42-DEOD3 0/12019

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

IDWR / NORPLICATION 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 <u>Application for Transfer Instructions</u> for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Che	eck al	l that ap	oply:								
		Change	e divers	sion po	int(s)	•	Add	diversio	on point(s)	Ownership change	Ownership split
		Transfe	er is for	chang	es purs	uant to	Idaho C	Code § 4	2-221.O.8. Attach a	n explanation and any supp	orting documentation.
1.	APPI	LICAN	T(S)	ity of	Spirit L	.ake, II)			Phone 2	08-623-2131
2.	МАЦ	LING	ADDR	ESS P	.O. Bo	x 309				City Spirit I	_ake
	State	ID		_ Zip	8386	9		_ Em	ail mayor18@spiri	tlakeid.gov	
	If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identify officers authorized to sign for the applicant.										documentation identifying
		f the ap	plicant	is not	the cur	rent wa	ter right	(s) own	er, attach documenta	tion 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 wa owner.	ter righ	its or cl	aims w	ere divi	ded prop	portionately based on	the portion of their place(s	of use acquired by the new
			plication		ot signe	d by th	e applic	ant, atta	ch a Power of Attorn	ney or other documentation	providing authority to sign
2					HIMDI	FD/S)	95-972	5. 95-9	581, 95-9591, 95,9	9950	
Э,	ו מורו	VV /X 1)		OIII I	CIVID	EK(S)		•	,,-		
		Attach a Departm			ater rig	ght(s) as	s record	ed, avai	lable at <u>idwr.idaho.g</u>	ov, Water Right Transfers,	Step 1, or by contacting any
4.	TOT	AL AN	IOUN'	r of v	VATE	R trans:	ferred is	(diversi	on rate) cubic feet pe	er second and/or (storage vo	
5.	POIN	TOF	DIVEI	RSION	– Des	cribe <u>al</u>	the poi	int(s) of	diversion to be inclu	ided on the water right(s) as	er the proposed change.
										oses to change a point of di Water Right Transfers, Mo	version affecting the ESPA. deling Resources.
Ne	ew?	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Source	Local name or tag #
Υ	'es		SW	NE	NE	5	53N	4W	Kootenai	Groundwater	Well No. 5
1	No			SW	SE	5	53N	4W	Kootenai	Groundwater	Well No. 4
1	No			SE	SE	6	53N	4W	Kootenai	Groundwater	Well No. 3
1	No			SE	SE	6	53N	4W	Kootenai	Groundwater	Well No. 2
1	No			SE	SE	6	53N	4W	Kootenai	Groundwater	Well No. 1

6. G I	ENERAL INFORMATION								
a.	Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlli 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	e water right(s) proposed to be	changed:						
	Yes No ☐ □ undergone a period of five or mo ☐ □ currently used in a mitigation pla ☐ □ currently enrolled in a Federal se	an limiting the use of water und	ler the right(s), or	?					
	If yes, describe:								
d.	Is any portion of the water right(s) proposed If yes and there are multiple owners, att If yes, the individual owner or designate (Disregard if these items are on file at	tach a <u>Lessor Designation</u> form. ed lessor must complete, sign a	nd attach an <u>IRS Form W-9</u> .	☐ Yes ✓ No					
wa at	AP – Attach a map of the diversion, measurer right occurred. Clearly label the map with idwr.idaho.gov, Water Rights, Water Right Transcription.	n township, range, section and ansfers, File a Transfer Applic	1/4 1/4 of section information. action, Step 2C.	You may create a map					
	GNATURE – The information in this applicat this application may result in rejection of the a			iliful misrepresentations					
13	Lee Eastman	Renee Eastman, N	Mayor	12-26-19					
Signa	ture of applicant or authorized agent	Print name and title if appli	cable	Date					
Signat	ture of applicant or authorized agent	Print name and title if appli	cable	Date					
Ap are or	The application filing fee provided oplications for changes pursuant to Idaho Code based on the total amount of water proposed acre-feet per annum (storage volume). The Esthe Application for Transfer Instructions.	e § 42-221.O.8. require a filing for transfer in Item 4; the large	fee of \$50 per water right. A	all other application fees recond (diversion rate)					
	FO	DR DEPARTMENT USE ON	LY						
Γrans	fer includes pages of attachments.		Date						
Fee pa	aid 82000 Date 12-30-19	Receipted by Ja	Receipt #	0035847					
Prelin		Date	Active in the Water Supp	ply Bank? Yes 🗌 No 🗍					
W-9 re	ceived? Yes No Name on W-9		W-9 forwarded	l to fiscal? Yes 🗌 No 🔲					

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

Page	of	

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

GROUND WATER

Beneficial Use MUNICIPAL

From To 01/01 to 12/31 **Diversion Rate** 0.7 CFS 0.7 CFS

Annual Volume

Total Diversion

Location of Point(s) of Diversion

GROUND WATER

KOOTENAI County

GROUND WATER

KOOTENAI County **GROUND WATER**

KOOTENAI County **GROUND WATER**

KOOTENAI County

Tributary

Sec. 5, Twp 53N, Rge 04W B.M.

SW1/4SE1/4

SE1/4SE1/4

Sec. 6, Twp 53N,

Rge 04W B.M.

SE1/4SE1/4

Sec. 6, Twp 53N,

Rge 04W B.M.

SE1/4SE1/4 Sec. 6, Twp 53N, Rge 04W B.M.

MUNICIPAL Within BONNER County T53N R04W S5 Lot 1 NENE T53N R04W S5 T53N R04W S5 SWNE T53N R04W S5 T53N R04W S5 Lot 3 NENW T53N R04W S5 T53N R04W S5 SWNW T53N R04W S5 T53N R04W S5 T53N R04W S5 NESW T53N R04W S5 T53N R04W S5 T53N R04W S5 NESE T53N R04W S5 T53N R04W S5 T53N R04W S5 NESE T53N R04W S5 T53N R04W S5 T53N R04W S5 SWSE T53N R04W S5 T53N R04W S5 T53N R04W S6 Lot 1 NENE T53N R04W S6 SENE T53N R04W S6 T53N R04W S6 SESW T53N R04W S6 T53N R04W S7 T53N R04W S7	Page	 of							
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T53N R04W S7 Lot 7 SWNE T53N R04W S7 Lot 7 T53N R04W S7 Lot 7 SENE T53N R04W S7 Lot 8 T53N R04W S7 Lot 1 NWNW T53N R04W S7 Lot 2 T53N R04W S7 Lot 6 NWSE T53N R04W S8 T53N R04W S8 T53N R04W S8 NWNE T53N R04W S8 SENE T53N R04W S8 Lot 1 T53N R04W S8 NWNW T53N R04W S8 Lot 1 Lot 1 T53N R04W S8 SENW T53N R04W S8 Lot 1 T53N R04W S8 Lot 2 NWSW T53N R04W S8 T53N R04W S8 Lot 2 NWSW T53N R04W S8 T53N R04W S8 Lot 2 NWSW T53N R04W S8			1 04 0						
T53N R04W S7 Lot 7 SENE T53N R04W S7 Lot 8 T53N R04W S7 Lot 1 NWNW T53N R04W S7 Lot 2 T53N R04W S7 Lot 7 SENW T53N R04W S7 Lot 6 T53N R04W S8 NWNE T53N R04W S8 T53N R04W S8 T53N R04W S8 SENE T53N R04W S8 Lot 1 T53N R04W S8 NWNW T53N R04W S8 Lot 1 T53N R04W S8 SENW T53N R04W S8 Lot 1 T53N R04W S8 Lot 2 NWSW T53N R04W S8 T53N R04W S8 Lot 2 NWSW T53N R04W S8 T53N R04W S8 Lot 2 NWSW T53N R04W S8									
T53N R04W S7 Lot 1 NWNW T53N R04W S7 Lot 2 T53N R04W S7 Lot 7 SENW T53N R04W S7 Lot 6 T53N R04W S7 Lot 6 NWSE T53N R04W S8 T53N R04W S8 T53N R04W S8 NWNE T53N R04W S8 SENE T53N R04W S8 Lot 1 T53N R04W S8 NWNW T53N R04W S8 Lot 1 Lot 1 T53N R04W S8 Lot 2 NWSW T53N R04W S8 Lot 2 T53N R04W S8 Lot 2 NWSW T53N R04W S8 Lot 2 T53N R04W S8 NWSE T53N R04W S8 Lot 2									
T53N R04W S7 Lot 7 SENW T53N R04W S7 Lot 6 T53N R04W S7 Lot 6 NWSE T53N R04W S8 Lot 6 T53N R04W S8 NWNE T53N R04W S8 T53N R04W S8 T53N R04W S8 SENE T53N R04W S8 Lot 1 T53N R04W S8 SENW T53N R04W S8 Lot 1 T53N R04W S8 Lot 2 NWSW T53N R04W S8 T53N R04W S8 NWSE T53N R04W S8 T53N R04W S8									
T53N R04W S7 Lot 6 NWSE T53N R04W S8 T53N R04W S8 NWNE T53N R04W S8 T53N R04W S8 SENE T53N R04W S8 T53N R04W S8 NWNW T53N R04W S8 Lot 1 T53N R04W S8 SENW T53N R04W S8 Lot 1 T53N R04W S8 Lot 2 NWSW T53N R04W S8 T53N R04W S8 NWSE T53N R04W S8									
T53N R04W S8 NWNE T53N R04W S8 T53N R04W S8 SENE T53N R04W S8 T53N R04W S8 NWNW T53N R04W S8 Lot 1 T53N R04W S8 SENW T53N R04W S8 Lot 2 T53N R04W S8 Lot 2 NWSW T53N R04W S8 T53N R04W S8 NWSE T53N R04W S8								LOLO	
T53N R04W S8 SENE T53N R04W S8 T53N R04W S8 NWNW T53N R04W S8 Lot 1 T53N R04W S8 SENW T53N R04W S8 Lot 2 T53N R04W S8 Lot 2 NWSW T53N R04W S8 T53N R04W S8 NWSE T53N R04W S8			L016						
T53N R04W S8 NWNW T53N R04W S8 Lot 1 T53N R04W S8 SENW T53N R04W S8 Lot 2 T53N R04W S8 Lot 2 NWSW T53N R04W S8 T53N R04W S8 NWSE T53N R04W S8									
T53N R04W S8 SENW T53N R04W S8 T53N R04W S8 Lot 2 NWSW T53N R04W S8 T53N R04W S8 NWSE T53N R04W S8								Lot 1	
T53N R04W S8 Lot 2 NWSW T53N R04W S8 T53N R04W S8 NWSE T53N R04W S8								LOU	
T53N R04W S8 NWSE T53N R04W S8			1 -40						
			LOT Z						
				SESE	1531	120444	30		

	_OT
tions of A	pproval:
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.
	The three points of diversion located in T53N R04W S06 SESE are in Tract 37 as depicted in the 2005 resurvey.
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.
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.
C05	Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
C04	Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.
C03	Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
	C18 208 C05 C04

Page	C	of

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	
1	-	0.7 CFS	

Location of Point(s) of Diversion **GROUND WATER** SW1/4SE1/4 Sec. 5, Twp 53N, Rge 04W B.M. **KOOTENAI** County **GROUND WATER** SE1/4SE1/4 Sec. 6, Twp 53N, Rge 04W B.M. **KOOTENAI** County **GROUND WATER** SE1/4SE1/4 Sec. 6, Twp 53N, Rge 04W B.M. **KOOTENAI** County **GROUND WATER** SE1/4SE1/4 Sec. 6, Twp 53N, Rge 04W B.M. **KOOTENAI** County

Page _		of							
MUNI	CIPAL V	Mithin BON	INER Cour	nty					
T53N	R04W	S5	Lot 1	NENE	T53N	R04W	S 5	Lot 2	NWNE
T53N	R04W	S5		SWNE	T53N	R04W	S5		SENE
T53N	R04W	S5	Lot 3	NENW	T53N	R04W	S5	Lot 4	NWNV
T53N	R04W	S 5		SWNW	T53N	R04W	S5		SENV
T53N	R04W	S5		NESW	T53N	R04W	S5		NWSV
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		NESV
T53N	R04W	S6	Lot 6	NWSW	T53N	R04W	S6	Lot 7	SWSV
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	S 7	Lot 9	NENE
T53N	R04W	S7	Lot 8	NWNE	T53N	R04W	S7	Lot 8	NWNE
T53N	R04W	S 7	Lot 7	SWNE	T53N	R04W	S7	Lot 7	SWNE
T53N	R04W	S 7	Lot 7	SENE	T53N	R04W	S7	Lot 8	NENV
T53N	R04W	S7	Lot 1	NWNW	T53N	R04W	S7	Lot 2	SWNV
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		NENV
T53N	R04W	S8		NWNW	T53N	R04W	S8	Lot 1	SWNV
T53N	R04W	S8		SENW	T53N	R04W	S8		NESV
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.
- 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. 208 4.
- Place of use is within the service area of the City of Spirit Lake municipal 5. 124 water supply system as provided for under Idaho Law.
- 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 6. C18 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.

Page	of	

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 **Total Diversion** 1.82 CFS

1.82 CFS

Location of Point(s) of Diversion

GROUND WATER

SW1/4SE1/4

Sec. 5, Twp 53N, Rge 04W B.M.

KOOTENAI County

GROUND WATER

SE1/4SE1/4

Sec. 6, Twp 53N, Rge 04W B.M.

KOOTENAI County

GROUND WATER

SE1/4SE1/4

Sec. 6, Twp 53N,

Rge 04W B.M.

KOOTENAI County

GROUND WATER

KOOTENAI County

SE1/4SE1/4

Sec. 6, Twp 53N, Rge 04W B.M.

Page_		of_							
MUNIC	IPAL V	Vithin BON	INER Cou	nty					
T53N	R04W	S5	Lot 1	NENE	T53N	R04W	S5	Lot 2	NWN
T53N	R04W	S5		SWNE	T53N	R04W	S5		SENE
T53N	R04W	S5	Lot 3	NENW	T53N	R04W	S5	Lot 4	NWN
T53N	R04W	S5		SWNW	T53N	R04W	S5		SEN
T53N	R04W	S5		NESW	T53N	R04W	S5		NWS
T53N	R04W	S5		SWSW	T53N	R04W	S 5		SES
T53N	R04W	S5		NESE	T53N	R04W	S5		NWS
T53N	R04W	S5		SWSE	T53N	R04W	S5		SESI
T53N	R04W	S6	Lot 1	NENE	T53N	R04W	S6		SWN
T53N	R04W	S6		SENE	T53N	R04W	S6		NES
T53N	R04W	S6	Lot 6	NWSW	T53N	R04W	S6	Lot 7	SWS
T53N	R04W	S6		SESW	T53N	R04W	S6		NES
T53N	R04W	S6		NWSE	T53N	R04W	S6		SWS
T53N	R04W	S6		SWSE	T53N	R04W	S6	Lot 8	SWS
T53N	R04W	S6		SESE	T53N	R04W	S6	Lot 9	SES
T53N	R04W	S7		NENE	T53N	R04W	S 7	Lot 9	NEN
T53N	R04W	S7	Lot 8	NWNE	T53N	R04W	S7	Lot 8	NWN
T53N	R04W	S7	Lot 7	SWNE	T53N	R04W	S7	Lot 7	SWN
T53N	R04W	S7	Lot 7	SENE	T53N	R04W	S7	Lot 8	NEN
T53N	R04W	S7	Lot 1	NWNW	T53N	R04W	S7	Lot 2	SWN
T53N	R04W	S7	Lot 7	SENW	T53N	R04W	S7	Lot 6	NES
T53N	R04W	S7	Lot 6	NWSE	T53N	R04W	S8		NEN
T53N	R04W	S8		NWNE	T53N	R04W	S8		SWN
T53N	R04W	S8		SENE	T53N	R04W	S8		NEN
T53N	R04W	S8		NWNW	T53N	R04W	S8	Lot 1	SWN
T53N	R04W	S8		SENW	T53N	R04W	S8		NES
T53N	R04W	S8	Lot 2	NWSW	T53N	R04W	S8		NES
T53N	R04W	S8		NWSE	T53N	R04W	S8		SWS
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.

- The three points of diversion located in T53N R04W S06 SESE are in Tract 2. 37 as depicted in the 2005 resurvey.
- 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 3. C18 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.
- 124 Place of use is within the service area of the City of Spirit Lake municipal 4. water supply system as provided for under Idaho Law.
- A measuring device of a type approved by IDWR shall be maintained as a part of the diverting works. 5. M01
- Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code. 6. C03

Page	of	

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 **Total Diversion** 1.45 CFS

1.45 CFS

Location of Point(s) of Diversion

GROUND WATER

SE1/4SE1/4

Sec. 6, Twp 53N, Rge 04W B.M.

KOOTENAI County

GROUND WATER

SE1/4SE1/4

Sec. 6, Twp 53N, Rge 04W B.M.

Rge 04W B.M.

KOOTENAI County **GROUND WATER**

KOOTENAI County

SE1/4SE1/4

Sec. 6, Twp 53N,

GROUND WATER

KOOTENAI County

SW1/4SE1/4

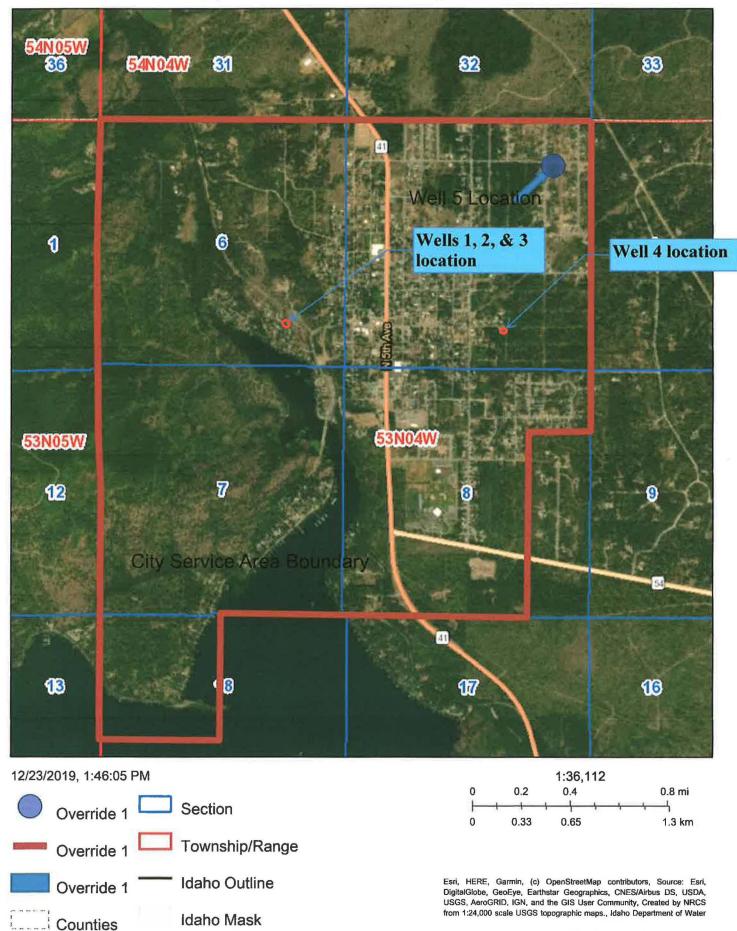
Sec. 5, Twp 53N,

Rge 04W B.M.

Page		of						
		ithin BONNER	County					
T53N	R04W S	S5 Lot	1 NENE	T53N	R04W	S5	Lot 2	NWN
T53N	R04W S	S5	SWNE	T53N	R04W	S5		SENE
T53N	R04W S	S5 Lot	3 NENW	T53N	R04W	S5	Lot 4	NWN
T53N	R04W S	S5	SWNW	T53N	R04W	S5		SEN
T53N	R04W S	S5	NESW	T53N	R04W	S 5		NWS
T53N	R04W S	S5	SWSW	T53N	R04W	S5		SESV
T53N	R04W S	S5	NESE	T53N	R04W	S5		NWS
T53N	R04W S	S5	SWSE	T53N	R04W	S5		SESE
T53N	R04W S	66 Lot	1 NENE	T53N	R04W	S6		SWN
T53N	R04W S	66	SENE	T53N	R04W	S6		NES
T53N	R04W S	S6 Lot	6 NWSW	T53N	R04W	S6	Lot 7	SWS
T53N	R04W S	36	SESW	T53N	R04W	S6		NES
T53N	R04W S	66	NWSE	T53N	R04W	S6		SWS
T53N	R04W S	66	SWSE	T53N	R04W	S6	Lot 8	SWS
T53N	R04W S	66	SESE	T53N	R04W	S6	Lot 9	SESE
T53N	R04W S	37	NENE	T53N	R04W	S7	Lot 9	NEN
T53N	R04W S	S7 Lot	B NWNE	T53N	R04W	S7	Lot 8	NWN
T53N	R04W S	S7 Lot	7 SWNE	T53N	R04W	S7	Lot 7	SWN
T53N	R04W S	S7 Lot	7 SENE	T53N	R04W	S7	Lot 8	NEN
T53N	R04W S	S7 Lot	1 NWNW	T53N	R04W	S7	Lot 2	SWN
T53N	R04W S	S7 Lot	7 SENW	T53N	R04W	S7	Lot 6	NESE
T53N	R04W S	S7 Lot	6 NWSE	T53N	R04W	S8		NEN
T53N	R04W S	88	NWNE	T53N	R04W	S8		SWN
T53N	R04W S	88	SENE	T53N	R04W	S8		NEN
T53N	R04W S	88	NWNW	T53N	R04W	SB	Lot 1	SWN
T53N	R04W S	88	SENW	T53N	R04W	S8		NES
T53N	R04W S	S8 Lot	2 NWSW	T53N	R04W	S8		NESI
T53N	R04W S	88	NWSE	T53N	R04W	S8		sws
T53N	R04W 5	88	SESE					

Page		or
Conditi	ions of A	pproval:
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





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@deg.idaho.gov'; 'Chantilly.Higbee@deg.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/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 <u>Coeur d'Alene Press</u> on the dates indicated <u>February 6th and February 13th, 2020</u> (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

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 At

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.