

80321

Ident. No. 95-12062**RECEIVED****AUG - 4 2015****IDWR/NORTHERN**

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) LOWELL A NELSON Phone (208) 755-7977
Name connector (check one): ☐ and ☐ or ☐ and/or
Mailing address 11313 E HAYDEN LAKE RD City HAYDEN
State ID Zip 83835 Email haydenlakeguy@gmail.com
2. Source of water supply HAYDEN LAKE which is a tributary of SINKS RN
3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
<u>S1N</u>	<u>D3W</u>	<u>22</u>	<u>3</u>		<u>SE</u>	<u>NW</u>	<u>KODIENAI</u>	<u>HAYDEN LAKE</u>	

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 _____ 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) 0.04 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. LAKE PUMP
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 _____ 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. _____

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	
S1N	12W	22	X		D			X		D			X			D		X	
					6L4					6L3						6L5			
					X					X						X			

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? I DO
- b. Who owns the land to be irrigated or place of use? I DO
- 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.

12. Time required for completion of works and application of water to proposed beneficial use is 1 yr. 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.

Lowell A. Nelson
Signature of Applicant

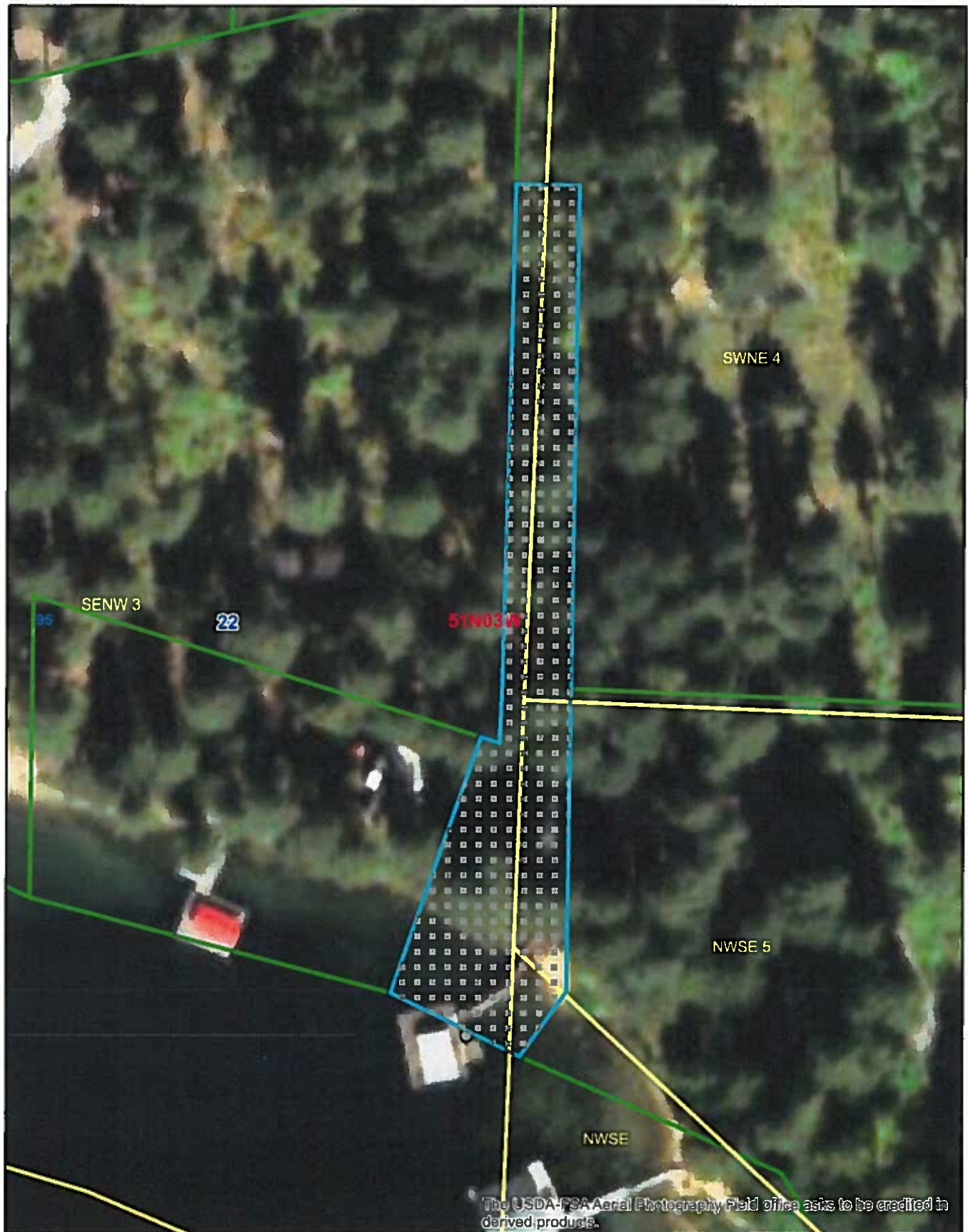
Signature of Applicant

LOWELL A. NELSON
Print Name (and title, if applicable)

Print Name (and title, if applicable)

Received by LW Date 8-4-15 Time _____ Preliminary check by Jim
Fee \$ 100.00 Receipted by cm Receipt No. N031423 Date 8-5-15

95-17062 NELSON APPLICATION FOR PERMIT KOOTENAI PIN 51N03W224775



Parcel Number
1 of 1**Parcel Number**
51N03W224775**AIN**
117089**Situs Address**
11313 E HAYDEN LAKE RD, HAYDEN

Owner Information

Owner Name NELSON LOWELL A
Owner Address 11313 E HAYDEN LAKE RD
HAYDEN ID 83835
Transfer Date 10/03/2013
Document #
Deed Book/Page

Location / Description

Tax Authority Group	118000	Current Legal Desc.	TX #6756, TX #22087, TX #22088 [IN GOVT LTS 3-4-5] Section 22 Township 51N Range 03W
Situs Address	11313 E HAYDEN LAKE RD, HAYDEN		
Acreage	.3325		

Parcel Type

Property Class Code 534- Imp res rural tract
Neighborhood Code 3505 HAYDEN FRONTAGE-EAST SIDE

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State ID Zip 83835 Email haydenlakeguy@gmail.com
2. Source of water supply HAYDEN LAKE which is a tributary of sinks
3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
<u>51N</u>	<u>03W</u>	<u>22</u>	<u>3</u>				<u>KOOTENAI</u>	<u>HAYDEN LAKE</u>	

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- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
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TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N	12W	22	D					D					D			D		D	

Total number of acres to be irrigated: _____

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Lowell A. Nelson
Signature of Applicant

Signature of Applicant

LOWELL A. NELSON
Print Name (and title, if applicable)

Print Name (and title, if applicable)

For Department Use:

Received by LW Date 8-4-15 Time _____ Preliminary check by _____

Fee \$ 100.00 Received by cm Receipt No. NO 31423 Date 8-5-15



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

August 11, 2015

Mr. Lowell A. Nelson
11313 E Hayden Lake RD
Hayden, ID 83835

Re: Encroachment Permit information for Water Right Application for Permit 95-17062

Mr. Nelson:

Your Application for Permit has been received and assigned Identification Number 95-17062. The Identification Number for your Encroachment Permit from Idaho Department of Lands is needed to complete the Application for Permit for your water system.

Please review your records or contact the Mica office of Idaho Department of Lands (208) 769.1577 to obtain the ID number for your Encroachment Permit. Please e-mail the ID Number to me at shaun.maxey@idwr.idaho.gov or telephone me at (208)762.2800.

Please return the enclosed map to me at IDWR after you have labeled the location of your pump and circled and labeled the Place of Use.

Respectfully,

Shaun M. Maxey
Senior Water Resource Agent
Idaho Department of Water Resources, Northern Region
7600 Mineral DR, Ste. 100
Coeur d'Alene, ID 83815

Enc

IDWR map
IDOL phone listing

August 10, 2010

MEMORANDUM FOR RECORD:

SUBJECT: Priority for Water Right Permit Application (95-17062)

Mr. Lowell Nelson, applicant for Water Right Permit 95-17062; initially turned in his incomplete Application for Permit and paid his filing fee on August 4, 2015. I first became aware of the Application on August 10, 2015 and telephoned Mr. Nelson.

Mr. Mayer stopped by the office and completed the Application on August 10, 2015.

A handwritten signature in blue ink that reads "Shaun M. Maxey". The signature is fluid and cursive, with a large loop at the end of the last name.

Shaun M. Maxey
Senior Water Resources Agent
Idaho Department of Water Resources, Northern Region

Maxey, Shaun

From: Maxey, Shaun
Sent: Tuesday, September 29, 2015 8:48 AM
To: 'haydenlakeguy@gmail.com'
Subject: Legal Description for Hayden Lake parcel (Water Right)
Attachments: 95-17062 NELSON-app-for-permit-CORRECTED.pdf; 95-17062-NELSON app-for-permit-COUNTY.pdf; 95-17062-NELSON app-for-permit-MAP.pdf

Mr. Nelson:

Please contact me right away concerning the attached copy of your Application showing corrections and the correct legal description for your Hayden Lake property.

This is needed to avoid delay in publishing legal notices for your Application.

The Place of Use parcel (Kootenai County PIN 51N03W224775) is shown on the enclosed map AND County parcel printout..

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

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, September 29, 2015 3:04 PM
To: kiira.sitari@idfg.idaho.gov; IDL - CDA -Kootenaai-Benewah-Shoshone - Amidy Fuson (afuson@idl.idaho.gov)
Subject: RE: Application for Permit No. 95-17062 and Application for Permit No. 95-17077
Attachments: APP-and-map-95-17062.pdf; APP-and-map-95-17077.pdf

Dear Kiira and Amidy:

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

These are scheduled for publication in the CDA Press on October 1 and 8, 2015, with October 19, 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 Shaun Maxey in this office if you have any questions regarding the Nelson application, 95-17062; and contact Adam Fredericks if you have any questions regarding the Allert application, 95-17077.

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 29, 2015

LOWELL A NELSON
11313 E HAYDEN LAKE RD
HAYDEN, ID 83835

Application For Permit No. 95-17062

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 COEUR D ALENE PRESS on 10/1/2015 and 10/8/2015. 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,

Shaun M Maxey
Water Resource Agent, Senior

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, September 29, 2015 11:09 AM
To: Legal Notices CdA Press - Holly Fredericks; Legal Notices-CdA Press
Cc: Maxey, Shaun; Frederick, Adam
Subject: Application for Permit No. 95-17062, 95-17068, 95-17069, 95-17077
Attachments: LegalNotice 09-29-15 CDA e-mail 95-17062 ,68 ,69, 77.doc

Hi, Holly,

This is the legal we were just discussing, This will need to be billed separate from the one submitted in different format also to publish October 1 and 8, 2015. (*This week I'm working for two different departments within the Idaho Department of Water Resources.* ☺.)

Please publish the enclosed legal notice on the dates indicated, October 1 and 8, 2015, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact me immediately.

This should be very close to press ready for 2-column, Century Old Style font, 8 pt font size.

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 10/19/2015. Your cooperation is always greatly appreciated.

Thanks so much for all your help in making our legals look so professional.

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:

95-17062

LOWELL A NELSON
11313 E HAYDEN LAKE RD
HAYDEN, ID 83835

Point of Diversion L3(SENW) S22 T51N R03W KOOTENAI CO
Source HAYDEN LAKE tributary SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 8/4/2015

Place of Use: DOMESTIC T51N R03W S22 L4(SWNE) L3(SENW)
L5(NWSE)

Domestic use is for 1 home.

95-17068

ALLEN CARL HYSLOP
TERESA HYSLOP
PO BOX 2978

POST FALLS, ID 83877

Point of Diversion NENE S30 T52N R05W KOOTENAI 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: 9/2/2015

Place of Use: DOMESTIC T52N R05W S30 NENE

Place of Use: STOCKWATER same as DOMESTIC

Domestic use is for 1 home.

Stockwater use is for 50 head of mixed stock

95-17069

ALLEN CARL HYSLOP
TERESA HYSLOP
PO BOX 2978

POST FALLS, ID 83877

Point of Diversion NENE S30 T52N R05W KOOTENAI CO

Source RT. FORK HAUSER CREEK tributary HAUSER CREEK

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: 9/2/2015

Place of Use: DOMESTIC T52N R05W S30 NENE

Place of Use: STOCKWATER same as DOMESTIC

Domestic use is for 1 home.

Stockwater use is for 50 head of mixed stock.

95-17077

LEWIS ALLERT
CLINTON ALLERT
696 S KELLY RD
COEUR D'ALENE, ID 83814

Point of Diversion L6(NENW) S12 T50N R05W KOOTENAI CO

Source SPOKANE RIVER tributary COLUMBIA RIVER

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

Total Diversion: 0.04 CFS

Date Filed: 9/14/2015

Place of Use: DOMESTIC T50N R05W S12 L6(NENW) L6(SENW)

Domestic use is for external use only, irrigation 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:

www.idwr.idaho.gov/apps/ExtSearch/AVRFiling.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 10/19/2015 10:09:49 AM. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 10/1/2015 and 10/8/2015