

FORM 202 Rev. 09/16
RECEIVED
JUN 12 2019

83361

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 96-9756

To appropriate the public waters of the State of Idaho

IDWR / NORTH

Kenneth M John

1. Name of applicant(s) Marianne Bachus-John Phone 530-514-9924
Name connector (check one): ☒ and ☐ or ☒ and/or
Mailing address 301 Iberian #243 City Sandpoint
State Idaho ZIP 83864 Email mbachuscpa@comcast.net
2. Name of representative, if any Lance Marne Phone 208-610-3712
Mailing address PO Box 182 City Sagle
State Idaho ZIP 83860 Email lance@lancemarine.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 Pend Orielle River which is a tributary of Columbia 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 #
57N	3W	26			SW	SW	Bonner	Pend Orielle River	

5. Water will be used for the following purposes:
Amount .02 for Irrigation purposes from 4/1 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) .02 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. 1/2 HP electric pump, submersible, removable, irrigation system
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 \$ _____ Received by _____ Receipt No. N034290 Date 5-7-19

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 _____

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	
57N	03	26											0.3						0.3
													6LS						11.9

Total number of acres to be irrigated: ~~7.4 acres~~ 0.3 mb

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? Irrigate lawn & garden

11. a. Who owns the property at the point of diversion? Idaho Dept of lands.

b. Who owns the land to be irrigated or place of use? Ken John & Marianne Bachus John

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. An electric pump is used to pull water from the river to irrigate lawn & garden.

Encroachment Permit #296523938

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.

Signature of Applicant

Kenneth M John
Print Name (and title, if applicable)

Signature of Applicant

Marianne Bachus John
Print Name (and title, if applicable)

State of Idaho
Department of Water Resources
Application For Permit

03W



-  PLS Sections
-  Quarter Quarters
-  Taxlots

Tax parcel information provided by Bonner County.

0 0.0275 0.055 0.11 Miles

X = Pump (Point of Diversion)

O = Irrigation Place of use



MAY 01 2019

SNDR / NORTH

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

Ident. No. _____

1. Name of applicant(s) KENNETH + MARIANNE JOHN Phone 530-514-9924
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 301 IBERIAN WAY #243 City SANDPOINT
 State IDAHO ZIP 83864 Email MBACHUSC@COMCAST.NET
 2. Name of representative, if any LANCE MARINE Phone 208-610-3712
 Mailing address PO Box 182 City SAGE 1
 State ID ZIP 83860 Email Lance@CoreComaine.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 PEND OREILLE RIVER which is a tributary of LAKE PEND OREILLE
 4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
57N	13N	26		NW	SW	SW	BONNER	PEND O'REILLE RIVER	

5. Water will be used for the following purposes:

Amount 10,890.56' for WATERING COWS purposes from 6-1 to 10-1 (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) _____ cubic feet per second (cfs) and/or (b)
- .25
- acre-feet per year (af).

7. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source. ELECTRIC PUMP
 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 \$ 100.00 Received by JA Receipt No. 0034290 Date 5-7-19

mtthm3@idwr.idaho.gov

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	
57N	13	26																	

Total number of acres to be irrigated: 1/4 ACRE

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? IRRIGATE OUR LAWN

- Who owns the property at the point of diversion? KEN JOHN
- Who owns the land to be irrigated or place of use? WE DO KEN JOHN
- 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. AN ELECTRIC PUMP IS USED TO PULL WATER FROM THE RIVER TO IRRIGATE LAWN.

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 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.

Kenneth M. John
 Signature of Applicant
KENNETH M. JOHN
 Print Name (and title, if applicable)

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



CERTIFICATE OF ASSUMED BUSINESS NAME

Pursuant to Section 53-504, Idaho Code, the undersigned submits for filing a certificate of Assumed Business Name.

FILED EFFECTIVE

2013 JAN 22 AM 9:41

Please type or print legibly.

Instructions are included on back of application.

SECRETARY OF STATE
STATE OF IDAHO

1. The assumed business name which the undersigned use(s) in the transaction of business is:

Laneco Marine

2. The true name(s) and business address(es) of the entity or individual(s) doing business under the assumed business name:

Name

Complete Address

Laneco LLC

875 Huckleberry Mtn Rd., Cocolalla, ID 83813

(W121149)

3. The general type of business transacted under the assumed business name is:

- | | |
|--|--|
| ☒ Retail Trade | ☐ Transportation and Public Utilities |
| ☒ Wholesale Trade | ☒ Construction |
| ☒ Services | ☐ Agriculture |
| ☐ Manufacturing | ☐ Mining |
| ☐ Finance, Insurance, and Real Estate | |

Submit Certificate of
Assumed Business
Name and \$25.00 fee to:

Secretary of State
450 North 4th Street
PO Box 83720
Boise ID 83720-0080
208 334-2301

4. The name and address to which future correspondence should be addressed:

Lance Lane

PO Box 182

Sagle, ID 83860

5. Name and address for this acknowledgment copy is (if other than # 4 above):

Signature: _____

Printed Name: Lance Lane

Capacity/Title: Owner

Signature: _____

Printed Name: _____

Capacity/Title: _____

Secretary of State use only

IDAHO SECRETARY OF STATE
01/22/2013 05:00
CK: 1261017 CT: 172099 BH: 1356676
1 @ 25.00 = 25.00 ASSUM NAME # 3

D160437



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

June 26, 2019

MARIANNE BACHUS JOHN
KENNETH M JOHN
301 IBERIAN WAY APT 243
SANDPOINT, ID 83864-1278

Application For Permit No. 96-9756

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 on 7/4/2019 and 7/11/2019. 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

CC:
LANECO MARINE
PO BOX 182
SAGLE, ID 83860-0182

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, June 26, 2019 2:15 PM
To: 'merritt.horsmon@idfg.idaho.gov'; 'Mike Ahmer'; 'Anna.Moody@deq.idaho.gov'; Skoro, Emily; Golden, Kala
Subject: Request for Comments for 96-9756
Attachments: 96-9756 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 July 22, 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, June 26, 2019 10:24 AM
To: 'bcdblegals@cdapress.com'
Subject: Legal Notice
Attachments: Legal Notice 96-9755, 97-9756, 96-9757.doc

Please publish the enclosed legal notice in the **Bonner County Daily Bee** on the dates indicated **July 4th and July 11th, 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 **July 22, 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:

96-9755

ANDREW KEE
BEVERLY KEE
NANCY KEE
MICHAEL MOONEY
55 LAKEWOOD DR
SAGLE, ID 83860-9269
Point of Diversion L3(SESW)
S35 T57N R02W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Total Diversion: 0.06 CFS
Date Filed: 6/11/2019
Place Of Use: IRRIGATION
T57N R02W S35
L3(SESW)
Total Acres: 1.9

96-9756

KENNETH M JOHN
MARIANNE BACHUS JOHN
301 IBERIAN WAY APT 243
SANDPOINT, ID 83864-1278
Point of Diversion SWSW
S26 T57N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31 0.02 CFS
Total Diversion: 0.02 CFS
Date Filed: 6/12/2019
Place Of Use: IRRIGATION
T57N R03W S26
L5(SWSW)
Total Acres: 0.3

96-9757

PHILIP KINZLER
KARIN KINZLER
371 LIBERTY LN
SAGLE, ID 83860-8461
Point of Diversion NWNE
S27 T56N R02W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Total Diversion: 0.1 CFS
Date Filed: 6/21/2019
Place Of Use: DOMESTIC
T56N R02W S27 NWNE
Place Of Use: IRRIGATION
T56N R02W S27 NWNE

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 7/22/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 7/4/2019 and 7/11/2019

Jones, Doug

From: Northern Info
Sent: Wednesday, June 05, 2019 12:36 PM
To: 'Marianne Bachus'
Subject: RE: oops forgot the files!!

I do have some corrections. Item 9: The total in the right column should read 0.3 (not .03), same with total below the grid of boxes. If you worked with IdDeptLands you may have an encroachment permit id number. It would assist them and IDWR if you provide that number in Item 12, please. Finally, Item 13 needs a value entered (a digit 1,2,3,4,or5). Laneco did pay the application fee of \$100. Complete/correct those items, then send the application to us with ORIGINAL SIGNATURES and we will send it on the way.

Thank you, Douglas Jones

From: Marianne Bachus [mailto:mbachuscpa@comcast.net]
Sent: Wednesday, June 05, 2019 9:37 AM
To: Northern Info <northerninfo@idwr.idaho.gov>
Subject: oops forgot the files!!



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

May 8, 2019

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

Kenneth John or Marianne John
301 Iberian Way # 243
Sandpoint, ID 83864

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

Dear Applicants:

Idaho Department of Water Resources (IDWR) received your Application for Permit on May 7, 2019 to divert water from the Pend Oreille River in Bonner County. Your Application is enclosed. It is unacceptable for filing because no labeled map was provided, # 9 on the Application was left incomplete, and #13 on the Application was left blank (time required to complete construction / place into beneficial use). IDWR review of tax parcel ownership on the Bonner County Internet web site does not indicate what tax parcel you own within Township 57N R03W, S. 26 SW SW.

Please review the corrections shown on the enclosed partially completed, 'Do Not Return Draft Application' and phone me at (208) 762.2816 for help, or to arrange an appointment, to correct the Application. Additional corrections, including those shown below, may be required.

- Lines 3 (tributary should be Columbia River).
- Line 4 (first ¼ column should be left blank if source is Pend Oreille River).
- Line 5 CFS Amounts, season of use & purposes of use are incorrect.
- Line 6(a) should match CFS amount on line 5.
- Line 9 acre amount (.1, .3, etc) to be irrigated is missing from grid.
- Line 11(a) Probably should read Idaho Department of Lands.
- Line 12 (include encroachment permit number from Idaho Department of Lands).
- Map Township, Range, Section, and Quarter Quarters must match Application.

Your **corrected Application must be received no later than June 10, 2019**. IDWR will take steps to terminate your Application, if no response is received, pursuant to Idaho Code § 42-204.

Respectfully,

Shaun M. Maxey

Sr. Water Resource Agent

Idaho Department of Water Resources, Northern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene ID 83815-7763

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BRAD LITTLE
Governor

GARY SPACKMAN
Director

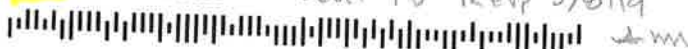
May 8, 2019

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

Kenneth John or Marianne John
301 Iberian Way # 243
Sandpoint, ID 83864

LANCE LANE
LANECO MARINE
PO BOX 182
SAGLE ID 83860

*Copy of letter
& Draft Example
Do not return
Sent to Rep 5/8/19*



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

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Respectfully,

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