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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Ident. No.

94-9637

IDWR / NORTH

## APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Rande Alvin Warner and/or Debra Jane Warner Phone 360-815-7947  
 Name connector (check one): ☐ and ☐ or ☒ and/or  
 Mailing address 5166 GRAVELINE RD City BELLINGHAM  
 State WA ZIP 98226 Email \_\_\_\_\_
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 ROSE LAKE which is a tributary of COEUR D ALENE 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 # |
|-----|-----|-----|----------|-----|-----|-----|----------|-----------|---------------------|
| 49N | 01W | 33  | 4        |     | SW  | NW  | KOOTENAI | ROSE LAKE |                     |
|     |     |     |          |     |     |     |          |           |                     |
|     |     |     |          |     |     |     |          |           |                     |
|     |     |     |          |     |     |     |          |           |                     |

5. Water will be used for the following purposes:
- Amount 0.20 CFS for IRRIGATION purposes from 3/15 to 10/31 (both dates inclusive)  
 (cfs or acre-feet per year)
- Amount 0.02 CFS for STOCKWATER 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)
6. Total quantity to be appropriated is (a) 0.20 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. APPLICANT WILL PUMP FROM LAKE TO USES
- 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 \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ 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 \_\_\_\_\_ Date \_\_\_\_\_ Time \_\_\_\_\_ Preliminary check by \_\_\_\_\_  
 Fee \$ 150.00 Receipted by ja Receipt No. N035777 Date 11-25-19

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. 20 HEAD OF MIXED STOCK
- 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 |        |
| 49N | 01W | 33  |    |    |    |    |    |    | 10  |    |    |    |    |    |    |    |    |    | 10     |
|     |     |     |    |    |    |    |    |    | S   |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    | GL4 |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |     |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |     |    |    |    |    |    |    |    |    |    |        |

Total number of acres to be irrigated: 10

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? 94-8176 FOR STOCKWATER FROM A SPRING.

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. APPLICANT PLANS TO PUMP FROM LAKE FOR THE IRRIGATION OF 10 ACRES AND FOR STOCKWATER USES.

13. Time required for completion of works and application of water to proposed beneficial use is 4 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

RANDY WARNER  
Print Name (and title, if applicable)

Signature of Applicant

Debra J. Warner  
Print Name (and title, if applicable)

# APPLICATION MAP



## Legend

- Parcels
- Township/Range
- Sections
- QQ

0 0.035 0.07 0.14 Miles





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

November 27, 2019

DEBRA JANE WARNER  
RANDE ALVIN WARNER  
5166 GRAVELINE RD  
BELLINGHAM, WA 98226-9055

Application For Permit No. 94-9637

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 COEUR D ALENE PRESS on 12/5/2019 and 12/12/2019. 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". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Tammy Alleman  
Administrative Assistant

## Alleman, Tammy

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**From:** Alleman, Tammy  
**Sent:** Wednesday, November 27, 2019 3:46 PM  
**To:** 'LEGALS@CDAPRESS.COM'  
**Subject:** Legal Notice  
**Attachments:** Legal Notice 94-9637, 95-17899, 95-17907, 95-17911, 95-17912.doc

Please publish the enclosed legal notice in the **Coeur d'Alene Press** on the dates indicated **December 5<sup>th</sup> and December 12<sup>th</sup>, 2019** (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 **December 23, 2019**. 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:

**94-9637**

DEBRA JANE WARNER  
RANDE ALVIN WARNER  
5166 GRAVELINE RD  
BELLINGHAM, WA 98226-9055  
Point of Diversion L4(SWNW)  
S33 T49N R01W  
KOOTENAI County  
Source ROSE LAKE  
Tributary COEUR D ALENE RIVER  
Use: IRRIGATION  
03/15 to 10/31 0.2 CFS  
Use: STOCKWATER  
01/01 to 12/31 0.02 CFS  
Total Diversion: 0.2 CFS  
Date Filed: 11/25/2019  
Place Of Use: STOCKWATER  
T49N R01W S33  
L4(SWNW)  
Place Of Use: IRRIGATION  
T49N R01W S33  
L4(SWNW)

**95-17899**

KAREN COWAN  
11121 E 32ND AVE  
SPOKANE VLY, WA 99206-5948  
Point of Diversion NESW  
S18 T53N R04W  
KOOTENAI County  
Source SPIRIT LAKE  
Tributary SPIRIT CREEK  
Use: DOMESTIC  
01/01 to 12/31 0.04 CFS  
Total Diversion: 0.04 CFS  
Date Filed: 11/20/2019  
Place Of Use: DOMESTIC  
T53N R04W S18  
L4(NESW)

**95-17907**

RUSSELL S VANDERWILDE  
CAROLE E VANDERWILDE  
911 E 20TH AVE  
SPOKANE, WA 99203-3429  
Point of Diversion NWSE  
S20 T48N R04W  
KOOTENAI County  
Source COEUR D ALENE LAKE  
Tributary SPOKANE RIVER  
Use: DOMESTIC  
01/01 to 12/31 0.04 CFS  
Total Diversion: 0.04 CFS  
Date Filed: 11/20/2019  
Place Of Use: DOMESTIC  
T48N R04W S20  
L5(NWSE)

**95-17911**

INGODWE TRUST  
16322 W RIVERVIEW DR  
POST FALLS, ID 83854-6798  
Point of Diversion SWNW  
S9 T50N R05W  
KOOTENAI County  
Source GROUND WATER  
Use: DOMESTIC  
01/01 to 12/31 0.04 CFS  
Total Diversion: 0.04 CFS  
Date Filed: 11/18/2019  
Place Of Use: DOMESTIC  
T50N R05W S9 NWSW

**95-17912**

LILAC LLC

16322 W RIVERVIEW DR

POST FALLS, ID 83854-6798

Point of Diversion SESE

S7 T50N R05W

KOOTENAI County

Source GROUND WATER

Use: DOMESTIC

01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 11/18/2019

Place Of Use: DOMESTIC

T50N R05W S7 SESE

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 12/23/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 12/5/2019 and 12/12/2019

## Alleman, Tammy

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**From:** Alleman, Tammy  
**Sent:** Friday, November 29, 2019 12:22 PM  
**To:** 'Anna.Moody@deq.idaho.gov'; 'Horsmon,Merritt'; 'Mike Ahmer'; Skoro, Emily; Golden, Kala  
**Subject:** Request for Comments for Application for Permit #94-9637  
**Attachments:** 94-9637 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 December 23, 2019.

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*