

RECEIVED

83339

STATE OF IDAHO

Ident. No. 87-10573

RECEIVED

JUN 14 2019

DEPARTMENT OF WATER RESOURCES

JUN 04 2019

IDWR / NORTH

APPLICATION FOR PERMIT

Corrected Application

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Cope R. Gale Jr Phone 208 669-0995
 Mailing address 3930 Moscow Mtn Rd City Moscow
 State ID ZIP 83843 Email copegale@gmail.com
 Name connector (check one): ☐ and ☐ or ☐ and/or
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 Gnat Creek Spring which is a tributary of South Plateau River
Gnat Creek CG 6-12-19
4. Location of point(s) of diversion: CG 6/14/18

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
40N	05W	24	SW	SW	NE	NW	Latah	Gnat Creek Spring CG	6/12/19

5. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 01/01 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)

Amount 0.02 for Stock Water purposes from 01/01 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 0.04 for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)

6. Total quantity to be appropriated is (a) 0.06 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
CG 6/12/19

7. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source. developed Spring w 2' x 4' culvert w Rock with water line to home
- 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 Receipted by Ja Receipt No. N034720 Date 6-4-19

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. Less than 12 chickens CG 6/12/19
- c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households 1 includes less than .5 acres
- e. Other; describe fully. IRRIGATION

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	24					D												
40N	05W	24					S		CG	6/12/19									

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? _____

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. I am applying for a water Right Permit because my start date for Creek use under claim 8710130 is after 5/20/1971

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.

Cape R Gale
Signature of Applicant

Cape R Gale Jr
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

SWSW

SESW

13

NWNW

NENW

40N05W

SWNW

SENW

Place of
Stock
Water
Use

Place of
Domestic
Use

83339

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Ident. No. 87-10573

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JUN 04 2019

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Original Application

1. Name of applicant Cope R. Gale Jr Phone 208 669-0995
 Mailing address 3930 Moscow Mtn Rd City Moscow
 State ID ZIP 83843 Email copegale@gmail.com
 Name connector (check one): ☐ and ☐ or ☐ and/or
2. Name of representative, if any _____ Phone _____
 Mailing address _____ City _____
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- 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 Gout Creek Spring which is a tributary of South Palouse River
4. Location of point(s) of diversion: CG 614118

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
40N	05W	24	SW		NE	NW	Latah	Gout Creek	

5. Water will be used for the following purposes:
- Amount 0.04 for Domestic purposes from 01/01 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 0.02 for Stock Water purposes from 01/01 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 0.04 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) _____ acre-feet per year (af).
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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	24					D												

Total number of acres to be irrigated: _____

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Cope R Gale
Signature of Applicant

Signature of Applicant

Cope R Gale Jr
Print Name (and title, if applicable)

Print Name (and title, if applicable)

SWSW

SESW

13

NWNW

NENW

X Spring

Place of use



40N05W

24

SWNW

SENW



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 25, 2019

COPE R GALE JR
3930 MOSCOW MOUNTAIN RD
MOSCOW, ID 83843-8114

Application For Permit No. 87-10573

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 7/4/2019 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,

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: Tuesday, June 25, 2019 3:10 PM
To: commissioners; 'Kara Egan'; Michelle Fuson; 'Sujata.Connell@deq.idaho.gov'; 'Swearingen,Zachary'
Subject: Request for Comments
Attachments: 87-10573 Application of 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: Tuesday, June 25, 2019 3:02 PM
To: legals
Subject: Legal Notice
Attachments: Legal Notice for 86-12064, 87-10573, 87-10860.doc

Please publish the enclosed legal notice in the **Moscow Pullman Daily News** 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:

86-12064

SANDRA R HENRIKSEN

ROBERT R HENRIKSEN

4211 HIGHWAY 8

TROY, ID 83871-9658

Point of Diversion SENW

S4 T39N R03W

LATAH County

Source GROUND WATER

Use: DOMESTIC

01/01 to 12/31 0.04 CFS

Use: STOCKWATER

01/01 to 12/31 0.05 CFS

Total Diversion: 0.05 CFS

Date Filed: 6/19/2019

Place Of Use: DOMESTIC

T39N R03W S4

L3(NENW) SENW

Place Of Use: STOCKWATER

T39N R03W S4 SENW

87-10573

COPE R GALE JR

3930 MOSCOW MOUNTAIN RD

MOSCOW, ID 83843-8114

Point of Diversion SWNENW

S24 T40N R05W

LATAH County

Source SPRING

Tributary GNAT CREEK

Use: DOMESTIC

01/01 to 12/31 0.04 CFS

Use: STOCKWATER

01/01 to 12/31 0.02 CFS

Total Diversion: 0.06 CFS

Date Filed: 6/14/2019

Place Of Use: DOMESTIC

T40N R05W S24 NENW

Place Of Use: STOCKWATER

T40N R05W S24 NENW

87-10860

OLSON LIVING TRUST

1060 LOESS RD

VIOLA, ID 83872-0116

Point of Diversion L1(NENE)

S6 T40N R05W

LATAH County

Source GROUND WATER

Use: DOMESTIC

01/01 to 12/31 0.02 CFS

Use: STOCKWATER

01/01 to 12/31 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 6/12/2019

Place Of Use: DOMESTIC

T40N R05W S6 L1(NENE)

Place Of Use: STOCKWATER

T40N R05W S6 L1(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 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

MEMORANDUM

Date: June 14, 2019
To: Water Right File 87-10573
From: smaxey
Re: PRIORITY DATE 5/15//2019

<u>DOCUMENT</u>	<u>DATE</u>	<u>ISSUE</u>
APPLICATION RECEIVED	6-4 2019	INITIAL APPLICATION RECEIVED NOT ACCEPTABLE FOR FILING (TOTAL QUANTITY # 6 (A), NUMBER / TYPE OF LIVESTOCK & STOCKWATER PLACE OF USE)
APPLICATION ACCEPTABLE FOR FILING	6-14 2019	COMPLETED APPLICATION ACCEPTABLE FOR FILING RECEIVED WITH LINE 6(A) QUANTITY, CHANGE TO TRIBUTARY & CORRECTIONS TO ORIGINAL APPLICATION



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

June 10, 2019

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

Cope R. Gale, Jr.
3930 Moscow Mountain RD
Moscow, ID 83843

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

Dear Applicant:

Idaho Department of Water Resources (IDWR) received your Application for Permit on June 4, 2019 to divert water from a spring in Latah County for Stockwater use. A copy of your Application is enclosed. It is unacceptable for filing because the total quantity of water to be appropriated (line 6 (a) and the number of livestock (line 8 (b) was not provided

Please review the example 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 may be required.

Your completed and corrected Application must be received no later than July 24, 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

Enclosures

Original Application and Attachments *Copy*
Do Not Return Draft Application'
Conversion factors