroachment Permit # L96S2557
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.




George D. Agar  
 Signature of Applicant  
George D. Agar  
 Print Name (and title, if applicable)


Margaret A. Agar  
 Signature of Applicant  
Margaret A. Agar  
 Print Name (and title, if applicable)

State of Idaho  
Department of Water Resources  
**Application For Permit**



0 0.015 0.03 0.06 Miles

-  PLS Sections
-  Quarter Quarters
-  Taxlots

x = Point of Diversion  
 Irrigation Place  
of use



Tax parcel information provided by Bonner County.





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

January 29, 2020

GEORGE D AGAR  
MARGARET A AGAR  
122 S KOOTENAI BAY RD  
SANDPOINT, ID 83864-8893

Application For Permit No. 96-9785

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 2/6/2020 and 2/13/2020. 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

## Alleman, Tammy

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**From:** Alleman, Tammy  
**Sent:** Wednesday, January 29, 2020 3:09 PM  
**To:** 'Anna.Moody@deq.idaho.gov'; 'Chantilly.Higbee@deq.idaho.gov'; 'Horsmon,Merritt'; Skoro, Emily; Golden, Kala  
**Subject:** Request for Comments for WR#96-9785  
**Attachments:** 96-9785 Application for Permit .pdf

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 February 24, 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  
Email: [Tammy.Alleman@idwr.idaho.gov](mailto:Tammy.Alleman@idwr.idaho.gov)  
Phone: (208) 762-2800  
Fax (208) 762-2819*

## Alleman, Tammy

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**From:** Alleman, Tammy  
**Sent:** Wednesday, January 29, 2020 9:44 AM  
**To:** 'bcdblegals@cdapress.com'  
**Subject:** Legal Notice  
**Attachments:** Legal Notice for 95-17920, 96-9785, 96-9756.doc

Please publish the enclosed legal notice in the **Bonner County Daily Bee** on the dates indicated **February 6<sup>th</sup> and February 13<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 **February 24, 2020**. Your cooperation is appreciated.

Thank you,

Tammy

*Tammy Alleman  
Administrative Assistant  
Idaho Department of Water Resources  
Email: [Tammy.Alleman@idwr.idaho.gov](mailto:Tammy.Alleman@idwr.idaho.gov)  
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:

**95-17920**

WILLIAM HARRIS  
ROBIN HARRIS  
PO BOX 374  
CAREYWOOD, ID 83809-0374  
Point of Diversion NWNE  
S19 T54N R02W  
BONNER County  
Source GROUND WATER  
Use: DOMESTIC  
01/01 to 12/31 0.04 CFS  
Total Diversion: 0.04 CFS  
Date Filed: 1/15/2020  
Place Of Use: DOMESTIC  
T54N R02W S19  
NWNE SWNE

**96-9756**

MARIANNE BACHUS JOHN  
KENNETH M JOHN  
552 SNUG HBR  
SANDPOINT, ID 83864-6344  
Point of Diversion SESE  
S26 T57N R03W  
BONNER County  
Source PEND OREILLE RIVER  
Tributary COLUMBIA RIVER  
Use: IRRIGATION  
04/01 to 10/31 0.02 CFS  
Total Diversion: 0.02 CFS  
Date Filed: 6/12/2019  
Place Of Use: IRRIGATION  
T57N R03W S26  
L1(SESE)  
Total Acres: 0.3

**96-9785**

GEORGE D AGAR  
MARGARET A AGAR  
122 S KOOTENAI BAY RD  
SANDPOINT, ID 83864-8893  
Point of Diversion L1(NENE)  
S12 T57N R02W  
BONNER County  
Source LAKE PEND OREILLE  
Tributary PEND OREILLE RIVER  
Use: IRRIGATION  
04/01 to 10/31 0.03 CFS  
Total Diversion: 0.03 CFS  
Date Filed: 1/8/2020  
Place Of Use: IRRIGATION  
T57N R02W S12  
L1(NENE)  
Total Acres: 2.0

Permits will be subject to all prior water rights. 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 § 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 2/24/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 2/6/2020 and 2/13/2020