

MAY 16 2019

IDWR / NORTH

83279

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

Ident. No. 96-9751
RECEIVED

MAY 24 2019

IDWR / NORTH

1. Name of applicant(s) William and/or Cynthia Aseltine Phone 208-288-0868
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address P.O. BOX 512 City CLARK FORK
 State ID _____ ZIP 83811 Email tahoecin2@gmail.com
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 Well/Groundwater which is a tributary of _____

4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
55N	3E	29		NE	SW	NE	Bonner	well/groundwater	D0039751

5. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 1/1 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 _____ 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) 0.04 cubic feet per second (cfs) and/or (b) 5.22 acre-feet per year (af).

7. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source. well/pump connected to one home
- b. Height of storage dam n/a 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 261 feet. (completion depth)
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? 12-15-04; drilling firm Bronson Water Wells
 well was drilled for (well owner) William and Cynthia Aseltine; Drilling Permit No. D0039751 826636

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by JA Receipt No. N034575 Date 5-16-19

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 including lawn & garden irrigation not to exceed .5 acres *OK 5/22/19*
- 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	
55N	3E	29	<i>OK 5/22/19</i> X		<i>OK 5/22/19</i> D														
			<i>OK 5/22/19</i> X		<i>OK 5/22/19</i> X														

Total number of acres to be irrigated: *OK 5/22/19*

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? None

11. a. Who owns the property at the point of diversion? William and Cynthia Aseltine

b. Who owns the land to be irrigated or place of use? *OK 5/22/19* none William & Cynthia Aseltine

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. _____

13. Time required for completion of works and application of water to proposed beneficial use is *OK 5/22/19* 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.

William Aseltine

Signature of Applicant

William Aseltine

Print Name (and title, if applicable)

Cynthia Aseltine

Signature of Applicant

Cynthia Aseltine

Print Name (and title, if applicable)

510.500

UNPLATTED



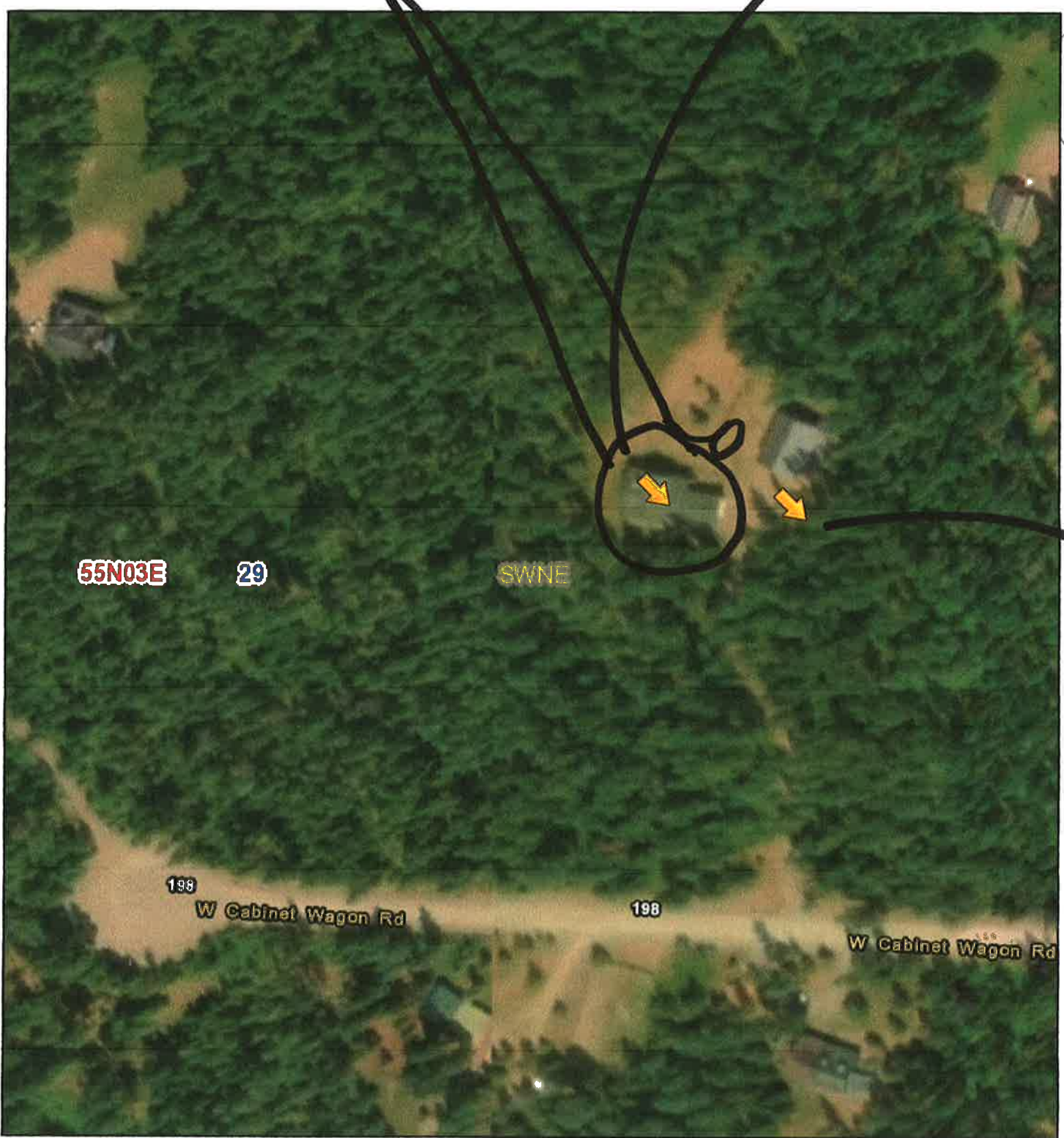
INITIAL POINT
SET 2" ALUMINUM PIPE /
W/ 3" ALUMINUM CAP
MARKED PLS 6603

UNPLATED

Place of use
(house & garden)
Application for Water Right

Point of use
(house)

POINT OF DIVERSION (WELL)



55N03E

29

SWNE

198

W Cabinet Wagon Rd

198

W Cabinet Wagon Rd

5/10/2019 12:19:48 PM

Location of Land:
109 W. Cabinet Wagon Rd.
Clark Fork ID 83611



Override 1



Township/Range



Counties



Idaho Outline



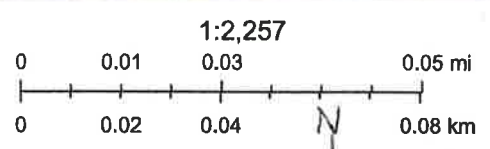
Quarter Quarter

Idaho Mask



Section

Block 1, Lot 2
Woodland Trails



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



INSTRUMENT NO. 00037087

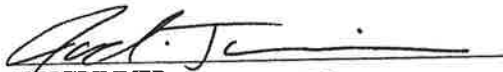
WARRANTY DEED

For Value Received **JODI TRIMMER and MICHELLE TRIMMER, Husband and Wife**, the grantor(s), do(es) hereby grant, bargain, sell and convey unto **WILLIAM D. ASELTINE and CYNTHIA M. ASELTINE, Husband and Wife**, the grantee(s) whose current address is **4701 COSMO COURT, BAKERSFIELD, CA 93306**, the following described premises, in Bonner County Idaho, to wit:

Lot 2 in Block 1 of WOODLAND TRAILS, according to the plat thereof, recorded in Book 5 of Plats, page 176, records of Bonner County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances except those matters shown on the Exceptions Exhibit attached hereto and made a part hereof, and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated: 5th OF FEBRUARY, 2004


JODI TRIMMER


MICHELLE TRIMMER

STATE OF ~~IDAHO~~ Washington } SS
COUNTY OF ~~BONNER~~ Clark

On this 5th day of FEBRUARY, 2004, before me, the undersigned, a Notary Public in and for the said State, personally appeared ~~JODI TRIMMER and MICHELLE TRIMMER~~ known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.


Notary Public in and for said County and State

Residing at: ~~LACED~~ VANCOUVER WA
Commission Exp.: ~~6/29/2008~~ 12-1-05

RECORDING DATA:

DOLORES E. STORCH
NOTARY PUBLIC
STATE OF WASHINGTON
COMMISSION EXPIRES
DECEMBER 1, 2005

EXCEPTIONS EXHIBIT

SUBJECT TO:



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 13, 2019

WILLIAM ASELTINE
CYNTHIA ASELTINE
PO BOX 512
CLARK FORK, ID 83811-0512

Application For Permit No. 96-9751

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 6/20/2019 and 6/27/2019. 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

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, June 13, 2019 11:03 AM
To: 'Anna.Moody@deq.idaho.gov'
Subject: Request for Comments on Application 96-9751
Attachments: 96-9751 Application for Permit.pdf

Dear Department of Environmental Quality:

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 8, 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: Thursday, June 13, 2019 10:48 AM
To: 'bcdblegals@cdapress.com'
Subject: Legal Notice
Attachments: Legal Notice FOR 96-9750, 96-9751, 96-9753, & 96-9754.doc

Please publish the enclosed legal notice in the **Bonner County Daily Bee** on the dates indicated **June 20th and June 27th, 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 8, 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:

96-9750

LORI MOORE
GRAFF MOORE
1884 FLUME CREEK RD
SANDPOINT, ID 83864-4786
Point of Diversion NWSW
S13 T58N R01E
BONNER County
Source FLUME CREEK
Tributary RAPID LIGHTNING CREEK
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/15 to 10/31 0.09 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Total Diversion: 0.15 CFS
Date Filed: 5/23/2019
Place Of Use: DOMESTIC
T58N R01E S13 NWSW
Place Of Use: STOCKWATER
T58N R01E S13 NWSW
Place Of Use: IRRIGATION
T58N R01E S13 NWSW

96-9751

WILLIAM ASELTINE
CYNTHIA ASELTINE
PO BOX 512
CLARK FORK, ID 83811-0512
Point of Diversion SWNE
S29 T55N R03E
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 5/24/2019
Place Of Use: DOMESTIC
T55N R03E S29 SWNE

96-9753

JEFF MC CLINTOCK
376 ROAD 32
CLARK FORK, ID 83811-0050
Point of Diversion L3(NENW)
S3 T54N R03E
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Total Diversion: 0.06 CFS
Date Filed: 5/30/2019
Place Of Use: DOMESTIC
T54N R03E S3 L3(NENW)

96-9754

JEFF MC CLINTOCK
376 ROAD 32
CLARK FORK, ID 83811-0050
Point of Diversion L3(NENW)
S3 T54N R03E
BONNER County
Source UNNAMED STREAM
Tributary SINKS
Point of Diversion L3(NENW)
S3 T54N R03E
BONNER County
Source GROUND WATER
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 14.1 AF
Use: IRRIGATION FROM STORAGE

04/01 to 10/31 21 AF

Use: IRRIGATION STORAGE

01/01 to 12/31 21 AF

Use: RECREATION STORAGE

01/01 to 12/31 14.1 AF

Total Diversion: 35.1 AF

Date Filed: 5/30/2019

Place Of Use: FIRE PROTECTION STORAGE

T54N R03E S3 L3(NENW)

Place Of Use: RECREATION STORAGE

T54N R03E S3 L3(NENW)

Place Of Use: IRRIGATION STORAGE

T54N R03E S3 L3(NENW)

Place Of Use: IRRIGATION FROM STORAGE

T54N R03E S3 L3(NENW)

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 7/8/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 6/20/2019 and 6/27/2019

MEMORANDUM

Date: MAY 24, 2019
To: Water Right File 96-9751
From: smaxey
Re: PRIORITY DATE 5/24//2019

<u>DOCUMENT</u>	<u>DATE</u>	<u>ISSUE</u>
APPLICATION UNACCEPTABLE FOR FILING	5-16 2019	INITIAL APPLICATION RECEIVED UNACCEPTABLE FOR FILING 5/16/2019 & RETURNED TO APPLICANTS.
APPLICATION ACCEPTABLE FOR FILING	5-24 2019	COMPLETED APPLICATION ACCEPTABLE FOR FILING RECEIVED 5/24/2019.

RECEIVED
MAY 24 2019
IDWR / NORTH

5-22-19

Mr. Mafey:

Attached please find
corrected and updated Application
for permit pursuant to our
conversation today.

Thank you for your time in
helping us understand and/or
correct errors.

If you need any further info
please do not hesitate to
contact me at 208-288-0868 or
661-7423123.

Thank you again,
Andi

CONVERSATION MEMO

OV- Office Visit T-Telephone M-Meeting O- Other

TO Right No. 96-9751

FROM Shawn Maxey, IOWA

☐ OV ☒ T ☐ M ☐ Other _____ DATE 5/22/19 WITH Cynthia ASELTINE
Incoming call about corrections to
Application.

☐ OV ☐ T ☐ M ☐ Other _____ DATE _____ WITH _____

☐ OV ☐ T ☐ M ☐ Other _____ DATE _____ WITH _____

☐ OV ☐ T ☐ M ☐ Other _____ DATE _____ WITH _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

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BRAD LITTLE
Governor

GARY SPACKMAN
Director

May 17, 2019

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

William Aseltine or Cynthia Aseltine
PO Box 512
Clark Fork, ID 83811

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 16, 2019 to divert water from a well (Ground Water) in Bonner County. Your Application is enclosed. It is unacceptable for filing because the labeled map provided is not in agreement with Line 4 & Line 9 of the Application, Line 5 and 6 provide different water amounts, and Line 13 on the Application was left blank (time required to complete construction / place into beneficial use).

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.

Your **corrected Application must be received no later than June 19, 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