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IDWR/NORTHERN

83427

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. 87-11019

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) DAVID K SMITH AND/OR DEBORAH ROBINSON-SMITH Phone 208-874-2244
 Name connector (check one): ☐ and ☐ or ☒ and/or
 Mailing address 4689 HWY 95 N City MOSCOW
 State ID ZIP 83843 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 SURFACE RUNOFF which is a tributary of FOUR MILE CREEK
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
40N	05W	18			NW	NE	LATAH	SURFACE RUNOFF	

5. Water will be used for the following purposes:
- Amount 1.9 AF for FIRE PROTECTION STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 1.9 AF for WILDLIFE STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 1.5 AF for IRRIGATION STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 1.5 AF for IRRIGATION FROM STRG purposes from 4/1 to 10/31 (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) cubic feet per second (cfs) and/or (b) 3.4 acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. APPLICANT HAS RUNOFF POND THAT IS USED FOR VARIOUS USES
- b. Height of storage dam 3-4 feet; active reservoir capacity 1.2 acre-feet; total reservoir capacity 1.2 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 \$ 100.00 Received by Receipt No. N035135 Date 7-2-2019

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. _____
 - 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	
40N	05W	18		F,W															
				0.5															0.5

Total number of acres to be irrigated: 0.5

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? _____
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 HAS EXCAVATED POND THAT IS USED FOR WILDLIFE, FIRE PROTECTION AND IRRIGATION PURPOSES.
13. Time required for completion of works and application of water to proposed beneficial use is 1 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.

David K. Smith
 Signature of Applicant
David K. Smith
 Print Name (and title, if applicable)

Deborah Robinson Smith
 Signature of Applicant
Deborah Robinson-Smith
 Print Name (and title, if applicable)

Total Storage Calculations

FILE NUMBER	Application
REVIEWER	Adam Frederick
DATE	7/2/2019

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total seepage, evaporation and fill capacity required for a pond.

User Input
Calculated value
Formula Explanations

Surface Area (AC.)	0.3	"Surface Area" is automatically carried over from the "Seepage Loss" sheet.
Average Pond Depth (FT.)	4	"Average Pond Depth" depicts the actual depth of the pond either measured or estimated. Note: If you know the maximum depth and not the average depth, the Field Examiner's Handbook suggests multiplying the maximum depth by 0.4 to get the average depth, or you can use any method that seems reasonable to attain average depth.
Pond Capacity (AF)	1.2	Pond Capacity is calculated by multiplying the Pond Surface Area by the Average Pond Depth. If you know the capacity, divide the capacity by surface area and enter the average pond depth in the space above. Note: If pond capacity is determined using a method shown on the "Pond Capacity" sheet, the user may need to modify the value of "Pond Capacity" (cell B9) manually. Note that if the value is modified manually, the formula will be altered for future use.
Multiple Fill Volume Above Initial Fill to Fulfill From Storage Needs- "Multiple Fills" (AF)	1.5	The "Multiple Fill Volume Above Initial Fill" is the acre-feet of water required to meet a <i>from storage</i> component if the <i>from storage</i> component exceeds a one time fill. This section should not include the amount of water needed to fill the pond initially or the amount of water needed to maintain the pond level due to evaporation or seepage. For example: if a pond has a capacity of 5 acre feet and 2.5 acre feet of seepage and evaporation, but the pond is used for irrigation that requires 10 acre feet of from storage for the irrigation use, then you would insert 5 acre feet into this location (10 acre feet needed - 5 acre feet from the initial fill = 5 acre feet of additional storage needed). Note: You must have a "From Storage" component exceeding the initial fill on the permit to include a volume in this space.
Estimated Seepage Loss (AF)	0.3	The "Estimated Seepage Loss" is automatically carried over from the "Seepage Loss" sheet.
Estimated Evaporation Loss (AF)	0.4	The "Estimated Evaporation Loss" is automatically carried over from the "Evaporation Loss" sheet.
Total Volume Required (AF)	3.4	The "Total Volume Required" is calculated by adding the Pond Capacity, Multiple Fills, Seepage Loss, and Evaporation Loss amounts to determine the total amount of storage required.

APPLICATION MAP



Legend

- Parcels
- Township/Range
- Sections
- QQ

0 0.0075 0.015 0.03 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

July 10, 2019

DAVID K SMITH
DEBORAH ROBINSON SMITH
4689 HIGHWAY 95 N
MOSCOW, ID 83843-8700

Application For Permit No. 87-11019

Dear Applicant(s):

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 7/18/2019 and 7/25/2019. 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,

Tammy Alleman
Administrative Assistant

From: Alleman, Tammy
To: "[commisioners](#)"; "[Kara Egan](#)"; "[Michelle Fuson](#)"; "[Swearingen.Zachary](#)"; "[Sujata.Connell@deq.idaho.gov](#)"
Subject: Request For Comments on Application 87-11019
Date: Wednesday, July 10, 2019 4:05:00 PM
Attachments: [87-11019 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 August 5, 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, July 10, 2019 11:35 AM
To: legals
Subject: Legal Notice
Attachments: Legal Notice Latah Co.doc

Please publish the enclosed legal notice in the **Moscow Pullman Daily News** on the dates indicated **July 18th and July 25th, 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 5, 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:

86-12066

ROBERT M CARSON

PAULA J CARSON

1110 PLEASANT HILL RD

TROY, ID 83871-9695

Point of Diversion SWNE

S24 T40N R03W

LATAH County

Source SURFACE RUNOFF

Tributary DRY CREEK

Point of Diversion SWNE

S24 T40N R03W

LATAH County

Source SURFACE RUNOFF

Tributary DRY CREEK

Point of Diversion NESW

S24 T40N R03W

LATAH County

Source Surface Runoff

Tributary Dry Creek

Use: IRRIGATION FROM STORAGE

04/01 to 10/31 5.8 AF

Use: IRRIGATION STORAGE

01/01 to 12/31 5.8 AF

Use: RECREATION STORAGE

01/01 to 12/31 4.9 AF

Total Diversion: 10.7 AF

Date Filed: 6/13/2019

Place Of Use: RECREATION STORAGE

T40N R03W S24

SWNE SENW NESW NWSE

Place Of Use: IRRIGATION STORAGE

T40N R03W S24

SWNE SENW NESW NWSE

Place Of Use: IRRIGATION FROM STORAGE

T40N R03W S24

SWNE SENW NESW NWSE

87-10864

TRIXY GLASGOW

KIPPY SILFLOW

2208 W 50TH AVE

KENNEWICK, WA 99337-4621

Point of Diversion NESE

S16 T39N R05W

LATAH County

Source GROUND WATER

Use: DOMESTIC

01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/12/2019

Place Of Use: DOMESTIC

T39N R05W S16 NESE

87-10865

TRIXY GLASGOW

KIPPY SILFLOW

2208 W 50TH AVE

KENNEWICK, WA 99337-4621

Point of Diversion NESE

S16 T39N R05W

LATAH County

Source GROUND WATER

Use: DOMESTIC

01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/12/2019

Place Of Use: DOMESTIC

T39N R05W S16 NESE

87-10869

CLYDE FARMS LLC
C/O KENNETH CLYDE
1175 ZEITLER RD
MOSCOW, ID 83843-7820
Point of Diversion SENE
S19 T39N R05W
LATAH County
Source GROUND WATER
Use: COMMERCIAL
01/01 to 12/31 0.2 CFS
Use: INDUSTRIAL
01/01 to 12/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 6/13/2019
Place Of Use: INDUSTRIAL
T39N R05W S19 SENE
Place Of Use: COMMERCIAL
T39N R05W S19 SENE
87-10871

CLYDE FARMS LLC
C/O KENNETH CLYDE
1175 ZEITLER RD
MOSCOW, ID 83843-7820
Point of Diversion SESE
S31 T39N R05W
LATAH County
Source GROUND WATER
Use: INDUSTRIAL
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
03/15 to 10/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Total Diversion: 0.04 CFS
Date Filed: 6/13/2019
Place Of Use: IRRIGATION
T39N R05W S31 SESE
Place Of Use: STOCKWATER
T39N R05W S31 SESE
Place Of Use: INDUSTRIAL
T39N R05W S31 SESE

87-10876

CLYDE FARMS LLC
C/O KENNETH CLYDE
1175 ZEITLER RD
MOSCOW, ID 83843-7820
Point of Diversion L1(NENE)
S6 T38N R05W
LATAH County
Source GROUND WATER
Use: INDUSTRIAL
01/01 to 12/31 0.05 CFS
Use: IRRIGATION
03/15 to 10/31 0.05 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Total Diversion: 0.05 CFS
Date Filed: 5/16/2019
Place Of Use: IRRIGATION
T38N R05W S6
L1(NENE)
Place Of Use: STOCKWATER
T38N R05W S6
L1(NENE)
Place Of Use: INDUSTRIAL
T38N R05W S6
L1(NENE)
87-10888

BRENNAN PROPERTIES NORTH COURT LLC

PO BOX 9221

MOSCOW, ID 83843-1721

Point of Diversion L4(NWNW)

S6 T39N R05W

LATAH County

Source GROUND WATER

Use: DOMESTIC

01/01 to 12/31 0.17 CFS

Use: IRRIGATION

03/15 to 11/15 0.12 CFS

Total Diversion: 0.17 CFS

Date Filed: 6/11/2019

Place Of Use: DOMESTIC

T39N R05W S6

L4(NWNW)

Place Of Use: IRRIGATION

T39N R05W S6

L4(NWNW)

87-10890

DOUG WASANKARI

MELANIE WASANKARI

PO BOX 8867

MOSCOW, ID 83843-1367

Point of Diversion NESE

S19 T39N R05W

LATAH County

Source GROUND WATER

Use: INDUSTRIAL

01/01 to 12/31 0.13 CFS

Use: IRRIGATION

03/15 to 10/31 0.05 CFS

Total Diversion: 0.13 CFS

Date Filed: 6/11/2019

Place Of Use: INDUSTRIAL

T39N R05W S19 NESE

Place Of Use: IRRIGATION

T39N R05W S19

SENE NESE

87-10913

JOHN WILKINSON

JEAN WILKINSON

1210 SPRENGER RD

GENESEE, ID 83832-9557

Point of Diversion SESW

S6 T37N R05W

LATAH County

Source GROUND WATER

Point of Diversion L7(SWSW)

S6 T37N R05W

LATAH County

Source GROUND WATER

Use: IRRIGATION

03/15 to 10/31 0.12 CFS

Total Diversion: 0.12 CFS

Date Filed: 6/11/2019

Place Of Use: IRRIGATION

T37N R05W S6

L7(SWSW) SESW

87-10914

KRISTA KINARD

6801 W FLIGHTLINE BLVD UNIT 19453

SPOKANE, WA 99219-0027

Point of Diversion SWNE

S12 T43N R06W

LATAH County

Source GROUND WATER

Use: IRRIGATION

04/01 to 10/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 5/28/2019
Place Of Use: IRRIGATION
T43N R06W S12 SWNE

87-10918

TOM WHITACRE
JOANNE WHITACRE
1105 HEADRICK RD
POTLATCH, ID 83855-9646
Point of Diversion SESE
S30 T41N R04W
LATAH County
Source UNNAMED STREAM
Tributary WEST FORK ROCK CREEK
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Total Diversion: 0.03 CFS

Date Filed: 6/12/2019
Place Of Use: IRRIGATION
T41N R04W S30 SESE

87-10938

WILLIAM E BIRD
VICKI J WADE
2508 HIGHWAY 9
PRINCETON, ID 83857-9723
Point of Diversion NWNWNW
S28 T41N R03W
LATAH County
Source SPRING
Tributary SINKS
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 3 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 3 AF
Use: RECREATION STORAGE
01/01 to 12/31 7.8 AF
Use: STOCKWATER FROM STORAGE
01/01 to 12/31 0.7 AF
Use: STOCKWATER STORAGE
01/01 to 12/31 0.7 AF
Total Diversion: 11.5 AF

Date Filed: 6/12/2019
Place Of Use: RECREATION STORAGE
T41N R03W S21 SWSW
T41N R03W S28 NWNW
Place Of Use: IRRIGATION STORAGE
T41N R03W S21 SWSW
T41N R03W S28 NWNW
Place Of Use: IRRIGATION FROM STORAGE
T41N R03W S28 NWNW
Place Of Use: STOCKWATER STORAGE
T41N R03W S21 SWSW
T41N R03W S28 NWNW
Place Of Use: STOCKWATER FROM STORAGE
T41N R03W S28 NWNW

87-10939

GOLDSTEIN TRUST
1010 RANCH RD
MOSCOW, ID 83843-7484
Point of Diversion NENE
S27 T39N R05W
LATAH County
Source UNNAMED STREAM
Tributary SOUTH FORK PALOUSE RIVER
Use: RECREATION STORAGE
01/01 to 12/31 2.8 AF
Use: STOCKWATER FROM STORAGE
01/01 to 12/31 0.4 AF
Use: STOCKWATER STORAGE
01/01 to 12/31 2.8 AF
Total Diversion: 2.8 AF

Date Filed: 6/25/2019
Place Of Use: RECREATION STORAGE
T39N R05W S27 NENE
Place Of Use: STOCKWATER STORAGE
T39N R05W S27 NENE
Place Of Use: STOCKWATER FROM STORAGE
T39N R05W S27 NENE

87-10944

LARRY E PALMER
JILL R PALMER
PO BOX 411
GARFIELD, WA 99130-0411
Point of Diversion NWNESW
S20 T43N R05W
LATAH County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31 0.01 CFS
Total Diversion: 0.01 CFS
Date Filed: 6/12/2019
Place Of Use: DOMESTIC
T43N R05W S20 SENW

87-10954

TIM WHITACRE
JOLANDA WHITACRE
PO BOX 169
POTLATCH, ID 83855-0169
Point of Diversion NWNWNE
S31 T41N R04W
LATAH County
Source SPRING
Tributary SINKS
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Total Diversion: 0.06 CFS
Date Filed: 6/11/2019
Place Of Use: IRRIGATION
T41N R04W S31 NWNE

87-10956

LARRY WOODBURY
PAT WOODBURY
PO BOX 9046
MOSCOW, ID 83843-1546
Point of Diversion SWSW
S27 T40N R05W
LATAH County
Source SURFACE RUNOFF
Tributary PARADISE CREEK
Use: AESTHETIC STORAGE
01/01 to 12/31 4.3 AF
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 1.8 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 1.8 AF
Total Diversion: 6.1 AF
Date Filed: 6/12/2019
Place Of Use: AESTHETIC STORAGE
T40N R05W S27 SWSW
Place Of Use: IRRIGATION STORAGE
T40N R05W S27 SWSW
Place Of Use: IRRIGATION FROM STORAGE
T40N R05W S27 SWSW

87-11019

DAVID K SMITH
DEBORAH ROBINSON-SMITH
4689 HIGHWAY 95 N
MOSCOW, ID 83843-8700

Point of Diversion NWNE
S18 T40N R05W
LATAH County
Source SURFACE RUNOFF
Tributary FOURMILE CREEK
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 1.9 AF
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 1.5 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 1.5 AF
Use: WILDLIFE STORAGE
01/01 to 12/31 1.9 AF
Total Diversion: 3.4 AF
Date Filed: 7/2/2019
Place Of Use: FIRE PROTECTION STORAGE
T40N R05W S18 NWNE
Place Of Use: WILDLIFE STORAGE
T40N R05W S18 NWNE
Place Of Use: IRRIGATION STORAGE
T40N R05W S18 NWNE
Place Of Use: IRRIGATION FROM STORAGE
T40N R05W S18 NWNE

87-11020

EDWIN SALISBURY
CONNIE SALISBURY
400 MILL RD
MOSCOW, ID 83843-8407
Point of Diversion SWSE
S10 T39N R05W
LATAH County
Source UNNAMED STREAM
Tributary SOUTH FORK PALOUSE RIVER
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 5.7 AF
Use: IRRIGATION FROM STORAGE
03/15 to 10/31 9 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 9 AF
Total Diversion: 14.7 AF
Date Filed: 7/8/2019
Place Of Use: FIRE PROTECTION STORAGE
T39N R05W S10 SWSE
Place Of Use: IRRIGATION STORAGE
T39N R05W S10 SWSE
Place Of Use: IRRIGATION FROM STORAGE
T39N R05W S10 SWSE

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 8/5/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 7/18/2019 and 7/25/2019