

RECEIVED

JUL 17 2018

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FORM 202 Rev. 09/14

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JUN 20 2018

IDWR / NORTH STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Ident. No. 95-17597

## APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

IDWR / NORTH

1. Name of applicant(s) North 208 LLC (Steven J Vick Mgr) Phone 208-819-4189  
 Name connector (check one): ☐ and ☐ or ☐ and/or  
 Mailing address 2140 E Hanley Ave City Dalton Gardens  
 State ID ZIP 83815 Email libertytreehomes@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 Hayden Lake which is a tributary of Sinks SV 7/17/18
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 | 03W | 34  |          |     | SW  | SW  | Kootenai | Hayden Lake |                     |
|     |     |     |          |     |     |     |          |             |                     |
|     |     |     |          |     |     |     |          |             |                     |
|     |     |     |          |     |     |     |          |             |                     |

5. Water will be used for the following purposes:

Amount .04 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)
- .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. submersible pump  
one line filtered for domestic use, one line for irrigation SV 7/17/18
- 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 ja Date 6-20-18 Time \_\_\_\_\_ Preliminary check by \_\_\_\_\_  
 Fee \$ 100.00 Received by ja Receipt No. N033516 Date 6-20-18

COPY

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.

SV  
7/17/18

| 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 | 03W | 34  |    |    |    |    |    |    |    |    |    |    | I   |    |    |    |    |    | 1      |
| 52N | 03W | 34  |    |    |    |    |    |    |    |    |    |    | D   |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    | G&L |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |     |    |    |    |    |    |        |
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|     |     |     |    |    |    |    |    |    |    |    |    |    |     |    |    |    |    |    |        |

Total number of acres to be irrigated: \_\_\_\_\_ SV 7/17/18

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? I intend to use water from this source to irrigate the landscape.
11. a. Who owns the property at the point of diversion? North 208 LLC  
 b. Who owns the land to be irrigated or place of use? North 208 LLC  
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: NA
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Encroachment Permit L-95-3-5341A SV 7/17/18
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.

Steven I Vick  
 Signature of Applicant  
Steven I Vick Manager  
 Print Name (and title, if applicable)  
North 208 LLC

\_\_\_\_\_  
 Signature of Applicant  
 \_\_\_\_\_  
 Print Name (and title, if applicable)

COPY

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- a. Hydropower; show total feet of head and proposed capacity in kW. \_\_\_\_\_
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SV  
7/17/18

| 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 | 03W | 34  |    |    |    |    |    |    |    |    |    |    | I  |    |    |    |    |    | 1      |
| 52N | 03W | 34  |    |    |    |    |    |    |    |    |    |    | D  |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
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|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

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Steven I Vick  
Signature of Applicant

Steven I Vick Manager  
Print Name (and title, if applicable)  
North 208 LLC

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Print Name (and title, if applicable)

State of Idaho  
Department of Water Resources  
**Application For Permit**



- PLS Sections
- Taxlots



place of use



submersible pump  
point of diversion

0 0.01 0.02 0.04 Miles

Tax parcel information from Kootenai County.





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](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

July 25, 2018

NORTH 208 LLC  
2140 E HANLEY AVE  
DALTON GARDENS, ID 83815-9531

Application For Permit No. 95-17597

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 8/2/2018 and 8/9/2018. 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

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**From:** Alleman, Tammy  
**Sent:** Wednesday, July 25, 2018 2:19 PM  
**To:** 'Jim Brady'; June.Bergquist@deq.idaho.gov; 'Siitari,Kiira'  
**Cc:** 'Anna.Moody@deq.idaho.gov'  
**Subject:** Application for Permit for 95-17597  
**Attachments:** 95-17597 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 August 20, 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](mailto:Tammy.Alleman@idwr.idaho.gov)  
208-762-2800 Phone  
208-762-2819 Fax*

## Alleman, Tammy

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**From:** Alleman, Tammy  
**Sent:** Wednesday, July 25, 2018 1:34 PM  
**To:** 'LEGALS@CDAPRESS.COM'  
**Subject:** Legal Notice for Water Rights 95-17588, 95-17589, 95-17592, & 95-17597  
**Attachments:** 95-17588, 95-17589, 95-17592, 95-17597 Legal Notice.doc

Please publish the enclosed legal notice in the Coeur d'Alene Press on the dates indicated August 2<sup>nd</sup> & August 9<sup>th</sup> (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 8/20/2018. 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](mailto: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:

**95-17588**

ERIC M SOLLY  
DONNA L SOLLY  
12205 164TH AVE SE  
RENTON, WA 98059  
Point of Diversion SESE  
S13 T48N R05W  
KOOTENAI County  
Source GROUND WATER  
Use: DOMESTIC  
01/01 to 12/31 0.06 CFS  
Use: IRRIGATION  
03/15 to 11/15 0.08 CFS  
Total Diversion: 0.08 CFS  
Date Filed: 6/28/2018  
Place Of Use: DOMESTIC  
T48N R05W S13 SESE  
Place Of Use: IRRIGATION  
T48N R05W S13 SESE  
Total Acres: 2.5

**95-17589**

ERIC M SOLLY  
DONNA L SOLLY  
12205 164TH AVE SE  
RENTON, WA 98059  
Point of Diversion SESE  
S13 T48N R05W  
KOOTENAI County  
Source GROUND WATER  
Use: DOMESTIC  
01/01 to 12/31 0.06 CFS  
Use: IRRIGATION  
03/15 to 11/15 0.08 CFS  
Total Diversion: 0.08 CFS  
Date Filed: 6/28/2018  
Place Of Use: DOMESTIC  
T48N R05W S13 SESE  
Place Of Use: IRRIGATION  
T48N R05W S13 SESE  
Total Acres: 2.5

**95-17592**

MATT BRITT  
LAURA MELLAND  
18300 W HARDISON RD  
POST FALLS, ID 83854  
Point of Diversion SWSE  
S13 T50N R06W  
KOOTENAI County  
Source UNNAMED STREAM  
Tributary CABLE CREEK  
Use: IRRIGATION  
03/15 to 11/15 0.06 CFS  
Use: STOCKWATER  
01/01 to 12/31 0.02 CFS  
Total Diversion: 0.08 CFS  
Date Filed: 7/6/2018  
Place Of Use: IRRIGATION  
T50N R06W S13 SWSE  
Place Of Use: STOCKWATER  
T50N R06W S13 SWSE  
Total Acres: 2

**95-17597**

NORTH 208 LLC  
2140 E HANLEY AVE  
DALTON GARDENS, ID 83815-9531

Point of Diversion SWSW

S34 T52N R03W

KOOTENAI County

Source HAYDEN LAKE

Tributary SINKS

Use: DOMESTIC

01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 7/17/2018

Place Of Use: DOMESTIC

T52N R03W S34 L7(SWSW)

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 8/20/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/2/2018 and 8/9/2018

## MEMORANDUM

**Date:** JULY 18, 2018  
**To:** Water Right File 95-17597  
**From:** smaxey  
**Re:** PRIORITY DATE 7/17/2018

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| <u>DOCUMENT</u>                     | <u>DATE</u> | <u>ISSUE</u>                                                                                                                                               |
|-------------------------------------|-------------|------------------------------------------------------------------------------------------------------------------------------------------------------------|
| APPLICATION UNACCEPTABLE FOR FILING | 6-20-2018   | INCORRECT AMOUNTS LINES 5 & 6.<br>NO MAP. UNCLEAR PURPOSES OF<br>USE (DOMESTIC ONLY OR<br>DOMESTIC & IRRIGATION.                                           |
| COMPLETED APPLICATION               | 7-17-2018   | APPLICANT INITIALED CHANGES TO<br>APPLICATION ON 7/17/2018 AT IDWR<br>NORTH. INCREASED CFS AMOUNT<br>TO 04 CFS, COMPLETED MAP.<br>GOVT LOT 7 ADDED TO POU. |

## **Maxey, Shaun**

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**From:** Maxey, Shaun  
**Sent:** Wednesday, July 18, 2018 10:03 AM  
**To:** Hersley, Jean  
**Cc:** Alleman, Tammy  
**Subject:** FYI: Contact Search won't allow change to 'North 208 LLC'

Jean:

I left a voicemail message for you earlier today about changing the contact record for North 208 LLC.

I would like to change the existing contact record USPS recommended address in Dalton Gardens to read 'Gardens' instead of GDNS. I have tried twice but Contact Search won't let me change the contact record from what USPS recommends.

I need to get this settled so we can continue Application Processing on a new Application for Permit (95-17597) for North 208 LLC. I can brief you on the reasons for wanting 'Gardens' instead of GDNS if we have to justify this.

Thanks,

Shaun

Shaun M. Maxey  
Sr. Water Resource Agent  
Idaho Department of Water Resources, Northern Region  
7600 N Mineral DR Suite 100  
Coeur d'Alene, ID 83815-7763  
Phone (208) 762.2816 /2800  
Fax (208) 762.2819  
[www.idwr.idaho.gov](http://www.idwr.idaho.gov)

## Maxey, Shaun

---

**From:** Steve Vick <libertytreehomes@gmail.com>  
**Sent:** Tuesday, July 17, 2018 8:42 PM  
**To:** Maxey, Shaun  
**Subject:** Correction to Hayden LK Water Right Application  
**Attachments:** Scan07172018.pdf

Attached you will find the corrected form.

Sent from my iPad



State of Idaho

## DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

July 5, 2018

Steven J. Vick  
North 208 LLC  
2140 E Hanley AVE  
Dalton Gardens, ID 83815

Re: Application for Permit (Parcel 03580000005B) (Rule 35 Application Requirements)

Dear Applicant:

Idaho Department of Water Resources (IDWR) received your Application for Permit on June 20, 2018 to divert water from Hayden Lake. We are contacting you because your Application is currently unacceptable for filing due to a missing labeled map and conflicting purpose(s) of use. This must be corrected before IDWR can process your Application and publish required legal notices. Copies of your current Application and an IDWR map, for labeling, are enclosed.

**Please review the IDWR map and telephone me at (208) 762.2800 if you need assistance to complete your Application and complete the following steps:**

- Correct Tributary to read 'Sinks' (Line 3)
- Correct Page 1 & Page 2 legal descriptions to match map (line 4 and line 9)
- Attach & label map matching legal descriptions on Line 4 & Line 9
- Provide Idaho Dept. Of Lands Encroachment Permit number (Line 11 a)
- Explain use (if any) of Rights 95-16807 & 95-8718 for your property (Line 10)

It is unclear from your Application if it is your intent to use water from Hayden Lake only on Kootenai County Parcel 03580000005B (0.5 acres) or on another parcel in addition to 03580000005B. Line 9 of your Application indicates Domestic use and Irrigation of one acre.

Please telephone me about your Application. IDWR will be required to terminate your Application, if no response is received, and the Application fee will be refunded pursuant to Idaho Code § 42-204.

Respectfully,

Shaun M. Maxey  
Sr. Water Resource Agent  
Idaho Department of Water Resources, Northern Region