

80477

Ident. No. 95-17105**AMENDED**

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

**RECEIVED****OCT 27 2015****IDWR/NORTHERN**1. Name of applicant(s) WAYNE AND/OR ANGELA ZIMMERMANPhone 208-245-4063Name connector (check one): ☐ and ☐ or ☒ and/orMailing address 311 N 21ST ST.City ST MARIESState IDZip 83861Email WAZ\_22@HOTMAIL.COM2. Source of water supply UNNAMED STREAM/GROUND WA which is a tributary of BENEWAH CREEK

3. Location of point(s) of diversion:

| TWP | RGE | SEC | Govt Lot | 1/4 | 1/4 | 1/4 | County  | Source         | Local name or tag # |
|-----|-----|-----|----------|-----|-----|-----|---------|----------------|---------------------|
| 46N | 03W | 26  |          |     | NW  | SW  | BENEWAH | UNNAMED STREAM |                     |
| 46N | 03W | 26  |          |     | NW  | SW  | BENEWAH | GROUND WATER   |                     |
|     |     |     |          |     |     |     |         |                |                     |
|     |     |     |          |     |     |     |         |                |                     |

4. Water will be used for the following purposes:

Amount 0.9 AF for FIRE PROTECTION STOR purposes from 1/1 to 12/31 (both dates inclusive)  
(cfs or acre-feet per year)Amount 0.9 AF for WILDLIFE STORAGE 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)5. Total quantity to be appropriated is (a) \_\_\_\_\_ cubic feet per second (cfs) and/or (b) 0.9 AF acre feet per year (af).

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. APPLICANT BUILT POND TO STORE WATER FOR FIRE PROTECTION AND WILDLIFE STORAGE WITH 10 FT HIGH DAMb. Height of storage dam 10 feet; active reservoir capacity 0.9 acre-feet; total reservoir capacity 0.9 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 \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet.

d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ Noe. If well is already drilled, when? \_\_\_\_\_; drilling firm \_\_\_\_\_;  
well was drilled for (well owner) \_\_\_\_\_; Drilling Permit No. \_\_\_\_\_.

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. \_\_\_\_\_

c. Municipal; complete and attach the [Municipal Water Right Application Checklist](#).

d. Domestic; show number of households \_\_\_\_\_

e. Other; describe fully. FIRE PROTECTION AND WILDLIFE STORAGE**AMENDED**

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 |        |
| 46N | 03W | 26  |    |    |    |    |    |    |    |    |    | F/W |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |     |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |     |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |     |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |     |    |    |    |    |    |    |        |

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?

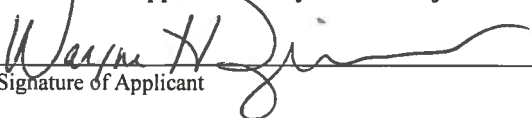
10. a. Who owns the property at the point of diversion? APPLICANT
- b. Who owns the land to be irrigated or place of use? APPLICANT
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

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

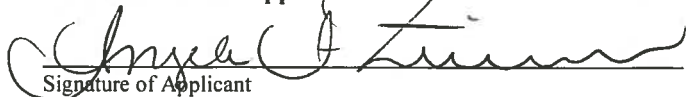
POND WILL BE USED TO STORE WATER FOR FIRE PROTECTION AND WILDLIFE.

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.

  
Signature of Applicant

WAYNE ZIMMERMAN  
Print Name (and title, if applicable)

  
Signature of Applicant

ANGELA ZIMMERMAN  
Print Name (and title, if applicable)

For Department Use:

Received by db Date 8-24-15 Time 10:53 AM Preliminary check by \_\_\_\_\_  
Fee \$ 100.00 Received by db Receipt No. N031466 Date 8-24-15

# ZIMMERMAN APPLICATION MAP



## Legend

- Taxlots
- Sections
- QQ

0 0.02 0.04 0.08 Miles



ZIMMERMAN APPLICATION  
POND ANALYSIS SHEET

POND SIZE: 25 FT X 40 FT = 1000 SQFT / 43,560 = 0.02 X 10 FT DEEP = 0.2 AF

EVAPORATION: 62 GPD X 365 DAYS / 325,850 = 0.7 AF

SEEPAGE: NO SEEPAGE, GROUND WATER IS SOURCE.

|        |                         |               |        |
|--------|-------------------------|---------------|--------|
| 0.9 AF | FIRE PROTECTION STORAGE | A) POND SIZE  | 0.2 AF |
|        |                         | B) EVAPORTION | 0.7 AF |
|        |                         | C) SEEPAGE    | 0.0 AF |
|        |                         | TOTAL         | 0.9 AF |
| 0.9 AF | WILDLIFE STORAGE        | A) POND SIZE  | 0.2 AF |
|        |                         | B) EVAPORTION | 0.7 AF |
|        |                         | C) SEEPAGE    | 0.0 AF |
|        |                         | TOTAL         | 0.9 AF |



AUG 24 2015

IDWR / NORTH

2963 Echo Springs Rd.

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

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) Wayne and/or Angela Zimmerman Phone (208)245-4063  
Name connector (check one): ☐ and ☐ or ☒ and/or

Mailing address 311 N 21st Street City St Maries  
State ID Zip 83861 Email waz\_22@hotmail.com

2. Source of water supply Ground Water / Spring unamed Stream which is a tributary of Sinks beneviah creek

3. Location of point(s) of diversion: RP46N03W264300A

| TWP | RGE | SEC | Govt Lot | 1/4 | 1/4 | 1/4 | County  | Source                | Local name or tag # |
|-----|-----|-----|----------|-----|-----|-----|---------|-----------------------|---------------------|
| 46N | 03W | 26  |          |     | NW  | SW  | BENEWAH | Ground Water / Spring |                     |
|     |     |     |          |     |     |     |         |                       |                     |
|     |     |     |          |     |     |     |         |                       |                     |
|     |     |     |          |     |     |     |         |                       |                     |

4. Water will be used for the following purposes:

Amount .04 for DOMESTIC purposes from 01/01 to 12/31 (both dates inclusive)  
(cfs or acre-feet per year)

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

Amount \_\_\_\_\_ for WILDLIFE / STORAGE 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)

5. Total quantity to be appropriated is (a) .04 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. \_\_\_\_\_

b. Height of storage dam 10 feet; active reservoir capacity .23 AF 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 \_\_\_\_\_ 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. \_\_\_\_\_

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. \_\_\_\_\_

c. Municipal; complete and attach the [Municipal Water Right Application Checklist](#).

d. Domestic; show number of households 1

e. Other; describe fully. DOMESTIC, IRRIGATION, DOMESTIC AND WILDLIFE STORAGE

Void keep in file until permit

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 |        |
| 46N | 03W | 26  |    |    |    |    |    |    |    |    |    | D   |    |    |    |    |    |    |        |
| 46N | 03W | 26  |    |    |    |    |    |    |    |    |    | DS  |    |    |    |    |    |    |        |
| 46N | 03W | 26  |    |    |    |    |    |    |    |    |    | DFS |    |    |    |    |    |    |        |
| 46N | 03W | 26  |    |    |    |    |    |    |    |    |    | WS  |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |     |    |    |    |    |    |    |        |

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?

Pond will be used for irrigation and wildlife.

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:

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

Pump will be used in the pond to provide irrigation for landscape and wildlife

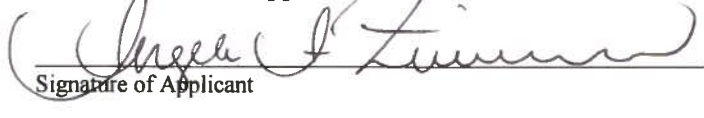
12. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).

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.**

  
Signature of Applicant

Wayne H Zimmerman  
Print Name (and title, if applicable)

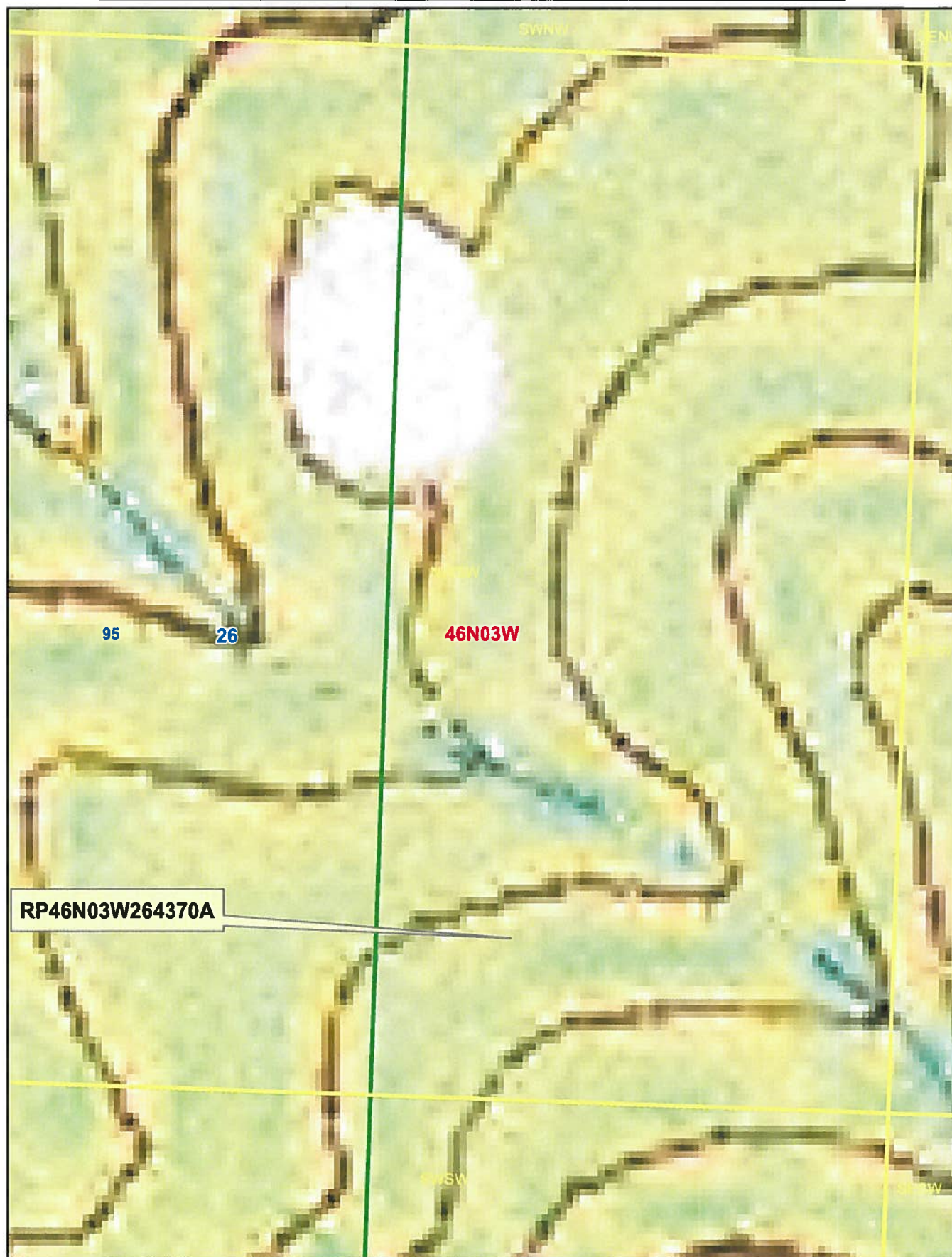
  
Signature of Applicant

Angela A Zimmerman  
Print Name (and title, if applicable)

**For Department Use:**

Received by  Date 8/24/15 Time \_\_\_\_\_ Preliminary check by \_\_\_\_\_  
Fee \$ 100.00 Received by  Receipt No. N031466 Date 8/24/15

**95-XXXXX ZIMMERMAN BENEWAH PIN RP46N03W264300A**



**Ball, Dianne**

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**From:** Ball, Dianne  
**Sent:** Monday, November 16, 2015 12:03 PM  
**To:** kiira.siiitari@idfg.idaho.gov  
**Subject:** RE: Application for Permit No. 95-17105  
**Attachments:** app-and-maps-95-17105.pdf

Dear Kiira:

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 attached for your reference.

This is also being prepared for publication in the St Maries Gazette on November 19 and 26, 2015, with December 8, 2015 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 contact Adam Frederick in this office if you have any questions regarding this application.

Sincerely,

*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



**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

November 13, 2015

WAYNE ZIMMERMAN  
ANGELA ZIMMERMAN  
311 N 21ST ST  
ST. MARIES, ID 83861

Application For Permit No. 95-17105

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 ST MARIES GAZETTE RECORD on 11/18/2015 and 11/25/2015. 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,

Dianne Ball  
Administrative Assistant

**Ball, Dianne**

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**From:** Ball, Dianne  
**Sent:** Friday, November 13, 2015 4:40 PM  
**To:** Legal Notices-SMGazette Benewah Co (bri@smgazette.com)  
**Cc:** Frederick, Adam; Maxey, Shaun; Franklin, Keith  
**Subject:** Application for Permit No. 95-17105, 91-7915  
**Attachments:** LegalNotice 11-13-15 SM e-mail 91-7915, 95-17105.doc

Hi, Bri,

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, notify me by phone or e-mail.

This should be very close to press ready – for 2-column, 8.5pt, Utopia font.

Please note the areas 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 12/8/2015. Your cooperation is appreciated.

It's a pleasure to work with you.

*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:

**91-7915**

KEITH MITCHELL

LORI MITCHELL

2415 N 8<sup>TH</sup>

COEUR D'ALENE, ID 83814

Point of Diversion L5(SWNE) S17 T46N R02W

BENEWAH County

Source ST JOE RIVER tributary COEUR D'ALENE LAKE

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

Total Diversion: 0.04 CFS

Date Filed: 11/6/2015

Place of Use: DOMESTIC T46N R02W S17 L5(SWNE)

Domestic use for external use only, irrigation up to 1/2 acre.

**95-17105**

WAYNE ZIMMERMAN

ANGELA ZIMMERMAN

311 N 21ST ST

ST. MARIES, ID 83861

Point of Diversion NWSW S26 T46N R03W BENEWAH CO

Source UNAMED STREAM Tributary BENEWAH CREEK

Point of Diversion NWSW S26 T46N R03W BENEWAH CO

Source GROUND WATER

Use: FIRE Protection Storage 01/01 to 12/31 0.9 AF

Use: WILDLIFE Storage 01/01 to 12/31 0.9 AF

Total Diversion Volume 0.9 AF

Date Filed: 10/27/2015

Place of Use: WILDLIFE Storage T46N R03W S26 NWSW

Place of Use: FIRE Protection Storage same as WILDLIFE

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](http://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 12/8/2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 11/18/2015 and 11/25/2015