

81404

## DEPARTMENT OF WATER RESOURCES

**AMENDED****APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) H30 ADAM WATER ASSOCIATION Phone 208-400-0726  
 Name connector (check one): ☐ and ☐ or ☐ and/or  
 Mailing address 13728 W 2ND AVE City OROFINO  
 State ID ZIP 83544 Email RHERMAN@SUDDENLINK.NET
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 ADAMS 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 # |
|-----|-----|-----|----------|-----|-----|-----|--------|--------|---------------------|
| 27N | 03E | 23  | 1        | NW  | NE  | SE  | IDAHO  | SPRING |                     |
|     |     |     |          |     |     |     |        |        |                     |
|     |     |     |          |     |     |     |        |        |                     |
|     |     |     |          |     |     |     |        |        |                     |

5. Water will be used for the following purposes:
- Amount 0.02 CFS for DOMESTIC purposes from 1/1 to 12/31 (both dates inclusive)  
 (cfs or acre-feet per year)
- Amount 0.02 CFS for STOCKWATER 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)
6. Total quantity to be appropriated is (a) 0.02 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. 2FT X 2FT SPRING BOX, STORAGE TANK AND WATER LINE
- 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 \_\_\_\_\_ Date \_\_\_\_\_ Time \_\_\_\_\_ Preliminary check by \_\_\_\_\_  
 Fee \$ 100.00 Receipted by \_\_\_\_\_ Receipt No. N032305 Date 12-1-2016

w/ original application

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 JAN 19 2017  
 IDWR/NORTHERN

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in kW. \_\_\_\_\_
- b. Stockwatering; list number and kind of livestock. 4 HORSES AND 2 RANGE CATTLE
- c. Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
- d. Domestic; show number of households 2
- e. Other; describe fully. \_\_\_\_\_

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. 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  |        |
| 27N | 03E | 23  |    |    |    |    |    |    |    |    |    |     |     |    | D/S |    |    | D/S |        |
|     |     |     |    |    |    |    |    |    |    |    |    |     |     |    |     |    |    |     |        |
| 27N | 03E | 24  |    |    |    |    |    |    |    |    |    | D/S | D/S |    |     |    |    |     |        |
|     |     |     |    |    |    |    |    |    |    |    |    |     |     |    |     |    |    |     |        |
|     |     |     |    |    |    |    |    |    |    |    |    |     |     |    |     |    |    |     |        |

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? US FOREST SERVICE

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: APPLICATION FOR PERMIT IS ATTACHED

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. AFTER OBTAINING PERMIT FROM FOREST SERVICE, USE SPRING WATER TO SERVE 2 CABINS AND FOR 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.

Rita Herman  
Signature of Applicant

RITA HERMAN  
Print Name (and title, if applicable)

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Print Name (and title, if applicable)

## H30 ADAMS APPLICATION MAP



## Legend

-  Taxlots
-  Township/Range
-  Sections
-  QQ

0 0.0425 0.085 0.17 Miles



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Ident. No. \_\_\_\_\_

FORM 202 11/13  
DEC 01 2015STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

IDWR / NORTH

## APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) 130 Adams Water Association Phone 208 400 0726  
 Name connector (check one): ☐ and ☐ or ☐ and/or  
 Mailing address 13728 West Second Ave City OROFINO  
 State ID Zip 83544 Email pherman@ suddenlink.net  
 2. Source of water supply GROUND WATER which is a tributary of SLIKS  
 3. Location of point(s) of diversion:

| TWP | RGE | SEC | Govt Lot | 1/4 | 1/4 | 1/4 | County | Source       | Local name or tag # |
|-----|-----|-----|----------|-----|-----|-----|--------|--------------|---------------------|
| 27N | 3E  | 23  | 1        |     | SE  | NE  | IDAHO  | GROUND WATER |                     |
|     |     |     |          |     |     |     |        |              |                     |
|     |     |     |          |     |     |     |        |              |                     |
|     |     |     |          |     |     |     |        |              |                     |

4. Water will be used for the following purposes:  
 Amount 0.02 CFS for Domestic & Stock 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)  
 5. Total quantity to be appropriated is (a) \_\_\_\_\_ cubic feet per second (cfs) and/or (b) \_\_\_\_\_ acre feet per year (af).  
 6. Proposed diverting works:  
 a. Describe type and size of devices used to divert water from the source. 2 FT X 2 FT Spring Box,  
Storage Tank & Transmission Line  
 b. Height of storage dam X feet; active reservoir capacity X acre-feet; total reservoir capacity  
X 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 OR reservoirs with a total 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 X inches; proposed depth of well is X feet.  
 d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No  
 e. If well is already drilled, when? X; drilling firm X;  
 well was drilled for (well owner) X; Drilling Permit No. X  
 7. Description of proposed uses (if irrigation only, go to item 8):  
 a. Hydropower; show total feet of head and proposed capacity in kW. X  
 b. Stockwatering; list number and kind of livestock. 4 HORSES & 2 RANGE CATTLE  
 c. Municipal; complete and attach the Municipal Water Right Application Checklist.  
 d. Domestic; show number of households 2 If Vickie Builds cabin - 1 if she does NOT  
 e. Other; describe fully. \_\_\_\_\_

SUPERSEDED

8. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. 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 |        |
| 27N | 3E  | 23  |    |    |    |    |    |    |    |    |    |    |    |    | D+S |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |     |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |     |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |     |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |     |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |     |    |    |    |        |

Total number of acres to be irrigated: N/A

9. 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?

No other water rights

10. a. Who owns the property at the point of diversion? US Forest Service
- b. Who owns the land to be irrigated or place of use? \_\_\_\_\_
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

Application For Permit is Attached

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.

After obtaining permit from Forest Service - use ground water from a spring box and diverting through transmission line through our property. Hope to complete summer of 2017.  
\* Sinks in late summer - otherwise drains into Adams Creek

12. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

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.

\* Rita Herman  
Signature of Applicant

Signature of Applicant

Rita Herman  
Print Name (and title, if applicable)

Print Name (and title, if applicable)

\* See Attached Water User Association Agreement

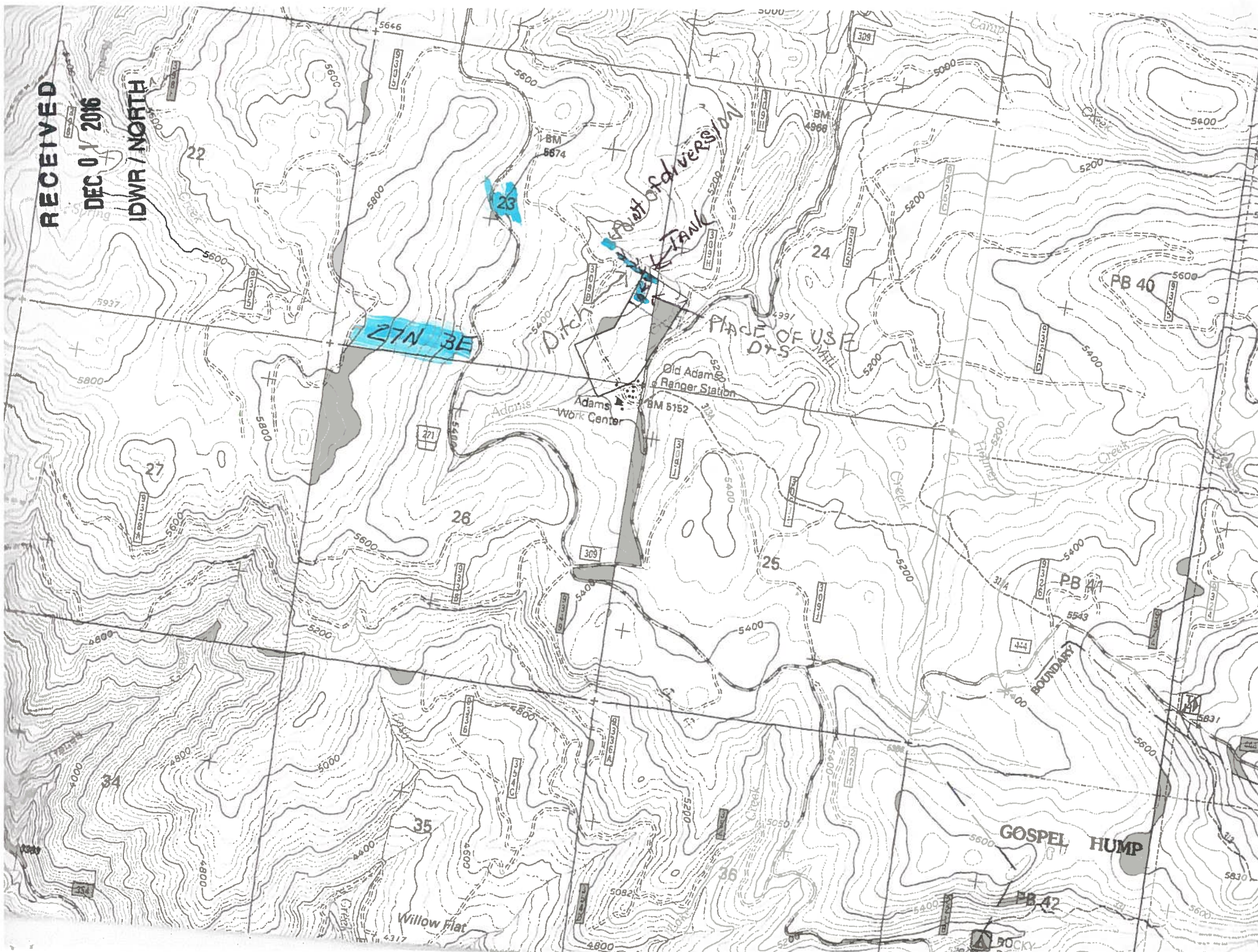
For Department Use:

Received by db Date 12/1/16 Time \_\_\_\_\_ Preliminary check by \_\_\_\_\_  
Fee \$ 100.00 Receipted by db Receipt No. N032305 Date 12/1/16

RECEIVED

DEC 01 2016

IDWR / NORTH



DEC 01 2016

## ATTACHMENT

IDWR/NORTH

## WATER USER ASSOCIATION AGREEMENT

for the

H3O Adams Water Association

on

National Forest System Lands

**THIS WATER USER ASSOCIATION AGREEMENT, (hereinafter the "Agreement")** is made by and between all of the owners of certain tracts of lands located in Tax Lot 10 and Parcel A of H.E.S. 139, Sections 23, 24 and 26, Township 27 North, Range 3 East, B. M., Idaho County, Idaho as depicted on Certificate of Survey No. 459271 recorded January 28, 2008, records of Idaho County, namely:

- |                    |                                                          |
|--------------------|----------------------------------------------------------|
| 1. Melissa Gilbert | 22627 North 23 <sup>rd</sup> Lane, Phoenix Arizona 85027 |
| 2. Rita Herman     | 13728 West Second Avenue, Orofino, ID 83544              |
| 3. Vickie Sears    | 168 Sears Creek Road, Stites, ID 83552                   |

The above named landowners hereby form the **H3O Adams Water User Association** (hereinafter "**Association**") consisting of said landowners, and each landowner covenants and agrees with every other landowner as follows:

1. This Agreement is made for the purpose of maintaining those portions of existing water transmission line that traverse National Forest System (NFS) lands legally described above, and/or as identified on a map attached hereto as Exhibit A.
2. The Association shall be responsible for the maintenance and repair of the water transmission line across NFS lands in a prompt and efficient manner, to a standard acceptable to the Forest Service.
3. The landowners forming the Association hereby agree to share the costs and expenses of any maintenance or improvements necessary to maintain the water transmission line and appurtenances across NFS lands.
4. Any additional improvement work, over and above routine maintenance and repair, shall be required when a decision is reached by 100 percent of the landowners bound by this Agreement, or when it is required by the Forest Service. Any proposed improvement work that is over and above routine maintenance and repair on the subject NFS lands, including but not limited to line relocation, line replacement or additions, must be approved in advance in writing by the Forest Service.
5. The landowners forming the Association shall each be entitled to cast one vote. Pursuant to a decision to repair or maintain, the Association shall initiate the repair or maintenance within 30 days or as access to Adams area permits, unless otherwise agreed, or otherwise required by the Forest Service. Each landowner shall bear a proportionate share of the cost and expenses. If any landowner bound by this Agreement fails to pay their share of the repair or maintenance cost, the other landowners shall be entitled to costs, attorney fees and interest at the highest legal rate from the day of invoice payment, in the event suit is initiated to enforce this Agreement

6. The initial representative for the Association in its dealing with the Forest Service is: Rita Herman, 13728 West Second Avenue, Orofino, ID 83544. Association membership shall elect a representative in the year 2013, or at any time a vacancy occurs. The Association shall immediately notify the Forest Service in writing of any change of its representative.
7. This agreement shall run with the land and shall be binding upon the undersigned, their heirs, personal representatives, successors and assigns.
8. This Agreement shall become effective on the date last signed by a participating landowner, below, and shall remain in effect until modified, amended or terminated, in writing, by the landowners.

Rita Herman  
Landowner

12-5-2012  
Date

Vickie J. Sears  
Landowner

12-5-2012  
Date

Melissa Gilbert  
Landowner

11-14-2012  
Date

#### ACKNOWLEDGMENT

STATE OF Idaho  
County of Clearwater :ss.

The foregoing instrument was acknowledged before me on the 5<sup>th</sup> day of December, 2012 by person / Vickie Sears / Rita Herman

(seal)

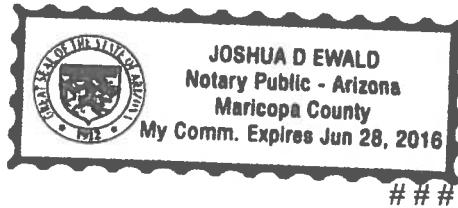
Notary Public, State of Idaho  
Residing at: Clearwater, Idaho  
My Commission Expires: 2/17/2017

ACKNOWLEDGMENT

STATE OF ARIZONA  
County of MARICOPA :SS.

The foregoing instrument was acknowledged before me on the 14<sup>th</sup> day of NOVEMBER 2012 by Melissa Gilbert.

(seal)



Notary Public, State of ARIZONA  
Residing at: CHASE Bank 39th Ave & Happy Valley  
My Commission Expires: 06/28/2016

RECEIVED  
DEC 01 2016  
IDWR / NORTH

APPLICATION FOR TRANSPORTATION AND  
UTILITY SYSTEMS AND FACILITIES  
ON FEDERAL LANDS

FORM APPROVED  
ONE NO. 0596-0082

NOTE: Before completing and filling the application, the applicant should completely review this package and schedule a preapplication meeting with representatives of the agency responsible for processing the application. Each agency may have specific and unique requirements to be met in preparing and processing the application. Many times, with the help of the agency representative, the application can be completed at the preapplication meeting.

FOR AGENCY USE ONLY

Application Number

Date Filed

3. Telephone (area code)

208/476-7395

Applicant

Authorized Agent

1. Name and address of applicant (include zip code)

Rita Herman  
13728 2<sup>nd</sup> Ave West  
Orofino, ID 83544  
See attached for Other addresses

Name, title, and address of authorized agent if  
different from item 1 (include zip code)

4. As applicant are you? (check one)

- a. ☒ Individual  
b. ☐ Corporation\*  
c. ☐ Partnership/Association\*  
d. ☐ State Government/State Agency  
e. ☐ Local Government  
f. ☐ Federal Agency

5. Specify what application is for: (check one)

- a. ☒ New authorization  
b. ☐ Renewing existing authorization No.  
c. ☐ Amend existing authorization No.  
d. ☐ Assign existing authorization No.  
e. ☐ Existing use for which no authorization has been received \*  
f. ☐ Other\*

\* If checked, complete supplemental page

\* If checked, provide details under item 7

6. If an individual, or partnership are you a citizen(s) of the United States? ☒ Yes ☐ No

7. Project description (describe in detail): (a) Type of system or facility, (e.g., canal, pipeline, road); (b) related structures and facilities; (c) physical specifications (Length, width, grading, etc.); (d) term of years needed; (e) time of year of use or operation; (f) Volume or amount of product to be transported; (g) duration and timing of construction; and (h) temporary work areas needed for construction (Attach additional sheets, if additional space is needed.)

Water Special Use for drinking water to our Recreational Cabin. Would consist of a box or pieces of culvert at springs origin to keep animals out of drinking water and a fence. The fence is needed because as the pictures show the cows have a big impact on the marshy areas. Then a buried pipeline to the corner of the property. We will then install a collection tank on our property with waterline to the cabin on us. Construction would be in the summer and the use would vary from late May to snowfall in the fall. Usually around Mid October to early November. There is a skid trail that goes along a side hill to the origin. Would bury line in that trail and would request to use a small excavator to dig the trench on the skid trail as skid trail is very rocky. We would dig the last approximately 30 yards (estimate) by hand in order to decrease the impact on the creek and marshy areas. Pictures are attached. Total pipeline on Forest Service would be 379 yards (estimate).

8. Attach a map covering area and show location of project proposal

9. State or Local government approval: ☐ Attached ☐ Applied for ☒ Not Required

10. Nonreturnable application fee: ☐ Attached ☐ Not required

11. Does project cross international boundary or affect international waterways? ☐ Yes ☒ No (if "yes," indicate on map)

12. Give statement of your technical and financial capability to construct, operate, maintain, and terminate system for which authorization is being requested.

Cost to install is minimal. Not expected to exceed 1000. Maintenance would be minimal. Fixing occasional leak, cleaning collection structures. There are 3 different families involved so we would have the ability to maintain. Have formed a water association so that the permit would be issued to that association and not me. See the attached.

13a. Describe other reasonable alternative routes and modes considered.  
There are none.

There are no other water sources available to the property with the exception of drilling a well.

b. Why were these alternatives not selected?

Cost prohibitive as there is no electricity to the area.

c. Give explanation as to why it is necessary to cross Federal Lands.

Only available water source is on federal lands

14. List authorizations and pending applications filed for similar projects which may provide information to the authorizing agency. (Specify number, date, code, or name) n/a

15. Provide statement of need for project, including the economic feasibility and items such as: (a) cost of proposal (construction, operation, and maintenance); (b) estimated cost of next best alternative; and (c) expected public benefits.

As stated above construction costs are minimal. Is not expected to exceed \$1000.

16. Describe probable effects on the population in the area, including the social and economic aspects, and the rural lifestyles.

None. No one else is using this creek or feeder springs as a water source.

17. Describe likely environmental effects that the proposed project will have on: (a) air quality; (b) visual impact; (c) surface and ground water quality and quantity; (d) the control or structural change on any stream or other body of water; (e) existing noise levels; and (f) the surface of the land, including vegetation, permafrost, soil, and soil stability.

Minimal. The catch facilities would be in sight but very few people go into the draw where the creek is. Also they can be buried to minimize visual impact. The waterline would be buried so there would be a little disturbance at the beginning but vegetation will quickly grow back making it invisible and we would reseed to mitigate the disturbance. Would install a shut off so that there would be no overflow when the tank is filled.

18. Describe the probable effects that the proposed project will have on (a) populations of fish, plantlife, wildlife, and marine life, including threatened and endangered species; and (b) marine mammals, including hunting, capturing, collecting, or killing these animals.

none

19. State whether any hazardous material, as defined in this paragraph, will be used, produced, transported or stored on or within the right-of-way or any of the right-of-way facilities, or used in the construction, operation, maintenance or termination of the right-of-way or any of its facilities. "Hazardous material" means any substance, pollutant or contaminant that is listed as hazardous under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, 42 U.S.C. 9601 et seq., and its regulations. The definition of hazardous substances under CERCLA includes any "hazardous waste" as defined in the Resource Conservation and Recovery Act of 1976 (RCRA), as amended, 42 U.S.C. 6901 et seq., and its regulations. The term hazardous materials also includes any nuclear or byproduct material as defined by the Atomic Energy Act of 1954, as amended, 42 U.S.C. 2011 et seq. The term does not include petroleum, including crude oil or any fraction thereof that is not otherwise specifically listed or designated as a hazardous substance under CERCLA Section 101(14), 42 U.S.C. 9601(14), nor does the term include natural gas.

none

20. Name all the Department(s)/Agency(ies) where this application is being filed.

Nez Perce National Forest, Grangville Idaho

I HEREBY CERTIFY, That I am of legal age and authorized to do business in the State and that I have personally examined the information contained in the application and believe that the information submitted is correct to the best of my knowledge.

Signature of Applicant

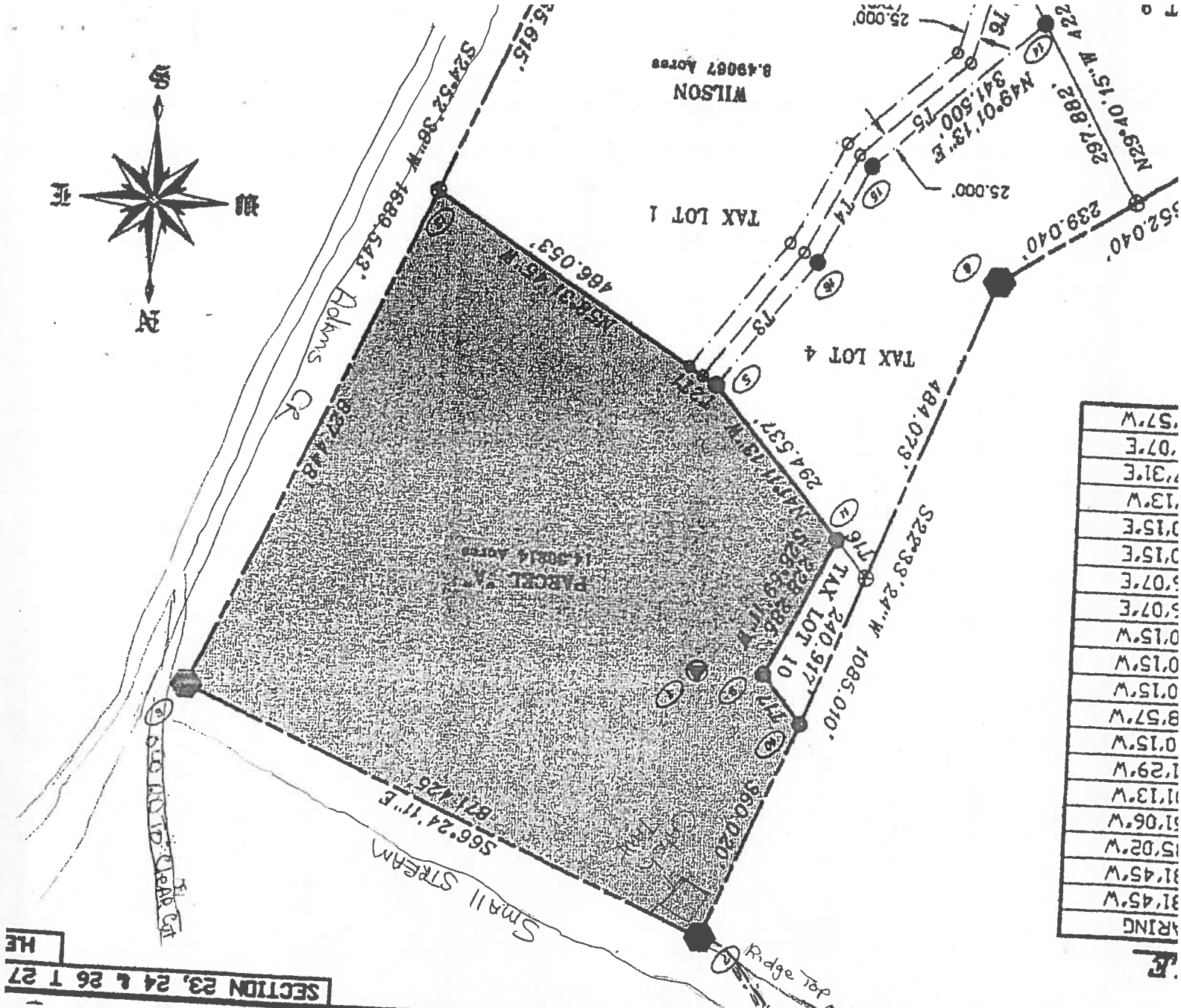
*Rita J. Herman*

Date

*12/10/12*

Title 18, U.S.C. Section 1001, makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious, or fraudulent statements or representations as to any matter within its jurisdiction.

*UPDATED APPLICATION*



|       |         |
|-------|---------|
| ARING | 31°45'W |
|       | 31°45'W |
|       | 15°02'W |
|       | 51°06'W |
|       | 11°13'W |
|       | 1°29'W  |
|       | 0°15'W  |
|       | 8°57'W  |
|       | 0°15'W  |
|       | 0°15'W  |
|       | 0°15'E  |
|       | 0°15'E  |
|       | 1°13'W  |
|       | 7°31'E  |
|       | 0°07'E  |
|       | 1°57'W  |

Located in Southwest corner of Section 23  
Township 27 N Range 3 E

--- OLD SKID TRAIL

----- Proposed Pipe Line 379 Yds Estimate

○ - CATCH BASINS FOR WATER TO KEEP ANIMALS OUT  
Probably covered culvert, or whatever FS APPROVES

Estimated Costs \$650-\$1000

Catch Tank would be on private land

**Ball, Dianne**

---

**From:** Ball, Dianne  
**Sent:** Wednesday, January 25, 2017 4:26 PM  
**To:** Legal Notices-ID CO Free Press (IFPlegals@idahocountyfreepress.com); 'lchapman@idahocountyfreepress.com'  
**Cc:** Frederick, Adam; Case, Morgan  
**Subject:** Application for Permit No. 82-12272  
**Attachments:** LegalNotice 01-25-17 IC e-mail 82-12272.doc

Hi, Laurie,

Please publish the enclosed legal notice in the Idaho County Free Press on the dates indicated, February 1 and 8, 2017, (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, 8pt font, maybe even be close enough to just copy and paste, with little modification required.

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.

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 2/21/2017. Your cooperation is greatly appreciated.

Thanks for all your super help with this. If you have any questions, please contact me as early as possible.

*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:

**82-12272**

H30 ADAMS WATER ASSN

13728 W 2ND AVE

OROFINO, ID 83544

Point of Diversion L1(NWNESE) S23 T27N R03E IDAHO CO

Source SPRING tributary ADAMS CREEK

|               |                |          |
|---------------|----------------|----------|
| Use: DOMESTIC | 01/01 to 12/31 | 0.02 CFS |
|---------------|----------------|----------|

|                 |                |          |
|-----------------|----------------|----------|
| Use: STOCKWATER | 01/01 to 12/31 | 0.02 CFS |
|-----------------|----------------|----------|

|                  |          |
|------------------|----------|
| Total Diversion: | 0.02 CFS |
|------------------|----------|

Date Filed: 12/1/2016

Place of Use: DOMESTIC T27N R03E S23 NESE SESE

T27N R03E S24 NWSW SWSW

Place of Use: STOCKWATER T27N R03E S23 NESE SESE

T27N R03E S24 NWSW SWSW

Domestic use is for 2 homes

Stockwater use is for 4 horses and 2 range cattle.

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/WRAApplicationResults/>

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 2/20/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 2/1/2017 and 2/8/2017



**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](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

January 25, 2017

H30 ADAMS WATER ASSN  
13728 W 2ND AVE  
OROFINO, ID 83544

Application For Permit No. 82-12272

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 IDAHO COUNTY FREE PRESS on 2/1/2017 and 2/8/2017. 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

**Ball, Dianne**

---

**From:** Ball, Dianne  
**Sent:** Wednesday, January 25, 2017 3:33 PM  
**To:** Clark, Cynthia (Bridge)  
**Cc:** Frederick, Adam; Case, Morgan  
**Subject:** FW: RE: Application for Permit No. 82-12272  
**Attachments:** 82-12272-App-maps-etc.pdf

Good afternoon, Cynthia,

I'm forwarding this on to you, also, and if you need anything else in order to review this, please let me know.

Thanks,

*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

---

**From:** Ball, Dianne  
**Sent:** Wednesday, January 25, 2017 3:25 PM  
**To:** rhennekey@idfg.idaho.gov; Cynthia.Barrett@deq.idaho.gov  
**Subject:** RE: Application for Permit No. 82-12272

Hi, Ray and Cindy,

Let's try again since I accidentally kicked that off as I was leaving my desk to go scan the application to attach for each of you. 😊

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference.

This is being prepare for publication in the Idaho County Free Press on February 1 and 8, 2017, with February 21, 2017 as final date for protests to be received in our office.

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.

Please reference the Application name and number in your response. If you have any questions regarding this application, please contact Adam Frederick in our office.

Thanks,

*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

**Ball, Dianne**

---

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**Attachments:** 82-12272-App-maps-etc.pdf

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Please reference the Application name and number in your response. If you have any questions regarding this application, please contact Adam Frederick in our office.

Thanks,

*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

## MEMORANDUM

**To:** Water Right Application for H30 Adams Water Assn

**From:** Adam Frederick AF

**Date:** 1/24/2017

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

---

A completed application was received on 12/01/2016 showing water source as groundwater. During review of application and documents it was determined that the source of water was described as a spring in the water use agreement with the US Forest Service. A phone call with the applicant confirmed that detail and an amended application and map was mailed for review and signature by applicant.

## Frederick, Adam

---

**From:** Frederick, Adam  
**Sent:** Wednesday, January 11, 2017 8:59 AM  
**To:** 'rherman@suddenlink.net'  
**Subject:** RE: Location of Spring

Rita,  
I am sending an amended application to you for your review and signature. There is also a receipt which is for your records. Once you have reviewed the amended application, please sign and return along with the map so we can proceed with your application. If you have any questions once you receive it feel free to give me a call.

Adam

Adam Frederick  
Senior Water Resource Agent  
Idaho Department of Water Resources  
Northern Regional Office  
Phone 208-762-2800

-----Original Message-----

From: rherman@suddenlink.net [mailto:rherman@suddenlink.net]  
Sent: Tuesday, January 10, 2017 6:13 PM  
To: Frederick, Adam <Adam.Frederick@idwr.idaho.gov>  
Subject: Re: Location of Spring

Adam, I am not very good at reading maps but this is the best I can tell. There is a creek that runs down the north west side of the property and the springs feed that creek. Look at the northwest corner of our property and there is red lettering. Go up and find what appears to be letters saying NESE. It should be slightly North west of those letters in the tiny open spaces.

Hope that helps!

thanks again!

---- "Frederick wrote:

> Rita,  
> I'm having a hard time trying to figure out the location of the spring. I have attached a couple of maps showing where I think it is. Could you take a look at them tell me which one looks like the best location of the spring.  
>  
> Thanks,  
> Adam  
>  
> Adam Frederick  
> Senior Water Resource Agent  
> Idaho Department of Water Resources  
> Northern Regional Office  
> Phone 208-762-2800  
>

## Frederick, Adam

---

**From:** rherman@suddenlink.net  
**Sent:** Tuesday, January 10, 2017 6:13 PM  
**To:** Frederick, Adam  
**Subject:** Re: Location of Spring

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Hope that helps!

thanks again!

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> Thanks,  
> Adam  
>  
> Adam Frederick  
> Senior Water Resource Agent  
> Idaho Department of Water Resources  
> Northern Regional Office  
> Phone 208-762-2800  
>



stjude.org

RECEIVED  
JAN 10 2017

OWS/NORTHERN

Adam,  
The existing cabin  
is where the circle  
is.

The X down towards  
the bottom is the location  
where my sister &  
husband are saying  
they will build,

THANKS AGAIN!!

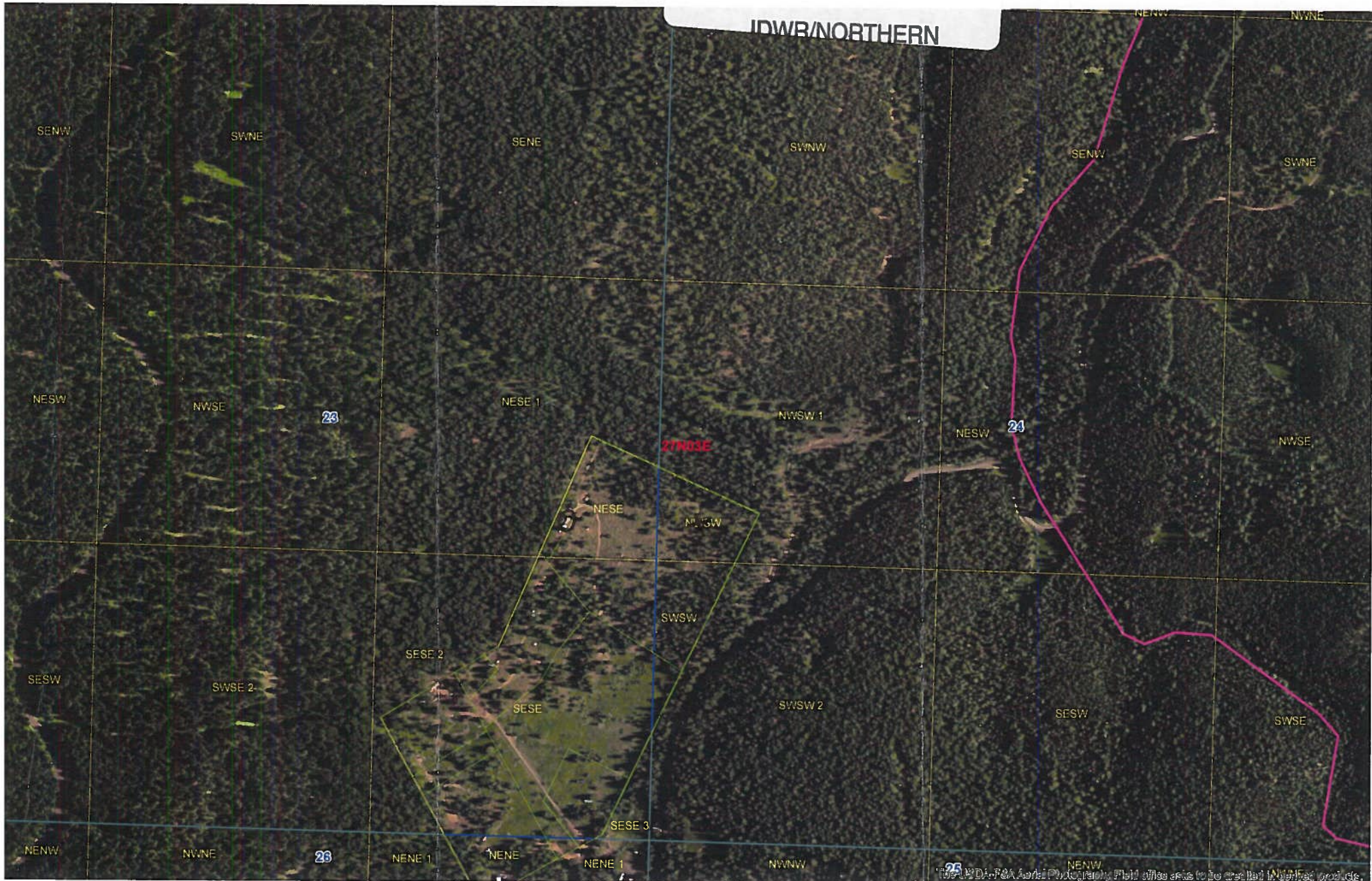
RITA HERMAN

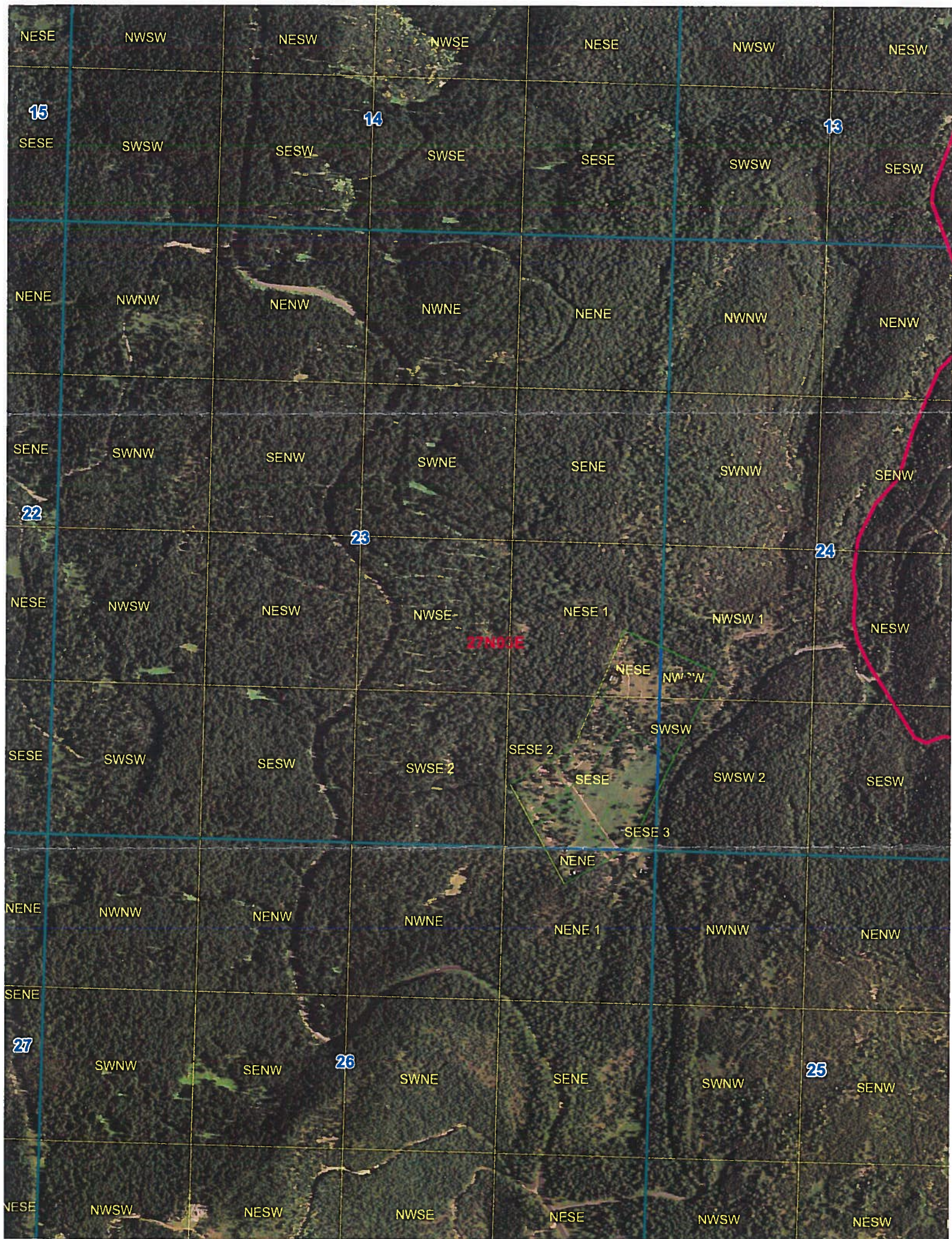


RECEIVED

JAN 10 2017

IDWB/NORTHERN





## Frederick, Adam

---

**From:** Frederick, Adam  
**Sent:** Wednesday, January 04, 2017 9:20 AM  
**To:** 'rherman@suddenlink.net'  
**Subject:** RE: Map

Rita,  
I put a couple of maps in the mail this morning.

-----Original Message-----

From: rherman@suddenlink.net [mailto:rherman@suddenlink.net]  
Sent: Wednesday, January 04, 2017 7:50 AM  
To: Frederick, Adam <Adam.Frederick@idwr.idaho.gov>  
Subject: Re: Map

Adam, great map. I can see the cabin in that small section. Unfortunately the computer is not letting me print it. Please mail it to me and I will get it right back to you.

THANKS

Rita

----- "Frederick wrote:

> Hello Rita,  
> Here is a map of your area, please mark the location of the spring and the location of taxlots that will be served the water. Please return and I can correct your application so we can move forward. If you have any questions feel free to give me a call or email.  
>  
> Adam  
>  
> Adam Frederick  
> Senior Water Resource Agent  
> Idaho Department of Water Resources  
> Northern Regional Office  
> Phone 208-762-2800  
>

## Frederick, Adam

---

**From:** Frederick, Adam  
**Sent:** Tuesday, January 03, 2017 1:20 PM  
**To:** 'rherman@suddenlink.net'  
**Subject:** Map  
**Attachments:** H30 APP MAP.pdf

Hello Rita,

Here is a map of your area, please mark the location of the spring and the location of taxlots that will be served the water. Please return and I can correct your application so we can move forward. If you have any questions feel free to give me a call or email.

Adam

Adam Frederick  
Senior Water Resource Agent  
Idaho Department of Water Resources  
Northern Regional Office  
Phone 208-762-2800

## Frederick, Adam

---

**From:** Spencer, Steven M -FS [sspencer@fs.fed.us]  
**Sent:** Friday, December 16, 2016 2:16 PM  
**To:** Frederick, Adam  
**Cc:** Godfrey, Scott -FS; Shinn, Jeffrey -FS; Holzinger, Joseph R -FS  
**Subject:** H3O Adams Water Association  
**Attachments:** H3O Adams Water Association Mapping.docx

Adam,

Thank you for contacting me about the Application For Permit filed by H3O Adams Water Association. After considering the matter it looks like a decision with respect to this use on National Forest System land will not take place until mid-January. Then working out the details for a Special Use Permit will take some time beyond then. In order to expedite IDWR action on this application if it could be approved and the Permit and any subsequent License include that 'it is subject to the Special Use Permit issued by the Forest Service' – this would work for us. We have used this path in previous similar situations.

We would also request that the legal description of the POU include that it is part of Homestead Entry Survey (HES) 139. Portions of applicable maps and plats are shown on the attachment.

The POD and other elements appear to be acceptable.

Again, thank you for working with us on this matter. If you have any questions about it please contact me.

*Steve*



**Steven M. Spencer**  
**Water Use Specialist**  
**Forest Service**  
**Intermountain Region**  
**p: 208-365-7055**  
[sspencer@fs.fed.us](mailto:sspencer@fs.fed.us)

1805 Hwy 16 Rm 5  
Emmett, ID 83617

[www.fs.usda.gov](http://www.fs.usda.gov)

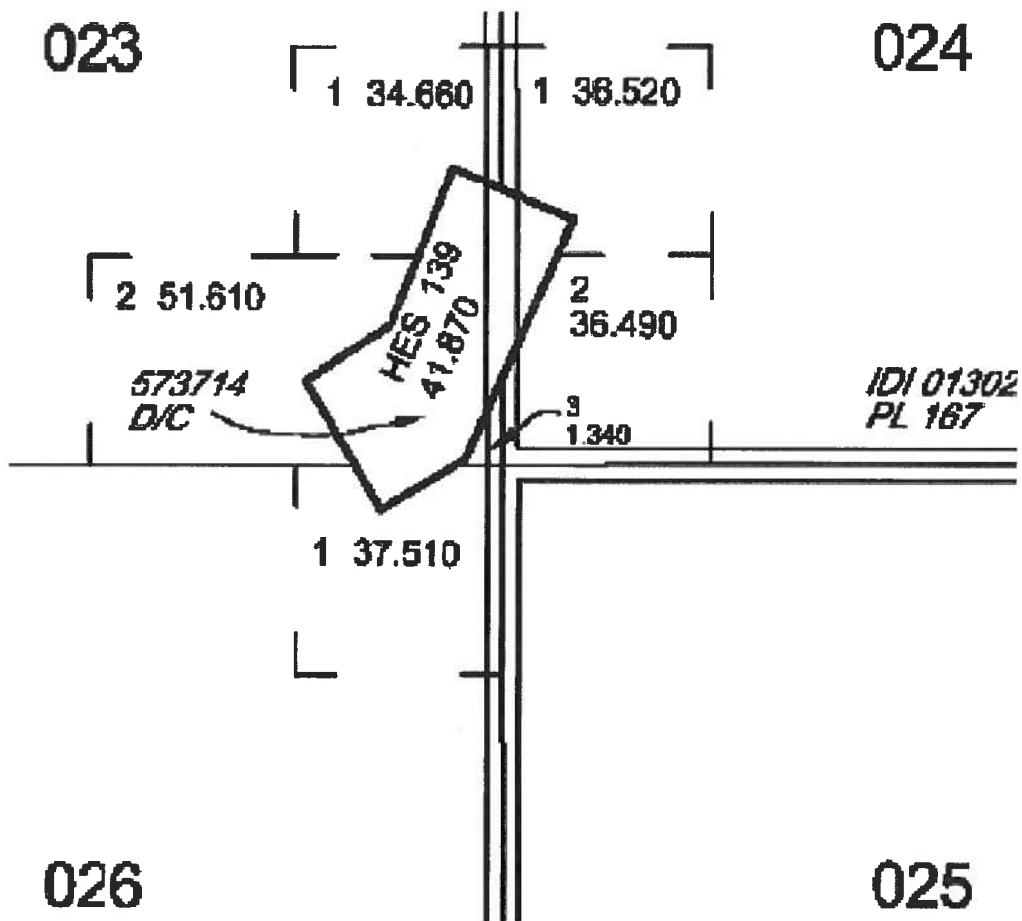


Caring for the land and serving people

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H3O Adams Water Association Mapping Information  
for IDWR Application for Permit

TOWNSHIP 27 NORTH RANGE 3 EAST OF THE BOISE MERIDIAN, IDAHO



PLAT OF  
HOMESTEAD ENTRY SURVEY No. 139

