

RECEIVED

FORM 202 Rev. 09/16

JUL 29 2019

IDWR / NORTH

83486

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. 87-11361

1. Name of applicant(s) James J. Bull Phone (512) 618-9892
Name connector (check one): ☐ and ☐ or ☐ and/or
Mailing address 2201 E. 6th Street City Moscow
State ID ZIP 83843 Email bull@austin.utexas.edu
2. Name of representative, if any James Browitt, Browitt Law Office Phone (208) 413-6065
Mailing address 1317 Prospect Avenue City Lewiston
State ID ZIP 83501 Email jbrowitt@browittlaw.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 groundwater which is a tributary of NA
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
40N	05W	28			SW	SW	Latah	groundwater	D0046193

5. Water will be used for the following purposes:
- Amount 0.03 cfs 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)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) 0.03 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. 600-foot-deep, 6-inch-diameter well, 1-hp pump and 1-inch-diameter pipeline deliver water to 2,000-gallon cistern, from which water is distributed to POU
- 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? 5/24/07; drilling firm Two U Drilling, LLC;
well was drilled for (well owner) Juergen Lang (former owner); Drilling Permit No. 846629

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
Fee \$ 100.00 Received by Ja Receipt No. N035277 Date 7-29-19
125.00 Well Upgrade Fee

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 _____
- 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	
40N	05W	28											3.2						3.2

Total number of acres to be irrigated: 3.2

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? NA

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. Well and associated works provide water for irrigation of plants within greenhouse and to a variety of fruit and coniferous trees and other vegetation situated within POU, which is uncultivated portion of property (Sec. 28 of T40N, R05W) owned by Applicant. Remainder of section is leased out for dry-land farming. Applicant purchased property in 2011 from previous owner, for whom well was constructed in 2007.

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.

James J. Bull
Signature of Applicant
James J. Bull
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

Bull-Application for Water Right



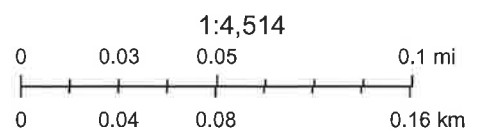
7/22/2019, 2:07:56 PM



Place of use



Point of diversion



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

Form 238-7
6/02

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

ENTERED

Office Use Only			
Well ID No. _____			
Inspected by _____			
Twp _____	Rge _____	Sec _____	
1/4	1/4	1/4	
Lat: _____	Long: _____		

1. WELL TAG NO. D 000 46193

DRILLING PERMIT NO. -- 846029

Water Right or Injection Well No. --

2. OWNER

Name JUERGEN LANG

Address PO BOX 9441

City MOSCOW State ID Zip 83843

3. LOCATION OF WELL by legal description:

You must provide address or Lot, Blk, Sub. or Directions to well.

Twp. 40 North ☒ or South ☐
Rge. 05 East ☐ or West ☒
Sec. 28 1/4 SW 1/4 SW 1/4
10 acres 40 acres 160 acres

Gov't Lot -- County LATAH

Lat: : : Long: : : :

Address of Well Site 3142 FOOTHILL RD

City MOSCOW

(Give at least name of road - Distance to Road or Landmark)

Lt. -- Blk. -- Sub. Name --

4. USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other

6. DRILL METHOD:

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other

7. SEALING PROCEDURES

Seal Material	From	To	Weight / Volume	Seal Placement Method
BENTONITE	0	-24	400 400	TOP POUR

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) 280

Was drive shoe seal tested? ☒ Y ☐ N How? AIR

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
6"	+2	280	.250	Steel	☒	☐	☒	☐

Length of Headpipe N/A Length of Tailpipe N/A

Packer ☐ Y ☒ N Type N/A

9. PERFORATIONS/SCREENS PACKER TYPE

Perforation Method SAW

Screen Type & Method of Installation N/A

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
N/A						☐	☐

10. FILTER PACK

Filter Material	From	To	Weight/Volume	Placement Method
N/A				

11. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

85 ft. below ground Artesian pressure -- lb.

Depth flow encountered -- ft. Describe access port or control devices: --

TOP OF CASING

12. WELL TESTS:

☐ Pump ☐ Bailor ☒ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
2			1.5

Water Temp. 55 Bottom hole temp. _____

Water Quality test or comments: GOOD

Depth first Water Encounter 142

13. LITHOLOGIC LOG: (Describe repairs or abandonment)

Water

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
10	0	145	CLAY / SAND		X
6	145	260	CAVING GRANITE		X
6	260	280	MED BROWN GRANITE		X
6	280	600	CAVING WHITE GRANITE		X

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NOV 19 2007

IDWR/North

Completed Depth 600 (Measurable)

Date: Started 5/17/07 Completed 5/21/07

14. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name TWO U-DRILLING, LLC Firm No. 125

Principal Driller TU Date 05/24/07

and Driller or Operator II BU Date 05/24/07

Operator I _____ Date _____

Principal Driller and Rig Operator Required.
Operator I must have signature of Driller/Operator II.

40 N SW 28

FORWARD COPY TO WATER RESOURCES

Form provided by Forms On-A-Disk (214) 340-9429 - www.FormsOnADisk.com

BROWITT LAW OFFICE

JAMES BROWITT
ATTORNEY AT LAW

July 26, 2019

RECEIVED

JUL 29 2019

IDWR/NORTH

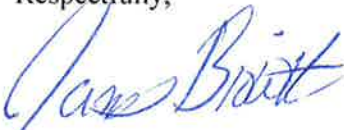
VIA U.S. MAIL

Northern Region
Idaho Department of Water Resources
7600 N. Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763

Re: Adjustment for drilling permit fee for non-domestic well

The enclosed check in the amount of \$225 is intended to cover both the filing fee for Mr. Bull's Application for Permit and the balance of the drilling permit fee for the non-domestic well identified in the Application. As indicated on the enclosed Well Driller's Report, the well at issue was designated as domestic when it was constructed; it is therefore presumed the drilling permit fee submitted at that time was \$75. Accordingly, \$125 should satisfy the \$200 fee for a non-domestic drilling permit pursuant to the Department's fee schedule.

Respectfully,



James Browitt



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

August 7, 2019

JAMES J BULL
2201 E 6TH ST
MOSCOW, ID 83843-9725

Application For Permit No. 87-11361

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 MOSCOW PULLMAN DAILY NEWS on 8/15/2019 and 8/22/2019. 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 the first name 'Tammy' being more prominent than the last name 'Alleman'.

Tammy Alleman
Administrative Assistant

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, August 07, 2019 4:30 PM
To: 'commissioners'; kwoodley@uidaho.edu
Cc: 'Kara Egan'; 'Michelle Fuson'
Subject: Request for Comments WR# 87-11361
Attachments: 87-11361 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 September 3, 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
7600 North Mineral Drive, Suite 100
Coeur d'Alene, ID 83815
Tammy.Alleman@idwr.idaho.gov
208-762-2800 Phone
208-762-2819 Fax*

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, August 07, 2019 4:00 PM
To: legals
Subject: Legal Notice
Attachments: Legal Notice for 87-11340, 87-11342, 87-11350, 87-11361, 87-11365.doc

Please publish the enclosed legal notice in the **Moscow Pullman Daily News** on the dates indicated **August 15th and August 22nd, 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 **September 3, 2019**. Your cooperation is appreciated.

Thank you,

Tammy

*Tammy Alleman
Administrative Assistant
Idaho Department of Water Resources
7600 North Mineral Drive, Suite 100
Coeur d'Alene, ID 83815
Tammy.Alleman@idwr.idaho.gov
208-762-2800 Phone
208-762-2819 Fax*

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

87-11340

KEITH M KOPF
HEIDI L KOPF
6952 SR 270
PULLMAN, WA 99163-8717
Point of Diversion NESE
S25 T40N R06W
LATAH County
Source GROUND WATER
Use: INDUSTRIAL
01/01 to 12/31 0.07 CFS
Use: IRRIGATION
03/15 to 10/31 0.07 CFS
Total Diversion: 0.07 CFS
Date Filed: 7/24/2019
Place Of Use: INDUSTRIAL
T40N R06W S25 NESE
Place Of Use: IRRIGATION
T40N R06W S25 NESE

87-11342

LARRY WOLFE
LYNNEL WOLFE
33253 ST JOE RIVER RD
CALDER, ID 83808-9710
Point of Diversion SWSESW
S4 T41N R03W
LATAH County
Source SPRING
Tributary SINKS
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 3.3 AF
Use: RECREATION STORAGE
01/01 to 12/31 3.3 AF
Use: STOCKWATER STORAGE
01/01 to 12/31 3.3 AF
Total Diversion: 3.3 AF
Date Filed: 7/23/2019
Place Of Use: STOCKWATER STORAGE
T41N R03W S4 SESW
Place Of Use: FIRE PROTECTION STORAGE
T41N R03W S4 SESW
Place Of Use: RECREATION STORAGE
T41N R03W S4 SESW

87-11350

GLENN GROENEVELD
REBEKAH GROENEVELD
620 NW LOOP RD
WHITE SALMON, WA 98672-8724
Point of Diversion SWSWNW
S8 T40N R04W
LATAH County
Source SPRING
Tributary LONG CREEK
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 7/26/2019
Place Of Use: DOMESTIC
T40N R04W S8 SWNW

87-11361

JAMES J BULL
2201 E 6TH ST
MOSCOW, ID 83843-9725
Point of Diversion SWSW
S28 T40N R05W
LATAH County
Source GROUND WATER
Use: IRRIGATION
03/15 to 10/31 0.03 CFS

Total Diversion: 0.03 CFS
Date Filed: 7/29/2019
Place Of Use: IRRIGATION
T40N R05W S28 SWSW
87-11365
GARY J PRESOL
PO BOX 585
STERLING, AK 99672-0585
Point of Diversion SESW
S22 T40N R05W
LATAH County
Source UNNAMED STREAM
Tributary IDLERS REST CREEK
Use: WILDLIFE STORAGE
01/01 to 12/31 12.4 AF
Total Diversion: 12.4 AF
Date Filed: 7/18/2019
Place Of Use: WILDLIFE STORAGE
T40N R05W S22 SESW

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 9/3/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/15/2019 and 8/22/2019