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81514

FD-1000 (Rev. 09-10)

Ident. No.

84-12288

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

1. Name of applicant(s) John Stemrich Sandra Stemrich Phone 208-476-5853
Name connector (check one): ☐ and ☐ or ☒ and/or
Mailing address 5321 Harmony Heights Loop City Orofino
State ID ZIP 83544 Email stemrich@peoplepc.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 SPRING which is a tributary of WHISKEY CREEK
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
36N	02E	3	2	NE	SW	NW	CLEARWATER	SPRING	

5. 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 _____ 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. EASEMENT TO SPRING FOR DOMESTIC USE
- 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 [Signature] Date 3/15/17 Time _____ Preliminary check by _____
Fee \$ 100.00 Received by [Signature] Receipt No. N032441 Date 3/15/17

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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
 - Other; describe fully. DOMESTIC WITH 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	
36N	02E	3							D										
									GL2										

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? _____
11. a. Who owns the property at the point of diversion? SARA & ALBERT RICKARD
- 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: EASEMENT
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. APPLICANT HAS EASEMENT TO USE SPRING FROM NEIGHBORS PROPERTY. SPRING IS USED FOR DOMESTIC USE IN HOME WITH UP TO 1/2 ACRE OF IRRIGATION.
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
John Stemrich
 Print Name (and title, if applicable)


 Signature of Applicant
Sandra Stemrich
 Print Name (and title, if applicable)

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STEMRICH APPLICATION MAP



Legend

- Taxlots
- Township/Range
- Sections
- QQ

0 0.0275 0.055 0.11 Miles



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WARRANTY DEED

John Stemrich and Sandra Stemrich, husband and wife, hereinafter called the Grantor, in and for good and valuable consideration, the receipt of which is hereby acknowledged, do hereby GRANT, CONVEY, and WARRANT to Carl Stemrich and Elizabeth Stemrich, husband and wife, whose address is 1365 Musselshell Road, Weippe, ID 83553, all right, title and interest in the following described real property:

SITUATE IN THE COUNTY OF CLEARWATER, STATE OF IDAHO, to-wit:

Beginning at a point where the South line of Lot 2 West of the former Nez Perce Indian Reservation Line intersects the section Line between Sections 3 and 4 of Township 36 North, Range 2 East, Boise Meridian; thence East along the South line of said Lot 2, a distance of 672 feet to a point; thence North and at right angles to the previous course, a distance of 608 feet to a point; thence East and at right angles to the previous course, a distance of 300 feet, more or less, to a point on the West right of way line of the county road (known as the Whiskey Creek County Road), which point is the point of beginning; thence West, a distance of 14 feet to a point; thence North and at right angles to the previous course, a distance of 290 feet to a point; thence East and at right angles to the previous course, a distance of 256 feet to a point on the West right of way line of the above mentioned Whiskey Creek County Road; thence Southwesterly along the said West right of way line, a distance of 524 feet, more or less, to the point of beginning; all being in Section 3, Township 36 North, Range 2 East, Boise Meridian.

EXCEPTING:

Beginning at the Northeast corner of the already described property, as it follows the Whiskey Creek County Road at a point of beginning, 112 feet West to a point; thence Southwardly 75 feet to a point; thence Southeasterly 85 feet to a point; thence North along the above Whiskey Creek County Road 140 feet to the point of beginning.

ALSO EXCEPTING;

The right of way of the Grangemont Highway.

TOGETHER WITH:

The following right and easement; namely: A Right to a certain spring of water located a distance of 500 feet, more or less, in a Northwesterly direction from the northwest corner of the property hereby conveyed, together with the right of entering upon said lands for the purpose of constructing and maintaining a pipe line for conducting the water from the said spring to the property hereby conveyed, hereby conveying to the party of the second part the free and unrestricted right to obtain from the said spring so much water as may be necessary to supply the needs of the said party of the second part.

SUBJECT TO: Easement granted to Orofino Creek-Whiskey Creek Water and Sewer District, recorded June 20, 1983, as Instrument No. 134980.

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TO HAVE AND TO HOLD the said premises with their appurtenances, unto the said Grantee and to the Grantee's heirs and assigns forever. The Grantor does hereby covenant to and with the Grantee, that the described real property is free from all encumbrances, except as above described, and that Grantor will warranty and forever defend the title thereto against all lawful claims and demands whatsoever.

DATED this 10 day of February, 2017.


JOHN STEMRICH

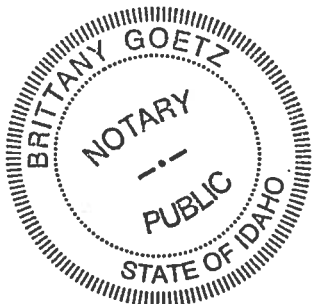

SANDRA STEMRICH

STATE OF IDAHO)
) ss.
County of Clearwater)

On this 10 day of February, 2017, before me, the undersigned Notary Public, personally appeared John Stemrich and Sandra Stemrich, husband and wife, known or identified to me to be the person(s) who executed the within instrument and acknowledged to me that he/she/they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

(NOTARY SEAL)




NOTARY PUBLIC FOR IDAHO
Commission expires: 8/01/17

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, March 28, 2017 4:32 PM
To: Legal Notices-Clearwater Tribune
Cc: Case, Morgan; Frederick, Adam
Subject: Application for Permit No. 84-12288
Attachments: LegalNotice 03-28-17 CT 84-12288.doc

Hi, Marcie and Andrea:

Please publish the attached legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

This should be very close to press ready – for 2-column, 9pt. I don't have straight Times font so I've used Times New Roman. Hope you can make whatever adjustments you need. Aside from that, it might even be close enough to just copy and paste, with very little modification.

Please note the area(s) under **USE** containing dates and water amounts that are offset and lined up. Our legal should appear in this format.

Please also send a proof/preview copy for my review before this actually goes to press.

If you have any questions, please contact me as early as possible.

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 4/24/2017. Your cooperation is appreciated. It's always a pleasure to work with you. Thanks for all your great help.

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
208-762-2800 Fax 208-762-2819

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

84-12288

JOHN STEMRICH

SANDRA STEMRICH

5321 HARMONY HEIGHTS LOOP

OROFINO, ID 83544

Point of Diversion L2(NESWNW) S3 T36N R02E

CLEARWATER County

Source SPRING tributary WHISKEY CREEK

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 3/15/2017

Place of Use: DOMESTIC T36N R02E S3 L2(SWNW)

Domestic use is for 1 home with irrigation of up to 1/2 acre.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208) 762-2800; or for a full description of the right(s), please see:

<http://www.idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/>.

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 4/24/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 4/6/2017 and 4/13/2017



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 28, 2017

JOHN STEMRICH
SANDRA STEMRICH
5321 HARMONY HEIGHTS LOOP
OROFINO, ID 83544

Application For Permit No. 84-12288

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 CLEARWATER TRIBUNE on 4/6/2017 and 4/13/2017. 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 this office if you have any questions regarding the application.

Sincerely,

Adam Frederick

Adam Frederick
Senior Water Resource Agent

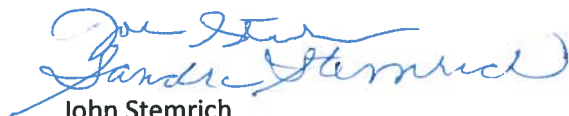
Receipt # 15032441

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3/7/2017

State of Idaho
Department of Water Resources

Attached is a copy of the current Warranty Deed for property located at 45 Driftwood Ln, Orofino, ID for which we are submitting the application. We are in the process of selling the property, but will be holding the mortgage for the next seven years. Please feel free to call if there are any further questions.

A handwritten signature in blue ink, appearing to read "John Stemrich", is written over a printed name.

John Stemrich
Sandra Stemrich
5321 Harmony Heights Lp
Orofino, ID 83544
(208-476-5853