

RECEIVED  
FORM 202 Rev. 09/16  
JUL 02 2018  
IDWR / NORTH

82486

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

Ident. No. 94-9619

1. Name of applicant(s) MARSHALL AND/OR MARY MOULTON Phone 509-280-4654  
Name connector (check one): ☐ and ☐ or ☒ and/or  
Mailing address 14315 N DENVER CT City SPOKANE  
State WA ZIP 99208 Email MARSHALLANDMARY@COMCAST.NET
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 RIVER which is a tributary of COEUR D ALENE LAKE
4. Location of point(s) of diversion:

| Twp | Rge | Sec | Govt Lot | ¼ | ¼  | ¼  | County   | Source              | Local name or tag # |
|-----|-----|-----|----------|---|----|----|----------|---------------------|---------------------|
| 48N | 02W | 14  | 8        |   | SE | NE | KOOTENAI | COEUR D ALENE 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. APPLICANT HAS PUMP IN RIVER FOR IRRIGATION USE AND USE ON TRAILER
- 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 7-2-18 Time \_\_\_\_\_ Preliminary check by \_\_\_\_\_  
Fee \$ 100.00 Received by Ja Receipt No. N032651 Date 7-2-18

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 1 RV
  - Other; describe fully. UP TO 1/2 ACRE OF IRRIGATION
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 |        |
| 48N | 02W | 14  |    |    |    | D   |    |    |    |    |    |    |    |    | D   |    |    |    |        |
|     |     |     |    |    |    | GL8 |    |    |    |    |    |    |    |    | GL9 |    |    |    |        |
|     |     |     |    |    |    |     |    |    |    |    |    |    |    |    |     |    |    |    |        |
|     |     |     |    |    |    |     |    |    |    |    |    |    |    |    |     |    |    |    |        |
|     |     |     |    |    |    |     |    |    |    |    |    |    |    |    |     |    |    |    |        |

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? 94-7831 IS FOR ADJACENT PROPERTY
11. a. Who owns the property at the point of diversion? APPLICANT
- 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: \_\_\_\_\_
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. APPLICANT HAS PUMP IN RIVER FOR IRRIGATION AND USE ON TRAILER
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.

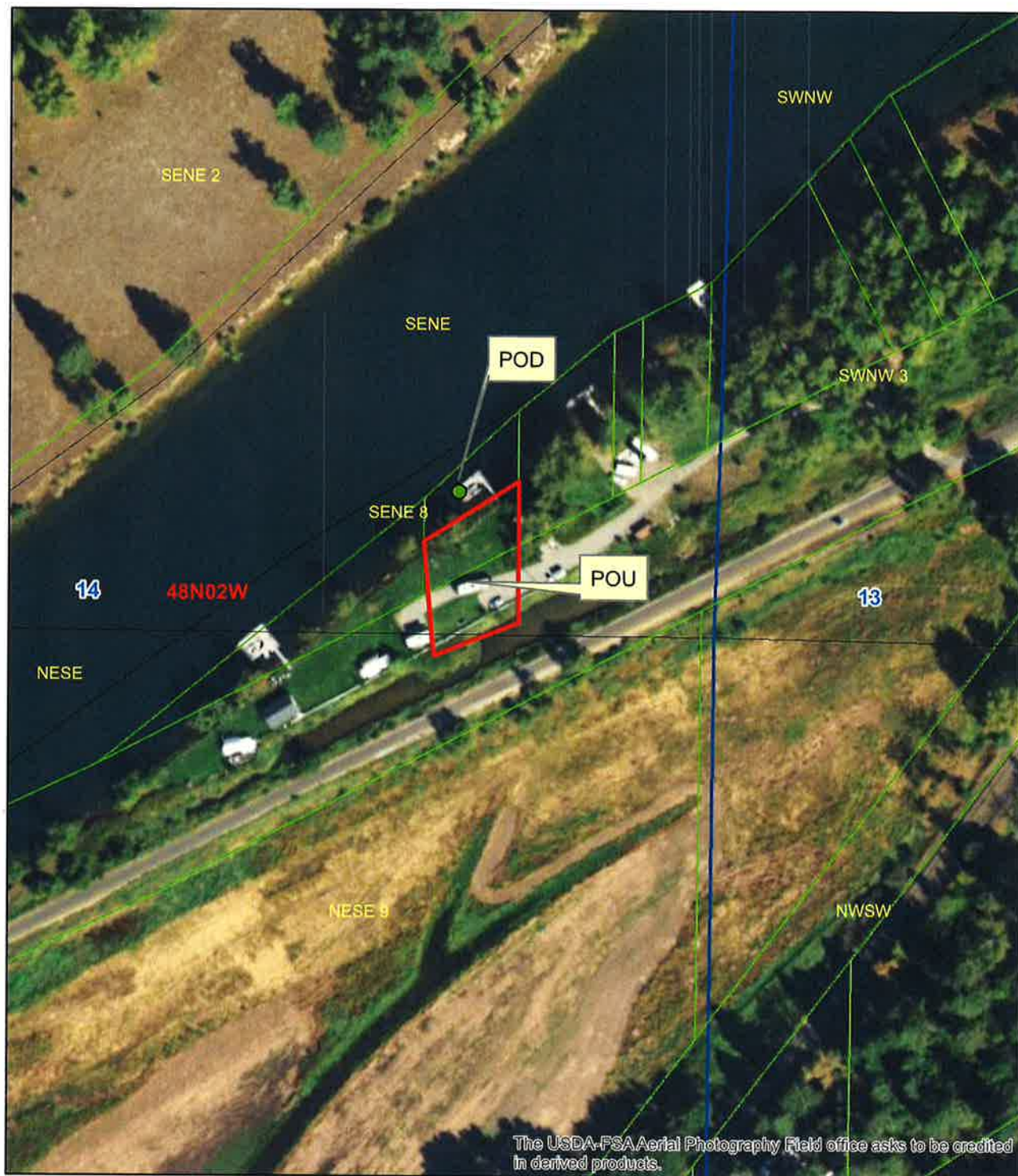
Signature of Applicant

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





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 11, 2018

MARSHALL MOULTON  
14315 N DENVER CT  
SPOKANE, WA 99208

MARY MOULTON  
14315 N DENVER CT  
SPOKANE, WA 99208

Application For Permit No. 94-9619

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 7/19/2018 and 7/26/2018. 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 11, 2018 2:37 PM  
**To:** 'LEGALS@CDAPRESS.COM'  
**Subject:** Legal Notice  
**Attachments:** 94-9619, 95-17524, 95-17584, 95-17586 Legal Notice.doc

Please publish the enclosed legal notice in the Coeur d'Alene Press on the dates indicated July 19<sup>th</sup> & June 26<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 8/6/2018. 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 applications have been filed to appropriate the public waters of the State of Idaho:

**94-9619**

MARSHALL MOULTON  
MARY MOULTON  
14315 N DENVER CT  
SPOKANE, WA 99208  
Point of Diversion L8(SENE)  
S14 T48N R02W  
KOOTENAI County  
Source COEUR D ALENE RIVER  
Tributary COEUR D ALENE LAKE  
Use: DOMESTIC  
03/15 to 10/31 0.04 CFS  
Total Diversion: 0.04 CFS  
Date Filed: 7/2/2018  
Place Of Use: DOMESTIC

T48N R02W S14  
L8(SENE) L9(NESE)

**95-17524**

LAJUANNA DIXON  
DEANN DIXON  
JENNIFER CARR  
17312 N RIGHT FORK RD  
HAUSER, ID 83854-5583  
Point of Diversion SENE  
S30 T52N R05W  
KOOTENAI County  
Source RIGHT FORK HAUSER CREEK  
Tributary HAUSER CREEK  
Use: IRRIGATION  
03/15 to 11/15 0.02 CFS  
Total Diversion: 0.02 CFS  
Date Filed: 5/7/2018  
Place Of Use: IRRIGATION

T52N R05W S30 SENE  
Total Acres: 0.5

**95-17584**

JOHN R BRIGGS  
5523 E BURMA RD  
HARRISON, ID 83833  
Point of Diversion SESENE  
S17 T49N R03W  
KOOTENAI County  
Source SPRING  
Tributary COEUR D ALENE LAKE  
Point of Diversion SENE  
S17 T49N R03W  
KOOTENAI County  
Source UNNAMED STREAM  
Tributary COEUR D ALENE LAKE  
Use: DIVERSION TO STORAGE  
01/01 to 12/31 0.07 CFS  
Use: FIRE PROTECTION STORAGE  
01/01 to 12/31 4.1 AF  
Use: RECREATION STORAGE  
01/01 to 12/31 4.1 AF  
Use: WILDLIFE STORAGE  
01/01 to 12/31 4.1 AF  
Total Diversion: 0.07 CFS 4.1 AF  
Date Filed: 6/27/2018

Place Of Use: FIRE PROTECTION STORAGE

T49N R03W S17 SENE

Place Of Use: RECREATION STORAGE

T49N R03W S17 SENE

Place Of Use: WILDLIFE STORAGE

T49N R03W S17 SENE

**95-17586**

**PAIGE PLAT WATER ASSOCIATION**

**C/O BOB BINGHAM**

**PO BOX 540**

**ATHOL, ID 83801**

**Point of Diversion NWNW**

**S13 T53N R03W**

**KOOTENAI County**

**Source GROUND WATER**

**Use: DOMESTIC**

**01/01 to 12/31 0.05 CFS**

**Total Diversion: 0.05 CFS**

**Date Filed: 7/10/2018**

**Place Of Use: DOMESTIC**

**T53N R03W S13 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 8/6/2018. The protestant must also send a copy of the protest to the applicant.

**GARY SPACKMAN, Director** Published on 7/19/2018 and 7/26/2018

## Alleman, Tammy

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**From:** Alleman, Tammy  
**Sent:** Wednesday, July 11, 2018 2:52 PM  
**To:** 'Jim Brady'; 'Siitari,Kiira'; June.Bergquist@deq.idaho.gov; Clark, Cynthia Bridge  
**Cc:** 'Anna.Moody@deq.idaho.gov'  
**Subject:** Application for Permit 94-9619  
**Attachments:** 94-9619 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 6, 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*