

82814

FORM 202 Rev 09/16
RECEIVED

NOV 02 2018

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESIdent. No. 95-17679**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

IDWR / NORTH

1. Name of applicant(s) SCENIC BAY WATER SYSTEM INCORPORATED Phone 208-301-1845
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 8663 E BEAUTY BAY DR City COEUR D ALENE
 State ID ZIP 83814 Email SHUUTTERBUG@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 GROUNDWATER which is a tributary of _____
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
49N	03W	12			NE	NW	KOOTENAI	GROUNDWATER	95-83-N-19

5. Water will be used for the following purposes:
- Amount 0.12 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) 0.12 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 WELL AND PUMP TO SERVE 6 HOMES
- 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? 10/10/83; drilling firm UNITED DRILLING;
 well was drilled for (well owner) ROY HEBERER; Drilling Permit No. 95-83-N-19

For Department Use

Received by AF Date 11-2-18 Time _____ Preliminary check by _____
 Fee \$ 1000 Received by ja Receipt No. N033874 Date 11-2-18

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 6 HOMES
 - Other; describe fully. DOMESTIC FOR 6 HOMES WITH IRRIGATION UP TO 1/2 ACRE
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	03W	12					D	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? CHAD COOPER
- b. Who owns the land to be irrigated or place of use? WATER USERS
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: USER AGREEMENT
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. APPLICANT HAS WELL TO SERVE 6 HOMES WITH IRRIGATION UP TO 1/2 ACRE.
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.

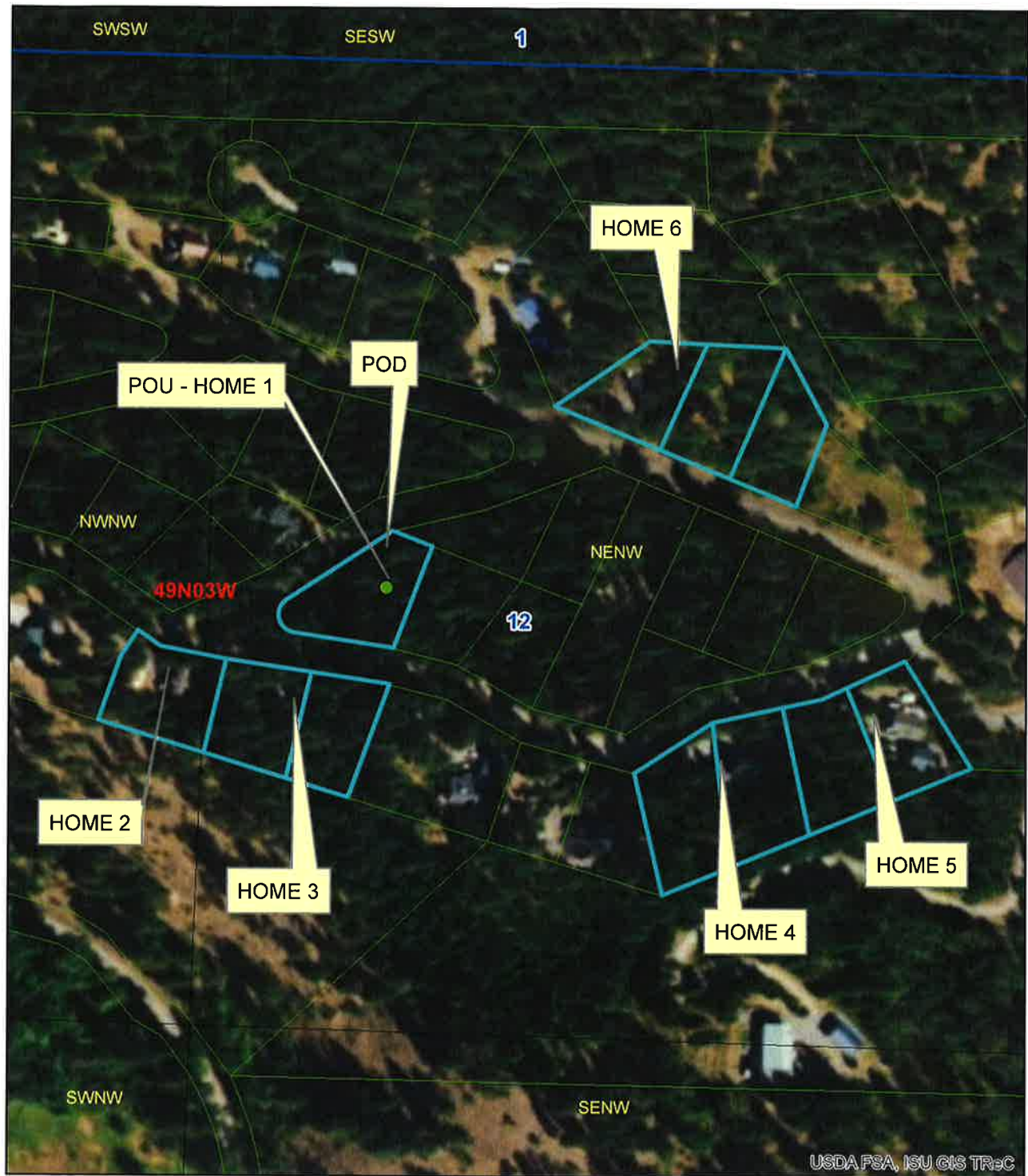
The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Joe Rush
 Signature of Applicant
Joe Rush Director
 Print Name (and title, if applicable)

 Signature of Applicant

 Print Name (and title, if applicable)

APPLICATION MAP



Legend

-  Taxlots
-  Township/Range
-  Sections
-  QQ

0 0.02 0.04 0.08 Miles



No. C 214609		Due no later than Jul 31, 2018 Annual Report Form		2. Registered Agent and Address (NO PO BOX)	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE		1. Mailing Address: Correct in this box if needed. SCENIC BAY WATER SYSTEM INCORPORATED JERRY A ROBINSON 8663 E BEAUTY BAY DR COEUR D ALENE ID 83814		PATRICIA BORDELON 8636 E SCENIC BAY DR COEUR D ALENE ID 83814 3. <u>New</u> Registered Agent Signature: *	
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional).					
Office Held	Name	Street or PO Address	City	State	Country Postal Code
DIRECTOR	JERRY A ROBINSON	8663 E BEAUTY BAY DR	COEUR D ALENE	ID	83814
DIRECTOR	JOE A RUSH	8762 E SCENIC BAY DR	COEUR D ALENE	ID	83814
DIRECTOR	CHAD A COOPER	250 NORTHWEST BLVD STE 107B	COEUR D ALENE	ID	83814
5. Organized Under the Laws of: ID C 214609		6. Annual Report must be signed.* Signature: Jerry A Robinson Name (type or print): Jerry A Robinson Date: 06/04/2018 Title: Director			
Processed 06/04/2018		* Electronically provided signatures are accepted as original signatures.			

Well Agreement

Bylaws- Scenic Bay Water System

This document is intended to establish rights and responsibilities of all members belonging to, having paid a water hookup for, or future members of the Scenic Bay Water System.

Description of the Scenic Bay Water System:

Scenic Bay Water System originates from a well located on Lot 11 Block 4 Beauty Bay Estates 1st Addition. This, together with a well house, two 1500 gallon water storage tanks, existing water line easements, and ingress/egress to existing well house.

The water well is 600 ft. deep in 6" casing. Water static head reaches within 75' of the surface, thus creating approximately 6900 gallons of storage in the well casing. Flow into the well is 6 gpm.

The well pump is a Gould 1 $\frac{1}{4}$ horsepower submersible which fills the storage tanks. The main water line (3" P.V.C. schedule 40) is then pressurized with a 5 horse Red Jacket jet pump with a 5 gallon 100 p.s.i. pressure tank. The water line runs from the well position to Scenic Bay Drive from Lot 8 block 5 to lot 17 block 5.

When Mark
purchased it

It is the intent of this document that all system expenses shall be shared equally between owners of each water hookup, and that normal maintenance and power bills be financed through on and off rates which are outlined below. These rates should eventually establish a fund for repairs, backup equipment, upgrading, billing, and accounting.

Rates shall be \$15.00 per month, or any part of for on rates and \$5.00 per month for water off rates which may be payable once a year.

All hookups shall have standard water meters with accessible block housing installed at the property line.

Rates may be changed upon a majority vote of the membership in good standing.

Water rights may be revoked for non-payment of rate. This revocation will consist of the water being turned off at the water meter and remain off until all rates are paid to the current time of service being reestablished.

Total membership of this association shall be 9 hookups. Present membership is 6. This leaves 3 hookups for the membership to sell, reserve, or delete from the membership. If sold, the price shall be established by the membership. Any new hookups shall be done under authority of the directors of the water association. Any line extensions shall be

installed at the water hookup owner's expense.

This association shall be run by vote (1per hookup) of simple majority on any issue. All voting owners must be paid up to remain in good standing. The directors shall be in charge of billing, accounting, and hiring repair. Any major consideration (\$250.00 or more) shall be taken up with the total membership. Voting may be done by mail.

This association shall have at least one yearly meeting. Attendants shall vote in two (2) directors. Absentees may vote by proxy.

Any work done or taps made on water system must be deemed water tight by at least one director before being buried.

The following is a list of current membership:

437-2268	Dean Stackhouse lot 8 block 5	1 hookup	
	Bill/Darlene Marr lot 10 block 5	1 hookup	
687-2720	Ron/Debra Heberer lot 14 block 2	1 hookup	Subject lot
	Jeffrey Wade lots 1,10,11 block 4	1 hookup	
	Jim/Robin Guilliard lots 15,16,17,18,block 5	2 hookups	

All water hookups are to stay with the designated properties whether sold, inherited, or transferred.

Corey
Do + Debbie Bridges
677-5788

William H. Marr Darlene J. Marr hereby agree to and affix
my signature to the bylaws of the Scenic Bay Water
System. As an owner of a hookup(s) I agree to the
rules and regulations that have been set forth.

owners signature William H. Marr
Darlene J. Marr

Notary public, state of Washington
Idaho
County of King

Dated November 23rd, 1993

SUBSCRIBED AND SWORN TO BEFORE ME THIS

23 Day of November, 19 93

Elizabeth A. Katz

Notary Public in and for the State
of Washington Residing at Kirkland

Commission Expires 8-9-97

Current owners of property entitled to use the Scenic Bay Water System are:

Bill and Darlene Marr
1550 E. County Down Drive
Chandler, AZ 85249
(480) 802-2301
Block 5 Lot 10

Joe and Ruth Rush
8730 E. Scenic Bay Drive
Coeur d'Alene, ID 83814
(208) 765-0971
Block 5 Lots 17 & 18

Joe & Patty Bordelon
8630 E. Scenic Bay Drive
Coeur d'Alene, ID 83814
(208) 769-7162
Block 5 Lots 15 & 16

Dennis Myers
2244 Reiswig
Post Falls, ID 83854
(208) 676-0657
Block 2 Lot 14

*Subject lot
purchased by Rockpoint
Construction*

Mark & Jamie Miller
8400 E. Scenic Bay Drive
Coeur d'Alene, ID 83814
Block 4 Lots 1 & 10 & 11

Mark & Jamie Miller
8400 E. Scenic Bay Drive
Coeur d'Alene, ID 83814
Block 5 Lot 8

All information stated above is true to the best of my knowledge.

Joe Rush
March 6, 2000

WELL DRILLER'S REPORT

MAY 21 1984

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

Department of Water Resources

1. WELL OWNER

Name ROY HEBERER
Address Beauty Bay
Owner's Permit No. 95-83-N-19

7. WATER LEVEL

Static water level 60 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality _____
Describe artesian or temperature zones below.

2. NATURE OF WORK

- ☒
- New well
- ☐
- Deepened
- ☐
- Replacement
-
- ☐
- Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

8. WELL TEST DATA

☐ Pump ☐ Bailor ☒ Air ☐ Other _____Discharge G.P.M. 5 GPM. Pumping Level _____ Hours Pumped _____

3. PROPOSED USE

- ☒
- Domestic
- ☐
- Irrigation
- ☐
- Test
- ☐
- Municipal
-
- ☐
- Industrial
- ☐
- Stock
- ☐
- Waste Disposal or Injection
-
- ☐
- Other _____ (specify type)

4. METHOD DRILLED

- ☒
- Rotary
- ☒
- Air
- ☐
- Hydraulic
- ☐
- Reverse rotary
-
- ☐
- Cable
- ☐
- Dug
- ☐
- Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
<u>250</u> inches	<u>6</u> inches	<u>1</u> feet	<u>295</u> feet
<u>125</u> inches	<u>4</u> inches	<u>90</u> feet	<u>520</u> feet
<u>10</u> inches	<u>1/2</u> inches	<u>300</u> feet	<u>320</u> feet

Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☐ Yes ☐ No
Perforated? P.V.C. ☒ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☒ Forcible
Size of perforation 1/2 inches by 1/2 inches

Number	From	To
<u>50</u> perforations	<u>500</u> feet	<u>520</u> feet
<u>20</u> perforations	<u>395</u> feet	<u>400</u> feet
<u>10</u> perforations	<u>295</u> feet	<u>300</u> feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 20 Material used in seal: ☐ Cement grout☒ Bentonite ☐ Puddling clay ☐ _____Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing☒ Overbore to seal depthMethod of joining casing: ☐ Threaded ☒ Welded ☒ Solvent

Weld

☐ Cemented between strata

Describe access port _____

6. LOCATION OF WELL

Sketch map location must agree with written location.

Subdivision Name _____
Lot No. _____ Block No. _____

County KootenaiSE 1/4 NW 1/4 Sec. 12, T. 49 N. R. 3 W.

10.

Work started 10/6/83 finished 10/10/83

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.Firm Name United Drilling Firm No. 414Address P.O. Box 2499 CDA IDA. Date 10/10/83Signed by (Firm Official) John R. Valley Pres.and
(Operator) David A. Smith

Scenic Bay Water System Association

Beauty Bay Estates, 1st Addition, Coeur d Alene, ID

Current Owners/Members (as of *November, 2018*) and Property Location

Joe & Patty Bordelon
8636 E Scenic Bay Drive
Coeur d Alene, ID 83814
Block 5, Lots 15 & 16

Christopher Pratt & Kayla Capps
911 Dyer Rd.,,
Sultan, WA 98294
Block 5, Lots 9 & 10

Angela Brown & Jerry Robinson
8663 E Beauty Bay Dr
Coeur d Alene, ID 83814
Block 2, Lots 14, 15 & 16

Joe & Gina Ormonde
8484 E Scenic Bay Drive
Coeur d Alene, ID 83814
Block 5, Lot 8

Chad & Olivia Cooper
250 Northwest Blvd., Suite 107B
Coeur d Alene, ID 83814
Block 4, Lots 1, 10 & 11**

Joe & Ruth Rush
8762 E Scenic Bay Drive
Coeur d Alene, ID 83814
Block 5, Lots 17 & 18

Notes:

- 1) Residence on lot in bold text
- 2) **Block 4, lot 11 is location of well



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 8, 2018

SCENIC BAY WATER SYSTEM INCORPORATED
8663 E BEAUTY BAY DR
COEUR D ALENE, ID 83814

Application For Permit No. 95-17679

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 11/15/2018 and 11/22/2018. 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, November 08, 2018 1:49 PM
To: 'LEGALS@CDAPRESS.COM'
Subject: Legal Notice for WR 95-17677, 95-17679, 95-17681, 95-17682, & 95-17684
Attachments: Legal Notice FOR 95-17677, 95-17679, 95-17681, 95-17682, & 95-17684.doc

Please publish the enclosed legal notice in the Coeur d'Alene Press on the dates indicated November 15th and November 22nd (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 12/3/2018. 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:

95-17677

DANIEL D PARRIS
DOUGLAS A PARRIS
14151 GYPSY TRAIL
HARRISON, ID 83833
Point of Diversion L2(NWNWNE)
S5 T48N R03W
KOOTENAI County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 10/29/2018
Place Of Use: DOMESTIC
T48N R03W S5 L2(NWNE)

95-17679

SCENIC BAY WATER SYSTEM INCORPORATED
8663 E BEAUTY BAY DR
COEUR D ALENE, ID 83814
Point of Diversion NENW
S12 T49N R03W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.12 CFS
Total Diversion: 0.12 CFS
Date Filed: 11/2/2018
Place Of Use: DOMESTIC
T49N R03W S12
NENW NWNW

95-17681

JANET G BRIGGS FAMILY TRUST
14582 S RENNER LN
HARRISON, ID 83833
Point of Diversion L4(NWNW)
S4 T48N R03W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Total Diversion: 0.04 CFS
Date Filed: 11/6/2018
Place Of Use: DOMESTIC
T48N R03W S4 L4(NWNW)
Place Of Use: STOCKWATER
T48N R03W S4 L4(NWNW)

95-17682

DENNIS W JOHNSON
MARJORIE J JOHNSON
19254 N RIMROCK RD
HAYDEN, ID 83835
Point of Diversion NWNESW
S20 T52N R03W
KOOTENAI County
Source SPRING
Tributary SINKS
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: 11/6/2018
Place Of Use: DOMESTIC
T52N R03W S20 SENW
Place Of Use: STOCKWATER
T52N R03W S20 SENW

95-17684

ROBERT E SEDDON JR FAMILY TRUST DATED 11/12/84

C/O ROBERT E & ANN J SEDDON

2477 W HULL LOOP

COEUR D ALENE, ID 83814-7318

Point of Diversion L3(NENW)

S1 T49N R04W

KOOTENAI County

Source GROUND WATER

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: 11/2/2018

Place Of Use: DOMESTIC

T49N R04W S1 L3(NENW)

Place Of Use: STOCKWATER

T49N R04W S1 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 12/3/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 11/15/2018 and 11/22/2018

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, November 08, 2018 3:32 PM
To: June.Bergquist@deq.idaho.gov
Cc: 'Anna.Moody@deq.idaho.gov'
Subject: Request for Comments for WR# 95-17679
Attachments: 95-17679 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 applications. You can find copies of the applications attached to the email and also at: <http://www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

This office can publish notice of the applications 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(s), 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 applications is December 3, 2018.**

Please contact the Northern Region Office at (208) 762-2800 if you have any questions regarding the applications.

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*