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JAN 17 2014

IDWR / NORTH

79053

Ident. No. 96-9595

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) Gypsy Bay Home Owners Association Phone 509-998-2963
Name connector (check one): ☐ and ☐ or ☐ and/or
Mailing address 4814 S. Spencer Lane City Spokane Valley
State WA Zip 99206 Email steve@drwoodard.com

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
X2 57N	03W	34	1		NE	NE	Bonner	Groundwater	

4. Water will be used for the following purposes:

Amount 0.2 cfs for municipal 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) 0.2 cubic feet per second (cfs) and/or (b) 40.5 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 in wells.

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 8 inches; proposed depth of well is 200 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 _____

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	
57N	03W	34	M																
57N	03W	27																M	
57N	03W	26											M						

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? Karen Resso
- 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:
We have an easement agreement with Karen Resso to allow us to have our well and pumphouse on her property
11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.

The homeowners association has an existing well and water right that they would like to convert two a municipal water right and add a second point of diversion.

PWS# I01090046

12. Time required for completion of works and application of water to proposed beneficial use is 5 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.

Stephen O. Woodard President
Signature of Applicant

Signature of Applicant

STEPHEN O. WOODARD PRESIDENT
Print Name (and title, if applicable)

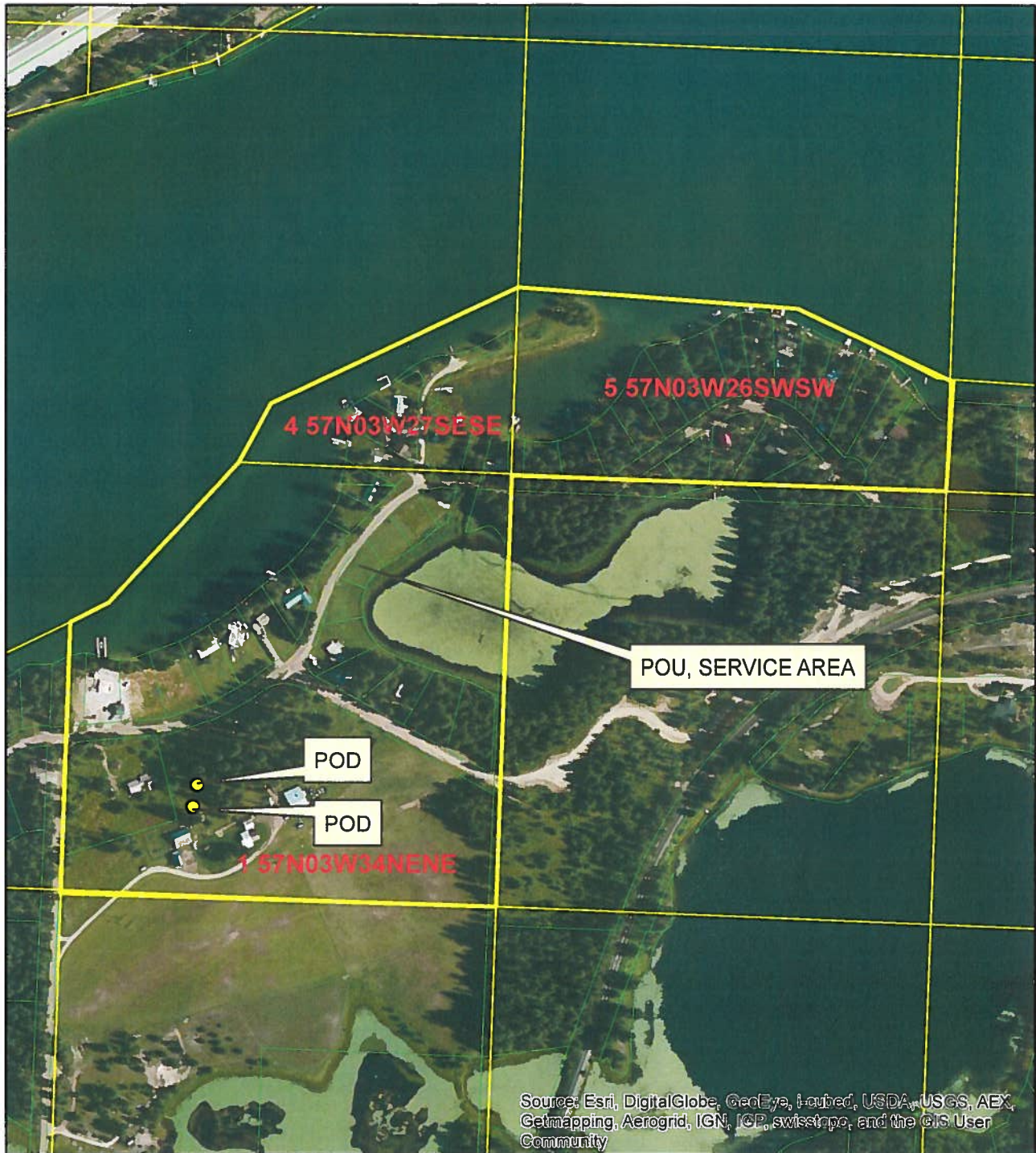
GYPSY BAY
Print Name (and title, if applicable)

HOMEOWNERS

For Department Use:

Received by dp Date 11/17/14 Time _____ Preliminary check by _____
Fee \$ 100.00 Received by dp Receipt No. N030265 Date 11/17/14

96-9535



Legend

- Working_POD
- Working_POU
- QQ
- Taxlots

0 0.04 0.08 0.16 Miles



96-9535

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MUNICIPAL PROVIDER QUESTIONNAIRE

Date Jan. 15, 2014Applicant Gypsy Bay Homeowner Association

a.) Must be a corporation or association registered to do business in the State of Idaho

Contact Person Steve WoodardPhone Number 509-998-2963Public Water Supply Number ID-1090046

b.) PWS numbers are issued by the Department of Environmental Quality

1. Number of homes proposed No. 30
2. Proposed size of lawn & garden per home in acres 1/4 Total 7.5
3. Acres of other proposed irrigation such as parks, common areas, open spaces or golf courses Total 0
4. Total acres proposed to be irrigated #2 + #3 Total 7.5
5. a.) Number of Commercial uses proposed No. 0
 - 1.) Specify Type _____
- b.) Total anticipated annual volume use in gallons or acre-feet No. 0
6. a.) Number of Industrial uses proposed to be served No. 0
 - 1.) Specify Type _____
- b.) Total anticipated annual volume in gallons or acre-feet Total _____
7. Fire Protection diversion requirement in gallons/minute or cfs. 0
 - a.) Fire Protection will be identified as a separate use on the application.
8. If the source is ground water, has a pump test been performed? Yes _____, No ✓.
 - a.) If yes explain the result, including maximum rate of diversion, well draw down, rate of recovery, etc. _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

MUNICIPAL WATER RIGHT APPLICATION CHECKLIST
FOR AN APPLICATION TO APPROPRIATE WATER FOR MUNICIPAL PURPOSES

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An application to appropriate water for municipal purposes must be prepared in accordance with the requirements listed below to be acceptable for processing by the Department. There are two types of permits for municipal water use. The first type of municipal permit provides water for reasonably anticipated future needs (RAFN) over a defined planning horizon.¹ The second type of municipal permit, called non-RAFN, provides water solely for use to meet needs that will arise in the near-term (five years).² A **non-RAFN** permit may have an annual volume limitation associated with it. Each type of municipal water use has a distinct set of review requirements.

Applicant Name: Gypsy Bay Home Owners Association

1. Type of Municipal Provider. Applicant must qualify as a Municipal Provider to obtain a municipal water right. See Idaho Code § 42-202B (5). Check one:

- ☐ Type 1 – Municipality
☐ Type 2 – Franchise or political subdivision supplying water to a municipality
☒ Type 3 – Corporation or association regulated as a “public water supply” system by IDEQ
- ☐ Attach documentation of qualification as a Municipal Provider. See Idaho Code § 42-202(2).

2. List existing Water Rights (permits, licenses, decrees, and beneficial use claims) available to the applicant for municipal needs. These rights may or may not have a purpose of use expressly defined as “municipal”. Include a separate attachment as needed.

Right Number	Nature of Use	Diversion Rate (cfs)	Annual Vol. (acre-feet)	Service Area
<u>96-8275</u>	<u>Irrigation</u>	<u>0.08</u>	<u>12</u>	<u>NENE, Sec 34, T57N, R3W, and</u>
<u>96-8275</u>	<u>Domestic</u>	<u>0.15</u>	<u>7.2</u>	<u>SESE, Sec 27, T57N, R3W, and</u>
				<u>SWSW, Sec 26, T57N, R3W</u>

3. List the total diversion rate from Item 2. Be sure to account for any combined diversion rate limits in the approval conditions of each right listed. 0.08 CFS (total from 2)
4. List the total volume from Item 2. Be sure to account for any combined volume limits in the approval conditions of each right listed 19.2 AF (total from 2)

¹ For a thorough discussion of RAFN water rights, see IDWR’s *Recommendations for the Processing of Reasonably Anticipated Future Needs (RAFN) Municipal Water Rights at the Time of Application, Licensing, and Transfer*.

² For a thorough discussion of non-RAFN water rights, see IDWR’s Application Processing Memorandum No. 18.

5. Planning Horizon. See Idaho Code § 42-202B (7). Check one:

- ☐ RAFN. Specify planning horizon: ____ years. Go to Item 6.
☒ Non-RAFN (≤ 5 years). Go to Item 7.

6. If application is for RAFN:

- ☐ Attach justification for planning horizon. See Idaho Code § 42-202(2) and § 42-202B(7).
☐ Attach description of service area. See Idaho Code § 42-202(2) and § 42-202B(9).
☐ Attach population projection within the service area over the planning horizon. See Idaho Code § 42-202(2) and § 42-202B(8).
☐ Attach evaluation for demand within the service area over the planning horizon. See Idaho Code § 42-202(2) and § 42-202B(8).

Does demand exceed the totals listed in Items 3 and 4?

- Y N
☒ ☐ Rate?
☒ ☐ Volume?

If the answer is "No" to both rate and volume and a new point of diversion is needed, file a transfer application pursuant to Idaho Code § 42-222(1).

7. If application is for non-RAFN:

When submitting proof of beneficial use, non-RAFN permit holders will be required to show that water was diverted for an additional increment of beneficial use over existing water rights during the authorized development period, which may be up to five years from the date of approval. Do existing demand and short term needs exceed the combined authorizations from the existing water rights listed in Items 3 and 4?

- Y N
☒ ☐ Rate?
☒ ☐ Volume?

If the answer is "No" to both rate and volume and a new point of diversion is needed, file a transfer application pursuant to Idaho Code § 42-222(1).



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

January 23, 2014

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

GYPSY BAY HOME OWNERS ASSOCIATION
STEPHEN O WOODARD - PRESIDENT
4814 S SPENCER LN
SPOKANE VALLEY, ID 99206

Application For Permit No. 96-9535

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 2/6/2014 and 2/13/2014. 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,

Keith Franklin
Program Manager

Enc. Receipt No.N030265

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, January 23, 2014 4:38 PM
To: Legal Notices-Bonner Co Daily Bee-Amber Bangeman
Subject: Application for Permit No. 96-9534, 96-9535
Attachments: LegalNotice 01-23-14 BCDB e-mail 96-9534, 9535.doc

Good afternoon, Amber,

Please publish the enclosed legal notice on the dates indicated, February 6 and 13, 2014, (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 actually goes to press. It should be close to press ready – 2 column, 8pt, CenturyOldStyle font.

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 2/24/2014. Your cooperation is always appreciated.

Thanks so much for your help with our legals. You are appreciated!

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:

96-9534

TONY L SPADE

KRIS SPADE

PO BOX 264

COCOLALLA, ID 83813-0264

Point of Diversion NENENE S24 T55N R03W BONNER County

Source SPRING tributary SINKS

Use: DOMESTIC	01/01 to 12/31	0.04 CFS
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Use: IRRIGATION	03/15 to 11/15	0.03 CFS
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Use: STOCKWATER	01/01 to 12/31	0.02 CFS
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Total Diversion:	0.09 CFS
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Date Filed: 1/10/2014

Place of Use: DOMESTIC, STOCKWATER & IRRIGATION

T55N R03W S24 NENE

Total Acres: 1

Domestic use is for 1 home,

plus 1 shop & 1 barn. (without restrooms)

Stockwater use is for 20 head of mixed stock.

96-9535

GYPSY BAY HOME OWNERS ASSOCIATION

4814 S SPENCER LN

SPOKANE VALLEY, ID 99206

Point of Diversion L1(NENE) S34 T57N R03W BONNER CO

Source GROUND WATER

Point of Diversion L1(NENE) S34 T57N R03W BONNER County

Source GROUND WATER

Use: MUNICIPAL	01/01 to 12/31	0.2 CFS
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Total Diversion:	0.2 CFS	40.5 AF
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Date Filed: 1/17/2014

Place of Use: Municipal use is within service area of applicant.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208) 762-2800. 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 2/24/2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 2/6/2014 and 2/13/2014