

82345

FORM 202 Rev. 09/16

RECEIVED

MAY 03 2018

IDWR / NORTH

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

Ident. No. 95-17523

1. Name of applicant(s) HOWARD E AND ROBERTA WELCH TRUST Phone 208-667-2371
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 8865 E FERNAN LAKE RD City COEUR D ALENE
 State ID ZIP 83814 Email BOBBIEANNEW@AOL.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 / unnamed stream which is a tributary of FERNAN CREEK
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
50N	03W	10			NW	SW	KOOTENAI	GROUNDWATER	
50N	03W	10			NW	SW	KOOTENAI	UNNAMED STREAM	

5. Water will be used for the following purposes:
- Amount 29.2 AF for FIRE PROTECTION STRG purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 29.2 AF for WILDLIFE STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 159.3 AF for IRRIGATION STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 159.3 AF for IRRIGATION FROM STRG purposes from 3/15 to 11/15 (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) _____ cubic feet per second (cfs) and/or (b) 188.5 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 POND WITH PUMP FOR IRRIGATION
- b. Height of storage dam 5 feet; active reservoir capacity 24.8 acre-feet; total reservoir capacity 24.8 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 5-3-18 Time _____ Preliminary check by _____
 Fee \$ 2900 Received by Ja Receipt No. N033368 Date 5-3-18

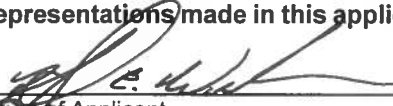
8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in kW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; must complete and attach the Municipal Water Right Application Checklist.
 - Domestic; show number of households _____
 - Other; describe fully. _____
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.

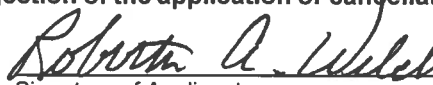
TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
50N	03W	9				6									5.1				
50N	03W	10							4.6		8.4	27	0.4	1.6					53.1
											F/W	F/W							

Total number of acres to be irrigated: 53.1

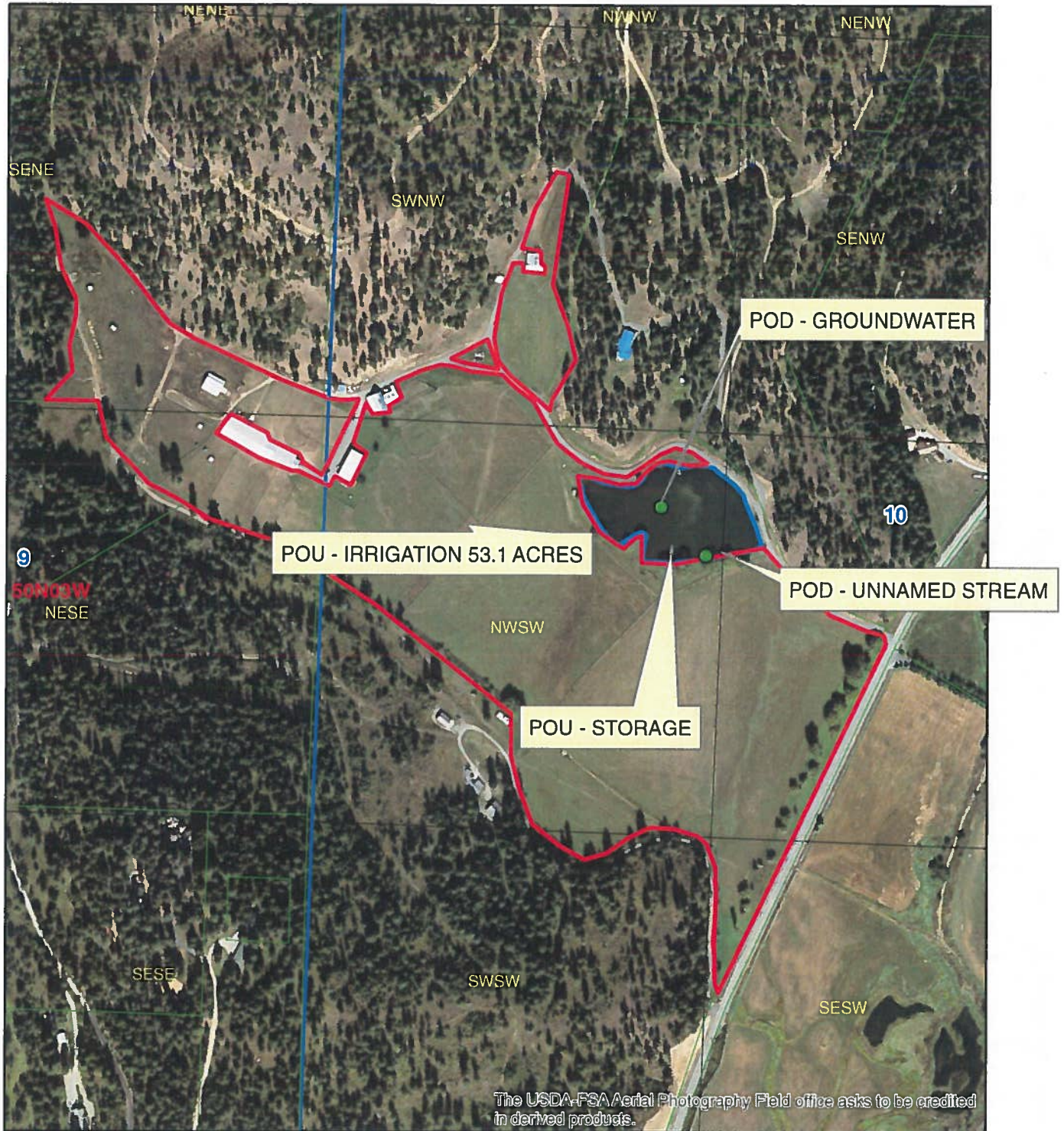
10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? 95-8072 FOR 9.7 AF OF STORAGE ON POND
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 POND THAT IS USED FOR FIRE PROTECTION STORAGE AND WILDLIFE STORAGE. POND IS ALSO USED FOR THE IRRIGATION OF 53.1 ACRES.
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
Howard Welch Trustee
 Print Name (and title, if applicable)


 Signature of Applicant
Roberta A. Welch Trustee
 Print Name (and title, if applicable)

APPLICATION MAP



Legend

-  Taxlots
-  Township/Range
-  Sections
-  QQ

0 0.05 0.1 0.2 Miles



Total Storage Calculations

FILE NUMBER	XX-XXXXX
REVIEWER	Adam Frederick
DATE	5/3/2018

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total seepage, evaporation and fill capacity required for a pond.

User Input
Calculated value
Formula Explanations

Surface Area (AC.)	3.1	"Surface Area" is automatically carried over from the "Seepage Loss" sheet.
Average Pond Depth (FT.)	8	"Average Pond Depth" depicts the actual depth of the pond either measured or estimated. Note: If you know the maximum depth and not the average depth, the Field Examiner's Handbook suggests multiplying the maximum depth by 0.4 to get the average depth, or you can use any method that seems reasonable to attain average depth.
Pond Capacity (AF)	24.8	Pond Capacity is calculated by multiplying the Pond Surface Area by the Average Pond Depth. If you know the capacity, divide the capacity by surface area and enter the average pond depth in the space above. <i>Note: If pond capacity is determined using a method shown on the "Pond Capacity" sheet, the user may need to modify the value of "Pond Capacity" (cell B9) manually. Note that if the value is modified manually, the formula will be altered for future use.</i>
Multiple Fill Volume Above Initial Fill to Fulfill From Storage Needs- "Multiple Fills" (AF)	159.3	The "Multiple Fill Volume Above Initial Fill" is the acre-feet of water required to meet a <i>from storage</i> component if the <i>from storage</i> component exceeds a one time fill. This section should not include the amount of water needed to fill the pond initially or the amount of water needed to maintain the pond level due to evaporation or seepage. For example: if a pond has a capacity of 5 acre feet and 2.5 acre feet of seepage and evaporation, but the pond is used for irrigation that requires 10 acre feet of from storage for the irrigation use, then you would insert 5 acre feet into this location (10 acre feet needed - 5 acre feet from the initial fill = 5 acre feet of additional storage needed). <i>Note: You must have a "From Storage" component exceeding the initial fill on the permit to include a volume in this space.</i>
Estimated Seepage Loss (AF)	0.0	The "Estimated Seepage Loss" is automatically carried over from the "Seepage Loss" sheet.
Estimated Evaporation Loss (AF)	4.4	The "Estimated Evaporation Loss" is automatically carried over from the "Evaporation Loss" sheet.
Total Volume Required (AF)	188.5	The "Total Volume Required" is calculated by adding the Pond Capacity, Multiple Fills, Seepage Loss, and Evaporation Loss amounts to determine the total amount of storage required.



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

June 28, 2018

HOWARD E AND ROBERTA WELCH TRUST
C/O HOWARD & ROBERTA WELCH
8865 E FERNAN LAKE RD
COEUR D ALENE, ID 83814

Application For Permit No. 95-17523

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 7/5/2018 and 7/12/2018. 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: Friday, June 29, 2018 9:56 AM
To: 'LEGALS@CDAPRESS.COM'
Subject: Legal Notice for Publication
Attachments: Legal Notice for 95-17195, 95-17523, 95-17529, 95-17580-95-17583.doc

Please publish the enclosed legal notice in the **Coeur d'Alene Press** on the dates indicated July 5th & July 12th (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 7/23/2018. 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 **amend** Permit to Appropriate Water:

95-17195

LONE MOUNTAIN WATER ASSN INC

10063 NAVION DR

HAYDEN, ID 83835

Point of Diversion NESE

S10 T52N R04W

KOOTENAI County

Source GROUND WATER

Point of Diversion NESE

S10 T52N R04W

KOOTENAI County

Source GROUND WATER

Use: MUNICIPAL

01/01 to 12/31

0.16 CFS 13.2 AF

Total Diversion: 0.16 CFS

Date Filed: 3/7/2018

Place Of Use: MUNICIPAL

T52N R04W S1

L4(NWNW) SWNW NESW NWSW SWSW

T52N R04W S2

L1(NENE) L2(NWNE) SWNE SENE L3(NENW) SWNW SENW NESW NWSW NESE NWSE SWSE SESE

T52N R04W S3 NESE

This amendment of permit is to add a second point of diversion adjacent to the original point of diversion and change the nature of use from domestic to municipal.

The following applications have been filed to appropriate the public waters of the State of Idaho:

95-17523

HOWARD E AND ROBERTA WELCH TRUST

C/O HOWARD & ROBERTA WELCH

8865 E FERNAN LAKE RD

COEUR D ALENE, ID 83814

Point of Diversion NWSW

S10 T50N R03W

KOOTENAI County

Source GROUND WATER

Tributary FERNAN CREEK

Point of Diversion NWSW

S10 T50N R03W

KOOTENAI County

Source UNNAMED STREAM

Tributary FERNAN CREEK

Use: FIRE PROTECTION STORAGE

01/01 to 12/31 29.2 AF

Use: IRRIGATION FROM STORAGE

03/15 to 11/15 159.3 AF

Use: IRRIGATION STORAGE

01/01 to 12/31 159.3 AF

Use: WILDLIFE STORAGE

01/01 to 12/31 29.2 AF

Total Diversion: 188.5 AF

Date Filed: 5/3/2018

Place Of Use: FIRE PROTECTION STORAGE

T50N R03W S10 NESW NWSW

Place Of Use: WILDLIFE STORAGE

T50N R03W S10 NESW NWSW

Place Of Use: IRRIGATION STORAGE

T50N R03W S10 NESW NWSW

Place Of Use: IRRIGATION FROM STORAGE

T50N R03W S9 SENE NESE

T50N R03W S10

SWNW NESW NWSW SWSW SESW

Total Acres: 53.1

95-17529

STEVEN C BUCHAN LIVING TRUST
C / O STEVEN C BUCHAN
PO BOX 2227
HAYDEN, ID 83835
Point of Diversion SESW
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: 5/17/2018
Place Of Use: DOMESTIC
T52N R03W S34
L8(SESW) L8(SWSE)

95-17580

ANTHONY J WESSELS
THERESA M H WESSELS
1912 IVY CT
DENVER, CO 80220
Point of Diversion NESW
S5 T52N R04W
KOOTENAI County
Source TWIN LAKES
Tributary RATHDRUM CREEK
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 6/13/2018
Place Of Use: DOMESTIC
T52N R04W S5 NESW

95-17581

DONAI LIVING TRUST
C/O JERRY J & PAT L DONAI TRS
12102 E 37TH CT
SPOKANE, WA 99206
Point of Diversion L5(SWNW)
S5 T52N R04W
KOOTENAI County
Source TWIN LAKES
Tributary RATHDRUM CREEK
Use: IRRIGATION
03/15 to 11/15 0.01 CFS
Total Diversion: 0.01 CFS
Date Filed: 6/18/2018
Place Of Use: IRRIGATION
T52N R04W S5 L5(SWNW)
Total Acres: 0.1

95-17582

COEUR D ALENE PUBLIC GOLF CLUB INC
2321 W FAIRWAY DR
COEUR D ALENE, ID 83815
Point of Diversion NWSE
S3 T50N R04W
KOOTENAI County
Source GROUND WATER
Point of Diversion SESW
S3 T50N R04W
KOOTENAI County
Source GROUND WATER
Use: IRRIGATION
03/15 to 11/15 1.25 CFS

Total Diversion: 1.25 CFS
Date Filed: 6/14/2018
Place Of Use: IRRIGATION
T50N R04W S3
SWNE NESW SESW NESE NWSE SWSE
Total Acres: 93.5

95-17583

GLENN ADAMS
MARY ADAMS
PO BOX 993
ATHOL, ID 83801
Point of Diversion NESW
S18 T53N R04W
KOOTENAI County
Source SPIRIT LAKE
Tributary SPIRIT CREEK
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 6/22/2018
Place Of Use: DOMESTIC
T53N R04W S18 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 7/23/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 7/5/2018 and 7/12/2018

Alleman, Tammy

From: Alleman, Tammy
Sent: Friday, June 29, 2018 10:04 AM
To: June.Bergquist@deq.idaho.gov; 'Siitari,Kiira'
Cc: 'Anna.Moody@deq.idaho.gov'
Subject: Application for Permit 95-17523
Attachments: 95-17523 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 July 23, 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
208-762-2800 Phone
208-762-2819 Fax*