

83856

RECEIVED  
FORM 202 Rev. 09/16

JAN 10 2020

IDWR / NORTH

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**  
To appropriate the public waters of the State of IdahoIdent. No. 95-17922

1. Name of applicant(s) THE BRICK AND MORTAR GROUP LLC Phone 208-691-0390  
 Name connector (check one): ☐ and ☐ or ☐ and/or  
 Mailing address 1385 W BUCKLES AVE City HAYDEN  
 State ID ZIP 83835 Email BRICKANDMORTARCDAG@GMAIL.COM
2. Name of representative, if any JOSH SMITH Phone 208-691-0390  
 Mailing address 867 W PRAIRIE AVE City HAYDEN  
 State ID ZIP 83835 Email JSMITH@WINDERMERE.COM
- 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 GROUND WATER which is a tributary of \_\_\_\_\_
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
<u>53N</u>	<u>03W</u>	<u>4</u>			<u>SW</u>	<u>NE</u>	<u>KOOTENAI</u>	<u>GROUND WATER</u>	<u>D 0082558</u>

5. Water will be used for the following purposes:
- Amount .06 for DOMESTIC purposes from 01-01 to 12-31 (both dates inclusive)  
 (cfs or acre-feet per year)
- Amount .03 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)
6. Total quantity to be appropriated is (a) .09 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. DRILLED WELL D 0082558  
TO BE CONNECTED TO 2 HOMES + LANDSCAPE IRRIGATION
- 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 6" inches; proposed depth of well is UNKNOWN feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? 1/2/20; drilling firm HOBSON'S DRILLING;  
 well was drilled for (well owner) BRICK & MORTAR GROUP; Drilling Permit No. \_\_\_\_\_

## For Department Use

Received by \_\_\_\_\_ Date \_\_\_\_\_ Time \_\_\_\_\_ Preliminary check by \_\_\_\_\_  
 Fee \$ 100<sup>00</sup> Received by JA Receipt No. N035863 Date 1-10-2020  
125<sup>00</sup> Well Upgrade Fee N035873 1-17-2020

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 2
  - 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	
ESR	R3W	4			D														
ESR	R3W	4			1.0														

Total number of acres to be irrigated: 1.0

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? \_\_\_\_\_
11. a. Who owns the property at the point of diversion? APPLICANT
- 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. A SHARED WELL TO PROVIDE DOMESTIC WATER AND LAWN IRRIGATION TO 2 HOMES
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

JOSIA SUHR MEMBER/MANAGER BRICK AND MORTAR GROUP LLC

Print Name (and title, if applicable)

Signature of Applicant

JOSIA SUHR MEMBER/MANAGER BRICK AND MORTAR GROUP LLC

Print Name (and title, if applicable)



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



- PLS Sections
- Quarter Quarters
- Taxlots

0 0.03 0.06 0.12 Miles

X = POINT OF DIVERSION (well)

○ = POINT OF DOMESTIC USE

= POINT OF IRRIGATION USE

N

Tax parcel information provided by Kootenai County.

HOME SHOWN ON LOT HAS BEEN REMOVED  
LOT TO BE SPLIT



0003470860



**STATE OF IDAHO**  
*Office of the secretary of state, Lawrence Denney*  
**ANNUAL REPORT**  
Idaho Secretary of State  
PO Box 83720  
Boise, ID 83720-0080  
(208) 334-2301  
Filing Fee: \$0.00

For Office Use Only

**-FILED-**

File #: 0003470860

Date Filed: 4/4/2019 8:19:14 AM

B0220-2692 04/04/2019 8:19 AM Received by ID Secretary of State Lawrence Denney

## Entity Name and Mailing Address:

BRICK AND MORTAR GROUP LLC (THE)

The file number of this entity on the records of the Idaho Secretary of State is: 0000503659

## Address

DAN SUHR  
1385 W BUCKLES AVE  
HAYDEN, ID 83835-7743

## Entity Details:

## Entity Status

Active-Existing

This entity is organized under the laws of:

IDAHO

If applicable, the old file number of this entity on the records of the Idaho Secretary of State was: W166065

## The registered agent on record is:

## Registered Agent

Daniel Suhr  
Registered Agent  
Physical Address  
1385 W BUCKLES AVE  
HAYDEN, ID 83835-7743  
Mailing Address  
1385 W BUCKLES AVE  
HAYDEN, ID 83835-7743

## Limited Liability Company Managers and Members

Name	Title	Address
DANIEL SUHR	Member	1385 W BUCKLES AVE HAYDEN, ID 83835
ASHRAF ZAHRAN	Member	PO BOX 44 POST FALLS, ID 83877
JOSHUA SUHR	Member	924 N 6TH ST COEUR, ID 83814

The annual report must be signed by an authorized signer of the entity.

Daniel Suhr

Sign Here

04/04/2019

Date

Signer's Title: Member



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

THE BRICK AND MORTAR GROUP LLC  
1385 W BUCKLES AVE  
HAYDEN, ID 83835-7743

Application For Permit No. 95-17922

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 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,

A handwritten signature in blue ink that reads 'Tammy Alleman'.

Tammy Alleman  
Administrative Assistant

CC:  
JOSH SUHR  
867 W PRAIRIE AVE  
HAYDEN, ID 83835-8459



## Alleman, Tammy

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**From:** Alleman, Tammy  
**Sent:** Wednesday, January 29, 2020 3:02 PM  
**To:** 'Anna.Moody@deq.idaho.gov'; 'Chantilly.Higbee@deq.idaho.gov'  
**Subject:** Request for Comments WR# 95-17922  
**Attachments:** 95-17922 Application for Permit.pdf

Dear Department of Environmental Quality:

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 9:13 AM  
**To:** 'LEGALS@CDAPRESS.COM'  
**Subject:** Legal Notice  
**Attachments:** Legal Notice for 83857, 95-17921-17923.doc

Please publish the enclosed legal notice in the **Coeur d'Alene Press** 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 applications have been filed to appropriate the public waters of the State of Idaho:

**95-17921**

NORMAN L & ROHNDIA CROOK VENTURINO REVOCABLE TRUST

4212 E GARWOOD RD

HAYDEN, ID 83835-7898

Point of Diversion SWNENW

S29 T52N R03W

KOOTENAI County

Source SPRING

Tributary SINKS

Use: STOCKWATER

01/01 to 12/31 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 1/13/2020

Place Of Use: STOCKWATER

T52N R03W S29 NENW

**95-17922**

THE BRICK AND MORTAR GROUP LLC

1385 W BUCKLES AVE

HAYDEN, ID 83835-7743

Point of Diversion SWNE

S4 T53N R03W

KOOTENAI County

Source GROUND WATER

Use: DOMESTIC

01/01 to 12/31 0.06 CFS

Use: IRRIGATION

04/01 to 10/31 0.03 CFS

Total Diversion: 0.09 CFS

Date Filed: 1/10/2020

Place Of Use: DOMESTIC

T53N R03W S4 SWNE

Place Of Use: IRRIGATION

T53N R03W S4 SWNE

Total Acres: 1.0

**95-17923**

SUSAN E DICKSON

7475 E YELLOWSTONE TRL

COEUR D ALENE, ID 83814-9371

Point of Diversion SWNW

S22 T50N R02W

KOOTENAI County

Source GROUND WATER

Point of Diversion SWNW

S22 T50N R02W

KOOTENAI County

Source GROUND WATER

Point of Diversion SWNW

S22 T50N R02W

KOOTENAI County

Source GROUND WATER

Point of Diversion SWNW

S22 T50N R02W

KOOTENAI County

Source GROUND WATER

Use: WILDLIFE STORAGE

01/01 to 12/31 3.8 AF

Total Diversion: 3.8 AF

Date Filed: 1/21/2020

Place Of Use: WILDLIFE STORAGE

T50N R02W S22 SWNW

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT**

**TRANSFER NO. 83857**

CITY OF SPIRIT LAKE, PO BOX 309, SPIRIT LAKE, ID 83869; has filed Application No. 83857 for changes to the following water rights within KOOTENAI County(s): Right No(s). 95-9581, 95-9591, 95-9725, 95-9950; to see a full description of these rights and the proposed transfer, please see [www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx](http://www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx). The purpose of the transfer is to change a portion of the above rights as follows:

***This transfer proposes to add a new point of diversion to the City of Spirit Lake's groundwater rights 95-9725, 95-9581, 95-9591, & 95-9950 in the NE1/4NE1/4 of Section 5, Twp 53N, Rge 04W.***

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