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IDWR / NORTH

42-222 FOD 07/19

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the *Application for Transfer Instructions* for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

☐ Change diversion point(s) ☑ Add diversion point(s) ☐ Ownership change ☐ Ownership split

☐ Transfer is for changes pursuant to Idaho Code § 42-221.O.8. Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** City of Spirit Lake, ID Phone 208-623-2131
2. **MAILING ADDRESS** P.O. Box 309 City Spirit Lake

State ID Zip 83869 Email mayor18@spiritlakeid.gov

☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.

☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.

☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST WATER RIGHT NUMBER(S)** 95-9725, 95-9581, 95-9591, 95,9950

☑ Attach a copy of the water right(s) as recorded, available at *idwr.idaho.gov*, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 4.67 (diversion rate) cubic feet per second and/or _____ (storage volume) acre-feet per annum.

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, *Water Rights, Water Right Transfers, Modeling Resources*.

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
Yes		SW	NE	NE	5	53N	4W	Kootenai	Groundwater	Well No. 5
No			SW	SE	5	53N	4W	Kootenai	Groundwater	Well No. 4
No			SE	SE	6	53N	4W	Kootenai	Groundwater	Well No. 3
No			SE	SE	6	53N	4W	Kootenai	Groundwater	Well No. 2
No			SE	SE	6	53N	4W	Kootenai	Groundwater	Well No. 1

Transfer No. 83857

6. **GENERAL INFORMATION**

a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Well No. 5 is located within a lockable pump house. A separate lockable control building is adjacent with a flow meter.

b. Who owns the property at the point(s) of diversion? City of Spirit Lake

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes	No	
☐	☑	undergone a period of five or more consecutive years of non-use,
☐	☑	currently used in a mitigation plan limiting the use of water under the right(s), or
☐	☑	currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☑ No

☐ If yes and there are multiple owners, attach a Lessor Designation form.

☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.

(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☑ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and ¼ ¼ of section information. You may create a map at idwr.idaho.gov, *Water Rights, Water Right Transfers, File a Transfer Application, Step 2C.*

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Signature of applicant or authorized agent	Print name and title if applicable	Date
Renee Eastman	**Renee Eastman, Mayor**	12-26-19

9. **FEE** – ☑ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. Applications for changes pursuant to Idaho Code § 42-221.O.8. require a filing fee of $50 per water right. All other application fees are based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The *Fee Schedule* is available at *www.idwr.idaho.gov, Water Right Transfers, Step 4* and in the *Application for Transfer Instructions*.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by _____ Date _____

Fee paid $820.00 Date 12-30-19 Receipted by JA Receipt # N035847

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 95-9725

Current Owner: CITY OF SPIRIT LAKE

Priority Date: 6/17/1962

Origin: Adjudication Recommendation

Status: Active

Basis: Beneficial Use

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
MUNICIPAL	01/01 to 12/31	0.7 CFS	
	Total Diversion	0.7 CFS	

Location of Point(s) of Diversion

GROUND WATER KOOTENAI County	SW1/4SE1/4	Sec. 5,	Twp 53N,	Rge 04W B.M.
GROUND WATER KOOTENAI County	SE1/4SE1/4	Sec. 6,	Twp 53N,	Rge 04W B.M.
GROUND WATER KOOTENAI County	SE1/4SE1/4	Sec. 6,	Twp 53N,	Rge 04W B.M.
GROUND WATER KOOTENAI County	SE1/4SE1/4	Sec. 6,	Twp 53N,	Rge 04W B.M.

Place of Use

Page _____ of _____

MUNICIPAL Within BONNER County

T53N R04W S5	Lot 1	NENE	T53N R04W S5	Lot 2	NWNE
T53N R04W S5		SWNE	T53N R04W S5		SENE
T53N R04W S5	Lot 3	NENW	T53N R04W S5	Lot 4	NWNW
T53N R04W S5		SWNW	T53N R04W S5		SENW
T53N R04W S5		NESW	T53N R04W S5		NWSW
T53N R04W S5		SWSW	T53N R04W S5		SESW
T53N R04W S5		NESE	T53N R04W S5		NWSE
T53N R04W S5		SWSE	T53N R04W S5		SESE
T53N R04W S6	Lot 1	NENE	T53N R04W S6		SWNE
T53N R04W S6		SENE	T53N R04W S6		NESW
T53N R04W S6	Lot 6	NWSW	T53N R04W S6	Lot 7	SWSW
T53N R04W S6		SESW	T53N R04W S6		NESE
T53N R04W S6		NWSE	T53N R04W S6		SWSE
T53N R04W S6		SWSE	T53N R04W S6	Lot 8	SWSE
T53N R04W S6		SESE	T53N R04W S6	Lot 9	SESE
T53N R04W S7		NENE	T53N R04W S7	Lot 9	NENE
T53N R04W S7	Lot 8	NWNE	T53N R04W S7	Lot 8	NWNE
T53N R04W S7	Lot 7	SWNE	T53N R04W S7	Lot 7	SWNE
T53N R04W S7	Lot 7	SENE	T53N R04W S7	Lot 8	NENW
T53N R04W S7	Lot 1	NWNW	T53N R04W S7	Lot 2	SWNW
T53N R04W S7	Lot 7	SENW	T53N R04W S7	Lot 6	NESE
T53N R04W S7	Lot 6	NWSE	T53N R04W S8		NENE
T53N R04W S8		NWNE	T53N R04W S8		SWNE
T53N R04W S8		SENE	T53N R04W S8		NENW
T53N R04W S8		NWNW	T53N R04W S8	Lot 1	SWNW
T53N R04W S8		SENW	T53N R04W S8		NESW
T53N R04W S8	Lot 2	NWSW	T53N R04W S8		NESE
T53N R04W S8		NWSE	T53N R04W S8		SWSE
T53N R04W S8		SESE			

Conditions of Approval:

1.	124	Place of use is within the service area of the City of Spirit Lake municipal water supply system as provided for under Idaho Law.
2.		The three points of diversion located in T53N R04W S06 SESE are in Tract 37 as depicted in the 2005 resurvey.
3.	C18	This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
4.	208	To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, ground water was first diverted under this right from the City of Spirit Lake Well Nos. 1 and 2 located in T53N, R04W, S6, SESE Tract 37.
5.	C05	Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
6.	C04	Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.
7.	C03	Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 95-9581

Current Owner: CITY OF SPIRIT LAKE

Priority Date: 5/12/1971

Origin: Adjudication Recommendation

Status: Active

Basis: License

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
MUNICIPAL	01/01 to 12/31	0.7 CFS	
	Total Diversion	0.7 CFS	

Location of Point(s) of Diversion

GROUND WATER KOOTENAI County	SW1/4SE1/4	Sec. 5,	Twp 53N,	Rge 04W B.M.
GROUND WATER KOOTENAI County	SE1/4SE1/4	Sec. 6,	Twp 53N,	Rge 04W B.M.
GROUND WATER KOOTENAI County	SE1/4SE1/4	Sec. 6,	Twp 53N,	Rge 04W B.M.
GROUND WATER KOOTENAI County	SE1/4SE1/4	Sec. 6,	Twp 53N,	Rge 04W B.M.

Place of Use

MUNICIPAL Within BONNER County

T53N R04W S5	Lot 1	NENE	T53N R04W S5	Lot 2	NWNE
T53N R04W S5		SWNE	T53N R04W S5		SENE
T53N R04W S5	Lot 3	NENW	T53N R04W S5	Lot 4	NWNW
T53N R04W S5		SWNW	T53N R04W S5		SENW
T53N R04W S5		NESW	T53N R04W S5		NWSW
T53N R04W S5		SWSW	T53N R04W S5		SESW
T53N R04W S5		NESE	T53N R04W S5		NWSE
T53N R04W S5		SWSE	T53N R04W S5		SESE
T53N R04W S6	Lot 1	NENE	T53N R04W S6		SWNE
T53N R04W S6		SENE	T53N R04W S6		NESW
T53N R04W S6	Lot 6	NWSW	T53N R04W S6	Lot 7	SWSW
T53N R04W S6		SESW	T53N R04W S6		NESE
T53N R04W S6		NWSE	T53N R04W S6		SWSE
T53N R04W S6		SWSE	T53N R04W S6	Lot 8	SWSE
T53N R04W S6		SESE	T53N R04W S6	Lot 9	SESE
T53N R04W S7		NENE	T53N R04W S7	Lot 9	NENE
T53N R04W S7	Lot 8	NWNE	T53N R04W S7	Lot 8	NWNE
T53N R04W S7	Lot 7	SWNE	T53N R04W S7	Lot 7	SWNE
T53N R04W S7	Lot 7	SENE	T53N R04W S7	Lot 8	NENW
T53N R04W S7	Lot 1	NWNW	T53N R04W S7	Lot 2	SWNW
T53N R04W S7	Lot 7	SENW	T53N R04W S7	Lot 6	NESE
T53N R04W S7	Lot 6	NWSE	T53N R04W S8		NENE
T53N R04W S8		NWNE	T53N R04W S8		SWNE
T53N R04W S8		SENE	T53N R04W S8		NENW
T53N R04W S8		NWNW	T53N R04W S8	Lot 1	SWNW
T53N R04W S8		SENW	T53N R04W S8		NESW
T53N R04W S8	Lot 2	NWSW	T53N R04W S8		NESE
T53N R04W S8		NWSE	T53N R04W S8		SWSE
T53N R04W S8		SESE			

Conditions of Approval:

1. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
2. The three points of diversion located in T53N R04W S06 SESE are in Tract 37 as depicted in the 2005 resurvey.
3. M01 A measuring device of a type approved by IDWR shall be maintained as a part of the diverting works.
4. 208 To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, ground water was first diverted under this right from the City of Spirit Lake Well Nos. 1, 2, and 3 located in T53N, R04W, S6, SESE Tract 37.
5. 124 Place of use is within the service area of the City of Spirit Lake municipal water supply system as provided for under Idaho Law.
6. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 95-9591

Current Owner: CITY OF SPIRIT LAKE

Priority Date: 5/29/1972

Origin: Adjudication Recommendation

Status: Active

Basis: License

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
MUNICIPAL	01/01 to 12/31	1.82 CFS	
	Total Diversion	1.82 CFS	

Location of Point(s) of Diversion

GROUND WATER KOOTENAI County	SW1/4SE1/4	Sec. 5,	Twp 53N,	Rge 04W B.M.
GROUND WATER KOOTENAI County	SE1/4SE1/4	Sec. 6,	Twp 53N,	Rge 04W B.M.
GROUND WATER KOOTENAI County	SE1/4SE1/4	Sec. 6,	Twp 53N,	Rge 04W B.M.
GROUND WATER KOOTENAI County	SE1/4SE1/4	Sec. 6,	Twp 53N,	Rge 04W B.M.

Place of Use

MUNICIPAL Within BONNER County

T53N R04W S5	Lot 1	NENE	T53N R04W S5	Lot 2	NWNE
T53N R04W S5		SWNE	T53N R04W S5		SENE
T53N R04W S5	Lot 3	NENW	T53N R04W S5	Lot 4	NWNW
T53N R04W S5		SWNW	T53N R04W S5		SENW
T53N R04W S5		NESW	T53N R04W S5		NWSW
T53N R04W S5		SWSW	T53N R04W S5		SESW
T53N R04W S5		NESE	T53N R04W S5		NWSE
T53N R04W S5		SWSE	T53N R04W S5		SESE
T53N R04W S6	Lot 1	NENE	T53N R04W S6		SWNE
T53N R04W S6		SENE	T53N R04W S6		NESW
T53N R04W S6	Lot 6	NWSW	T53N R04W S6	Lot 7	SWSW
T53N R04W S6		SESW	T53N R04W S6		NESE
T53N R04W S6		NWSE	T53N R04W S6		SWSE
T53N R04W S6		SWSE	T53N R04W S6	Lot 8	SWSE
T53N R04W S6		SESE	T53N R04W S6	Lot 9	SESE
T53N R04W S7		NENE	T53N R04W S7	Lot 9	NENE
T53N R04W S7	Lot 8	NWNE	T53N R04W S7	Lot 8	NWNE
T53N R04W S7	Lot 7	SWNE	T53N R04W S7	Lot 7	SWNE
T53N R04W S7	Lot 7	SENE	T53N R04W S7	Lot 8	NENW
T53N R04W S7	Lot 1	NWNW	T53N R04W S7	Lot 2	SWNW
T53N R04W S7	Lot 7	SENW	T53N R04W S7	Lot 6	NESE
T53N R04W S7	Lot 6	NWSE	T53N R04W S8		NENE
T53N R04W S8		NWNE	T53N R04W S8		SWNE
T53N R04W S8		SENE	T53N R04W S8		NENW
T53N R04W S8		NWNW	T53N R04W S8	Lot 1	SWNW
T53N R04W S8		SENW	T53N R04W S8		NESW
T53N R04W S8	Lot 2	NWSW	T53N R04W S8		NESE
T53N R04W S8		NWSE	T53N R04W S8		SWSE
T53N R04W S8		SESE			

Conditions of Approval:

1.	208	To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, ground water was first diverted under this right from the City of Spirit Lake Well Nos. 1, 2, and 3 located in T53N, R04W, S6, SESE Tract 37.
2.		The three points of diversion located in T53N R04W S06 SESE are in Tract 37 as depicted in the 2005 resurvey.
3.	C18	This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
4.	124	Place of use is within the service area of the City of Spirit Lake municipal water supply system as provided for under Idaho Law.
5.	M01	A measuring device of a type approved by IDWR shall be maintained as a part of the diverting works.
6.	C03	Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 95-9950

Current Owner: CITY OF SPIRIT LAKE

Priority Date: 1/25/1995

Origin: Adjudication Recommendation

Status: Active

Basis: License

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
MUNICIPAL	01/01 to 12/31	1.45 CFS	
	Total Diversion	1.45 CFS	

Location of Point(s) of Diversion

GROUND WATER KOOTENAI County	SE1/4SE1/4	Sec. 6,	Twp 53N,	Rge 04W B.M.
GROUND WATER KOOTENAI County	SE1/4SE1/4	Sec. 6,	Twp 53N,	Rge 04W B.M.
GROUND WATER KOOTENAI County	SE1/4SE1/4	Sec. 6,	Twp 53N,	Rge 04W B.M.
GROUND WATER KOOTENAI County	SW1/4SE1/4	Sec. 5,	Twp 53N,	Rge 04W B.M.

Place of Use

Page _____ of _____

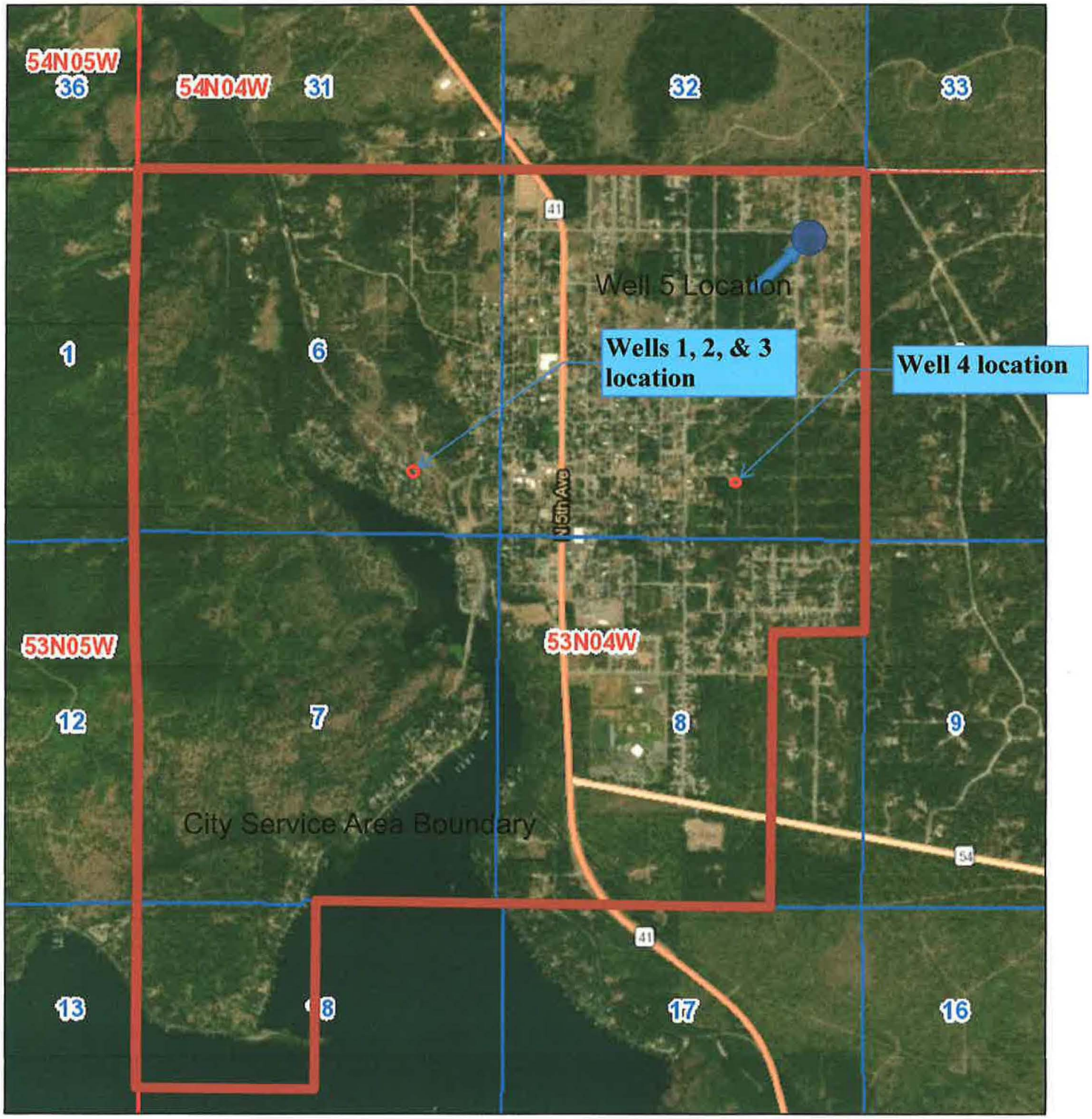
MUNICIPAL Within BONNER County

T53N R04W S5	Lot 1	NENE	T53N R04W S5	Lot 2	NWNE
T53N R04W S5		SWNE	T53N R04W S5		SENE
T53N R04W S5	Lot 3	NENW	T53N R04W S5	Lot 4	NWNW
T53N R04W S5		SWNW	T53N R04W S5		SENW
T53N R04W S5		NESW	T53N R04W S5		NWSW
T53N R04W S5		SWSW	T53N R04W S5		SESW
T53N R04W S5		NESE	T53N R04W S5		NWSE
T53N R04W S5		SWSE	T53N R04W S5		SESE
T53N R04W S6	Lot 1	NENE	T53N R04W S6		SWNE
T53N R04W S6		SENE	T53N R04W S6		NESW
T53N R04W S6	Lot 6	NWSW	T53N R04W S6	Lot 7	SWSW
T53N R04W S6		SESW	T53N R04W S6		NESE
T53N R04W S6		NWSE	T53N R04W S6		SWSE
T53N R04W S6		SWSE	T53N R04W S6	Lot 8	SWSE
T53N R04W S6		SESE	T53N R04W S6	Lot 9	SESE
T53N R04W S7		NENE	T53N R04W S7	Lot 9	NENE
T53N R04W S7	Lot 8	NWNE	T53N R04W S7	Lot 8	NWNE
T53N R04W S7	Lot 7	SWNE	T53N R04W S7	Lot 7	SWNE
T53N R04W S7	Lot 7	SENE	T53N R04W S7	Lot 8	NENW
T53N R04W S7	Lot 1	NWNW	T53N R04W S7	Lot 2	SWNW
T53N R04W S7	Lot 7	SENW	T53N R04W S7	Lot 6	NESE
T53N R04W S7	Lot 6	NWSE	T53N R04W S8		NENE
T53N R04W S8		NWNE	T53N R04W S8		SWNE
T53N R04W S8		SENE	T53N R04W S8		NENW
T53N R04W S8		NWNW	T53N R04W S8	Lot 1	SWNW
T53N R04W S8		SENW	T53N R04W S8		NESW
T53N R04W S8	Lot 2	NWSW	T53N R04W S8		NESE
T53N R04W S8		NWSE	T53N R04W S8		SWSE
T53N R04W S8		SESE			

Conditions of Approval:

1.	01M	After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
2.	208	To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, ground water was first diverted under this right from the City of Spirit Lake Well No. 4 located in T53N, R04W, S5, SWSE.
3.	C03	Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
4.	C18	This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
5.	124	Place of use is within the service area of the City of Spirit Lake municipal water supply system as provided for under Idaho Law.
6.		The three points of diversion located in T53N R04W S06 SESE are in Tract 37 as depicted in the 2005 resurvey.

Application for Water Right, Well 5



12/23/2019, 1:46:05 PM

1:36,112

0 0.2 0.4 0.8 mi

0 0.33 0.65 1.3 km

Override 1

Override 1

Override 1

Counties

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

Idaho Department of Water Resources

USDA FSA, DigitalGlobe, GeoEye, CNES/Airbus DS | Created by NRCS from 1:24,000 scale USGS topographic maps. | Idaho Department of Water Resources | USDA,Natural Resources

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 • Email: northerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

January 29, 2020

CITY OF SPIRIT LAKE
PO BOX 309
SPIRIT LAKE, ID 83869

RE: Transfer No. 83857
Water Right No(s). 95-9581, 95-9591, 95-9725, 95-9950

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

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 approval document.

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

Sincerely,

Tammy Alleman
Administrative Assistant

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, January 29, 2020 2:41 PM
To: 'Anna.Moody@deq.idaho.gov'; 'Chantilly.Higbee@deq.idaho.gov'
Subject: Request for Comments for Transfer 83857
Attachments: 83857 Application for Transfer.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
Phone: (208) 762-2800
Fax (208) 762-2819

Alleman, Tammy

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 6th and February 13th, 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
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 & ROHNDA 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. 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

MEMORANDUM

Date: January 16, 2020

To: Transfer 83857

From: Adam Frederick AF

Re: Legal Notice Remarks

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.

MEMORANDUM

Date: January 16, 2020

To: Transfer 83857

From: Adam Frederick AF

Re: Review & Evaluation of Sufficiency of Information

Review & Evaluation of Sufficiency of Information
1/16/2020

Authority to File:
The applicant is listed as the current owner of the rights being transferred according to IDWR records.
The application was signed by the Mayor of Spirit Lake.

Water Right Validity:
The water rights are valid according to IDWR records.

Injury to Other Water Rights:
None anticipated.

Enlargement of Use:
None.

Local Public interest:
No negative issues anticipated.

Beneficial Use/Conservation of Water Resources:
Proposed use is recognized as a beneficial use of water.

Effect on Economy the Local Area:
New well will insure a safe drinking water source for future economy in city.

Effect on Agricultural Base of the Local Area:
None anticipated.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.