

July 28, 2015

MARK S KUBIAK
SUSAN F KUBIAK
PO BOX 142
DOVER ID 83825

Application For Permit No. 96-9577

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 BONNER COUNTY DAILY BEE on August 6 and August 13, 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,

Jean Hersley
Technical Records Specialist

Ball, Dianne

From: Hersley, Jean
Sent: Wednesday, August 05, 2015 2:04 PM
To: Ball, Dianne
Subject: RE: 6 water rights for Bonner County - to publish in the Bonner County Daily Bee

I sent it to the paper on July 28.

From: Ball, Dianne
Sent: Wednesday, August 05, 2015 2:41 PM
To: Hersley, Jean
Subject: 6 water rights for Bonner County - to publish in the Bonner County Daily Bee

Hi, Jean,
Wondering if you were able to get this group of 6 worked up and sent off to the Bonner county Daily Bee to start publishing tomorrow?
Dianne

From: Ball, Dianne
Sent: Friday, July 24, 2015 11:39 AM
To: Hersley, Jean
Subject: RE: 6 water rights for Bonner County - to publish in the Bonner County Daily Bee

Hi, Jean,

Thanks bunches, lady. You're a real blessing. (I worked too long yesterday and paid the price last night. ☺)

Sorry for delay in getting this off to you – had bunches of walkins for dredging permits, well info, etc.

Regarding contacts for comments, I don't usually do letters. In the "pre-publication checklist" I click to send comments via e-mail. Saves printing a letter because I just attach copies of the scanned applications. (Of course I would have those in my scanned documents, but they were scanned by Adam so I wouldn't have those either.)

If you have to contact Department of Lands, and it appears you will have to on 96-9577 because source is Pend Oreille River, which I believe is navigable at least part way downstream as it comes out of the lake. I think the contact for that would be Mike Ahmer – mahmer@idl.idaho.gov, and if he wouldn't handle that, you can add a note requesting him to forward to the person who would. He handles the Pend Oreille Lake area so I thinking he'll also handle Pend Oreille River, at least down to a point. If not sure, you can always send a copy to Jim Brady, who is over most of that area. Jim's e-mail is jbrady@idl.idaho.gov.

Those applications are out on the website so can reference those that way or print a copy of a letter to attach to an e-mail to the contacts as you have in the past.

(For me it's just been faster to do it all by e-mail.)

For 90s basins Idaho Fish and Game it's Charles "Chip" Corsi – Charles.corsi@idfg.idaho.gov and for 90s basin DEQ it's June Bergquist - June.Bergquist@deq.idaho.gov

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

96-9571

BUCK LUKEZECH

JANAE LUKEZECH

33071 HWY 200

SANDPOINT ID 83864

Point of Diversion NWSE S7 T59N R02E BONNER County

Source UNNAMED STREAM Tributary GROUSE CREEK

Use: DOMESTIC

01/01 to 12/31

0.04 CFS

Use: IRRIGATION

04/15 to 10/31

0.4 CFS

Use: STOCKWATER

01/01 to 12/31

0.02 CFS

Total Diversion:

0.46 CFS

Date Filed: 6/19/2015

Place Of Use: IRRIGATION STOCKWATER DOMESTIC

T59N R02E S7 NWSE

96-9573

ANDREAS NICOLADES

REBECCA NICOLADES

71 VEDELWOOD LN

SANDPOINT ID 83864

Point of Diversion NESE S3 T57N R02W BONNER County

Source SAND CREEK Tributary PEND OREILLE RIVER

Use: IRRIGATION

01/01 to 12/31

0.12 CFS

Total Diversion:

0.12 CFS

Date Filed: 6/22/2015

Place Of Use: IRRIGATION

T57N R02W S3 NESE

Total Acres: 4

96-9574

JASON LEWIS

HEATHER LEWIS

219 CHURCH ST STE A

SANDPOINT ID 83864

Point of Diversion NESE S17 T57N R02W BONNER County

Source GROUND WATER

Use: DOMESTIC

01/01 to 12/31

0.04 CFS

Use: IRRIGATION

04/01 to 10/31

0.08 CFS

Total Diversion:

0.12 CFS

Date Filed: 6/26/2015

Place Of Use: DOMESTIC IRRIGATION

T57N R02W S17 NESE

96-9575

JASON LEWIS
HEATHER LEWIS
219 CHURCH ST STE A
SANDPOINT ID 83864

Point of Diversion NESE S17 T57N R02W BONNER County

Source UNNAMED STREAM Tributary SYRINGA CREEK

Use: FIRE PROTECTION STORAGE

01/01 to 12/31

1.4 AF

Use: RECREATION STORAGE

01/01 to 12/31

1.4 AF

Use: WILDLIFE STORAGE

01/01 to 12/31

1.4 AF

Total Diversion:

1.4 AF

Date Filed: 6/26/2015

Place Of Use: FIRE PROTECTION STORAGE, RECREATION STORAGE, WILDLIFE STORAGE
T57N R02W S17 NESE

96-9576

JAMES J ANDERSON

TONI L ANDERSON

PO BOX 703

CLARK FORK ID 83811

Point of Diversion SENWSE S18 T55N R03E BONNER County

Source SPRING Tributary SINKS

Use: DOMESTIC

01/01 to 12/31

0.04 CFS

Use: IRRIGATION

04/01 to 10/31

0.03 CFS

Total Diversion:

0.07 CFS

Date Filed: 6/30/2015

Place Of Use: DOMESTIC, IRRIGATION

T55N R03E S18 SWSE

Total Acres: 1

96-9577

MARK S KUBIAK

SUSAN F KUBIAK

PO BOX 142

DOVER ID 83825

Point of Diversion L1(NENW) S32 T57N R02W BONNER County

Source PEND OREILLE RIVER Tributary COLUMBIA RIVER

Use: DOMESTIC

01/01 to 12/31

0.04 CFS

Total Diversion:

0.04 CFS

Date Filed: 7/1/2015

Place Of Use: DOMESTIC

T57N R02W S32 L1(NENW)

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 8/24/2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/6/2015 and 8/13/2015

Ball, Dianne

From: Hersley, Jean
Sent: Tuesday, July 28, 2015 10:26 AM
To: Corsi, Charles
Subject: RE: July 13 water rights notice

Not sure what you consider important fish bearing streams, but here is a list of the surface water rights from that list.

91-7902- domestic from St. Joe River
95-17045- Domestic from Spirit Lake
96-9571- Domestic/Irrigation from unnamed stream tributary to Grouse Creek
96-9573- Irrigation from Sandcreek
96-9575- fire Protection from unnamed stream tributary to Syringa Creek
96-9577- domestic from Pend Oreille River tributary to Columbia River

I hope this helps. Let me know if you need anything else.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

From: Corsi, Charles [<mailto:charles.corsi@idfg.idaho.gov>]
Sent: Friday, July 17, 2015 4:55 PM
To: Hersley, Jean
Subject: July 13 water rights notice

Hi Jean,

I received a letter signed by you inviting written comment on a long list (13) of Applications for Permit for basins 91, 95, and 96. I am currently short staffed here and it would be helpful to know, without searching each AFP individually, what these applications are for. If they are for typical domestic water rights, it's probably not critical for IDFG to comment. If they are surface diversions from important fish bearing streams, it would be good for us to know that so that we could assess and provide IDWR with input to avoid or mitigate impacts to important or even ESA listed fish. And, if they are applications from one applicant for multiple diversions across the landscape, that would allow us to prepare a single response instead of up to 13.

Is there anyway of sending us more details on these applications up front? It would be greatly appreciated!

Thanks,

Chip Corsi
Panhandle Regional Supervisor
Idaho Department of Fish and Game
2885 Kathleen Avenue
Coeur d'Alene, ID 83815
(208) 769-1414



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720 0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 13, 2015

IDAHO DEPARTMENT OF FISH & GAME
2885 W KATHLEEN AVE
COEUR D' ALENE ID 83815

RE: Application for Permit Nos. 91-7902, 92-11033, 95-17036, 95-17039, 95-17044, 95-17045, 96-9570, 96-9571, 96-9573, 96-9574, 96-9575, 96-9576 and 96-9577

Dear Interested Party:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced Applications for Permit. You can find copies of the applications at <http://www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

This office can publish notice of the application as soon as the initial review is completed; therefore, 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 the Northern Region office at (208) 762-2800 if you have any questions regarding the application.

Sincerely,

Jean Hersley
Technical Records Specialist II