

83460

JUL 16 2019

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

Ident. No. 85-15801

IDWR / NORTH

1. Name of applicant(s) Colleen Lenihan Phone 240-838-3730

Mailing address 428 1st Ave Apt 3 City Lewiston

State ID ZIP 83501 Email Colleenihan@gmail.com

2. Name of representative, if any N/A 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 groundwater which is a tributary of

4. Location of point(s) of diversion:

Table with 10 columns: Twp, Rge, Sec, Govt Lot, 1/4, 1/4, 1/4, County, Source, Local name or tag #. Row 1: 35N, 6W, 2S, NE, SE, Nez Perce, Grandwater.

5. Water will be used for the following purposes:

Amount 0.12 for irrigation purposes from March 1 to Nov. 1 (both dates inclusive)

Amount 0.04 for domestic purposes from Jan. 1 to Dec. 31 (both dates inclusive)

Amount for purposes from to (both dates inclusive)

Amount for purposes from to (both dates inclusive)

6. Total quantity to be appropriated is (a) 0.12 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. Well and pump to be used for irrigation and one house and shop.

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 6 inches; proposed depth of well is 1,000 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 \$ 100.00 Received by ja Receipt No. N035210 Date 7-16-19

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
  - e. Other; describe fully. Irrigation for a proposed 6 acre vineyard that spans 35N06W25SESE and 35N06W25NESE.
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			
35	6W	25																	1 D and irrigation	5 D and irrigation	6

Total number of acres to be irrigated: 6

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? There is no other water right. I do intend to use this water right to irrigate my lawn and landscaping.
11. a. Who owns the property at the point of diversion? Self (Colleen Lenihan)  
 b. Who owns the land to be irrigated or place of use? Self  
 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. I propose to have Stulivenga Vessey drill a thousand feet well to the Grand Ronde aquifer and install a pump to provide water for a shop and house (domestic use) and for drip line irrigation of a vineyard to be planted in Spring 2020.
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.

Colleen Lenihan  
 Signature of Applicant  
Colleen Lenihan  
 Print Name (and title, if applicable)

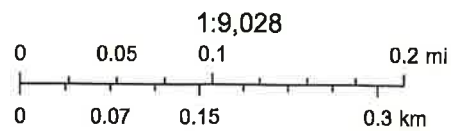
\_\_\_\_\_  
 Signature of Applicant  
 \_\_\_\_\_  
 Print Name (and title, if applicable)

# Lenihan application for Water Right



7/15/2019, 12:23:26 PM

- Override 1
- Irrigation Area Override 1
- Points**
- ◆ Shop
- ★ Well
- House
- Counties
- Quarter Quarter
- 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

CAS X 526 A

S. 25 T 35 N, R 6 W

PLAT NO. 762764  
 REC. BY Terry Golding  
 2008 NOV 10 PM 4:31  
 REC'D BY TERRY GOLDING  
 BY [Signature]

# RECORD OF SURVEY

PART OF THE  
 N.E. 1/4 OF THE N.E. 1/4  
 THE  
 S.E. 1/4 OF THE N.E. 1/4  
 THE  
 N.E. 1/4 OF THE S.E. 1/4  
 AND PART OF  
 GOVERNMENT LOT 1  
 SECTION 25, T 35 N, R 6 W  
 BOISE MERIDIAN  
 COUNTY OF NEZ PERCE  
 STATE OF IDAHO

## SURVEYOR'S CERTIFICATE

THIS MAP CORRECTLY REPRESENTS A SURVEY DONE BY ME OR UNDER MY  
 DIRECTION IN ACCORDANCE WITH THE SURVEY MEASURING ACT AT THE  
 REQUEST OF S.M.C. LAND DEV., L.L.C., IN NOVEMBER, OF 2008



*Terry Golding*  
 TERRY T. GOLDING (REAL)  
 LAND PROFESSIONAL LAND SURVEYOR # 7379

## BASIS OF BEARINGS

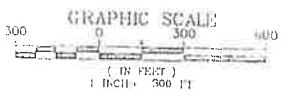
THE BASIS OF BEARINGS FOR THIS SURVEY IS THE 1983 IDAHO STATE PLANE  
 COORDINATE SYSTEM, WEST ZONE, 2003 HAS DEVELOPED FROM I.T.C.-2145.  
 OBSERVATIONS OF BOUNDARY AND SECTION CONTROLLING CORNERS SHOWN  
 HEREON. DISTANCES SHOWN HEREON ARE IN TERMS OF THE GRID WITH A GRID  
 TO GROUND AVERAGE CONVERSION FACTOR OF 1.0004699.

## SURVEYORS NOTES

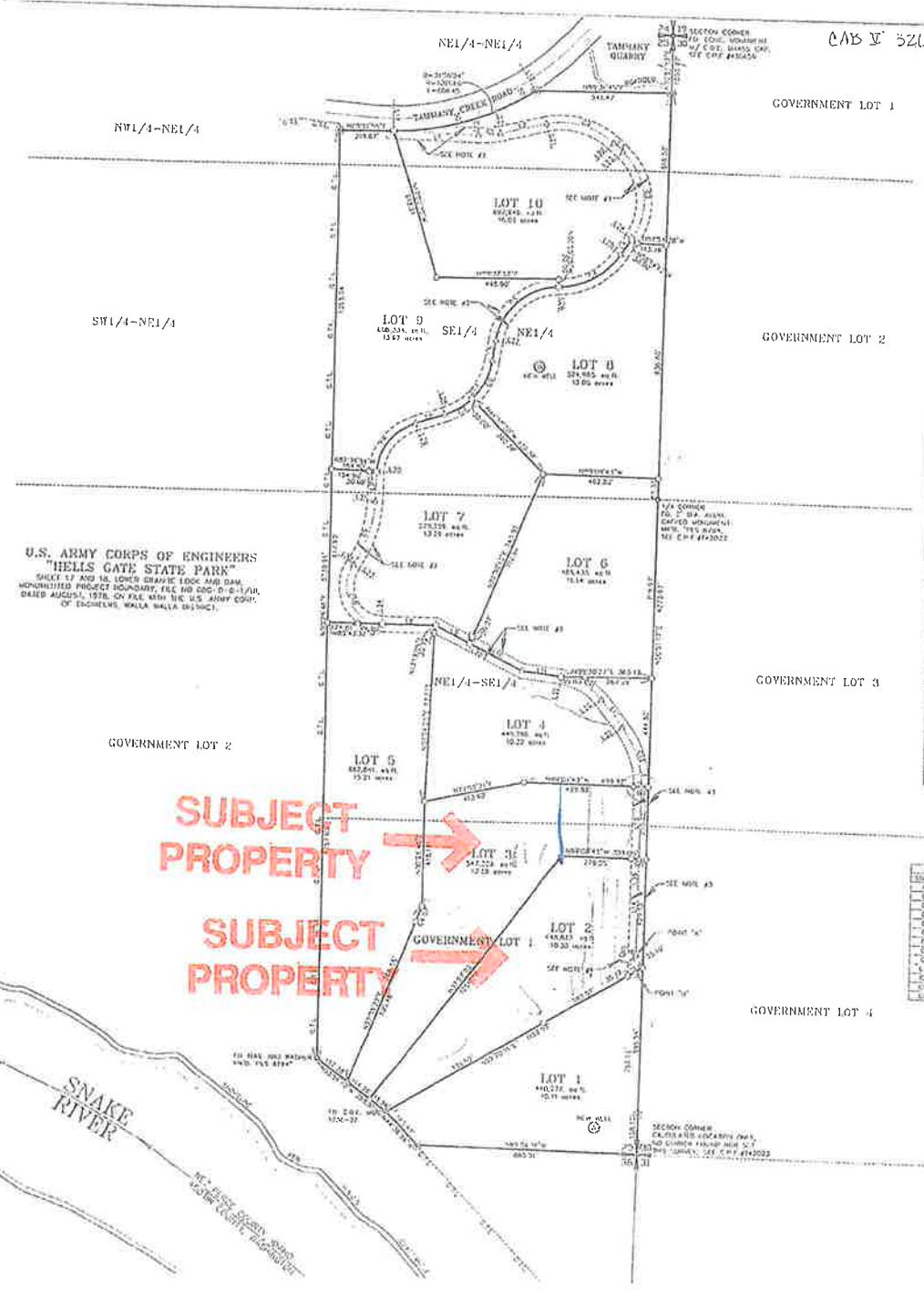
- 1) NOT ALL OF THE EXISTING IMPROVEMENTS TO THIS PROPERTY HAVE BEEN SHOWN.
- 2) IT IS THE LAND OWNER'S RESPONSIBILITY TO COMPLY WITH ANY STATE AND LOCAL REGULATIONS GOVERNING THE DIVISION OF LAND PRIOR TO ANY CONVEYANCE.
- 3) A 60 FOOT WIDE EASEMENT FOR INGRESS, EGRESS AND UTILITIES.
- 4) A 60 FOOT WIDE EASEMENT FOR INGRESS, EGRESS, UTILITIES AND TURNAROUND PURPOSES.
- 5) SEE RECORD OF SURVEY NO. 742055 BY LS 0794 FOR ADDITIONAL BOUNDARY RETRACEMENT INFORMATION.
- 6) THE PURPOSE OF THIS SURVEY IS TO REDUCE THE LOT AND ROAD CONFIGURATION SHOWN ON R.O.S. 742055 DUE TO TOPOGRAPHICAL CONCERNS, DIVISIBLE AREAS AND ACCESS ROAD GRADES. NEW LEGAL DESCRIPTIONS HAVE BEEN PREPARED.
- 7) THIS PROPOSED LAND DIVISION HAS BEEN SUBMITTED AND APPROVED BY THE NEZ PERCE COUNTY PLANNING AND ZONING DEPARTMENT. A LETTER OF APPROVAL, DATED 10/02/2008 IS ON FILE WITH THE COUNTY AND THIS OFFICE.

## LEGEND

- ⊕ - FOUND MONUMENT AS SHOWN
- ⊙ - FOUND 2" DIA. ALUM. CAPPLED MONUMENT "LS 8214"
- ⊖ - SET 5.0" DIA. BY 2" LONG REBAR W/ CAP MKD. "PLS 7379"
- ⊖ - UNLESS OTHERWISE STATED
- ⊖ - SET COTTON OIL SPIKE IN A.C.
- ⊖ - SET PK. NAIL IN A.C.
- ⊖ - GOVERNMENT TAKE LINE



GOLDING SURVEYING & MAPPING  
 P.O. BOX 1610 • IDAHO • 83401 • (208) 744-0000



U.S. ARMY CORPS OF ENGINEERS  
 "HELLS GATE STATE PARK"  
 SHEET 17 AND 18, LOWER GRAVITY EDDY AND DAM  
 UNPERMITTED PROJECT BOUNDARY, FILE AND COS' 01-0-174R.  
 DATED AUGUST, 1978, ON FILE WITH THE U.S. ARMY CORP.  
 OF ENGINEERS, WALLA WALLA DISTRICT.

LINE	BEARING	DISTANCE
1	S 89° 58' 31" W	345.00
2	S 89° 58' 31" W	101.75
3	S 89° 58' 31" W	89.00
4	S 89° 58' 31" W	49.50
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Nez Perce County, Idaho

Assessor & Treasurer Map

About

Help

Contact

Introduction

Layers

- Structure
- Transportation
  - Highways
  - Major Roads
  - All Roads
- Lakes
- Streams
- Parcels
- Herd Districts
- Lewiston ACI
- Subdivision
- Surveys
- Zip Code
- Zoning
- PLSS
  - Township & Range
  - Sections
- City
- NPT\_ReservationBndry
- Imagery
  - Lew\_Imagery\_2018
  - Lew\_Imagery\_2015
  - Lew\_Imagery\_2012
  - NPC\_Imagery\_2018
  - NPC\_Imagery\_2017
  - NPC\_Imagery\_2013
- County Boundary
- Region

Search Print Identify Property Identify Layers Measure



Legend

© 2019 Nez Perce County, ID

## **Alleman, Tammy**

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**From:** Alleman, Tammy  
**Sent:** Tuesday, July 23, 2019 10:37 AM  
**To:** 'Legals@lmtribune.com'  
**Subject:** RE: Legal Notice for 85-15801 & 95-17608  
**Attachments:** Legal Notice for 85-15801, 87-11210 & 95-17608.doc

I am hoping it isn't too late to add an application to the legal ad? I have attached the changes. Please let me know if this will get published on the same dates as below, just with an additional water application 87-11210.

Thank you,

Tammy

**From:** Alleman, Tammy  
**Sent:** Friday, July 19, 2019 3:55 PM  
**To:** 'Legals@lmtribune.com' <Legals@lmtribune.com>  
**Subject:** Legal Notice for 85-15801 & 95-17608

Please publish the enclosed legal notice in the **Lewiston Tribune** on the dates indicated **August 1<sup>st</sup> and August 8<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 **August 19, 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](mailto: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:

**95-17608**

NORTH KOOTENAI WATER DISTRICT

13649 N MEYER RD  
RATHDRUM, ID 83858-4904

Points of Diversion:

26 existing GROUND WATER source wells in KOOTENAI County within portions of T51N R04W Sec 2, 14, 15, 23, & 24; T51N R05W Sec 23 & 32; T52N R03W Sec 8 & 18; T52N R04W Sec 6, 17, 28 & 33; and T53N R04W Sec 28. See remarks below.

Use: MUNICIPAL

01/01 to 12/31 32 CFS

Total Diversion: 32 CFS

Date Filed: 7/24/2018

Place Of Use: MUNICIPAL See remarks below.

Applicant proposes a Reasonably Anticipated Future Needs (RAFN) municipal water right of 32.0 CFS for a 30 year planning horizon within the North Kootenai Water District service area. Total beneficial use for a RAFN water right will occur by the end of the planning horizon.

**85-15801**

COLLEEN LENIHAN  
428 1ST AVE APT 3  
LEWISTON, ID 83501-6077

Point of Diversion NESE

S25 T35N R06W

NEZ PERCE County

Source GROUND WATER

Use: DOMESTIC

01/01 to 12/31 0.04 CFS

Use: IRRIGATION

02/15 to 11/30 0.12 CFS

Total Diversion: 0.12 CFS

Date Filed: 7/16/2019

Place Of Use: DOMESTIC

T35N R06W S25

NESE L1(SESE)

Place Of Use: IRRIGATION

T35N R06W S25

NESE L1(SESE)

**87-11210**

TIMOTHY C DAVIS  
LILAS A DAVIS  
18140 NIBLER LN  
GENESEE, ID 83832-8500  
Point of Diversion SENENE

S25 T37N R06W

NEZ PERCE County

Source SPRING

Tributary UNION FLAT CREEK

Point of Diversion NESENE

S25 T37N R06W

NEZ PERCE County

Source SPRING

Tributary UNION FLAT CREEK

Use: DOMESTIC

01/01 to 12/31 0.06 CFS

Use: IRRIGATION

03/15 to 10/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 7/18/2019

Place Of Use: DOMESTIC

T37N R06W S25 NENE

Place Of Use: IRRIGATION

T37N R06W S25 NENE

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 8/19/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/1/2019 and 8/8/2019



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

July 19, 2019

COLLEEN LENIHAN  
428 1ST AVE APT 3  
LEWISTON, ID 83501-6077

Application For Permit No. 85-15801

Dear Applicant:

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 LEWISTON TRIBUNE on 8/1/2019 and 8/8/2019. 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