

SEP 16 2019

STATE OF IDAHO

2019

Ident. No. 97-1570

RECEIVED

DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 09 2019

APPLICATION FOR PERMIT

SEP 23 2019

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) William B. WALTER Phone 509 216 3514Name connector (check one): ☐ and ☐ or ☐ and/orMailing address 2710 S. Seabiscuit Dr. City Spokane ValleyState WA. ZIP 99037 Email bushterhomes@gmail.com

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 Spring which is a tributary of Sinks

4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
60N	4W	11	28	NW	SW	SW	BONNER	SPRING	

5. Water will be used for the following purposes:

Amount 0.04 for Drinking Water/Domestic use purposes from 01/1 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)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

(cfs or acre-feet per year)

6. Total quantity to be appropriated is (a) 0.04 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. 100 GAL Cement Cattleb. Height of storage dam _____ feet; active reservoir capacity 100 GAL 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 Jan Date 9-9-19 Time _____ Preliminary check by _____Fee \$ 10000 Received by Jan Receipt No. N035616 Date 9-16-19

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households 1 for Drinking water / No External irrigation
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. 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	
6N	04W	11											D						
9/20/19	2400												GL2						

Total number of acres to be irrigated: _____

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? Drinking only

11. a. Who owns the property at the point of diversion? IND William & Margaret Walter
- b. Who owns the land to be irrigated or place of use? There is no easement or permit - applying for
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: 20 YEAR easement.

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. To obtain 20 year Easement of 1 1/2 P. from spring above East Shore Rd Priest Lake Lot 59, Block 1, Hunt Creek according to plat recorded in Book 10 of Plats, Page 159, as instrument No. 840099, records of BONNER County, Idaho. Home is at 162 South Hunt Creek Road, Coeur d'Alene, Idaho 83821. There is no easement or permit - applying for 1 easement. 9/20/19
13. Time required for completion of works and application of water to proposed beneficial use is _____ years (minimum 1 year).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8 1/2" 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.

William B. Walter
Signature of Applicant
William B. Walter
Print Name (and title, if applicable)

Eric R. Besaw NORTHERN OPERATION
Signature of Applicant
ERIC R. BESAW
Print Name (and title, if applicable)

RECEIVED

Print Single Sided Only

FORM 202 Rev. 09/16

SEP 16 2019

STATE OF IDAHO

Ident. No. _____

RECEIVED

DEPARTMENT OF WATER RESOURCES

SEP 09 2019

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) William B. WALTER Idaho Department Phone 509 216 3514Name connector (check one): ☐ and ☐ or ☐ and/orMailing address 2710 S. Seghisquit Dr. City Spokane ValleyState WA. ZIP 99037 Email bushterhomes@gmail.com

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Mailing address _____ City _____

State _____ ZIP _____ Email _____

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(cfs or acre-feet per year)

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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

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well was drilled for (well owner) _____; Drilling Permit No. _____

For Department Use

Received by ja Date 9-9-19 Time _____ Preliminary check by _____Fee \$ 1000 Receipted by ja Receipt No. N035616 Date 9-16-19

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- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
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			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
60M	04W	11											D						
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Total number of acres to be irrigated: _____

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12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. To obtain 20 year Easement of 1 1/2 Pipe from Spring above East Shore Rd Priest Lake Lot 59, Block 1, Hunt Creek according to plat recorded in Book 10 of Plats Page 159, as instrument No. 840089 records of Bonner County, Idaho. Home is at 162 South Hunt Creek Road, Coalinga Idaho 83821

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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.

William B. Walter
Signature of Applicant
William B. Walter
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

OFF-LOT WATERLINE LOCATIONS

T60N R4W

3 2
10 11

Priest Lake

East Shore Road

Hunt Creek



Legend

- Waterline Routes
- Instrument Needed
- Community Drainfield Lots
- Paved Road
- Spur Road
- Stream

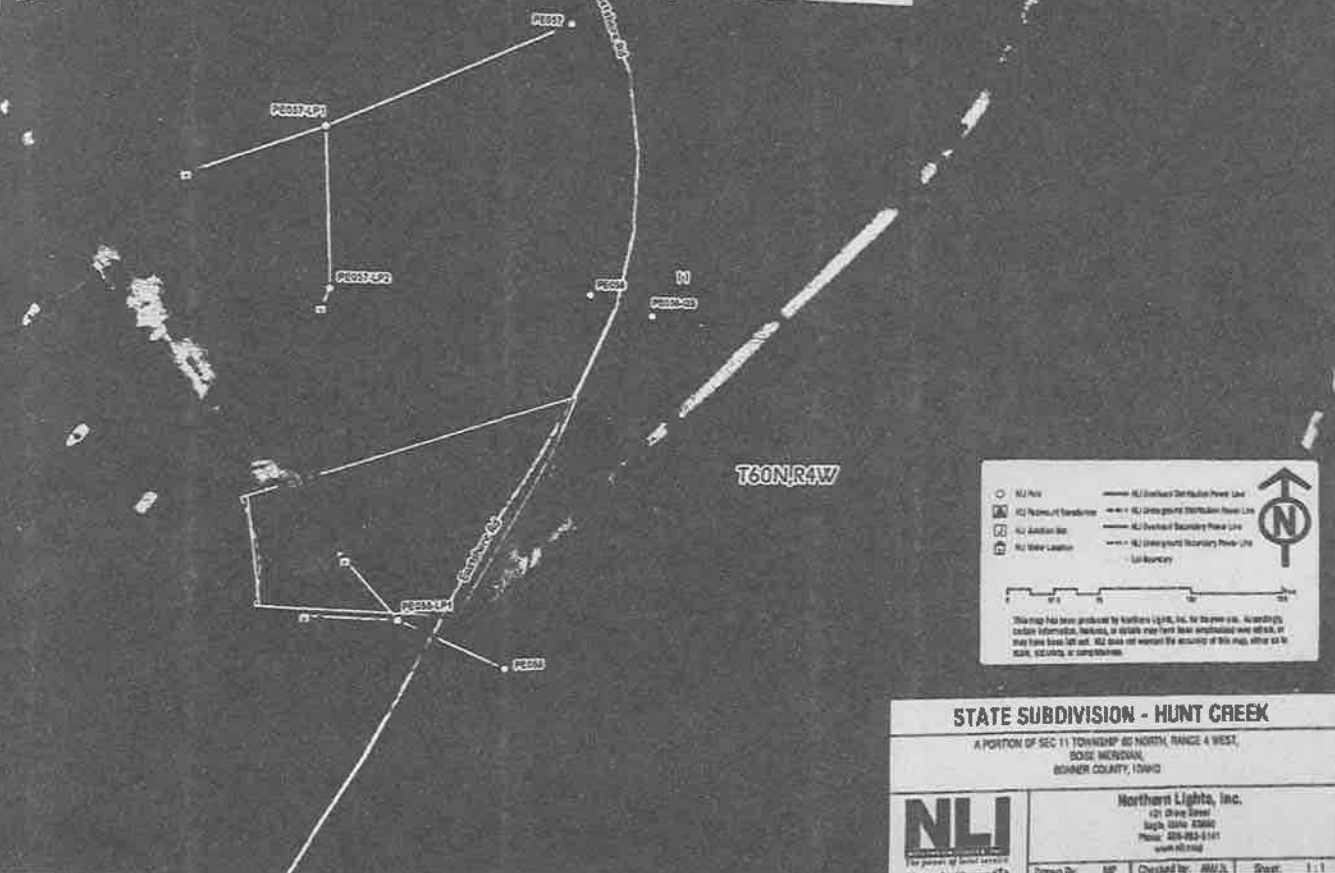
SCALE: 1:4500

Sec. 11
T60N
R4W

86+
86+
SPRINGS

10 11
15 14

EXHIBIT A - HUNT CREEK STATE SUBDIVISION, BLOCK 1, LOT 59
162 S HUNT CREEK ROAD



STATE SUBDIVISION - HUNT CREEK

A PORTION OF SEC 11 TOWNSHIP 60 NORTH, RANGE 4 WEST,
BOISE MERIDIAN,
BOYNER COUNTY, IDAHO



Northern Lights, Inc.
421 Drive Street
Boise, Idaho 83706
Phone: 208-953-5141
www.nli.org

Drawn By: JAP | Checked By: JAU/JL | Sheet: 1 of 1

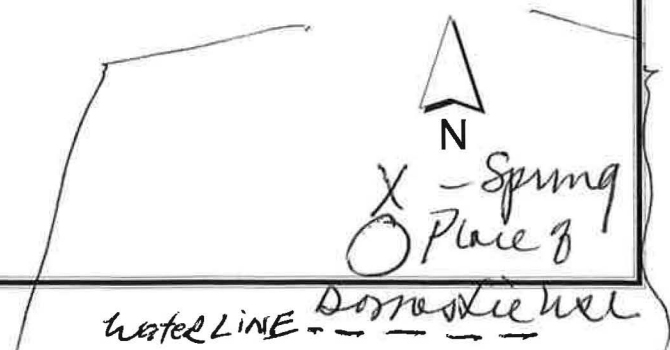
State of Idaho
Department of Water Resources
Application For Permit



- PLS Sections
- Quarter Quarters
- Taxlots

Tax parcel information provided by Bonner County.

0 0.0125 0.025 0.05 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 • Email: northerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

October 10, 2019

IDAHO DEPT OF LANDS
PO BOX 83720
BOISE, ID 83720-0050

WILLIAM B WALTER
2710 S SEABISCUIT DR
SPOKANE VLY, WA 99037-5108

Application For Permit No. 97-7570

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, PRIEST RIVER VERSION on 10/16/2019 and 10/23/2019. 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 written in a cursive, flowing style.

Tammy Alleman
Administrative Assistant

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, October 10, 2019 9:19 AM
To: 'Mike Ahmer'; 'AFuson@idl.idaho.gov'
Subject: Request for Comments on Application for Permit 97-7570
Attachments: 97-7570 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 November 4, 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
Phone: (208) 762-2800
Fax (208) 762-2819*

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, October 10, 2019 9:03 AM
To: 'bcdblegals@cdapress.com'
Subject: Legal Notice for 97-7570
Attachments: 97-7570 Legal Notice.doc

Please publish the enclosed legal notice in the **Bonner County Daily Bee , Priest River Version** on the dates indicated **October 16th and October 23rd, 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 **November 4, 2019**. 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 application(s) have been filed to appropriate the public waters of the State of Idaho:

97-7570

IDAHO DEPT OF LANDS

PO BOX 83720

BOISE, ID 83720-0050

WILLIAM B WALTER

2710 S SEABISCUIT DR

SPOKANE VLY, WA 99037-5108

Point of Diversion L2(NWSWSW)

S11 T60N R04W

BONNER County

Source SPRING

Tributary SINKS

Use: DOMESTIC

01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 9/23/2019

Place Of Use: DOMESTIC

T60N R04W S11

L2(SWSW)

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 11/4/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 10/16/2019 and 10/23/2019

MEMORANDUM

Date: October 2, 2019
To: Water Right File 95-17883
From: smaxey
Re: PRIORITY DATE 9/23/2019

<u>APPLICATION VERSION</u>	<u>IDWR DATE RECVD</u>	<u>IDAPA 37.03.08 STATUS</u>	<u>PRIORITY</u>
ORIGINAL APPLICATION	9/9/2019	UNACCEPTABLE FOR FILING. RECEIVED AT IDWR N. REGION OFFICE. 9/9/2019 WITH INCORRECT POINT OF DIVERSION & PLACE OF USE LEGAL DESCRIPTIONS, NO FEE, & NO DEVELOPMENT PERIOD (#13) SPECIFIED.	
REVISED APPLICATION	9/16/2019	UNACCEPTABLE FOR FILING. FEE PAID. REVISED APPLICATION REMAINS UANNCEPATABE BECAUSE POINT OF DIVERSION LEGAL DESCRIPTION DOES NOT MATCH APPLICATION MAP & DEVELOPMENT PERIOD IS NOT SPECIFIED.	
REVISED APPLICATION	9/23/2019	ACCEPTABLE FOR FILING. REVISED APPLICATION RECEIVED AT IDWR NORTHERN WITH CHANGES INITIALED BY WILLIAM B. WALTER ON 9/20/2019. NO SIGNTAURE BY IDAHO DEPT OF LANDS (IDOL).	9/23/2019
REVISED APPLICATION	10/01/2019	ORIGINAL APPLICATION WITH SIGNATURE BY IDOL.	9/23/2019

MEMORANDUM

Date: OCTOBER 2, 2019
To: Water Right File 97-7570
From: smaxey
Re: NAME CONNECTOR 'AND' ADDED TO APPLICATION

POINT OF DIVERSION (SPRING) LIES ON IDAHO DEPARTMENT OF LANDS (IDOL) PROPERTY WITHIN BONNER COUNTY TAX PARCEL RP60N04W110002A.

PLACE OF USE IS ON BONNER COUNTY TAX PARCEL RP059510010590A. THIS PARCEL MAY ALSO BE KNOWN AS SC*LH000S005860A. THIS LAKEFRONT CABIN PARCEL ON PRIEST LAKE WAS RECENTLY SOLD TO WILLIAM B. WALTER.

OWNERSHIP OF THE WATER RIGHT IS SHOWN ON THE APPLICATION FOR PERMIT AS BOTH STATE OF IDAHO DEPARTMENT OF LANDS AND WILLIAM B WALTER IN ACCORDANCE WITH IDOL POLICY. THE NAME CONNECTOR 'AND' WAS ADDED TO THE APPLICATION IN ACCORDANCE WITH THIS POLICY AND IDWR AMEDNDED APPLICATION PROCESSING MEMO NO. 9.



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

September 17, 2019

****Time Sensitive Response Required****

William B. Walter
2710 S Seabiscuit DR
Spokane Valley, WA 99037

Re: Unacceptable for Filing status on Application for Permit (Rule 35 Application Requirements)

Dear Applicant:

Thank you for the corrections made to your Application for Permit, received by Idaho Department of Water Resources (IDWR) on September 16, 2019, to divert spring water from Idaho Department of Lands (IDOL) property for domestic use in Bonner County. **We are contacting you because the Application remains unacceptable for filing due to an incorrect legal description (line 4) that does not agree with the Application Map and because Line 13 of the Application has been left blank.** These errors must be corrected before IDWR can process your Application and publish required legal notices. A copy of your September 16th Application is enclosed.

Please contact me at (208) 762.2816 for help to correct and complete Lines 4 and Line 13 of your Application. Line 13 of the Application must read 1, 2, 3, 4, or 5 years. IDWR cannot impose a 20 year easement on IDOL to obtain water from the spring, or a water line (utility) easement on Bonner County, to cross the County owned Eastshore Road to your lakefront property. Please contact Debbie Allen at 208.255.5681 (Bonner County Road and Bridge Department) about a utility easement.

An Application that is acceptable for filing must be received no later than October 11, 2019. IDWR will take steps to terminate the Application, if no response is received, in accordance with Idaho Code § 42-204.

Respectfully,

Shaun M. Maxey
Sr. Water Resource Agent
Idaho Department of Water Resources, Northern Region

Enclosures:

Application for Permit received 9/16/2019

IDWR Draft Application

IDWR Application for Permit instructions

Maxey, Shaun

From: Julianne Shaw <JShaw@idl.idaho.gov>
Sent: Tuesday, September 17, 2019 9:53 AM
To: Maxey, Shaun
Subject: RE: Thanks for Water Right information on former State owned lots (Priest Lake)

You bet, thanks Shaun

Julianne Shaw
Statewide Rights-Of-Way Agent
Idaho Department of Lands
(208) 334-0262
jshaw@idl.idaho.gov

From: Maxey, Shaun <Shaun.Maxey@idwr.idaho.gov>
Sent: Tuesday, September 17, 2019 10:28 AM
To: Neil Crescenti <ncrescenti@idl.idaho.gov>; Julianne Shaw <JShaw@idl.idaho.gov>
Cc: Alleman, Tammy <Tammy.Alleman@idwr.idaho.gov>
Subject: Thanks for Water Right information on former State owned lots (Priest Lake)

Hi:

Thanks for the information you provided on the former State owned lots at Priest lake this morning.

I will make sure you are notified of the publication of legal notices on the upcoming Application For Permit by William B. Walter.

Shaun Maxey
IDWR
(208) 762.2816



State of Idaho

DEPARTMENT OF WATER RESOURCES

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BRAD LITTLE
Governor

GARY SPACKMAN
Director

September 9, 2019

****Time Sensitive Response Required****

William B. Walter
2710 S Seabiscuit DR
Spokane Valley, WA 99037

Re: Unacceptable for Filing status on Application for Permit (Rule 35 Application Requirements)

Dear Applicant:

Thank you for the Application for Permit, received by Idaho Department of Water Resources (IDWR) on September 9, 2019, to divert water for domestic use from a spring in Bonner County. **We are contacting you because the Application is currently unacceptable for filing due to inaccurate / incorrect legal descriptions and no fee payment.** These errors must be corrected before IDWR can process your Application and publish required legal notices. Your original Application is enclosed.

Please review your Application and phone me at (208) 762.2816 for information about the enclosed IDWR map and assistance to correct the following Application information:

- Line 1 Applicant for Spring on State land is normally Idaho Department of Lands.
- Line 3(a) should read 'Spring' tributary to 'Sinks' or what water body spring flows into.
- Line 5 & 6 (a) incomplete.
- Line 7(a) must include source information & water system information to Place of Use.
- Line 7(a) shared system for more than one home indicated by map?
- Line 9 Add Domestic use legal description.
- Line 11(a) ownership of POD should be Idaho DEPT Of Lands-Easement / Permit #.
- Line 12 Easement to cross road *THIS IS WHAT WE ARE APPLYING FOR, a 20 YEAR EASEMENT.*

An Application that is acceptable for filing must be received no later than October 11, 2019. IDWR will take steps to terminate the Application, if no response is received, in accordance with Idaho Code § 42-204.

Respectfully,

Shaun M. Maxey
Sr. Water Resource Agent
Idaho Department of Water Resources, Northern Region

Enclosures:
Original signed Application & IDWR Map