

78785

STATE OF IDAHO

Ident. No. 96-9521

AUG 12 2013

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

IDWR / NORTH

1. Name of applicant(s) Gerald E. Smith Phone 509 466-7014
 Name connector (check one): ☐ and ☐ or ☐ and/or

Mailing address: 7110 N. Walnut Ct City Spokane
 State WA Zip 99208 Email: gsmith7110@gmail.com

2. Source of water supply Lake Pend Oreille 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 #
57N	1W	7	1		NW	NW	Bonner	Lake Pend Oreille	-
							Phase I, block I, lot 5		

4. Water will be used for the following purposes:

Amount .02 cfs for irrigation purposes from 3/15 to 10/15 (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) .02 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. Small centrifugas
1 horse 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; show name of municipality or the applicant's qualifications as a municipal provider. _____

d. Domestic; show number of households _____

e. Other; describe fully. withdraw water from Lake Pend Oreille for
seasonal use on vegetation.

8. Description of place of use: (same as previous page)
- 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	1W	7						1											1

Total number of acres to be irrigated: 1 acre

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? I plan to use the water for landscaping. No other water source is currently available
10. a. Who owns the property at the point of diversion? Gerald Smith
- b. Who owns the land to be irrigated or place of use? Gerald Smith
- ☒ 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. Divert water from Lake Pend Oreille for use in watering landscape - (native trees, shrubs and grass)
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.

Gerald E. Smith
Signature of Applicant

Gerald E. Smith 8-10-2013
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

Received by [Signature] Date 8/12/13 Time _____ Preliminary check by _____
Fee \$ 100.00 Receipted by [Signature] Receipt No. N030070 Date 8/12/13

96-9521



0 0.00750.015 0.03 Miles

Legend

- Working_POD
- Working_POU
- QQ



96-9521

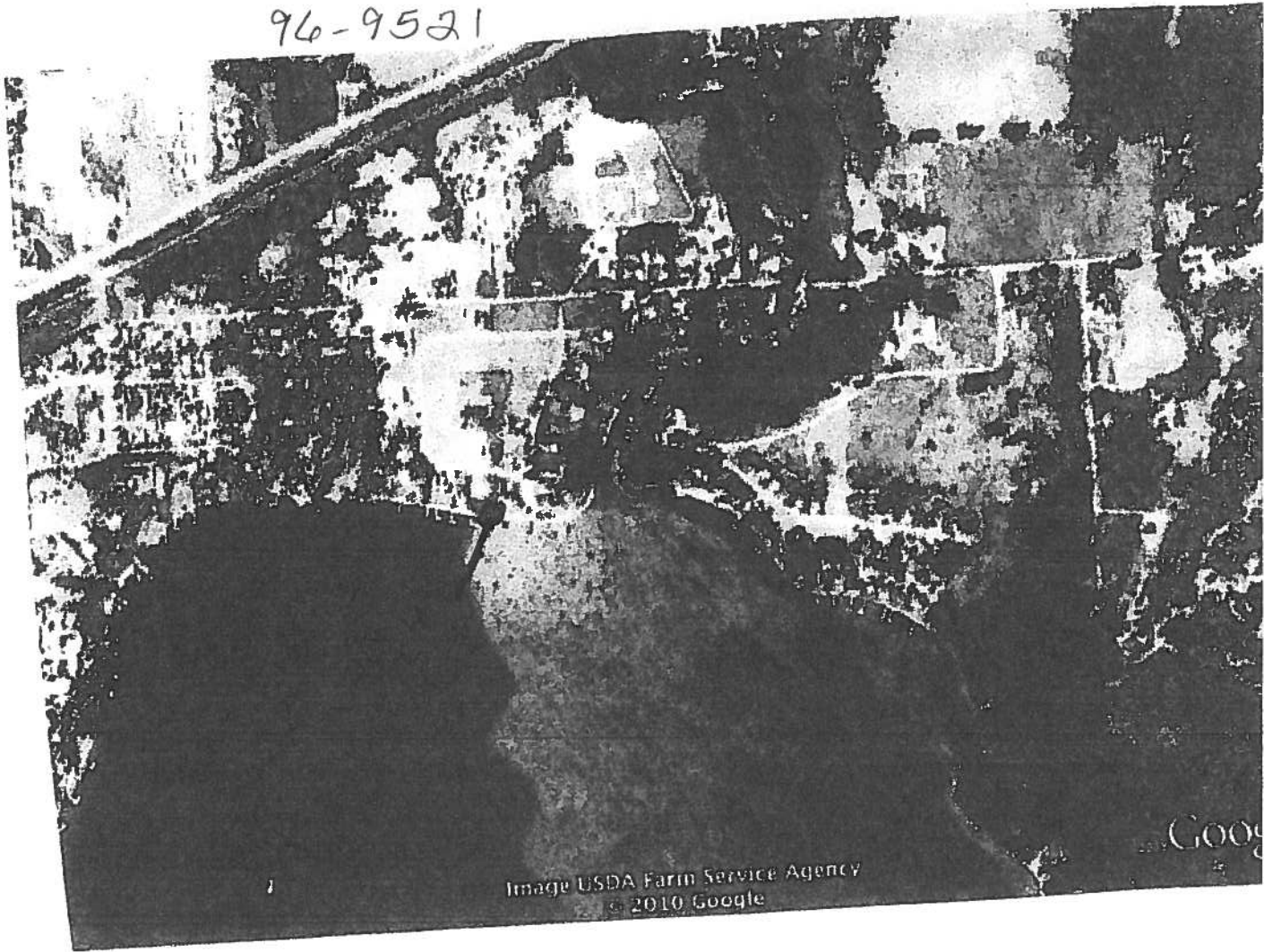
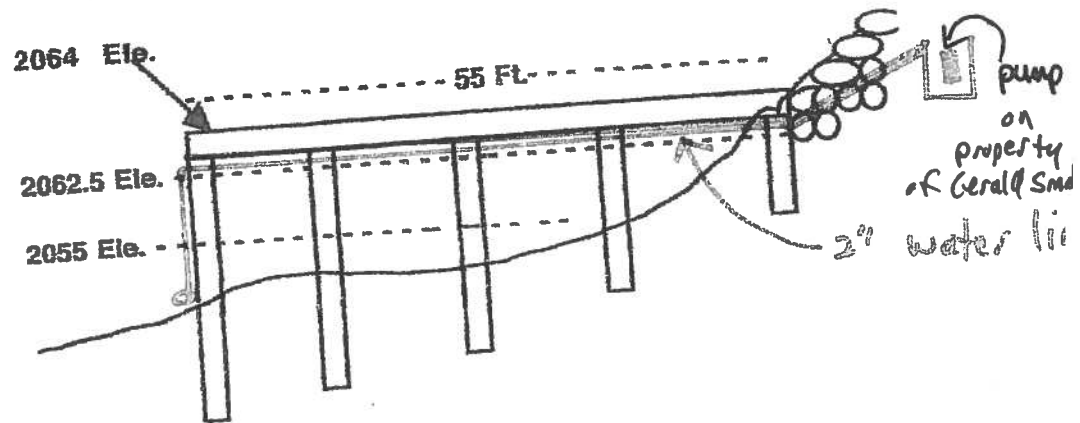


Image USDA Farm Service Agency
© 2010 Google



RECEIVED
AUG 12 2013
IDWR / NORTH

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, September 12, 2013 2:45 PM
To: mary.terra-berns@idfg.idaho.gov; IDL - Sandpoint 1 - Michele Andersen
Subject: RE: Application for Permit No. 96-9521
Attachments: 96-9521_APP_AND_MAPS.pdf

Dear Mary and Michele:

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.

Being prepared for publication in Bonner County daily Bee on September 19 and 26, 2013, with October 7, 2013 as final date for protests to be received in our office.

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763
Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 12, 2013

GERALD E SMITH
7110 N WALNUT CT
SPOKANE, WA 99208

Application For Permit No. 96-9521

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 9/19/2013 and 9/26/2013. 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 N030070

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, September 12, 2013 3:20 PM
To: Legal Notices - Bonner Co Daily Bee-Amber Bangeman
Subject: Application for Permit No. 96-9521, 96-9523
Attachments: LegalNotice 09-12-13 BCDB e-mail 96-9521,9523.doc

Good afternoon, Amber,

Please publish the enclosed legal notice on the dates indicated, September 19 and 26, 2013, (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.

This should be really close to press ready – 8pt 3.25 (2-column) CenturyOldSchool.

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 10/7/2013. Your cooperation is greatly appreciated.

Thanks for all your wonderful help.

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:

96-9521

GERALD E SMITH

7110 N WALNUT CT

SPOKANE, WA 99208

Point of Diversion L1(NWNW) S7 T57N R01W BONNER CO

Source PEND OREILLE LAKE tributary PEND OREILLE RIVER

Use: IRRIGATION 03/15 to 10/15 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 8/12/2013

Place of Use: IRRIGATION T57N R01W S7 L1(NWNW)

Total Acres: 1

96-9523

ROGER DUGVID

JANIS DUGVID

9888 NUTBY LANE

ESCONDIDO, CA 92026

Point of Diversion SWNW S1 T58N R01E BONNER County

Source RAPID LIGHTNING CREEK tributary PACK RIVER

Use: DOMESTIC 01/01 to 12/31 0.06 CFS

Use: FIRE PROTECTION 01/01 to 12/31 0.06 CFS

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

Total Diversion: 0.06 CFS

Date Filed: 8/30/2013

Place Of Use: DOMESTIC T58N R01E S1 SWNW NWSW

Place of Use: STOCKWATER and FIRE PROTECTION

Same as DOMESTIC

Domestic use is for 2 homes;

Stock water use for 10 head of mixed stock.

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 10/7/2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 9/19/2013 and 9/26/2013