

83229

Ident. No. 95-17811

MAY 06 2019

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

IDWR / NORTH

1. Name of applicant(s) FAUNTLEROY, MICHAEL A & /or FAUNTLEROY, NANCY L Phone _____
 Name connector (check one): ☐ and ☐ or ☒ and/or
 Mailing address PO BOX 3055 City HAYDEN
 State ID _____ ZIP 83835 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 GROUND WATER 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 #
52N	04W	10			NW	SE	KOOTENAI	GROUND WATER	D0079391

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 _____ 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) _____ acre-feet per year (af).

7. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source. COMPLETED WELL D0079391 TO BE CONNECTED TO
- 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 620 feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? 04/29/2019; drilling firm H2O WELL SERVICE;
 well was drilled for (well owner) FAUNTLEROY; Drilling Permit No. _____

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by for Receipt No. N034280 Date 5-6-19

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 ¹ _____
- 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	
52N	04W	10														D			

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? APPLICANTS

b. Who owns the land to be irrigated or place of use? APPLICANTS

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. LAST NAME SPELLING ON DRILLER REPORT INCORRECT. NAMES AS SHOWN ON THIS APPLICATION ARE CORRECT. KOOTENAI TAX PARCEL 52N04W108000 (2180 W SCARCELLO RD).

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.


Signature of Applicant
MICHAEL A. FAUNTLEROY
Print Name (and title, if applicable)


Signature of Applicant
NANCY L. FAUNTLEROY
Print Name (and title, if applicable)

RECORDING REQUEST BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
1866 North Lakewood Drive
Coeur d'Alene, ID 83814

JIM BRANNON 2 P 2680926000
KOOTENAI COUNTY RECORDER
MRP 2/15/2019 11:41 AM
REC FIRST AMERICAN TITLE -
KOOTENAI

RECORDING FEE: \$15.00 DD
Electronically Recorded

JIM BRANNON 2 P 2690273000
KOOTENAI COUNTY RECORDER
MRR 4/29/2019 4:28 PM
REQ OF FIRST AMERICAN TITLE -
KOOTENAI

RECORDING FEE: \$15.00 DD
Electronically Recorded

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 716538-C (ms)

Date: February 12, 2019

For Value Received, Ken R. Freije, a single person, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto ~~Michael A. Fauntleroy and Nancy L. Fauntleroy, husband and wife~~ ** Michael A. Fauntleroy & Nancy L. Fauntleroy, husband and wife*, hereinafter called the Grantee, whose current address is P.O. Box 3055, Hayden, ID 83835, the following described premises, situated in Kootenai County, Idaho, to-wit:

THE EAST HALF OF THE EAST HALF OF THE WEST THREE QUARTERS OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 10, TOWNSHIP 52 NORTH, RANGE 4 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, STATE OF IDAHO.

EXCEPT THE SOUTH 440 FEET THEREOF.

ALSO EXCEPT THE NORTH 30 FEET THEREOF.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

This Document is being rerecorded to correct the name of the grantee.

RECORDING REQUEST BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
1866 North Lakewood Drive
Coeur d'Alene, ID 83814

JIM BRANNON 2 P 2680926000
KOOTENAI COUNTY RECORDER
MRR 2/15/2019 11:41 AM
REQ FIRST AMERICAN TITLE -
KOOTENAI

RECORDING FEE: \$15.00 DD
Electronically Recorded

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **716538-C (ms)**

Date: **February 12, 2019**

For Value Received, **Ken R. Freije, a single person**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto ~~Michael A. Fauntleroy and Nancy L. Fauntleroy, husband and wife~~ ** Michael A. Fauntleroy & Nancy L. Fauntleroy, husband and wife*, hereinafter called the Grantee, whose current address is **P.O. Box 3055, Hayden, ID 83835**, the following described premises, situated in **Kootenai County, Idaho**, to-wit:

THE EAST HALF OF THE EAST HALF OF THE WEST THREE QUARTERS OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 10, TOWNSHIP 52 NORTH, RANGE 4 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, STATE OF IDAHO.

EXCEPT THE SOUTH 440 FEET THEREOF.

ALSO EXCEPT THE NORTH 30 FEET THEREOF.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

This Document is being rerecorded to correct the name of the grantee.

Date: 02/12/2019

Warranty Deed
- continued

File No.: 716538-C (ms)


Ken R. Freije

STATE OF Idaho)
COUNTY OF Kootenai)
ss.

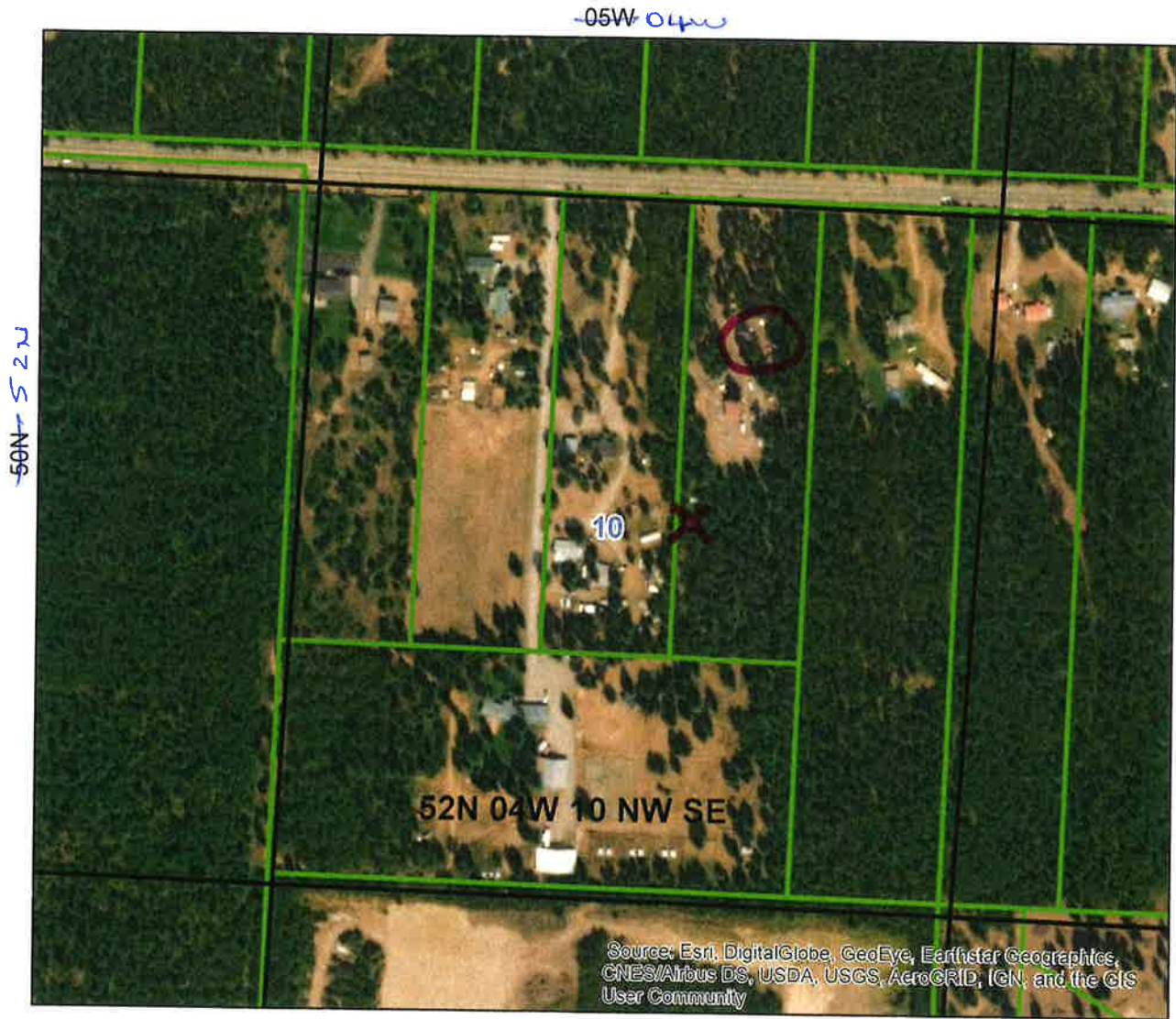
On this 15 day of February, 2019, before me, a Notary Public in and for said State, personally appeared **Ken R. Freije**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

MARY SPRIDGEON
Notary Public - State of Idaho
Commission Number 47520
Commission Expires 04-02-2020


Notary Public for the State of Idaho
Residing at: Coeur d'Alene
My Commission Expires: 4/2/2020

MARY SPRIDGEON
Notary Public - State of Idaho
Commission Number 47520
My Commission Expires 04-02-2020

State of Idaho
Department of Water Resources
Application For Permit



-  PLS Sections
-  Quarter Quarters
-  Taxlots

Tax parcel information provided by Kootenai County.

0 0.04 0.08 0.16 Miles

 = WELL (POINT OF DIVERSION)

 = DOMESTIC PLACE OF USE



Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, May 09, 2019 8:29 AM
To: 'Anna.Moody@deq.idaho.gov'
Subject: Request for Comments for 95-17811
Attachments: 95-17811 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 June 3, 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*



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

MICHAEL A FAUNTLEROY
NANCY L FAUNTLEROY
PO BOX 3055
HAYDEN, ID 83835-3055

Application For Permit No. 95-17811

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 COEUR D ALENE PRESS on 5/16/2019 and 5/23/2019. 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 fluid and cursive, with a long horizontal stroke extending to the right.

Tammy Alleman
Administrative Assistant

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, May 08, 2019 3:48 PM
To: 'LEGALS@CDAPRESS.COM'
Subject: Legal Notice
Attachments: Legal Notice for 91-8033, 95-17806, 95-17807, 95-17808, & 95-17811.doc

Please publish the enclosed legal notice in the **Coeur d'Alene Press** on the dates indicated **May 16th and May 23rd, 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 6/3/2019. 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:

91-8033

STATE OF IDAHO
DEPT OF TRANSPORTATION
600 W PRAIRIE AVE
COEUR D ALENE, ID 83815-8764
Point of Diversion NESE
S25 T47N R03W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 5/2/2019
Place Of Use: DOMESTIC
T47N R03W S25 NESE

95-17806

THE CJKS & CJ TRUST
C/O CRAIG SINGER
11463 W RIVERVIEW DR
POST FALLS, ID 83854-5721
Point of Diversion NWNW
S32 T51N R05W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.14 CFS
Use: IRRIGATION
03/15 to 11/15 0.18 CFS
Total Diversion: 0.32 CFS
Date Filed: 4/26/2019
Place Of Use: DOMESTIC
T51N R05W S32
NENW NWNW
Place Of Use: IRRIGATION
T51N R05W S32
NENW NWNW

95-17807

AAK LLC
6960 N 4TH ST
DALTON GARDENS, ID 83815-8781
Point of Diversion L2(SWNW)
S30 T51N R05W
KOOTENAI County
Source GROUND WATER
Use: COMMERCIAL
01/01 to 12/31 0.28 CFS
Use: COMMERCIAL FROM STORAGE
01/01 to 12/31 19.6 AF
Use: COMMERCIAL STORAGE
01/01 to 12/31 19.6 AF
Use: DIVERSION TO STORAGE
01/01 to 12/31 0.69 CFS
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.69 CFS
Use: FIRE PROTECTION FROM STORAGE
01/01 to 12/31 3.2 AF
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 3.2 AF
Use: INDUSTRIAL FROM STORAGE
01/01 to 12/31 61.4 AF
Use: INDUSTRIAL STORAGE
01/01 to 12/31 61.4 AF
Use: IRRIGATION
03/15 to 11/15 0.14 CFS
Use: IRRIGATION FROM STORAGE
03/15 to 11/15 21 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 21 AF
Total Diversion: 0.69 CFS
Date Filed: 4/25/2019
Place Of Use: DOMESTIC
T51N R05W S30
L2(SWNW)
Place Of Use: IRRIGATION
T51N R05W S30

L1(NWNW) L2(SWNW)
Place Of Use: COMMERCIAL
T51N R05W S30
L1(NWNW) L2(SWNW)
Place Of Use: FIRE PROTECTION
T51N R05W S30
L1(NWNW) L2(SWNW)
Place Of Use: IRRIGATION STORAGE
T51N R05W S30
L2(SWNW)
Place Of Use: IRRIGATION FROM STORAGE
T51N R05W S30
L1(NWNW) L2(SWNW)
Place Of Use: COMMERCIAL STORAGE
T51N R05W S30
L2(SWNW)
Place Of Use: COMMERCIAL FROM STORAGE
T51N R05W S30
L1(NWNW) L2(SWNW)
Place Of Use: FIRE PROTECTION STORAGE
T51N R05W S30
L2(SWNW)
Place Of Use: FIRE PROTECTION FROM STORAGE
T51N R05W S30
L1(NWNW) L2(SWNW)
Place Of Use: INDUSTRIAL STORAGE
T51N R05W S30
L2(SWNW)
Place Of Use: INDUSTRIAL FROM STORAGE
T51N R05W S30
L2(SWNW)

95-17808

JEFFREY HAKALA
STEPHANIE HAKALA
2073 NACHES HEIGHTS RD
YAKIMA, WA 98908-8820
Point of Diversion SENW
S7 T49N R03W
KOOTENAI County
Source COEUR D ALENE LAKE
Tributary SPOKANE RIVER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 4/29/2019
Place Of Use: DOMESTIC
T49N R03W S7
L3(SENW)

95-17811

MICHAEL A FAUNTLEROY
NANCY L FAUNTLEROY
PO BOX 3055
HAYDEN, ID 83835-3055
Point of Diversion NWSE
S10 T52N R04W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 5/6/2019
Place Of Use: DOMESTIC
T52N R04W S10 NWSE

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 6/3/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 5/16/2019 and 5/23/2019