

State of Idaho  
Department of Water Resources  
**APPLICATION FOR AMENDMENT**  
(For Licensing Purposes)  
**WATER RIGHT NO. 95-10205**

RECEIVED

MAY 09 2016

IDWR / NORTH

PRIORITY: March 16, 2009

Maximum Diversion Rate: 0.06 CFS

Maximum Diversion Volume: 7.0 AF

Comes now

JOHN T MONTEE 15198 N HAMLET TRAIL HAYDEN ID 83835

And/Or

VIRGINIA M MONTEE 15198 N HAMLET TRAIL HAYDEN ID 83835

and represents to the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 95-10205, and requests that the permit be changed as follows:

SOURCE: SPRINGS

TRIBUTARY: STUMP CREEK

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL<br/>DIVERSION VOLUME</u> |
|-----------------------|----------------------|-----------------------|------------------------------------|
| DOMESTIC              | 01/01 to 12/31       | 0.04 CFS              | 1.2 AF                             |
| STOCKWATER            | 01/01 to 12/31       | 0.02 CFS              | 0.1 AF                             |
| RECREATION STORAGE    | 01/01 to 12/31       |                       | 5.7 AF                             |

**LOCATION OF POINT(S) OF DIVERSION:**

SPRINGS NW¼NE¼SE¼ Sec. 35, Twp 52N, Rge 03W, B.M. KOOTENAI County

SPRINGS NE¼NE¼SE¼ Sec. 35, Twp 52N, Rge 03W, B.M. KOOTENAI County

**PLACE OF USE: RECREATION STORAGE**

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 52N | 03W | 35  |    |    |    |    |    |    |    |    |    |    |    |    | X  |    |    |    |        |

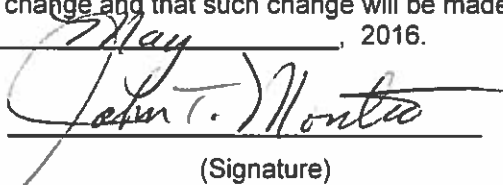
**PLACE OF USE: DOMESTIC**

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 52N | 03W | 35  |    |    |    |    |    |    |    |    |    |    |    |    | X  | X  |    |    |        |

**PLACE OF USE: STOCKWATER**

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 52N | 03W | 35  |    |    |    |    |    |    |    |    |    |    |    |    | X  | X  |    |    |        |

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 9 day of May, 2016.

  
(Signature)

State of Idaho  
Department of Water Resources  
**APPLICATION FOR AMENDMENT**  
(For Licensing Purposes)  
**WATER RIGHT NO. 95-10205**

FOR DEPARTMENT USE ONLY

Preliminary check by \_\_\_\_\_ Fee = \$100.00 Received by MS # N031887 Date 5-9-16

**ACTION OF THE DEPARTMENT OF WATER RESOURCES**

The Idaho Department of Water Resources hereby approves the above Application for Amendment for Permit No. 95-10205 with the following:

**CONDITIONS OF APPROVAL**

1. Domestic use is for 1 home.
2. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
3. Recreation storage is for fishing and swimming.
4. This right authorizes the annual storage of 5.7 acre-feet to be used for the initial filling of the pond, for the replacement of losses caused by evaporation and for the storage of water for recreational purposes.
5. The pond established by the storage of water under this right shall not exceed a total capacity of 4.8 acre-feet or a total surface area of 0.6 acres.
6. Some of the water use authorized by this right is claimed with an earlier priority date on Coeur d'Alene and Spokane River Basin Adjudication Claim No. 95-10200. If Claim 95-10200 is decreed as it is claimed, this right shall be diminished by the amount necessary to avoid any redundancy of water rights.
7. This right does not grant any right-of-way or easement across the land of another.

This amendment is issued pursuant to the provisions of Section 42-211, Idaho Code.

Signed this 18<sup>th</sup> day of May, 2016.

Morgan Case  
MORGAN CASE  
Northern Regional Manager