

RECEIVED
JUL 28 2017

FORM 2017 Rev. 07/16

RECEIVED
AUG 17 2017

IDWR/NORTHERN

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

Ident. No. _____

1. Name of applicant(s) Thomas F &/or Barbara A Mildner Phone 503 780-6403
 Mailing address 30487 Hwy 97, Harrison ID 83833 Email MildnerT@cintas.com
 Name connector (check one): ☐ and ☐ or ☐ and/or
2. Name of representative, if any Bob Haynes Phone 208 660-4861
 Mailing address 2571 S Reynolds RD Coeur d'Alene ID 83814 Email See remarks
- 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 providing authority to sign for the applicant.
3. Source of water supply Lake Coeur d'Alene which is a tributary of Spokane River
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
49N	3W	30			NW	SW	Kootenai	Lake Coeur d'Alene	

5. Water will be used for the following purposes:
- Amount 0.04 for Irrigation purposes from 4-1 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. Pump and automatic sprinkler system
- 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 11. 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 \$ _____ Receipted by _____ Receipt No. _____ Date _____

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	
49N	3W	30										1							1

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? None

11. a. Who owns the property at the point of diversion? State of Idaho

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: IDL Permit ERL-95-S-1229

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Amount applied for exceeds what is normally approved by IDWR by 0.01cfs to permit using fewer sprinkler circuits and shorten the total amount of time that the system runs. Kootenai county parcels 49N03W305890, 49N03W305900, & 49N03W305930 encompass the area irrigated.

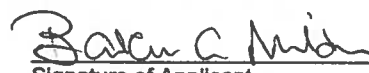
Email Address for Bob Haynes is bob@idahowaterengineering.com

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
Thomas F. Mildner
Print Name (and title, if applicable)


Signature of Applicant
Barbara A. Mildner
Print Name (and title, if applicable)

Aug 14 2017

RE: Rule 35 Incomplete App for
Permit - No Fee & Incomplete
Legal Desc.

RECEIVED

AUG 17 2017

IDWR/NORTHERN

Shawn,

Bob Hays is representing me
in this matter & has paid the
fee & corrected the legal description.

I am returning the application
in its entirety.

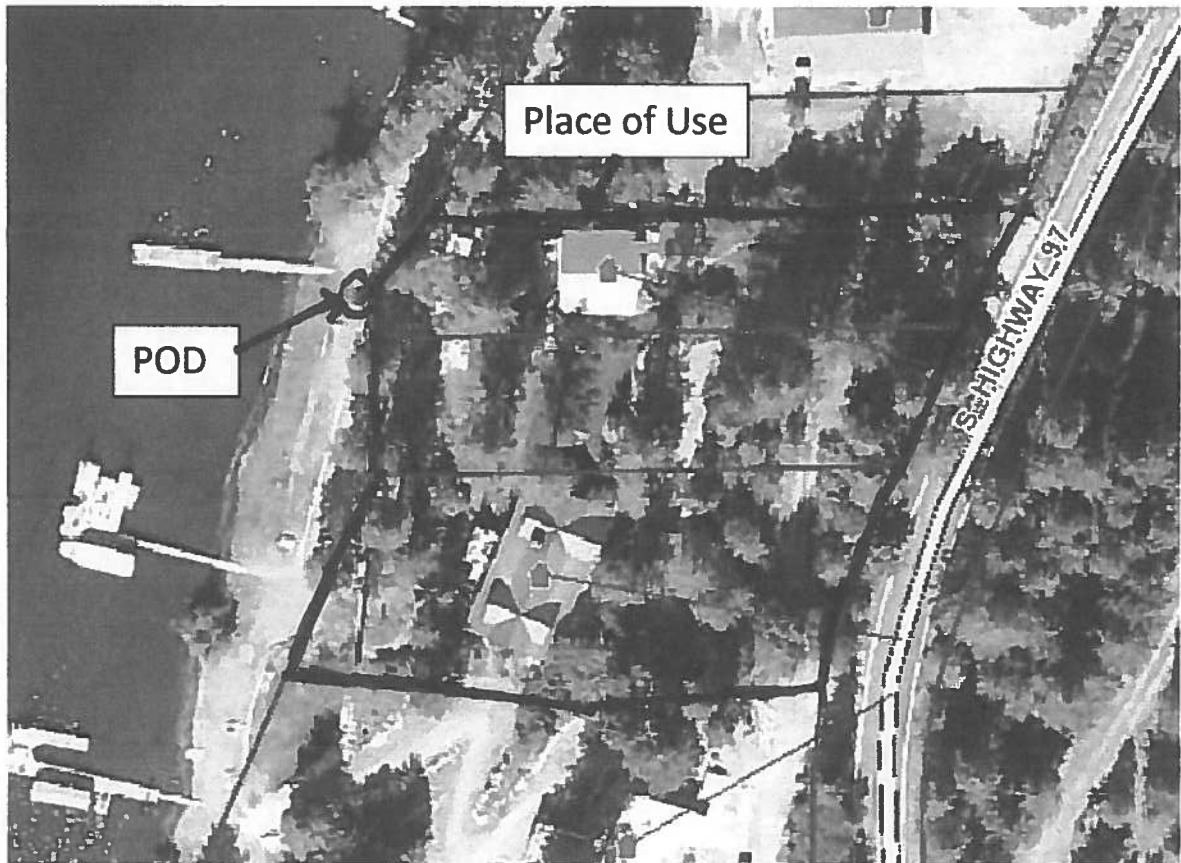
Thank you.

Tom Milder

503 780 6403

Mildner Application for Permit

T49N R3W 30 NWSW

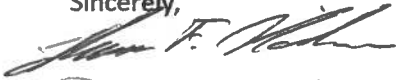


July 10, 2017

To Whom It May Concern:

We, Thomas F & Barbara A Mildner, have secured the services of Bob Haynes to assist in the process of acquiring water rights. By this letter we authorize him to sign our application and provide additional information to the Department of Resources which may be required to complete the application for permit.

Sincerely,



Title



Brown

7/21/60 JSD



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

August 10, 2017

Thomas F. Mildner or Barbara A. Mildner
30487 HWY 97
Harrison, ID 83833

RE: Rule 35 Incomplete Application for Permit—No Fee & Incorrect Legal Description

Dear Mr. and Mrs. Mildner:

Idaho Department of Water Resources (IDWR) received an additional map and payment of the \$100 fee for your incomplete Application for Permit on August 10, 2017. The map and fee payment were provided by Bob Haynes. A copy of the Application with the new map and the fee payment information is enclosed.

Please return the original Application mailed to you on April 4, 2017 to my attention at the above address.

I can be reached at (208) 762-2816 If you have any questions.

Respectfully,

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

Enclosure

Copy of Application with fee payment information and labeled IDWR Map

RECEIVED

AUG - 9 2017

81849

RECEIVED
FORM 2012 Rev. 07/16
JUL 28 2017

IDWR/NORTHERN

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Ident. No. 95-17357

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Thomas F &/or Barbara A Mildner Phone 503 780-6403
 Name connector (check one): ☐ and ☐ or ☐ and/or
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 Mailing address 2571 S Reynolds RD Coeur d'Alene ID 83814 Email See remarks
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
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☒ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant.
3. Source of water supply Lake Coeur d'Alene which is a tributary of Spokane River
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
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- 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 cm Date 8-9-17 Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by cm Receipt No. N032855 Date 8-9-17

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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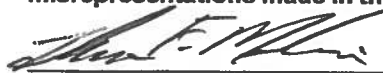
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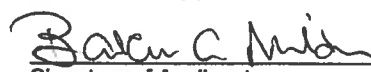
TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
49N	3W	30										1							1

Total number of acres to be irrigated: 1

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Email Address for Bob Haynes is bob@idahowaterengineering.com
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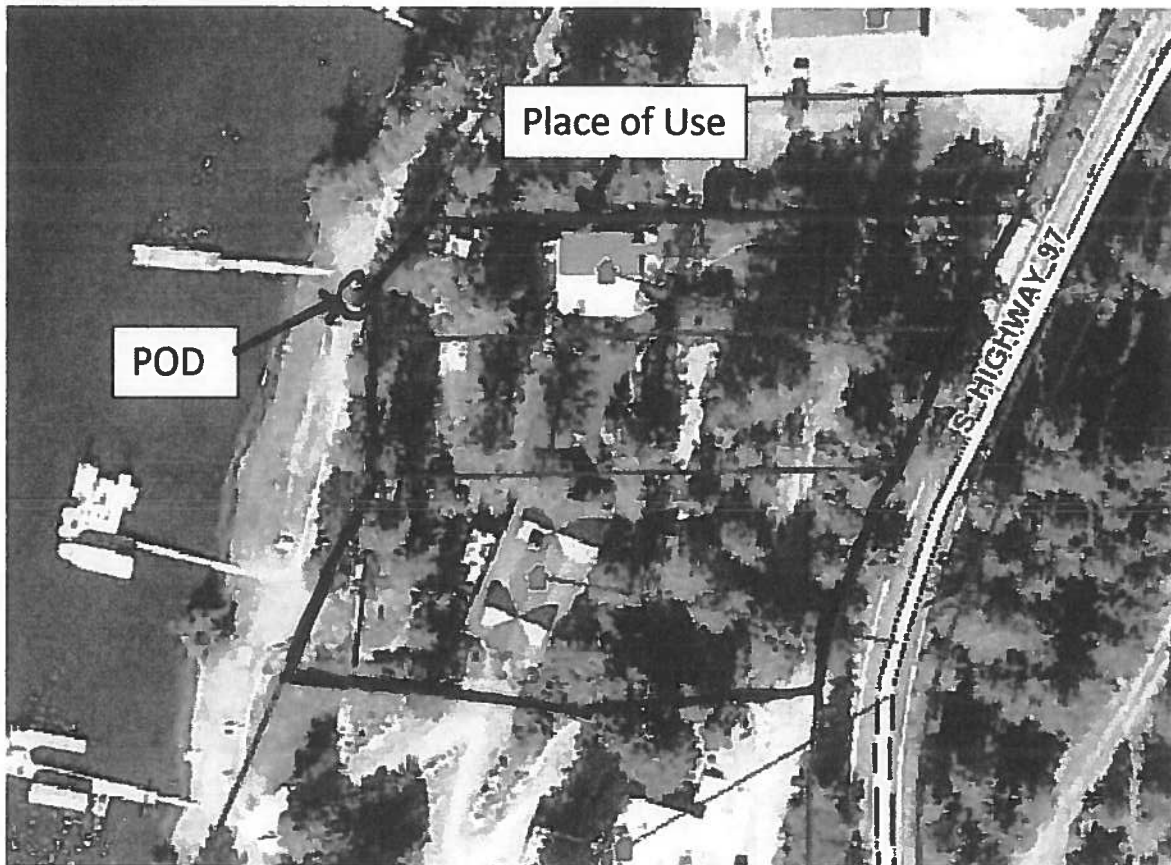
The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.


Signature of Applicant
Thomas F. Mildner
Print Name (and title, if applicable)


Signature of Applicant
Barbara A. Mildner
Print Name (and title, if applicable)

Mildner Application for Permit

T49N R3W 30 NWSW

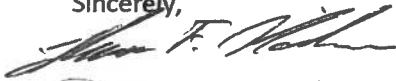


July 10, 2017

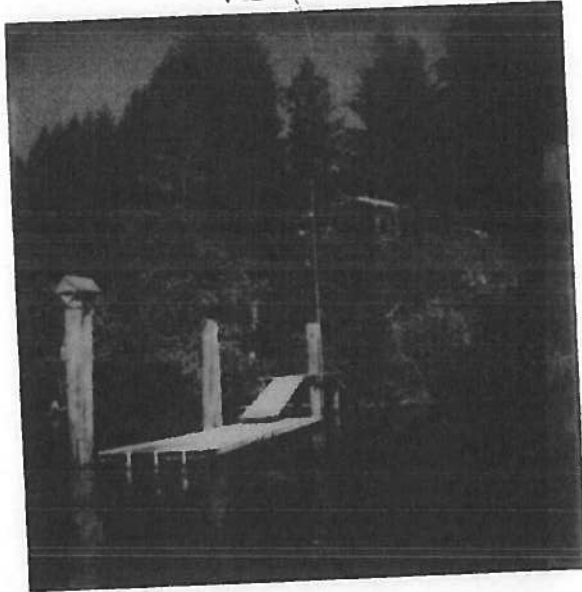
To Whom It May Concern:

We, Thomas F & Barbara A Mildner, have secured the services of Bob Haynes to assist in the process of acquiring water rights. By this letter we authorize him to sign our application and provide additional information to the Department of Resources which may be required to complete the application for permit.

Sincerely,



Title



Brown

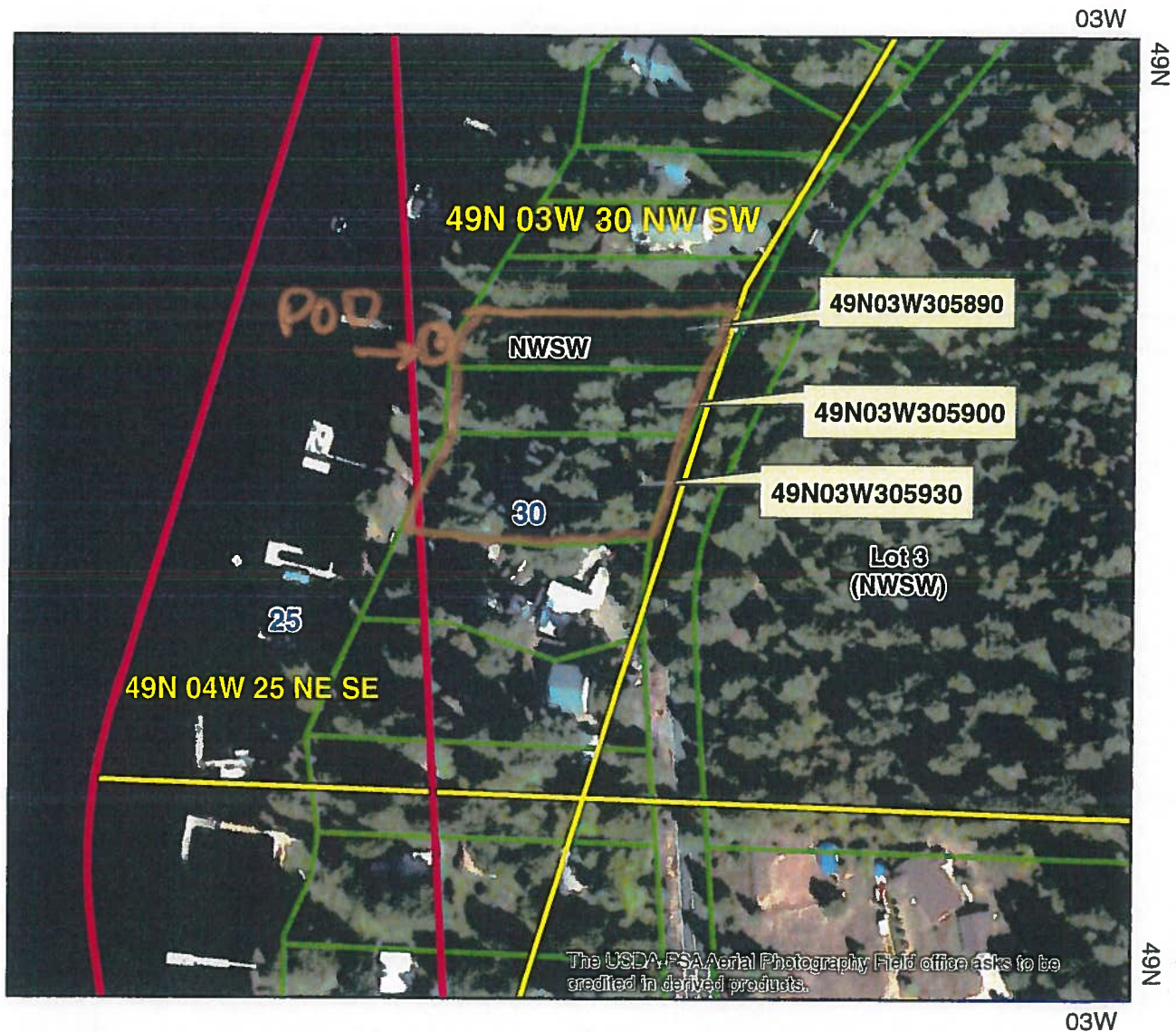
7/21/60 JSD

State of Idaho
Department of Water Resources
Application For Permit
96-XXXXX

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AUG 09 2017

IDWR/NORTHERN



- Townships
- PLS Sections
- Taxlots



Tax parcel information provided by 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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 4, 2017

Time Sensitive Response Required 9/4/2017

Thomas F. Mildner or Barbara A. Mildner
30487 HWY 97
Harrison ID 83814

RE: Rule 35 Incomplete Application for Permit--No Fee & Incorrect Legal Description

Dear Mr. and Mrs. Mildner:

Idaho Department of Water Resources (IDWR) received your incomplete Application for Permit on July 28, 2017 for 04 Cubic Feet Per Second (CFS) using Lake Coeur d'Alene for Irrigation purposes on Kootenai County parcel 49N03W305930 and two other parcels. Your incomplete Application is enclosed. \$100 fee payment, correction and completion of the Application with correct legal descriptions, and labeling of an Application map is required before IDWR can publish accurate legal notices.

Idaho Administrative Code (Rule 35 Water Appropriation Rules IDAPA 37.03.08) requires that the legal description of the Point of Diversion and Place of Use be described to include the correct Quarter Quarter(s) on both the Application (line 4 & line 9) and accompanying map. Your Application and the map do not include the correct Quarter Quarters for the Point of Diversion or Place of Use.

Please telephone me for assistance to submit the completed Application with the correct information or contact me for an appointment at the IDWR Northern Region office by September 4, 2017. I can describe how to use the enclosed IDWR map to complete the Application. Please submit a written request if you need additional time to provide the information. IDWR can grant additional time upon a showing of good cause for the delay.

I can be reached at (208) 762-2816.

Respectfully,

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

Enclosures
Incomplete Application with labeled IDWR Map



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

September 13, 2017

THOMAS F & BARBARA A MILDNER
30487 S HWY 97
HARRISON, ID 83833

Application For Permit No. 95-17357

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 9/21/2017 and 9/28/2017. 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 the Northern Regional Office at (208) 762-2800 if you have any questions regarding the application.

Sincerely,

Tammy Alleman
Administrative Assistant

CC:
BOB HAYNES
2571 S REYNOLDS RD
COEUR D ALENE, ID 83814

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, September 13, 2017 2:37 PM
To: 'LEGALS@CDAPRESS.COM'
Subject: Application for Permit No. 95-17357, 95-17361
Attachments: 092117 & 092817.doc

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues), September 21st and 28th, 2017. 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 10/10/2017. 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 appropriate the public waters of the State of Idaho:
95-17357

THOMAS F MILDNER
BARBARA A MILDNER
30487 S HWY 97
HARRISON, ID 83833
Point of Diversion NWSW
S30 T49N R03W
KOOTENAI County
Source COEUR D ALENE LAKE
Use: IRRIGATION
03/15 to 11/15 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 8/9/2017
Place Of Use: IRRIGATION
T49N R03W S30 NWSW
Total Acres: 1

95-17361

LAKE LARSON PROPERTIES LLC
9723 W GEORGE LN
POST FALLS, ID 83854
Point of Diversion L4(NWSW)
S14 T48N R04W
KOOTENAI County
Source COEUR D ALENE LAKE
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 8/14/2017
Place Of Use: DOMESTIC
T48N R04W S14 L4(NWSW)

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 10/10/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 9/21/2017 and 9/28/2017

Alleman, Tammy

From: Alleman, Tammy
Sent: Tuesday, September 19, 2017 3:27 PM
To: 'Anna.Moody@deq.idaho.gov'; June.Bergquist@deq.idaho.gov; 'Siitari,Kiira'
Subject: Application for Permit 95-17357
Attachments: 95-17357.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(s). 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 application(s) 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 October 10th, 2017.**

Please contact the Northern Region office 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*