

RECEIVED
FORM 202 Rev. 09/16
JAN 02 2019

IDWR / NORTH

82934

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

Ident. No. 95-17734

1. Name of applicant(s) KROTZER PARK WATER ASSN Phone 208-215-2400
Name connector (check one): ☐ and ☐ or ☐ and/or
Mailing address 401 E FRONT AVE STE 212 City COEUR D ALENE
State ID ZIP 83814 Email MHAGUE@HAGUELAWOFFICES.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 COEUR D ALENE LAKE which is a tributary of SPOKANE 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 #
49N	04W	11	4		NE	SW	KOOTENAI	COEUR D ALENE LAKE	

5. Water will be used for the following purposes:

Amount 0.13 CFS 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) 0.13 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. APPLICANT HAS PUMP IN LAKE FOR DOMESTIC USE
- 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. N033978 Date 1-2-19

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 7 HOMES
 - Other; describe fully. 7 HOMES WITH UP TO 1/2 ACRE OF IRRIGATION PER HOME.
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	
49N	04W	11								D	D								
										GL3	GL4								

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? 95-15747 IS FROM SAME WATER SYSTEM FOR 2 HOMES
11. a. Who owns the property at the point of diversion? MICHAEL HAGUE
- b. Who owns the land to be irrigated or place of use? MEMBERS OF SYSTEM
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: WATER AGREEMENT ATTACHED
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. APPLICANT IS USING WATER FROM LAKE FOR DOMESTIC PURPOSES FOR 7 HOMES. WATER IS USED FOR IN HOME USE AND IRRIGATION UP TO 1/2 ACRE PER HOME.
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

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

APPLICATION MAP



Legend

-  Parcels
-  Township/Range
-  Sections
-  QQ

0 0.0175 0.035 0.07 Miles





0003383696

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: \$0.00

*For Office Use Only***-FILED-**

File #: 0003383696

Date Filed: 12/28/2018 1:43:00 PM

Entity Name and Mailing Address:

KROTZER PARK WATER ASSOCIATION, LLC

The file number of this entity on the records of the Idaho Secretary of State is: 0000531591

Address

401 E FRONT AVE
STE 212
COEUR D ALENE, ID 83814-2754

Entity Details:

Entity Status

Active-Existing

This entity is organized under the laws of:

IDAHO

If applicable, the old file number of this entity on the records of the Idaho Secretary of State was:

W175599

The registered agent on record is:

Registered Agent

MICHAEL B HAGUE
Registered Agent

Physical Address

401 E FRONT AVE STE 212
COEUR D ALENE, ID 83814

Mailing Address

Limited Liability Company Managers and Members

Names of managers or members	Title	Address
MICHAEL HAGUE	Member	401 E. FRONT AVENUE STE 212 COEUR D'ALENE, ID 83814

The annual report must be signed by an authorized signer of the entity.

Michael B. Hague

Sign Here

Signer's Capacity: Member

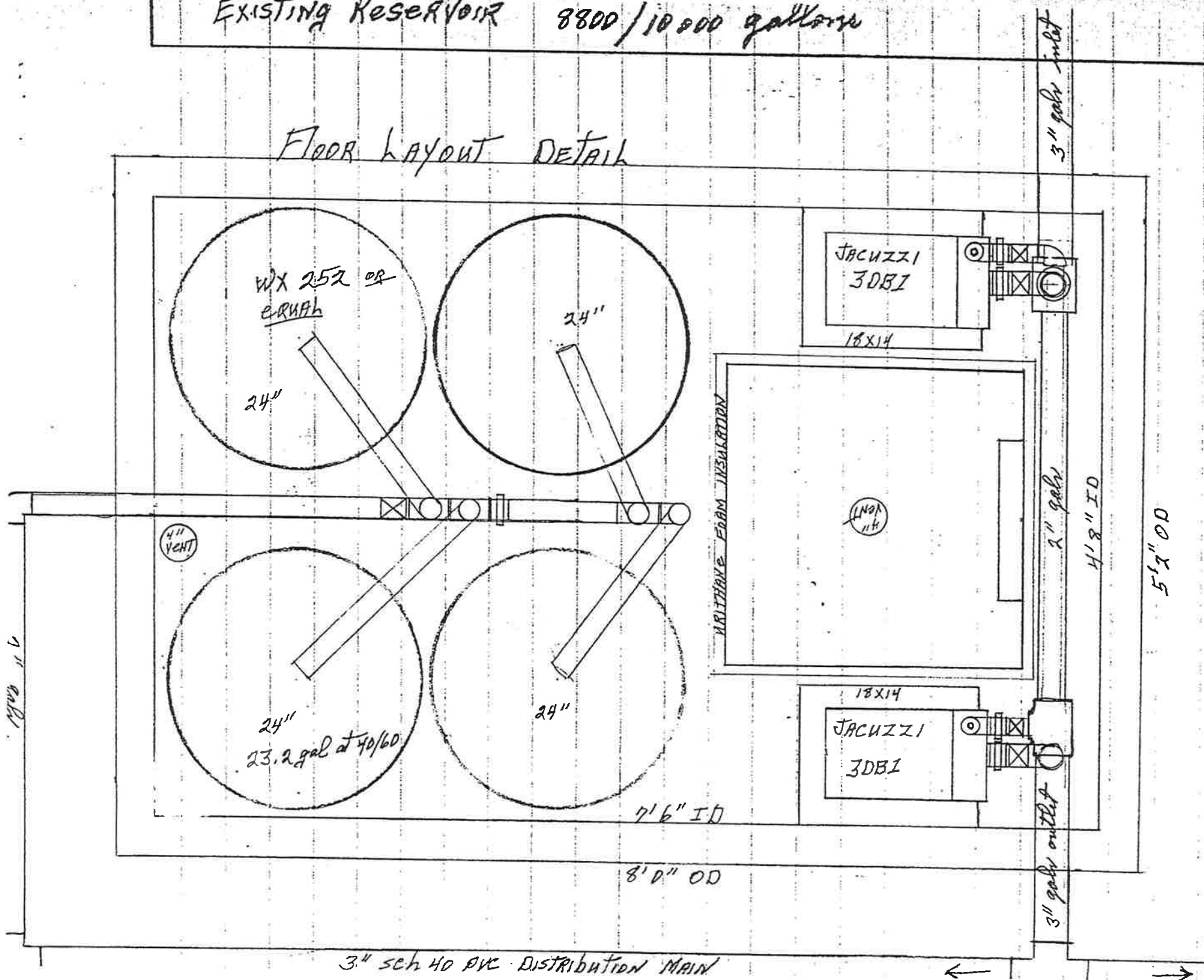
12/28/2018

Date

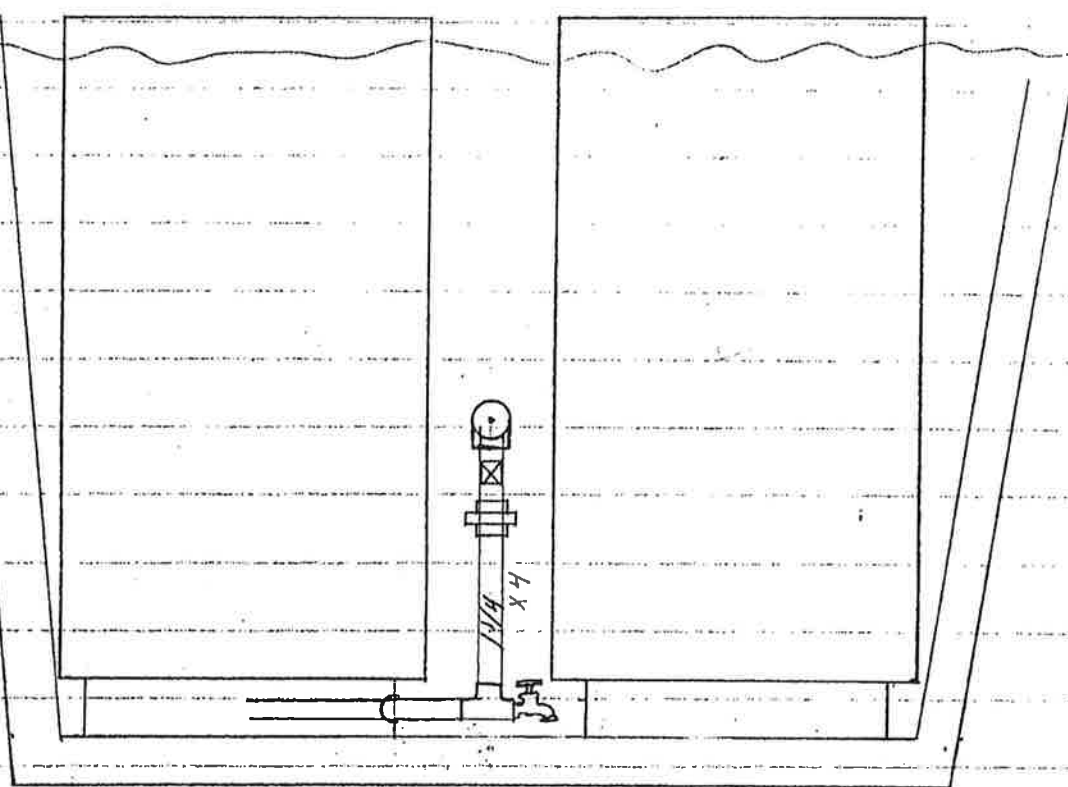
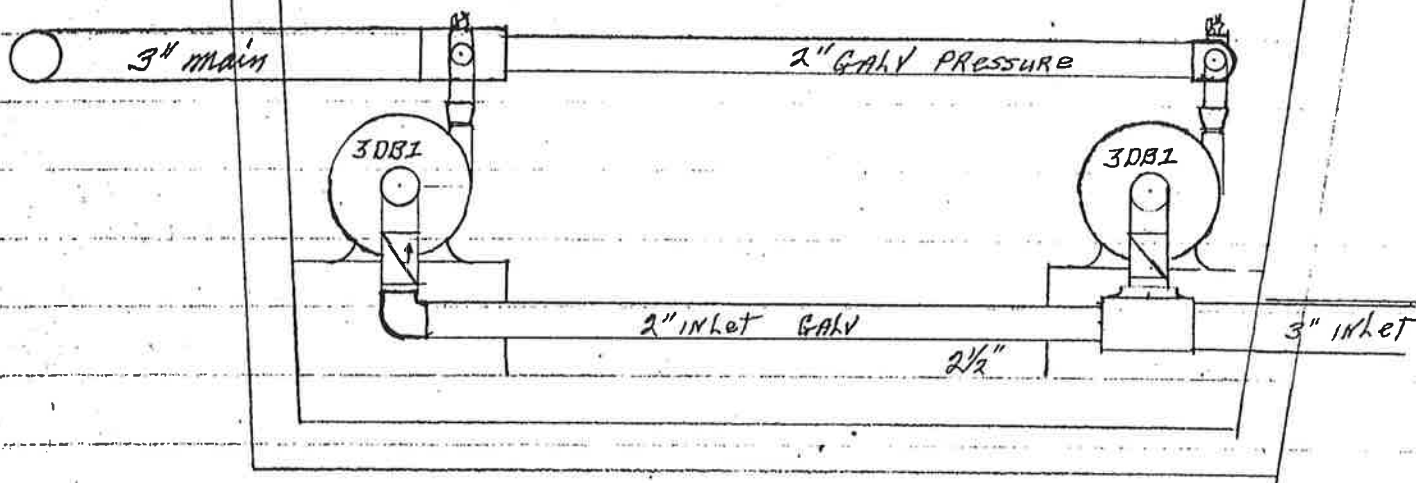
B0131-7547 12/28/2018 1:43 PM Received by ID Secretary of State Lawrence Denney

EXISTING RESERVOIR 8800/10000 gallons

FLOOR LAYOUT DETAIL



INlet/outlet Detail



PRESSURE TANK CONNECTION DETAIL

KROTZER PARK WATER ASSOCIATION

PURPOSE AND INTENT: This private water association is being established by joint agreement of the undersigned members to create an organization to provide, maintain, and regulate a private water system hereafter to be known as Krotzer Park Water Association.

DESCRIPTION: This water system consists of a submersible pump in Coeur d'Alene Lake that pumps water via a lift line to a 10,000 gallon reservoir. A separate pump and pressure tank system distributes the reservoir water via underground mains to nine individual connections contained within Krotzer Park area. The reservoir is located on a parcel described in Exhibit A and recorded in Kootenai County as parcel #0-4380-000-023-F, tax #12908. The lake pump and lift line to serve the reservoir are located on a parcel of lakefront designated for access to four secondary Krotzer Park lots, described in Appendix B, recorded in Kootenai County as parcel #0-4380-0000-006-B, tax #12910.

CURRENT MEMBERS AT CONCEPTION OF WATER ASSOCIATION:

Water system Connection	1. Marsh Eckhardt
	2. Marsh Eckhardt
	3. Jerry S. McCullough
	4. Sam Youngliem
	5. McTaes Associates
	a. Steve MacElwain
	b. Charles Taes
	6. James Pataky
	7. James Pataky
	8. Tony Davis
	9. Marsh Eckhardt

KROTZER PARK WATER ASSOCIATION BYLAWS:

1. A Board of Directors consisting of three members at large elected by majority vote of all members or their proxy will serve a term of 2 years. The terms convene on January 1st of each even year. The elected Board of Directors will be empowered by the Association to make decisions regarding; collection of money, payment of bills, assessment of special fees for unusual circumstances and capital improvement. The Board of Directors will designate one of their three members to serve as Association Treasurer and Secretary with responsibility to collect, record, and distribute assessments and fees as deemed necessary and appropriate by the Board of Directors for operation and maintenance of said water system. The Board of Directors is not empowered to change the Association bylaws. Proposed changes in bylaws may be brought before the general membership at the yearly meeting or by special ballot called by the Board of Directors and require a 2/3 majority vote of the general membership, not 2/3 of the quorum.

2. Each of the 9 single water connections is to serve a single family dwelling.

3. Membership fees are established as follows;

a. Annual membership fee is \$60.00, due and payable for each of the nine water system connections yearly.

b. Annual usage fee assessment of \$60.00 will additionally be required for each active water connection. In the event that a water connection is activated in midyear, the usage fee will be prorated on a monthly basis beginning on the 1st day of the month of activation.

Annual fees are to be paid in full January 1st yearly. In the event that these are not paid by March 15th, the member in arrears loses his water rights and the connection will be closed until all overdue payment is made. Additionally, as an incentive for timely and efficient payment, an assessment of 25% of the overdue membership and/or users fee will be required as a penalty.

4. The fee structure and assessment for annual usage, operation, and capital investment may be changed by a majority vote of the quorum, after the Board of Directors submits justification and explanation for the proposed change.

5. An annual Association meeting will be held yearly on or about the 1st week of July unless other arrangements are made in advance and are agreed upon by the majority. At this meeting, the Treasurer will provide a summary of the preceeding year's cash flow, operating expense, and projected needs for the subsequent year's maintenance, and if indicated, capital improvements. Additionally, nominations and election of the Board of Directors for the subsequent two-year terms will be made at this meeting, occurring on odd years with terms commencing on even years.

6. The Association defines quorum as consisting of 7 members or their written proxies. Majority vote consists of 51% of those members present. 2/3 majority vote consists of 2/3 of those members present, assuming a quorum exists. In the event more than one connection is owned by the same individual, he has the same number of votes as he has connections.

7. It is the expressed intent of the Water Association to provide a safe potable source of water to all Association members. However, it is expressly understood and stated by all members, for themselves, for their agents, and for their tenants, that all risks and liabilities incurred from use of this water system is the sole responsibility of the individual user. The Water Association and its other members are held harmless in the event of claimed liability.

8. At the present time, State Regulations limit the number of connections to a private nonregulated water association to nine. In the event this regulation is terminated or modified, a decision to expand the system beyond the current nine connections can be made in the following manner; the Board of Directors is to provide, in writing, specific feasibility and cost projections of such expansion. This information is to be distributed to members at large and a 2/3 majority vote of the quorum in favor of expansion will be required.

9. In the event of an irreconcilable dispute among members, a protest committee consisting of 3 disinterested members will be convened by the Board of Directors to investigate the complaints and render a decision, for the Water Association as a whole. The judgment of the protest committee is final and binding to both parties. Failure to comply with the decision of the protest committee constitutes grounds for termination of the membership in the Association with its inherent rights and responsibilities.

10. The current membership consists of the original nine connections to the water system present at the time of conception of this association. In the event a current active member sells his property and connection, membership in this association is automatically transferred to the new owner along with all rights and responsibilities. An unused connection of a current member may be sold or otherwise transferred on a temporary or permanent basis with the written concurrence of two Board members, as long as the total number of connections is not altered and the new user agrees in writing to abide by all Association rules and regulations contained herein.

11. Due to the limited capacity of the current water system and pressure differentials between the upper and lower lots, until such a time as appropriate improvements can be funded by the Association, water usage will be limited to 250 gallons per day.

12. The current system has limited capacity and some inadequate equipment and pressure capability. Therefore improvement and upgrading will ultimately be required and may necessitate consideration of special assessments. In that case, any assessment for capital improvements in excess of \$100 per member will require justification and explanation, in writing, by the Board of Directors and a concurrence vote of 2/3 of the voting membership or quorum.

CONNECTION

1. Marsh Eckhardt 7-11-86
Marsh Eckhardt date

2. Marsh Eckhardt 7-11-86
Marsh Eckhardt date

3. Jerry S. McCullough 7-6-86
Jerry S. McCullough date

4. _____
Sam Youngheim date

5. Steven MacElvain 7-6-86
Steven MacElvain date

Charles Tr 7-6-86
Charles Tr date

6. James Pataky 2/21/86
James Pataky date

7. James Pataky 2/21/86
James Pataky date

8. Anthony P. Davis 7/6/86
Anthony Davis date

9. Marsh Eckhardt 7-11-86
Marsh Eckhardt date

Item No.	Description	UOM	Qty	Price	Amount
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Set up controls on a backer board in the shop so we just have to hang it and run the incoming power. Scheduled for installation tomorrow.

Labor Job Order - RT - CDA - Kass Jones
EQUIPMENT USED -- ON JOB ORDERS

HR	6.25	\$95.00	\$593.75
MILE	29.00	\$0.80	\$23.20

08/09/2018 Kass jones

Completed all the electrical wiring and the diver is going to reset the pump. Customer is going to start the pump up after the diver sets it.

ADVANCE HEAT SHRINK 4W #14>10	EA	1.00	\$5.20	\$5.20
ASSY SUB LAKE INTAKE 4"	EA	1.00	\$141.00	\$141.00
Scotch 700 Vinyl Electrical Tape Commercial Grade 3/4" x 66'	EA	5.00	\$3.50	\$17.50
CIRC AW GUTTER END NEMA 1 4X4	EA	2.00	\$8.40	\$16.80
ELEC LOCKNUT 3/4"	EA	4.00	\$0.39	\$1.56
PVC CONDUIT SCH 80 1"	FT	10.00	\$0.95	\$9.50
CLAMP SS EAR-OETIKER - 4"MOTOR	EA	4.00	\$1.90	\$7.60
POLY PIPE SIDR-7 1.00"	FT	300.00	\$0.62	\$186.00
RCW BACK BOARD 24" X 48"	EA	1.00	\$24.00	\$24.00
Franklin Electric QD Control Box .5 HP 230V	EA	1.00	\$72.80	\$72.80
GALV NIPPLE SCH 40 1-1/4"X3"	EA	1.00	\$2.44	\$2.44
LIQ-TITE PVC BOX CONN STR x Insert 3/4"	EA	1.00	\$3.75	\$3.75
PVC CONDUIT COUPLING 1"	EA	1.00	\$0.64	\$0.64
CIRC AW GUTTER NEMA 1 4X4X12	EA	1.00	\$23.75	\$23.75
RDG PIPE STRAP 2 HOLE 3/4"	EA	2.00	\$0.22	\$0.44
GALV NIPPLE SCH 40 1-1/4"X12"	EA	1.00	\$8.89	\$8.89
GALV UNION 150# 1-1/4"	EA	1.00	\$26.08	\$26.08
LIQUID TITE CONDUIT 3/4"	FT	3.00	\$2.20	\$6.60
CBL SUB H/D JKT PVC CU 12/3WG	FT	300.00	\$1.13	\$339.00
Eaton AHDS30 Disconnect Switch 30A 600V Type 4X	EA	1.00	\$290.95	\$290.95
PVC CONDUIT TERM ADPT 1"	EA	1.00	\$0.91	\$0.91
WELL SEAL ABS 4"X1-1/4"	EA	1.00	\$19.40	\$19.40
BOX OUT OCT 4RND COV FLT BLANK	EA	1.00	\$0.84	\$0.84
RGD PIPE STRAP 1 HOLE 1/2"	EA	3.00	\$0.28	\$0.84
A.Y. McDonald 4" SS Submersible Pump 10 GPM 0.5 HP 230V 3-Wire Less Box	EA	1.00	\$812.70	\$812.70
CLAMPS SS HEX 1-1/4" TO 2-1/4" ALL STAINLESS #28	EA	2.00	\$1.57	\$3.14
ELEC NIPPLE OFFSET 3/4"	EA	2.00	\$4.13	\$8.26
PVC 40 Insert Adapter Insert x Spigot 1"	EA	1.00	\$1.55	\$1.55
RGD PIPE STRAP 1 HOLE 3/4"	EA	1.00	\$0.33	\$0.33
Insert Bronze Male Adapter No-Lead 1.50"	EA	1.00	\$12.80	\$12.80
LIQUID TITE BOX CONN STR 1/2"	EA	2.00	\$4.88	\$9.76
GALV RED 1-1/2"X1-1/4"	EA	1.00	\$12.97	\$12.97
Insert Bronze Male Adapter No-Lead 1.25"	EA	1.00	\$10.72	\$10.72
LIQUID TITE CONDUIT 1/2"	FT	10.00	\$1.89	\$18.90
WIRE NUT YELLOW	EA	6.00	\$0.25	\$1.50
THHN/THWN SGL CONDR STR CU 12	FT	30.00	\$0.24	\$7.20
ELEC LOCKNUT 1"	EA	1.00	\$0.46	\$0.46
RGD PIPE STRAP 1 HOLE 1"	EA	4.00	\$0.87	\$3.48
ITE/Siemens Breaker 20A 2-P QE GFI 30MA	EA	1.00	\$307.00	\$307.00
LQD TITE BOX CONN ELL 45 3/4"	EA	1.00	\$11.14	\$11.14



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

January 7, 2019

KROTZER PARK WATER ASSN
C/O MICHAEL B HAGUE
401 E FRONT ST STE 212
COEUR D ALENE, ID 83814

Application For Permit No. 95-17734

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 COEUR D ALENE PRESS on 1/17/2019 and 1/24/2019. 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: Monday, January 07, 2019 3:58 PM
To: June.Bergquist@deq.idaho.gov; 'Anna.Moody@deq.idaho.gov'; Siitari,Kiira; 'Mike Ahmer'
Subject: Request for Comments on WR# 95-17734
Attachments: 95-17734 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 February 4, 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: Monday, January 07, 2019 3:56 PM
To: 'LEGALS@CDAPRESS.COM'
Subject: Legal Notice for Water Right #95-17734 & 95-17116
Attachments: Legal Notice FOR 95-17734 & 95-17116.doc

Please publish the enclosed legal notice in the **Coeur d'Alene Press** on the dates indicated **January 17th and January 24th, 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 2/4/2019. 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:

95-17116

GREENFERRY WATER & SEWER DISTRICT

PO BOX 1105

POST FALLS, ID 83877

Point of Diversion L5(SWNW)

S12 T50N R05W

KOOTENAI County

Source GROUND WATER

Point of Diversion L5(SWNW)

S12 T50N R05W

KOOTENAI County

Source GROUND WATER

Point of Diversion L6(SENW)

S12 T50N R05W

KOOTENAI County

Source GROUND WATER

Point of Diversion L6(SENW)

S12 T50N R05W

KOOTENAI County

Source GROUND WATER

Use: MUNICIPAL

01/01 to 12/31 4.63 CFS

Total Diversion: 4.63 CFS

Date Filed: 2/19/2015

Place Of Use: MUNICIPAL within the service area.

Applicant proposes a Reasonably Anticipated Future Needs (RAFN) municipal water right of 4.63 cfs for a 20-year planning horizon within the City service area. Total beneficial use for a RAFN water right will occur at the end of the planning horizon. Application proposes 2 additional wells.

95-17734

KROTZER PARK WATER ASSN

C/O MICHAEL B HAGUE

401 E FRONT ST STE 212

COEUR D ALENE, ID 83814

Point of Diversion L4(NESW)

S11 T49N R04W

KOOTENAI County

Source COEUR D ALENE LAKE

Tributary SPOKANE RIVER

Use: DOMESTIC

01/01 to 12/31 0.13 CFS

Total Diversion: 0.13 CFS

Date Filed: 1/2/2019

Place Of Use: DOMESTIC

T49N R04W S11

L3(SENW) L4(NESW)

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 2/4/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 1/17/2019 and 1/24/2019