

82558

FORM 1252 (Rev. 09/16)

RECEIVED

JUL 30 2018

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. 91-8029

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

IDWR / NORTH

1. Name of applicant(s) JIM AND/OR LISA LYON Phone 208-659-0156
 Name connector (check one): ☐ and ☐ or ☒ and/or
 Mailing address 2207 E LOCH HAVEN DR City HAYDEN
 State ID ZIP 83835 Email JTLYON@YAHOO.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 ST JOE RIVER which is a tributary of LAKE COEUR D ALENE
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
46N	01W	16	12		NE	SE	BENEWAH	ST JOE RIVER	

5. Water will be used for the following purposes:
- Amount 0.04 CFS for DOMESTIC purposes from 3/15 to 10/31 (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. 1 HP PUMP FOR IRRIGATION AROUND PROPERTY
- 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 NS Receipt No. N0833626 Date 7-30-18

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 _____
 - Other; describe fully. DOMESTIC USE IS FOR EXTERNAL USE ONLY

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	
46N	01W	16													D				
															gl12				

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 / IDL
- 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: L-95S-5692A
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. APPLICANT PLANS TO PUT PUMP IN RIVER FOR DOMESTIC EXTERNAL USE ONLY.
DOMESTIC USE IS FOR 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.

Signature of Applicant

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

APPLICATION MAP



Legend

-  Taxlots
-  Township/Range
-  Sections
-  QQ

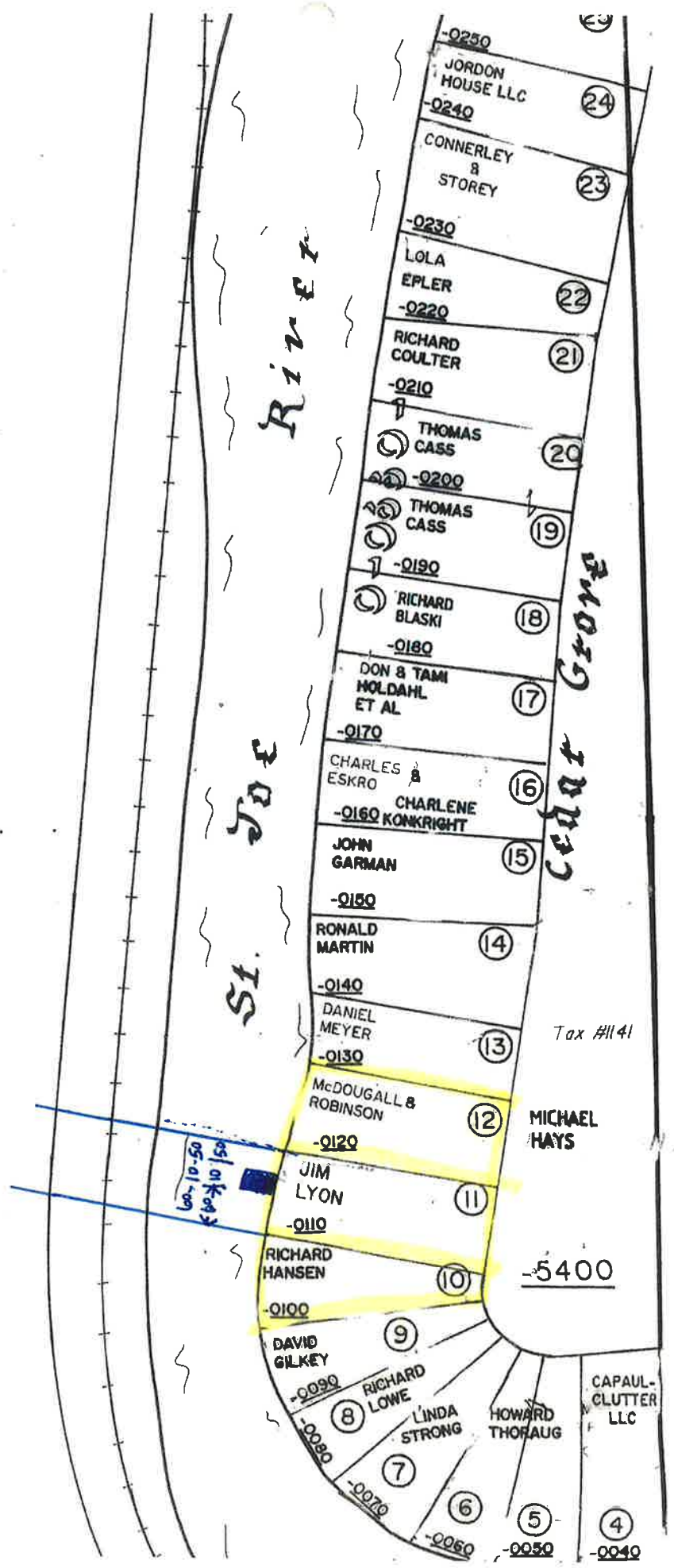
0 0.015 0.03 0.06 Miles



OF

IDAHO

Govt. Lot 13 - 15.70



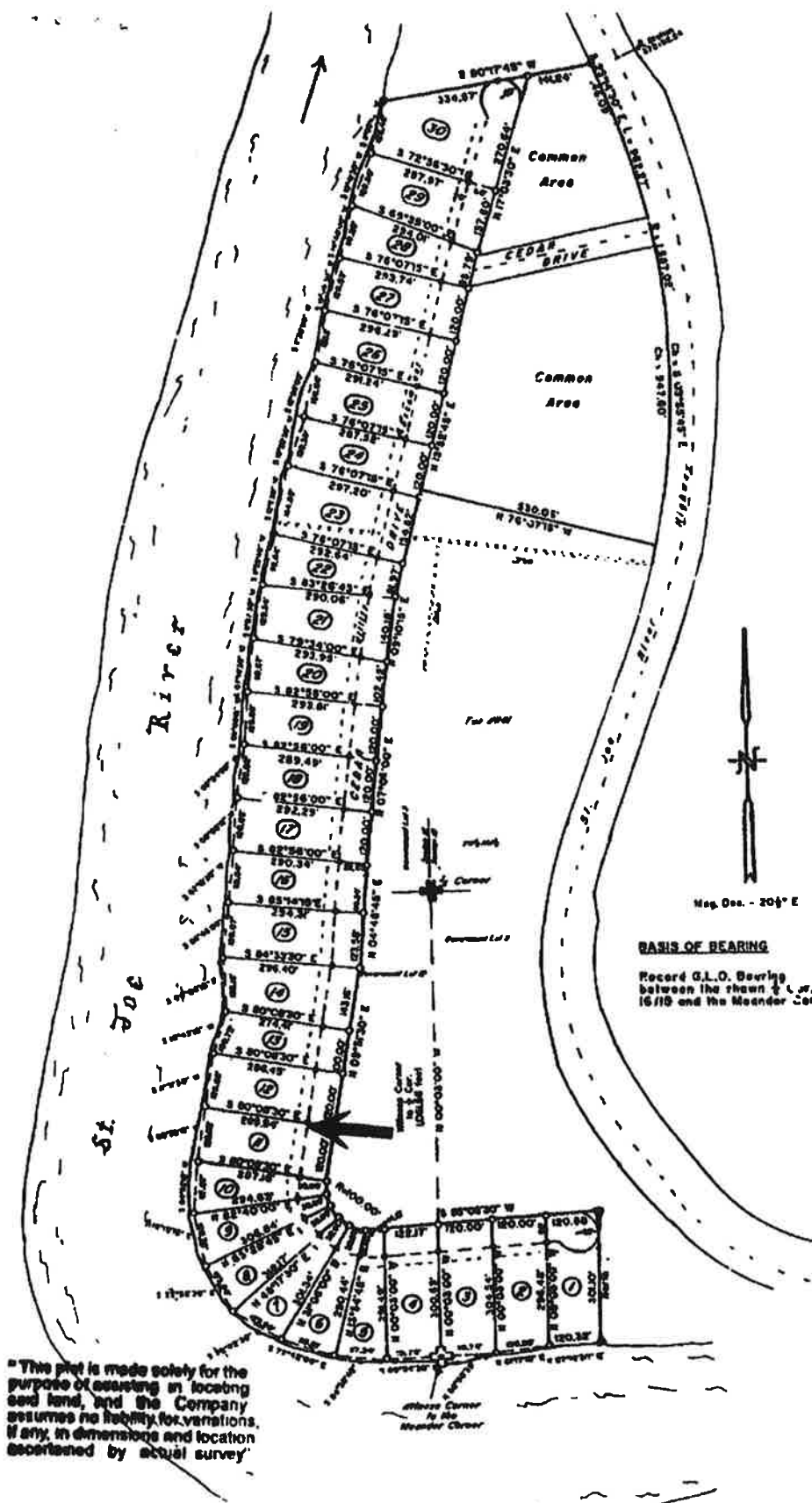
Cedar &
A Subdivision of
Gov't. Lot 2 & SW 1/4 N1
and
Gov't. Lots 11 & 12,
Twp. 46 N., R.
Benewah Coun

Scale: 1" = 200'

DESCRIPTION

A parcel in the W 1/2 NW 1/4 and Government Lots 1, 11, and 12 of Section 16, Range 1 West, B.M.. The boundary of the

Beginning at the intersection point of 15 and 16 with the right bank of the St. Marys River, westerly and northerly, along said river bank, N 1° 15' 00" E 146.09 feet to a point on the westerly right-of-way boundary of River Highway. Said point being opposite from Engineer's Centerline Station 372.10. Said right-of-way boundary on a spiral curve which bears S 23° 44' 30" E - 146.09 feet to a point on the right-of-way boundary, concave to the right, of 34° 44' 26", an arc distance of 962.2 feet. Curve segment bears S 03° 55' 45" E - 530.06 feet; thence S 13° 52' 45" W a distance of 140.18 feet to a point on the right-of-way boundary, concave to the left, of 08° 51' 30" W a distance of 483.16 feet along a 100 foot radius curve left, concave to the left, of 104° 45' 54", an arc distance of 136.29 feet to a point on the right-of-way boundary, concave to the right, of 85° 05' 30" E a distance of 136.29 feet to a point on the right-of-way boundary, concave to the left, of 85° 05' 30" E a distance of 360.88 feet to a point on the right-of-way boundary, concave to the right, of 301.10 feet to another point on the right-of-way boundary, concave to the left, of 301.10 feet to the point of beginning. Enclosing an



BASIS OF BEARING

Record G.L.O. Bearing between the chain of L. & W. 16/10 and the Meander Cor.

LOT NUMBER	AREA
1	0.83 Acres
2	0.82 Acres
3	0.83 Acres
4	0.83 Acres
5	0.84 Acres
6	0.50 Acres
7	0.53 Acres
8	0.84 Acres
9	0.88 Acres
10	0.48 Acres
11	0.79 Acres
12	0.79 Acres
13	0.64 Acres
14	0.68 Acres
15	0.83 Acres
16	0.76 Acres
17	0.80 Acres
18	0.80 Acres
19	0.80 Acres
20	0.75 Acres
21	0.87 Acres
22	0.87 Acres
23	1.08 Acres
24	0.81 Acres
25	0.80 Acres
26	0.81 Acres
27	0.81 Acres
TOTAL	27.00 Acres

"This plat is made solely for the purpose of assisting in locating said land, and the Company assumes no liability for variations, if any, in dimensions and location ascertained by actual survey."



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

August 9, 2018

JIM LYON
LISA LYON
2207 E LOCH HAVEN DR
HAYDEN, ID 83835

Application For Permit No. 91-8029

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 ST MARIES GAZETTE RECORD on 8/15/2018 and 8/22/2018. 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,

A handwritten signature in blue ink that reads "Tammy Alleman".

Tammy Alleman
Administrative Assistant

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, August 09, 2018 2:40 PM
To: 'bri@smgazette.com'
Subject: Legal Notice for 91-8029, 91-8030, & 91-8301
Attachments: 91-8029, 91-8030, 91-8031 Legal Notice.doc

Please publish the enclosed legal notice in the **St. Maries Gazette Record** on the dates indicated August 15th & August 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 9/4/2018. 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 applications have been filed to appropriate the public waters of the State of Idaho:

91-8029

JIM LYON
LISA LYON
2207 E LOCH HAVEN DR
HAYDEN, ID 83835
Point of Diversion L12 (NESE)
S16 T46N R01W
BENEWAH County
Source ST JOE RIVER
Tributary COEUR D ALENE LAKE
Use: DOMESTIC
03/15 to 10/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 7/30/2018
Place Of Use: DOMESTIC
T46N R01W S16 L12 (NESE)

91-8030

DEBORAH KISHBAUGH
5161 E RIVER PL
POST FALLS, ID 83854
Point of Diversion L12 (SWSE)
S17 T46N R02W
BENEWAH County
Source ST JOE RIVER
Tributary COEUR D ALENE LAKE
Use: IRRIGATION
03/15 to 10/31 0.03 CFS
Total Diversion: 0.03 CFS
Date Filed: 7/31/2018
Place Of Use: IRRIGATION
T46N R02W S17 L12 (SWSE)
Total Acres: 0.9

91-8031

P LANCE WAREHIME
16 GRANDVIEW DR
SAINT MARIES, ID 83861
Point of Diversion NWNW
S16 T46N R02W
BENEWAH County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 7/31/2018
Place Of Use: DOMESTIC
T46N R02W S16 NWNW

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 9/4/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/15/2018 and 8/22/2018

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, August 09, 2018 2:47 PM
To: 'Mike Ahmer'; June.Bergquist@deq.idaho.gov; 'Siitari,Kiira'; Clark, Cynthia Bridge; Skoro, Emily; 'Anna.Moody@deq.idaho.gov'
Subject: Application for Permit 91-8029
Attachments: 91-8029 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 a copy 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 September 4, 2018.**

Please contact the Northern Region Office at (208) 772-2800 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
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208-762-2819 Fax*