

SEP 10 2014

IDWR / NORTH

79562

Ident. No. 95-16901

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) STEVEN E NESTER Phone 509 991-8637
Name connector (check one): ☐ and ☐ or ☐ and/or
Mailing address 1325 W 1ST AVE, SUITE 206 City SPOKANE, WA
State WA Zip 99201 Email steven@nwseed.com
2. Source of water supply CDL LAKE which is a tributary of SPOKANE RIVER
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>48N</u>	<u>05W</u>	<u>25</u>			<u>SE</u>	<u>NE</u>	<u>KOOTENAI</u>		

4. Water will be used for the following purposes:
Amount 0.04 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. SUBMERSIBLE 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 N/A
e. Other; describe fully. IRRIGATION UP TO 1/2 ACRE

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	35W	25			D														
					22														

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? STEVEN E NESTER
- b. Who owns the land to be irrigated or place of use? STEVEN E NESTER
- 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 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]
Signature of Applicant

Signature of Applicant

STEVEN E NESTER
Print Name (and title, if applicable)

Print Name (and title, if applicable)

Received by [Signature] Date 9/10/14 Time _____ Preliminary check by _____
Fee \$ 100.00 Receipted by [Signature] Receipt No. N036761 Date 9/10/14

NENE 1

SWNE 2

48N05W

IRRIGATION

PUMP

SWNE

Ball, Dianne

From: Ball, Dianne
Sent: Friday, September 19, 2014 3:35 PM
To: 'Terra Berns,Mary'; afuson@idl.idaho.gov
Subject: RE: Application for Permit No. 95-16901 CdA Lake,
Attachments: App_and_map_95-16901.pdf

Dear Mary and Amidy

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 office can publish notice of this application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated.

We're trying to get this ready to publish in the CdA Press on October 2 and 9, 2014, with October 20, 2014 as final date for protests to be received in our office.

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 Eric Davis 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

C.L. "BUTCH" OTTER
Governor

September 26, 2014

GARY SPACKMAN
Director

STEVEN HESTER
1325 1ST AVE STE 206
SPOKANE, WA 99201

Application For Permit No. 95-16901

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 10/2/2014 and 10/9/2014. 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 "Eric Davis".

Eric Davis
Water Resource Agent, Senior

Ball, Dianne

From: Ball, Dianne
Sent: Friday, September 26, 2014 2:44 PM
To: Legal Notices-CdA Press - Chantell White; Legal Notices-CdA Press
Subject: Application for Permit No. 95-16855, 95-16879, 95-16901, 95-16924
Attachments: LegalNotice 09-26-14 CDA e-mail 95-16855, 879, 901, 924.doc

Good afternoon, Chantell,

Please publish the enclosed legal notice on the dates indicated, October 2 and 9, 2014, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately. I'm trusting this is sufficient lead to make those publication dates. I don't always remember the cutoff dates for the various papers.

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

This should be very close to press ready – **2- column**, 8 pt, CenturyOldSyle font, margins justified. Please ask the person doing setup to notice the areas noted as "Use" with dates and CFS offset and lined up. Our legal should appear as submitted.

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 10/20/2014. Your cooperation is very much appreciated.

Thanks for all your help in making our legals look good. 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:

95-16855

SAM GRIDLEY
PAUL VENTURA
PO BOX 205

HARRISON, ID 83833

Point of Diversion L6(SWSW) S14 T48N R04W KOOTENAI CO

Source COEUR D'ALENE LAKE tributary SPOKANE RIVER

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

Use: FIRE PROTECTION 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 8/25/2014

Place of Use: DOMESTIC T48N R04W S14 L6(SWSW)

T48N R04W S15 L1(SESE)

Place of Use: FIRE PROTECTION same as DOMESTIC

Domestic use is for irrigation up to 0.5 AC only.

Roof sprinklers to be used for fire protection.

95-16879

KRISTINE J CAREY LIVING TRUST

6592 N VALLEY ST

DALTON GARDENS, ID 83815

DAVID TYSDAL

3866 S STATELINE RD

POST FALLS, ID 83854

Point of Diversion NENW S25 T50N R06W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 to 11/15 0.76 CFS

Total Diversion: 0.76 CFS

Date Filed: 9/9/2014

Place of Use: IRRIGATION T50N R06W S25

NWNE NENW L1(NWNW)

Total Acres: 38

95-16901

STEVEN HESTER

1325 1ST AVE STE 206

SPOKANE, WA 99201

Point of Diversion SENE S25 T48N R05W KOOTENAI County

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: 9/10/2014

Place of Use: DOMESTIC T48N R05W S25 L2(SWNE)

Domestic use is for irrigation only of up to 0.5 acres.

95-16924

JORGEN MOLLER

JETTE MOLLER

26641 SHWY 97

HARRISON, ID 83833

Point of Diversion L4(SESWSE) S13 T49N R04W

KOOTENAI County

Source SPRING tributary SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 9/23/2014

Place of Use: DOMESTIC T49N R04W S13 L4(SWSE)

Domestic use is for 1 shop with 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/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 10/20/2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 10/2/2014 and 10/9/2014