

RECEIVED

FORM 202 Rev. 09/16

DEC 21 2017

81978

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

Ident. No. 96-9684

IDWR / NORTH

1. Name of applicant(s) Loyal Amstutz Phone 208-255-3211
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 81 Hornby Creek Rd City Sandpoint
 State Idaho ZIP 83864 Email ldamstutz@gmail.com
2. Name of representative, if any Foresite Engineering C/O Ryan Fobes Phone 208-714-6866
 Mailing address 418 E. Lakeside Ave. #219 City Coeur d'Alene
 State Idaho ZIP 83814 Email ryan@foresite.solutions
- 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 GROUND WATER which is a tributary of SINK
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
57N	02W	30	1		NW	NW	BONNER	GROUNDWATER	

5. Water will be used for the following purposes:
- Amount 1.6 AF for WILDLIFE STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 1.6 AF for AESTHETIC STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 1.6 AF for FIRE PROTECTION STRG 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)
6. Total quantity to be appropriated is (a) _____ cubic feet per second (cfs) and/or (b) 1.6 acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. ON STREAM POND WITH EXCAVATED POND.
- b. Height of storage dam 1 feet; active reservoir capacity 1.4 acre-feet; total reservoir capacity 1.4 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 \$ _____ Received by _____ Receipt No. _____ Date _____

2nd Revision

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	
57N	02W	30						F,J											
								W											
								GL1											

Total number of acres to be irrigated: 0

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. Existing pond, no planned improvements.

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)

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State Idaho ZIP 83864 Email ldamstutz@gmail.com
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- 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 \$ _____ Receipted by _____ Receipt No. _____ Date _____

1st Revision

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](#).
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								W											
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Total number of acres to be irrigated: 0

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For Department Use

Received by JA Date 10/20/17 Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by JA Receipt No. N032997 Date 10/20/17

Original Application

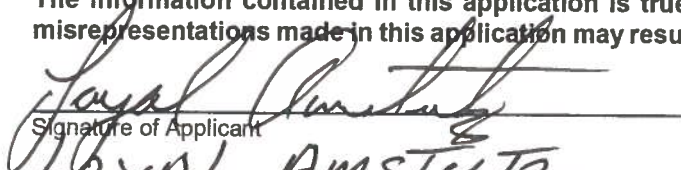
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 Signature of Applicant
LOYAL AMSTUTZ
 Print Name (and title, if applicable)

 Signature of Applicant

 Print Name (and title, if applicable)

Total Storage Calculations

FILE NUMBER	XX-XXXXX
REVIEWER	Joe Agent
DATE	1/1/2000

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.)	0.2	"Surface Area" is automatically carried over from the "Seepage Loss" sheet.
Average Pond Depth (FT.)	7	"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)	1.4	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. 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.
Multiple Fill Volume Above Initial Fill to Fulfill From Storage Needs- "Multiple Fills" (AF)	0	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). Note: You must have a " <u>From Storage</u> " component exceeding the initial fill on the permit to include a volume in this space.
Estimated Seepage Loss (AF)	0.0	The "Estimated Seepage Loss" is automatically carried over from the "Seepage Loss" sheet.
Estimated Evaporation Loss (AF)	0.2	The "Estimated Evaporation Loss" is automatically carried over from the "Evaporation Loss" sheet.
Total Volume Required (AF)	1.6	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.



RECEIVED
OCT 23 2017
IDWR/NORTH

MEMORANDUM

To: Water Right Application for Loyal Amstutz

From: Adam Frederick *AF*

Date: 12/22/2017

Re: Application for a Permit to Appropriate Water within the State of Idaho.

An incomplete application was received on 10/20/2017 because it did not have a map. On 10/23/2017 the applicant's representative, Ryan Fobes, returned to the office with a map. Priority date will be moved up to 10/23/2017. During data entry of application, it was determined the application identified the incorrect Range on the POD. A corrected application showing Range 02W instead of 03W was received on 12/8/2017. During review of that application it was found that the incorrect section was used to identify the POU. A corrected application was received on 12/21/2017 showing the correct section as 30. The priority date will not be advanced for the corrections because it was a complete application as of 10/23/2017.



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

December 26, 2017

LOYAL AMSTUTZ
81 HORNBY CREEK RD
SANDPOINT, ID 83864

Application For Permit No. 96-9684

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 BONNER COUNTY DAILY BEE on 1/4/2018 and 1/11/2018. 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

CC:

FORESITE ENGINEERING
C/O RYAN FOBES
418 E LAKESIDE AVE #01
COEUR D ALENE, ID 83814

Alleman, Tammy

From: Alleman, Tammy
Sent: Tuesday, December 26, 2017 1:07 PM
To: 'BCDBLEGALS@CDAPRESS.COM'
Subject: Application for Permit No. 96-9684, 96-9689
Attachments: 96-9684 & 96-9689 Legal Notice.doc

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated, January 4th & January 11th, 2018 (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 1/22/2018. Your cooperation is appreciated.

Sincerely,

Tammy Alleman

*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:

96-9684

LOYAL AMSTUTZ

81 HORNBY CREEK RD

SANDPOINT, ID 83864

Point of Diversion L1(NWNW)

S30 T57N R02W

BONNER County

Source GROUND WATER

Use: AESTHETIC STORAGE

01/01 to 12/31 1.6 AF

Use: FIRE PROTECTION STORAGE

01/01 to 12/31 1.6 AF

Use: WILDLIFE STORAGE

01/01 to 12/31 1.6 AF

Total Diversion: 1.6 AF

Date Filed: 10/20/2017

Place Of Use: WILDLIFE STORAGE

T57N R02W S30 L1(NWNW)

Place Of Use: AESTHETIC STORAGE

T57N R02W S30 L1(NWNW)

Place Of Use: FIRE PROTECTION STORAGE

T57N R02W S30 L1(NWNW)

96-9689

MICHAEL & MICHELLE COURTEAU

311 W MONTGOMERY PL

POST FALLS, ID 83854

Point of Diversion L2(NWNE)

S2 T54N R03W

BONNER County

Source UNNAMED STREAM

Tributary COCOLALLA CREEK

Use: DOMESTIC

01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 12/19/2017

Place Of Use: DOMESTIC

T54N R03W S2 L2(NWNE)

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 Mineral Drive, Suite 100, Coeur D' Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 1/22/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 1/4/2018 and 1/11/2018

Alleman, Tammy

From: Alleman, Tammy
Sent: Tuesday, December 26, 2017 1:29 PM
To: 'Siitari,Kiira'
Subject: Application for Permit 96-9684
Attachments: 96-9684 Application.pdf

Dear Idaho Department of Fish & Game:

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 the 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 this 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 this application is January 22nd, 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*

Alleman, Tammy

From: Alleman, Tammy
Sent: Tuesday, December 26, 2017 1:27 PM
To: June.Bergquist@deq.idaho.gov
Cc: 'Anna.Moody@deq.idaho.gov'
Subject: Application for Permit 96-9684
Attachments: 96-9684 Application.pdf

Dear Department of Environmental Quality:

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>.

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Please contact the Northern Region Office at (208) 772-2800 if you have any questions regarding the application.

Thank you,

Tammy

*Tammy Alleman
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