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IDWR / NORTH

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Ident. No. 98-7961

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) THE CHRISTOPHER M. EMBREE ^{LEASABLE TRUST} Phone (208) 267-8111
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 332 DOE RD City NAPLES
 State ID Zip 83847 Email LVSAT@OUTLOOK.COM
2. Source of water supply GROUND WATER which is a tributary of _____
3. Location of point(s) of diversion: CL

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
60N	1W	15			NE	SW	BONWARY	GROUND WATER	D0028587

4. Water will be used for the following purposes:

Amount 0.04 for DOMESTIC purposes from 01-01 to 12-31 (both dates inclusive)
 (cfs or acre-feet per year)

Amount 0.02 for STOCK WATER purposes from 01-01 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)

5. Total quantity to be appropriated is (a)
- 0.06
- 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. DRILLED WELL D0028587
COMPLETED 07-04-03 AND CONNECTED TO ONE HOME
- 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 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 6" inches; proposed depth of well is 100 feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? 07-04-03; drilling firm MINDEN WATER WELLS, INC.; well was drilled for (well owner) NEL HANSEN; Drilling Permit No. 804373.

7. Description of proposed uses (If irrigation only, go to item 8):

- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. MIXED STOCK CHICKEN, GOAT AND CATTLE UP TO 50
- c. Municipal; complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households ONE.
- e. Other; describe fully. _____

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	
60N	01W	15									D			D					
60N	01W	15									S			S					

Total number of acres to be irrigated: _____

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?

~~EXISTING DRILLED WELL IS CONNECTED TO ONE HOME AND LIVESTOCK~~
FACILITIES (ACROS/CATTLE/LIVESTOCK) CE NONE

10. 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:

NONE

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

EXISTING DRILLED WELL IS CONNECTED TO ONE HOME AND
LIVESTOCK FACILITIES. (ACROS/CATTLE/LIVESTOCK)

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

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2" 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.

Chris Embree, TRUSTEE
Signature of Applicant

Signature of Applicant

CHRISTOPHER M EMBREE
Print Name (and title, if applicable)

Print Name (and title, if applicable)

For Department Use:
Received by dm Date 01-11-2016 Time 1:53 PST Preliminary check by dm
Fee \$ 100.00 Receipt by dm Receipt No. N031689 Date 01-11-16

State of Idaho
Department of Water Resources
Application For Permit
98-7961



- Point of Diversion
- Place Of Use Boundary
- Taxlots

0 0.0175 0.035 0.07 Miles



Prepared By: Maxey, Shaun

DECLARATION OF INTENT

The undersigned, CHRISTOPHER M. EMBREE hereby declares that, as Trustee of THE CHRISTOPHER M. EMBREE REVOCABLE TRUST, he is acquiring and will hold in the name of CHRISTOPHER M. EMBREE, but without further reference to his fiduciary capacity, all items listed on Schedule A attached hereto and incorporated herein as amended from time to time as well as household furnishings, automobiles, jewelry, bank accounts, securities, bonds, clothing and other personal property of any kind in his name and henceforth such assets shall and will belong to said Trust and not to him individually. He further declares that, except to the extent of the interest provided to him under the terms and provisions of said Trust, he has no personal interest in any of the above itemized personal properties, it being intended that this Declaration constitutes an affirmation of Trust ownership which shall be binding on his heirs, administrators, executors and assigns.

IN WITNESS WHEREOF, the undersigned has executed this instrument

this 22 day of Jan, 2001.

BY: Christopher M. Embree TRUSTEE/SETTLOR
CHRISTOPHER M. EMBREE

STATE OF NEVADA
COUNTY OF Clark

On this 22 day of Jan in the year of 2001, before me, the undersigned, a Notary Public in and for said County and State, personally appeared CHRISTOPHER M. EMBREE personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to this instrument and acknowledged that he executed it.

WITNESS, my hand and official seal.

[Signature]
Notary Public in and for said
County and State



CERTIFICATION

I, CERTIFY THAT:

1. I have read the foregoing Declaration of Trust;
2. The foregoing Declaration of Trust correctly states the terms and conditions under which the Trust Estate is to be held, managed, administered and disposed of by the Trustee;
3. I approve such Declaration of Trust in all particulars;
4. As the Trustee named in such Declaration of Trust, I approve and accept the Trusts provided for in such Declaration; and
5. This Declaration is being executed by the Settlor and by the Trustee. The Settlor shall retain this original Declaration for his/her records.

Executed on this 22 day of Jan, 2001, at Clark County, Nevada.

By: Christopher M. Embree SETTLOR
CHRISTOPHER M. EMBREE

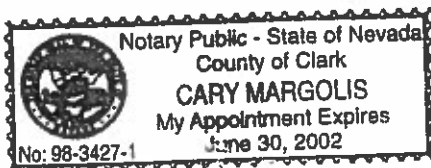
By: Christopher M. Embree TRUSTEE
CHRISTOPHER M. EMBREE

State of Nevada)
County of Clark)

On this 22 day of Jan in the year of 2001, before me, the undersigned, a Notary Public in and for said County and State, personally appeared CHRISTOPHER M. EMBREE, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to this instrument and acknowledged that he/she executed it.

WITNESS my hand and official seal

[Signature]
Notary Public in and for said
County and State



TRUST ABSTRACT

TRUST NAME: THE CHRISTOPHER M. EMBREE REVOCABLE TRUST

TRUST DATE: Jan 22, 2001

SETTLOR: CHRISTOPHER M. EMBREE

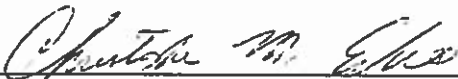
TRUSTEE: CHRISTOPHER M. EMBREE

SUCCESSOR TRUSTEE: JAMES M. EMBREE

BENEFICIARY: CHRISTOPHER M. EMBREE

CONTINGENT BENEFICIARIES OF THE BALANCE OF THE TRUST ESTATE
AS IDENTIFIED IN THE BODY OF THE TRUST AGREEMENT.

Date: Jan 22, 2001

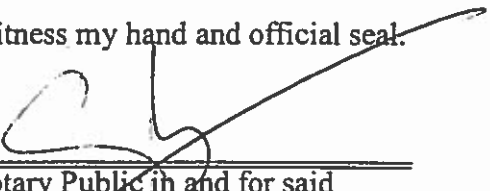

CHRISTOPHER M. EMBREE

SSN 

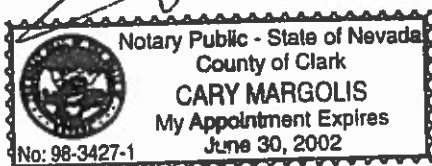
State of Nevada
County of Clark

On this 22 day of Jan, 2001, before me, the undersigned, a Notary Public in and for said County and State, personally appeared CHRISTOPHER M. EMBREE, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged that he/she executed the same.

Witness my hand and official seal.



Notary Public in and for said
County and State.



Maxey, Shaun

From: Chris Embree [lvsat@outlook.com]
Sent: Monday, January 11, 2016 4:43 PM
To: Maxey, Shaun
Subject: Re: IDWR Water Right Application

Hi Shaun,

The tag number is correct. Here is a photo. Thanks for your help.



From: Maxey, Shaun <Shaun.Maxey@idwr.idaho.gov>
Sent: Monday, January 11, 2016 2:23 PM

Maxey, Shaun

From: Maxey, Shaun
Sent: Monday, January 11, 2016 2:25 PM
To: 'LVSAT@outlook.com'
Subject: IDWR Water Right Application

Mr. Enbree:

Your water Right Application has been received and is being processed by IDWR.

Please check the tag on your well casing and make sure it matches your Application. Please contact me as soon as possible if the well tag does not match.

Thanks,

Shaun Maxey

Shaun M. Maxey
Sr. Water Resource Agent
Idaho Department of Water Resources, Northern Region
7600 N Mineral DR Suite 100
Coeur d'Alene, ID 83815-7763
Phone (208) 762.2816 /2800
Fax (208) 762.2819
www.idwr.idaho.gov

Maxey, Shaun

From: Maxey, Shaun
Sent: Friday, February 12, 2016 2:26 PM
To: 'Chris Embree'
Subject: Corrections required before publication of legal notices (Water Right Application)
Attachments: 98-7961-Application.pdf; 98-7961-Application-MAP.pdf

Mr. Embree:

Two questions have come up concerning the correct legal descriptions for your well (Point of Diversion) and Place of Use.

Please give me a call after you have looked at the enclosed copies of your Application for Permit and a map I have drawn up to accompany the Application.

I must speak with you on this before we proceed with the legal notices.

Thanks,

Shaun Maxey

Shaun M. Maxey
Sr. Water Resource Agent
Idaho Department of Water Resources, Northern Region
7600 N Mineral DR Suite 100
Coeur d'Alene, ID 83815-7763
Phone (208) 762.2816 /2800
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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

February 23, 2016

GARY SPACKMAN
Director

THE CHRISTOPHER M EMBREE REVOCABLE TRUST
332 DOE ROAD
NAPLES, ID 83847

COPY

Application For Permit No. 98-7961

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 BONNERS FERRY HERALD on 3/3/2016 and 3/10/2016. 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,

Shaun M Maxey
Senior Water Resource Agent

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, February 23, 2016 1:40 PM
To: Legal Notices BF Herald; Legal Notices BF Herald - Linda Johnson
Cc: Maxey, Shaun
Subject: Application for Permit No. 98-7956, 98-7961
Attachments: LegalNotice 02-23-16 BFH e-mail 98-7956, 7961.doc

Good afternoon, Linda,

Please publish the enclosed legal notice on the dates indicated, March 3 and 10, 2016, (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, Century Old Style font.

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 3/21/2016. Your cooperation is greatly appreciated.

It's always a pleasure to work with you, and thanks for all your terrific help in making our legals look so good.

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:

98-7956

MISSION CREEK HYDRO PARTNERSHIP

1907 HIGHWAY 1

BONNERS FERRY, ID 83805

Point of Diversion SENW S17 T64N R01E BOUNDARY CO

Source MISSION CREEK tributary KOOTENAI RIVER

Use: DIVERSION to Storage	01/01 to 12/31	0.58 CFS
Use: DOMESTIC from Storage	01/01 to 12/31	1.2 AF
Use: DOMESTIC Storage	01/01 to 12/31	1.2 AF
Use: IRRIGATION from Storage	04/01 to 10/31	3 AF
Use: IRRIGATION Storage	01/01 to 12/31	3 AF
Use: STOCKWATER from Storage	01/01 to 12/31	0.1 AF
Use: STOCKWATER Storage	01/01 to 12/31	0.1 AF
Total Diversion:	0.58 CFS	4.3 AF

Date Filed: 1/28/2016

Place of Use: DIVERSION to Storage T64N R01E S17 SENW

Place of Use: IRRIGATION Storage T64N R01E S17 SENW

ALL OTHER PLACES OF USE same as IRRIGATION Storage

Total Acres: 1

Domestic use is for 2 homes.

Stockwater use is for 10 head of mixed cattle.

98-7961

THE CHRISTOPHER M EMBREE REVOCABLE TRUST

332 DOE ROAD

NAPLES, ID 83847

Point of Diversion NESW S15 T60N R01W BOUNDARY CO

Source GROUND WATER

Use: DOMESTIC	01/01 to 12/31	0.04 CFS
Use: STOCKWATER	01/01 to 12/31	0.02 CFS
Total Diversion:		0.06 CFS

Date Filed: 2/12/2016

Place of Use: DOMESTIC T60N R01W S15 NESW SESW

Place of Use: STOCKWATER T60N R01W S15 NESW SESW

Domestic use is for 1 home.

Stockwater use is for up to 50 head of mixed stock.

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:

www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp.

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 3/21/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 3/3/2016 and 3/10/2016