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IDWR / NORTH

79641

Ident. No.

94-9362

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) Benjamin Scheffellaier and/or Melissa Scheffellaier Phone 208-245-4410
Name connector (check one): ☐ and ☐ or ☒ and/or
Mailing address P.O. Box 66 City Avery
State ID Zip 83802 Email scheffys@yahoo.com
2. Source of water supply spring 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 #
48N	02W	13		NW		SW	Kootenia	spring	

4. Water will be used for the following purposes:
- Amount .04 for Domestic 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)
- 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. Spring with two 4 ft x 3 ft wide plastic culverts with an 1 1/2 plastic pipe running 200 feet to a 20 gallon pressure tank.
- 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. n/a
- b. Stockwatering; list number and kind of livestock. n/a
- c. Municipal; complete and attach the [Municipal Water Right Application Checklist](#).
- d. Domestic; show number of households 1 household
- e. Other; describe fully. irrigate lawn and garden less than 1/2 acre

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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	
48N	02W	13						X				X	X						0.5

Total number of acres to be irrigated: 0.5

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?

This water (well) is being used for 1 domestic household and irrigation of less than 1/2 acre garden/lawn.

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.

12. Time required for completion of works and application of water to proposed beneficial use is n/a 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.

Ben Scheffelman
Signature of Applicant

Benjamin Scheffelman
Print Name (and title, if applicable)

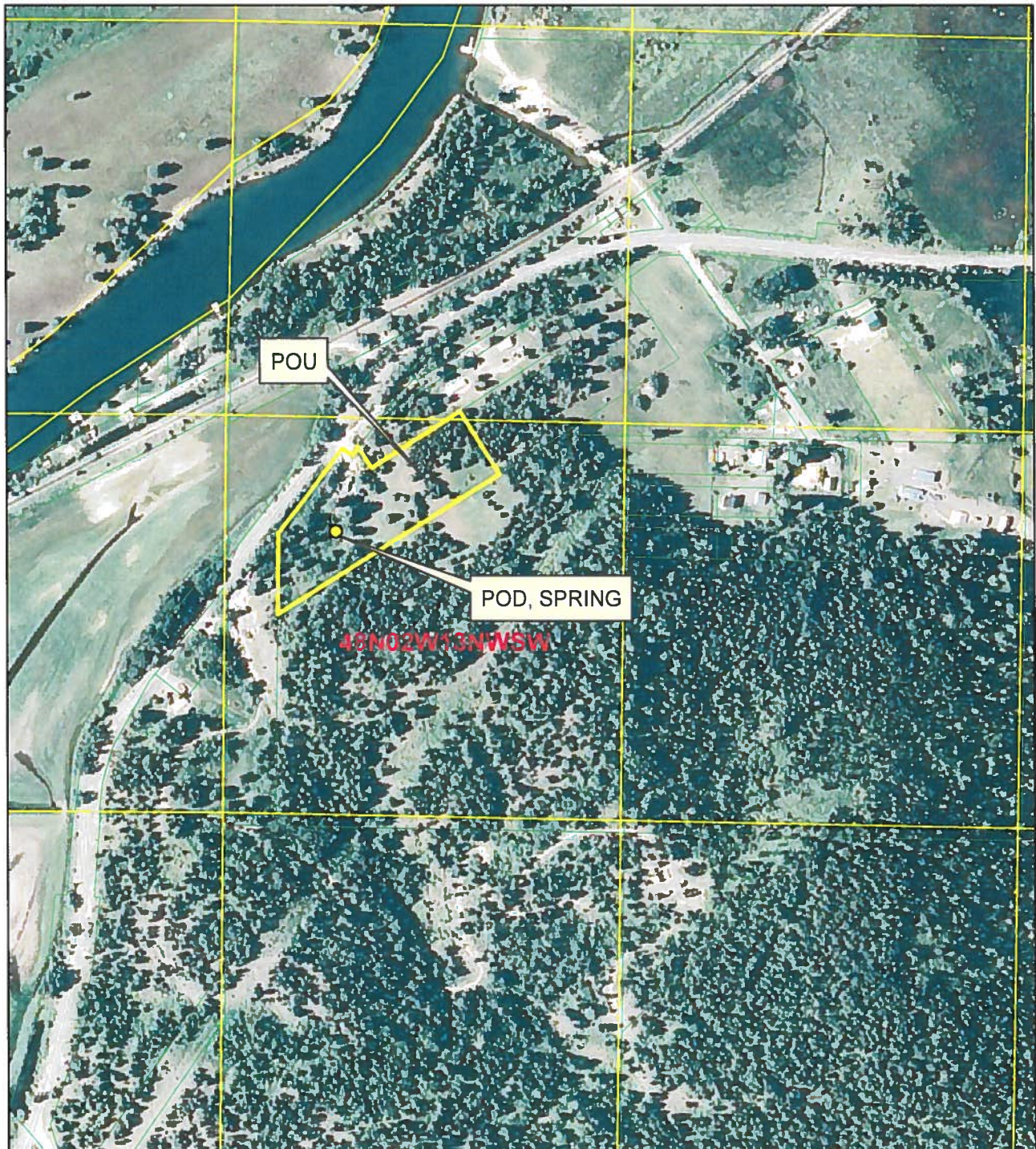
Melissa Scheffelman
Signature of Applicant

Melissa Scheffelman
Print Name (and title, if applicable)

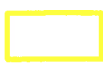
For Department Use:

Received by db Date 9/17/14 Time _____ Preliminary check by _____
Fee \$ 100.00 Received by db Receipt No. N030812 Date 9/17/14

94-9362



Legend

-  Working_POU
-  Working_POD
-  QQ
-  Taxlots

0 0.0425 0.085 0.17 Miles



Kootenai County, Idaho



Map 16 Location within Township

6	5	4	3	2	1
7	8	9	10	11	12
13	14	15	16	17	18
19	20	21	22	23	24
25	26	27	28	29	30
31	32	33	34	35	36



THIS DRAWING IS TO BE USED FOR REFERENCE PURPOSES ONLY. THE COUNTY IS NOT RESPONSIBLE FOR ANY INACCURACIES CONTAINED HEREIN.

Map Revisions

Notes:

03/28/12 - VMW
D-4780-004-003-A & 005-001-A combined w/ 004-001-A (12)

24124 S Highway 3
Cataldo, ID 83810
(Kootenai Co)
Parcel # 48N02W13S450

Parcel areas have been calculated by traverse closure when sufficient information has been available. Area shown is Net Assessable Area, Right-of-Way, where applicable, has been subtracted. Distances and curve lengths less than 57 m may not be shown due to scale limitations. Dimensions in parentheses denote record and/or plotted lot dimensions.

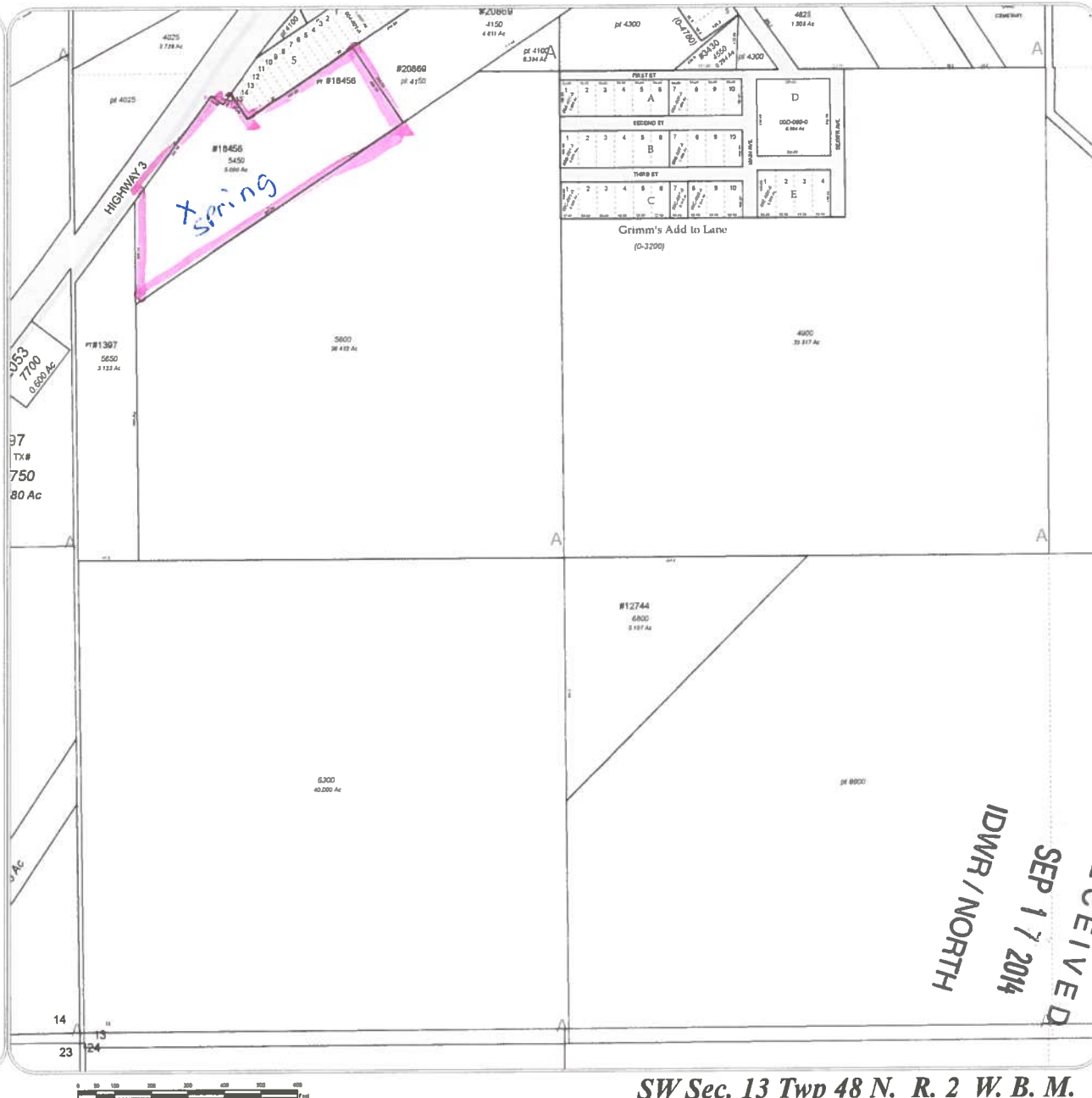
LOCATION OF ROADS SHOWN ARE BASED ON ADDRESSABLE ROAD INFORMATION AND MAY OR MAY NOT BE PUBLIC.

Parcel Identification Number (PIN) are composed as follows:
Platted Sub-code and Parcel ID# in C-3510 and 021-000-C Resulting PIN = C-3510-021-000-C or C-3510-021-000-C
Unplatted Tract/Block and Parcel ID# in 20N25W-16 and 1950 Resulting PIN = 20N25W-16-1950 or 20N25W-16-1950

Legend

(C-5357) Sub-code
001-001-A Parcel ID# (PIN)

☐ Tax Parcels
☐ Legal Areas
☐ Private Roads
☐ Plat Boundaries
☐ City Limits
☐ GCDB_Corners
☐ GCDB_Lines
☐ Road RW
☐ Railroad



SW Sec. 13 Twp 48 N. R. 2 W. B. M.

Maptile: 48N02W13SW

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34124 Highway 3
 Cataldo, ID 83810
 (Korlana Co)
 Parcel #48N02W13S450

ASIS OF BEARING - CENTERLINE OF U.P.R.R.
 N61°12'00"E 587.80'(547.80')

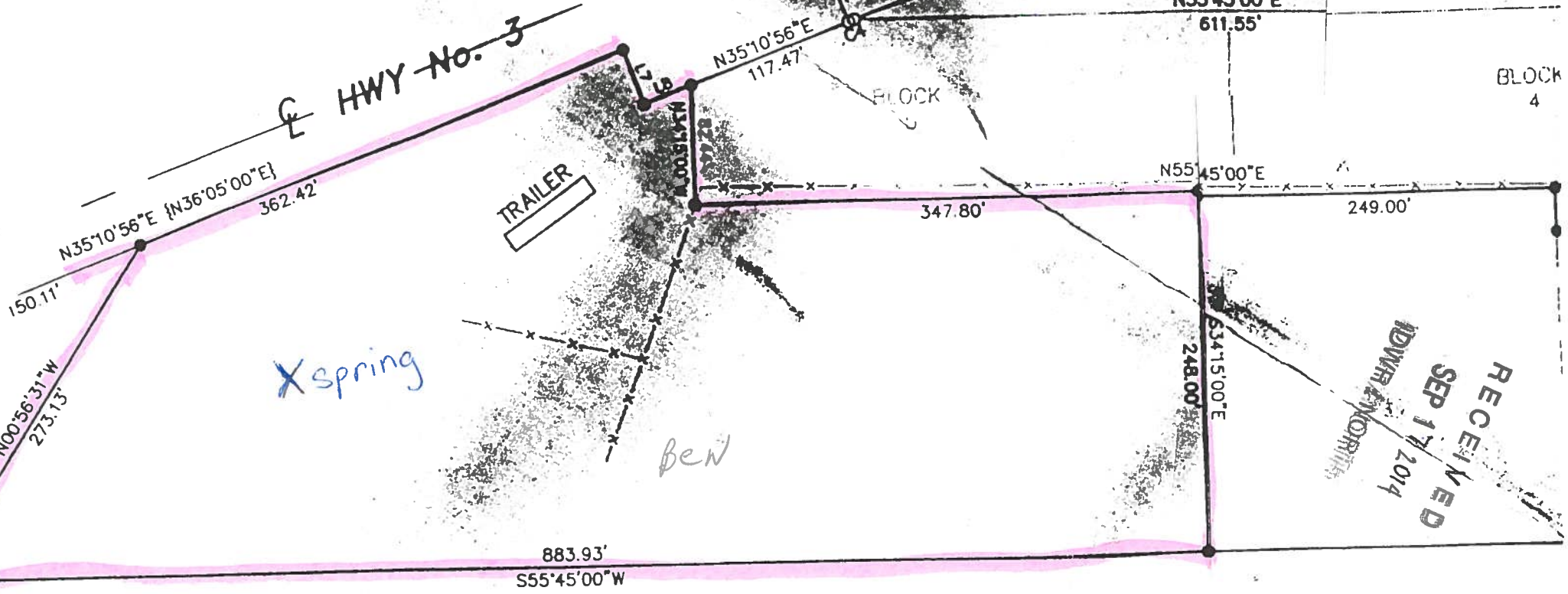
S57°55'49"W
 500.00'

C2

BLOCK 3

514.20'
 S55°45'00"W
 LAKEVIEW STREET

BLOCK 4



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Google earth

feet 400
meters 100



24124 S Highway 3
Cataldo, Idaho 83810
(Kootenai County)

Parcel #48N02W135450

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5 acre parcel with trailer hookup for 1 domestic household and less than ½ acre garden/lawn.



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

December 11, 2014

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

BENJAMIN SCHEFFELMAIER
MELISSA SCHEFFELMAIER
PO BOX 66
AVERY, ID 83802

Application For Permit No. 94-9362

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 12/18/2014 and 12/25/2014. 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,

A handwritten signature in black ink that reads "Keith Franklin".

Keith Franklin
Program Manager

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, December 10, 2014 4:44 PM
To: 'Terra Berns,Mary'
Subject: RE: Application for Permit No. 94-9362, 95-16946
Attachments: App_and_map(s)_94-9362.pdf; App_and_map(s)_95-16946.pdf

Dear Mary:

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 each of the applications is enclosed for your reference.

These are being prepared for publication in the CDA Press on December 18 and 25, 2014, with January 5, 2015 as final date for protests to be received in our office.

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 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

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, December 10, 2014 3:01 PM
To: Legal Notices-CdA Press - Chantell White
Cc: Franklin, Keith; Frederick, Adam; Davis, Eric
Subject: Application for Permit No. 94-9362, 95-16945, 95-16946, 95-16952, 95-16955, 95-16958
Attachments: LegalNotice 12-10-14 CDA e-mail 94-9362,95-16945,16946,16952,16955,16958.doc

Good afternoon, Chantell,

Please publish the attached legal notice on the dates indicated, December 18 and 25, 2014 (once a week for two consecutive weekly issues). If you can't publish the notice on the proposed dates, please contact us immediately.

Please ask the people doing layout/setup to particularly note the areas under "**Use:**" ~ that's where the dates and amounts (cfs) are listed. They need to be offset and lined up as submitted.

This should be very close to press-ready – for **2-column**, 8 pt, Century Old Style font. Should only require minor adjustments.

Please send a proof/preview copy for my review before this actually 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 1/5/2015. Your cooperation is always appreciated.

Thanks for the part you play in seeing that our legals publish as submitted.

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:

94-9362

BENJAMIN SCHEFFELMAIER

MELISSA SCHEFFELMAIER

PO BOX 66

AVERY, ID 83802

Point of Diversion NWNWSW S13 T48N R02W KOOTENAI CO

Source SPRING tributary SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 9/17/2014

Place of Use: DOMESTIC T48N R02W S13 NWSW

Domestic use is for 1 home.

95-16945

JOHN T YOCUM

CHERYL R YOCUM

32964 N SCENERY CT

ATHOL, ID 83801

DALE STOLLAR

32967 N SCENERY CT

ATHOL, ID 83801

CHRIS FIEGUTH

32919 N SCENERY CT

ATHOL, ID 83801

Point of Diversion SENE S6 T53N R03W KOOTENAI CO

Source GROUND WATER

Use: DOMESTIC 1/01 to 12/31 0.05 CFS

Use: IRRIGATION 04/01 to 10/31 0.05 CFS

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

Total Diversion: 0.05 CFS

Date Filed: 11/3/2014

Place of Use: DOMESTIC T53N R03W S6 SWNE SENE

Place of Use: STOCKWATER and IRRIGATION

same as DOMESTIC

Total Acres: 1.5

Domestic use is for 3 homes.

Stockwater use is for 20 horses and 15 head mixed stock.

95-16946

DALE MARLOW

JAN MARLOW

9881 W BOBCAT TRL

COEUR D ALENE, ID 83814

Point of Diversion SENE S35 T50N R05W KOOTENAI CO

Source COUGAR CREEK tributary COEUR D'ALENE LAKE

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

Total Diversion: 0.04 CFS

Date Filed: 11/3/2014

Place of Use: DOMESTIC T50N R05W S35 SENE

Domestic use is for irrigation of up to 1/2 acre only.

95-16952

WALLACE ERIC CHUN

MELANIE CHUN

2088 E BEST AVE.

COEUR D ALENE, ID 83814

Point of Diversion L1(NENE) S5 T49N R03W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

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

Total Diversion: 0.04 CFS

Date Filed: 11/25/2014

Place of Use: DOMESTIC T49N R03W S5 L1(NENE)

Domestic use is for 1 home.

95-16955

KEITH HAMILTON

6734 W HARBOR DR

COEUR D ALENE, ID 83814

Point of Diversion L6(SENE) S7 T50N R04W KOOTENAI CO

Source SPOKANE RIVER tributary COLUMBIA RIVER

Use: IRRIGATION 03/15 to 11/15 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 12/4/2014

Place of Use: IRRIGATION T50N R04W S7 L6(SENE)

Total Acres: 0.5

95-16958

RAYMOND BRADLEY

351 S HIDDEN ISLAND LN

COEUR D'ALENE, ID 83814

Point of Diversion L5(SENE) S8 T50N R04W 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: 12/5/2014

Place of Use: DOMESTIC T50N R04W S8 L6(SWNE) L5(SENE)

Domestic use is for 1 home with up to 1/2 AC irrigation.

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 1/5/2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 12/18/2014 and 12/25/2014



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 11, 2014

RECEIVED
SEP 17 2014
IDWR / NORTH

Benjamin and Melissa Scheffelmaier
PO Box 66
Avery, ID 83802

Re: Application for Permit

Dear Benjamin and Melissa:

I am returning "Claim to a Water Right" and check you submitted to our office. An Application for Permit (also enclosed) is the form that you need.

Please complete and submit to our office along with the \$100.00 fee required.

If you have questions regarding this matter, please contact our office.

Sincerely,

Carolyn Monitz

Carolyn Monitz
Northern Region
Department of Water Resources

Encl.

*9/15/14 Application for permit & \$100⁰⁰ fee
enclosed. Thank you, Melissa Scheffelmaier*