

77167

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

1. Name: ROBERT WOODBURY
12060 HWY 5
ST MARIES ID 83861
(208)245-2700
AND/OR

EDNA WOODBURY
12060 HWY 5
ST MARIES ID 83861
(208)245-2700

2. Source: SPRING

3. Location of Point of Diversion:

#1 SPRING SW1/4SW1/4NE1/4 Sec. 14, Twp 46N, Rge 03W, B.M. BENEWAH County

4. Water will be used for the following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01	to 12/31	0.04 CFS	

5. Total quantity to be appropriated is: 0.04 CFS

6. Proposed diverting works:

POINT OF DIVERSION #1

a. Type and size of devices used to divert water from the source: COLLECTION BOX AND 1300 FEET OF PIPELINE

- b. Height of storage dam _____ feet;
Active reservoir capacity _____ acre-feet;
Total reservoir capacity _____ acre-feet;.

- c. Proposed well diameter is _____ inches;
Proposed depth of well is _____ feet.

- d. Is ground water with a temperature of greater than 85F being sought?

- e. If well is already drilled, when? _____;
Drilling Firm _____;
Drilling Permit No. _____.

SCANNED
MAY 13 2011

STATE OF IDAHO
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7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).

8.

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	
46N 03W 14			X											X			

9a. Who owns the property at the point of diversion? If other than applicant, describe the arrangement enabling the applicant to make this filing.

Point of Diversion #1: ALICE FAYE WOODBURY - PERMIT FROM IDAHO
TRANSPORTATION DEPARTMENT. EASEMENT FROM ALICE FAYE WOODBURY

9b. Who owns the land to be irrigated or place of use? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

10. Remarks:

11. Map of proposed point of diversion and place of use attached? [YES]

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Bob Woodbury Etha Woodbury

Applicant's

Received by KW Date 4/7/11 Time _____ Preliminary check by _____
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

Receipt No. N026885

Date: 04-07-2011

Receipted by: D. BALL

SCANNED
MAY 13 2011

APPLICATION



Legend

- Active Application POD
- Active Application POU
- Taxlots

0 60 120 240 360 480 Feet



SCANNED
MAY 13 2011

Water rights and installation of the water line were originally given in 1979 by Harry J. Woodbury. He was the father of Robert Woodbury, and is now deceased. Attached are dated copies from DOT, State of Idaho, for Right of Way permit and drawings indicating position of water line crossing Highway 5. Mr. H. Woodbury and Robert Woodbury built the water line and installed the system in late 1979.

SEE: S & P MANUAL 2-445 AND 2-615 PARAGRAPH SERIES AND
P & T MANUAL 1-12-450 AND 1-12-600 SERIES.

DISTRICT No. 5
PERMIT No. 5-79-169



THE UNDERSIGNED REQUESTS PERMISSION TO CONSTRUCT THE FOLLOWING ITEM(S) ON STATE HIGHWAY RIGHT OF WAY:

☐ APPROACH

QUANTITY	WIDTH	TYPE - RESIDENCE, BUSINESS, FIELD, ETC.	TYPE OF BUSINESS
		☒ UNDERGROUND UTILITY	
		<u>Water Line</u>	
		KIND - GAS LINE, TELEPHONE LINE, WATER LINE, ETC.	
		☐ OVERHEAD UTILITY	
		KIND - POWER LINE, TELEPHONE LINE, ETC.	
		☐ OTHER: EXPLAIN	
		DISTANCE FROM:	
		CENTER LINE	
		RIGHT OF WAY LINE	
		BURIED PIPE OR CABLE:	
		DEPTH	<u>6' ±</u>
		SIZE	<u>½" - 1½" casing</u>
		POTENTIAL OR PRESSURE	
		POLE LINE:	
		POTENTIAL	
		VERTICAL CLEARANCE	

A SKETCH OF PROPOSED WORK MUST BE ATTACHED.

SPECIAL PROVISIONS: Standard Approach Policy

<u>667+48</u>	<u>143-A</u>
STATION TO STATION	PROJECT NUMBER
<u>S.H. 5</u>	<u>Benewah</u>
HIGHWAY ROUTE NO.	COUNTY
<u>12.04</u>	
MILEPOST TO MILEPOST	
<u>6 Miles West of St. Maries</u>	
DISTANCE AND DIRECTION FROM NEAREST CITY, TOWN OR VILLAGE	

I CERTIFY THAT I AM THE OWNER OR AUTHORIZED REPRESENTATIVE OF THE PROPOSED FACILITY OR PROPERTY TO BE SERVED AND AGREE TO DO THE WORK REQUESTED HEREON IN ACCORDANCE WITH THE GENERAL PROVISIONS PRINTED ON THE REVERSE SIDE AND THE IDAHO DEPARTMENT OF HIGHWAYS STANDARD APPROACH POLICY OR UTILITY ACCOMMODATION POLICY, WHICHEVER IS APPLICABLE

DATE November 15, 1979

Robert Woodbury

APPLICANT - PLEASE TYPE OR PRINT

Robert Woodbury
SIGNATURE OF OWNER OR AUTHORIZED REPRESENTATIVE

Rt. 1 Box 43, St. Maries, Idaho

APPLICANT'S POST OFFICE ADDRESS

SUBJECT TO ALL TERMS, CONDITIONS AND PROVISIONS SHOWN ON THIS FORM OR ATTACHMENTS, PERMISSION IS HEREBY GRANTED TO THE ABOVE NAMED APPLICANT TO PERFORM THE WORK DESCRIBED ABOVE.

STATE HIGHWAY ENGINEER

DATE 11-20-79

BY W. H. Burrus
for DISTRICT ENGINEER



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
Interim Director

April 11, 2011

ROBERT WOODBURY
12060 HWY 5
ST. MARIES ID 83861

Re: Application for Permit to Appropriate the Public Waters of the State of Idaho.

The application you had submitted was missing some data. I discovered this after the application was submitted. Please review the application I have returned to you with this letter. If you agree with all the data on this application please sign and return it with the map. I have attached a map with the outline location of the place use and the location of the spring. Please review this map for the correct location of the place of use and point of diversion. Please make your changes to the application and map to reflect how this water application is to be used.

Once the department receives this additional information, processing of the application can continue. If you have any questions, please call me at 208-762-2800 or email me at eric.davis@idwr.idaho.gov

Sincerely,

Eric Davis
Senior Water Resource Agent
Northern Region

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, May 05, 2011 4:07 PM
To: mary.terra-berns@idfg.idaho.gov
Subject: RE: Applications for Permit No. 93-7191, 92-10220, 93-7182, 95-14435, 95-14449, 95-14672,

Dear Mary:

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 enclosed for your reference.

These are being prepared for publication in the St Maries Gazette on May 18 and 25, 2011, with June 6, 2011 as final date for protests to be received in our office.



92-10220_Davenport.pdf



93-7175_Wilson.pdf



93-7177_Lanning_Earl.pdf



93-7191_Devert.pdf



95-14435_Woodbury.pdf



95-14449_Morris_Family_Trust.pdf



95-14672_Fletcher_family_trust.pdf

Your prompt response to this request is appreciated. If your agency desires to formally protest the approval of any of these applications, 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 this office if you have any questions regarding the 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 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

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

May 10, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

ROBERT WOODBURY
EDNA WOODBURY
12060 HWY 5
ST MARIES, ID 83861

Application For Permit No. 95-14435

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 5/18/2011 and 5/25/2011. 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,

Eric J. Davis
Sr. Water Resource Agent

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, May 10, 2011 1:23 PM
To: Legal Notices-SMGazette Benewah Co (kaisie@smgazette.com)
Subject: Application for Permit No. 91-7337, 92-10220, 93-7175, 93-7177, 93-7191, 95-14435, 95-14449, 95-14672,

Hi, Kaisie,

I hope you had a marvelous Mother's day weekend, are currently enjoying this most welcomed day of sunshine

Please publish the enclosed legal notice on the dates indicated, May 18 and 25, 2011, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

Please send a proof/preview copy for my review before this goes to press.

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 6/6/2011. Your cooperation is very much appreciated.

I'll be interested to see how this fits into the font and font size you use. I'm trying to make some adjustments so you don't have to make so many modifications. We'll see if I made enough this time.

Thanks for all your great help.



LegalNotice
5-10-11 SM e-mail..

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:

91-7337

KEITH SIBERT

#36 RIVERDALE DR

ST MARIES, ID 83861

Point of Diversion L7(NWSE) S23 T46N R02W

BENEWAH County

Source ST JOE RIVER tributary COEUR D ALENE LAKE

Use: IRRIGATION 03/15 to 10/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 4/21/2011

Place of Use: IRRIGATION T46N R02W S23 L7(NWSE)

Total Acres: 2

92-10220

TERRY DAVENPORT

MICHELLA DAVENPORT

56 CASSANDRA HILLS

ST MARIES, ID 83861

Point of Diversion SESESE S8 T46N R02W BENEWAH CO

Source SPRING tributary ST MARIES RIVER

Use: IRRIGATION 03/15 to 10/31 0.03 CFS

Total Diversion: 0.03 CFS

Date Filed: 3/15/2011

Place of Use: IRRIGATION T46N R02W S8 SESE

Total Acres: 0.5

93-7175

RAYMOND A WILSON

BEVERLY ANN WILSON

2665 S EATON PL

LAKEWOOD, CO 80227

Point of Diversion NWSE S2 T43N R04W BENEWAH CO

Source UNNAMED STREAM tributary HANGMAN CREEK

Use: Stockwater 01/01 to 12/31 0.03 CFS

Use: Stockwater Storage 01/01 to 12/31 1.4 AF

Use: Stockwater from Storage 01/01 to 12/31 1.4 AF

Use: Recreation Storage 01/01 to 12/31 37 AF

Total Diversion: 38.4 AF

Date Filed: 4/4/2011

Place of Use: STOCKWATER T43N R04W S2 NWSE

Place of Use: Stockwater Storage, Recreation Storage and

Stockwater from Storage T43N R04W S2 NWSE

Recreational use for fishing and swimming.

Stockwater use for 60 head of mixed stock.

93-7177

EARL L LANNING

120 MOSES MTN LN

TENSED, ID 83870

Points of Diversion(2) NENESW S23 T44N R04W

BENEWAH County

Source SPRINGS

Point of Diversion SWSESW S23 T44N R04W BENEWAH CO

Source SPRING

Point of Diversion NESW S23 T44N R04W BENEWAH CO

Source UNNAMED STREAM tributary UNNAMED STREAM

Use: Stockwater 01/01 to 12/31 0.02 CFS

Use: Stockwater Storage 01/01 to 12/31 6.9 AF

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

Use: Recreation Storage 01/01 to 12/31 6.5 AF

Use: Diversion to Storage 01/01 to 12/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 4/14/2011

Place of Use: Stockwater T44N R04W S23 NESW SESW

Place of Use: Stockwater Storage & Recreation Storage

T44N R04W S23 NESW SESW

Place of Use: Domestic T44N R04W S23 SESW

Stockwater is for 26 head of mixed stock.

Recreation use is for swimming.

93-7191

JAMES P DEVER

LYNN C DEVER

4170 FOUR CORNERS RD

TENSED, ID 83870

Point of Diversion NWNW S15 T44N R04W BENEWAH CO

Source UNNAMED STREAM tributary SQUAW CREEK

Use: Stockwater 01/01 to 12/31 0.02 CFS
Use: Stockwater Storage 01/01 to 12/31 0.2 AF
Use: Wildlife Storage 01/01 to 12/31 1.3 AF
Use: Fire Protection Storage 01/01 to 12/31 1.3 AF
Total Diversion: 0.02 CFS

Date Filed: 4/29/2011

Place of Use: STOCKWATER

T44N R04W S10 SWSW

T44N R04W S15 NWNW

Place of Use: Stockwater Storage, Wildlife Storage and Fire
Protection Storage T44N R04W S15 NWNW

Stockwater use is for 2 head of mixed stock.

95-14435

ROBERT WOODBURY

EDNA WOODBURY

12060 HWY 5

ST MARIES, ID 83861

Point of Diversion SWSWNE S14 T46N R03W Benewah Co

Source SPRING Tributary

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

Total Diversion: 0.04 CFS

Date Filed: 4/7/2011

Place of Use: DOMESTIC T46N R03W S14 SWNE NWSE

Domestic use is for 1 home.

95-14449

WILLIAM AND LELA MORRIS FAMILY TRUST

1231 BILL MORRIS RD

PLUMMER, ID 83851

Point of Diversion SENENE S18 T46N R03W BENEWAH CO

Source SPRING tributary SINKS

Use: IRRIGATION 04/01 to 10/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 4/6/2011

Place of Use: IRRIGATION

T46N R03W S17 NWNW

T46N R03W S18 NENE

Total Acres: 12.2

95-14672

FLETCHER FAMILY TRUST

444 FLETCHER RD

ST MARIES, ID 83861

Point of Diversion NWNWNE S35 T45N R04W

BENEWAH CO

Source SPRING tributary BENEWAH CREEK

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

Total Diversion: 0.04 CFS

Date Filed: 4/20/2011

Place of Use: DOMESTIC T45N R04W S35 NWNE

Domestic use is for 1 home.

Permits will be subject to all prior water rights. 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 6/6/2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal # Published on 5/18/2011 and 5/25/2011