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IDWR / NORTH

82388

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

Ident. No. 96-9700

- Name of applicant(s) JIM AND/OR MARLANE SCHAPER Phone 208-263-6800  
Mailing address PO BOX 216 City LACLEDE  
State ID ZIP 83841 Email \_\_\_\_\_  
Name connector (check one): ☐ and ☐ or ☐ and/or
- Name of representative, if any \_\_\_\_\_ Phone \_\_\_\_\_  
Mailing address \_\_\_\_\_ City \_\_\_\_\_  
State \_\_\_\_\_ ZIP \_\_\_\_\_ Email \_\_\_\_\_  
  - ☐ 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.
  - ☐ 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.
- Source of water supply RILEY CREEK / SPRING which is a tributary of PEND OREILLE RIVER / SINKS
- Location of point(s) of diversion:

| Twp | Rge | Sec | Govt Lot | 1/4 | 1/4 | 1/4 | County | Source      | Local name or tag # |
|-----|-----|-----|----------|-----|-----|-----|--------|-------------|---------------------|
| 56N | 04W | 12  |          |     | SE  | NE  | BONNER | RILEY CREEK |                     |
| 56N | 04W | 12  |          | NW  | SE  | NE  | BONNER | SPRING      |                     |
|     |     |     |          |     |     |     |        |             |                     |
|     |     |     |          |     |     |     |        |             |                     |

- Water will be used for the following purposes:  
 Amount 0.04 CFS for DOMESTIC purposes from 1/1 to 12/31 (both dates inclusive)  
 (cfs or acre-feet per year)  
 Amount 0.03 CFS for IRRIGATION purposes from 4/1 to 10/31 (both dates inclusive)  
 (cfs or acre-feet per year)  
 Amount 0.02 CFS for STOCKWATER purposes from 12/31 to 1/1 (both dates inclusive)  
 (cfs or acre-feet per year)  
 Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
 (cfs or acre-feet per year)
- Total quantity to be appropriated is (a) 0.09 cubic feet per second (cfs) and/or (b) \_\_\_\_\_ acre-feet per year (af).
- Proposed diverting works:
  - Describe type and size of devices used to divert water from the source. GAS PUMP FROM RILEY CREEK AND GRAVITY FED SYSTEM FROM SPRING
  - 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
  - Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet.
  - Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No
  - If well is already drilled, when? \_\_\_\_\_; drilling firm \_\_\_\_\_; well was drilled for (well owner) \_\_\_\_\_; Drilling Permit No. \_\_\_\_\_

For Department Use

Received by Ja Date 5-23-18 Time \_\_\_\_\_ Preliminary check by \_\_\_\_\_  
 Fee \$ 100.00 Received by Ja Receipt No. N033432 Date 5-23-18

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. 50
  - 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.

| TWP | RGE | SEC | NE  |    |    |     | NW |    |    |    | SW |    |    |    | SE |    |    |    | TOTALS |
|-----|-----|-----|-----|----|----|-----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE  | NW | SW | SE  | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 56N | 04W | 12  | D/S |    |    | D/S |    |    |    |    |    |    |    |    |    |    |    |    | 1      |
|     |     |     | 0.3 |    |    | 0.7 |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |    |        |

Total number of acres to be irrigated: 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? \_\_\_\_\_
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 PLANS TO USE WATER FROM SPRING AND CREEK IN COMMON SYSTEM FOR USE IN HOME, IRRIGATION, AND STOCKWATERING
13. Time required for completion of works and application of water to proposed beneficial use is 5 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.

Marlane Schaper  
Signature of Applicant

MARLANE SCHAPER

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





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

May 31, 2018

JIM SCHAPER  
MARLANE SCHAPER  
PO BOX 216  
LACLEDE, ID 83841

Applications For Permit No. 96-9700 & 96-9701

Dear Applicants:

The Department of Water Resources has received your water right applications. Please refer to the numbers referenced above in all future correspondence regarding this application.

A legal notice of these applications has been prepared and is scheduled for publication in the PRIEST RIVER TIMES on 6/6/2018 and 6/13/2018. Protests to these applications may be submitted for a period ending ten (10) days after the second publication.

If the application(s) is/are 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 are not protested, the Department will process your applications and notify you of any action taken on the applications. If your applications are approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding these applications.

Sincerely,

Tammy Alleman  
Administrative Assistant

## Alleman, Tammy

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**From:** Alleman, Tammy  
**Sent:** Thursday, May 31, 2018 9:44 AM  
**To:** June.Bergquist@deq.idaho.gov; 'Siitari,Kiira'  
**Cc:** 'Anna.Moody@deq.idaho.gov'  
**Subject:** 96-9700 & 96-9701 Applications for Permit  
**Attachments:** 96-9700 Application for Permit.pdf; 96-9701 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 applications. You can find a copy 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 these 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 these applications, 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 these applications is June 25, 2018.

Please contact the Northern Region Office at (208) 772-2800 if you have any questions regarding these 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](mailto:Tammy.Alleman@idwr.idaho.gov)  
208-762-2800 Phone  
208-762-2819 Fax*

## **Alleman, Tammy**

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**From:** Alleman, Tammy  
**Sent:** Thursday, May 31, 2018 9:28 AM  
**To:** 'PRTIMES@PRIESTRIVERTIMES.COM'  
**Cc:** 'LEGALS@CDAPRESS.COM'  
**Subject:** Legal Notice for Priest River Times  
**Attachments:** 96-9700 & 96-9701 Legal Notice.doc

Please publish the enclosed legal notice in the **Priest River Times** on the dates indicated June 6<sup>th</sup> & June 13<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 6/25/2018. 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:

**96-9700**

JIM SCHAPER  
MARLANE SCHAPER  
PO BOX 216  
LACLEDE, ID 83841  
Point of Diversion SENE  
S12 T56N R04W  
BONNER County  
Source RILEY CREEK  
Tributary PEND OREILLE RIVER  
Point of Diversion NWSENE  
S12 T56N R04W  
BONNER County  
Source SPRING  
Tributary SINKS  
Use: DOMESTIC  
01/01 to 12/31 0.04 CFS  
Use: IRRIGATION  
04/01 to 10/31 0.03 CFS  
Use: STOCKWATER  
01/01 to 12/31 0.02 CFS  
Total Diversion: 0.09 CFS  
Date Filed: 5/23/2018  
Place Of Use: DOMESTIC  
T56N R04W S12 NENE SENE  
Place Of Use: IRRIGATION  
T56N R04W S12 NENE SENE  
Place Of Use: STOCKWATER  
T56N R04W S12 NENE SENE  
Total Acres: 1

**96-9701**

JIM SCHAPER  
MARLANE SCHAPER  
PO BOX 216  
LACLEDE, ID 83841  
Point of Diversion NESE  
S1 T56N R04W  
BONNER County  
Source RILEY CREEK  
Tributary PEND OREILLE RIVER  
Use: DOMESTIC  
01/01 to 12/31 0.04 CFS  
Use: IRRIGATION  
04/01 to 10/31 0.03 CFS  
Use: STOCKWATER  
01/01 to 12/31 0.02 CFS  
Total Diversion: 0.09 CFS  
Date Filed: 5/23/2018  
Place Of Use: DOMESTIC  
T56N R04W S1 SESE  
Place Of Use: IRRIGATION  
T56N R04W S1 SESE  
Place Of Use: STOCKWATER  
T56N R04W S1 SESE  
Total Acres: 1

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 6/25/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 6/7/2018 and 6/14/2018