

77724

STATE OF IDAHO

Ident. No. 95-16404

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) McCreary Agers LLC
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address: 7606 N Fox Point Dr City Spokane
 State WA Zip 99208 Email: _____
 2. Source of water supply lake cda 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>49N</u>	<u>4W</u>	<u>23</u>			<u>NW</u>	<u>NW</u>	<u>Kootenai</u>	<u>Lake cda</u>	

4. Water will be used for the following purposes:

Amount 0.04 cfs for Domestic purposes from 01-01 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)
- .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 3 hp pump with 1 1/2 in. water line to home or place of use

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 ☐ Noe. 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 1 home

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	
49n	4W	23						D											

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? 95 1944

claim filed for additional springs

10. a. Who owns the property at the point of diversion? Gail Kinloch
- b. Who owns the land to be irrigated or place of use? McCrea Agee LLC
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: President of LLC

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. submersible pump for domestic use
+ limited lawn irrigation less than 1/2 acre

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.

Gail Kinloch
Signature of Applicant

Gail Kinloch
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

For Department Use:

Received by dm Date 5/17/2010 Time 3:24 Preliminary check by _____
 Fee \$ 100 Received by dm Receipt No. NO 24361 Date _____

APPLICATION



1 inch = 144 feet



Legend



QQ



Taxlots

MICA SUPERVISORY AREA
3706 Industrial Ave South
Coeur d'Alene ID 83815
Phone (208) 769-1577
Fax (208) 769-1597



GEORGE BACON, DIRECTOR
EQUAL OPPORTUNITY EMPLOYER

STATE BOARD OF LAND COMMISSIONERS

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Tom Luna, Sup't of Public Instruction

February 23, 2009

Gloria Gail Kinloch
1422 E. Randle Ave.
Coeur d'Alene, ID 83814

Dear Ms. Kinloch:

Re: Assignment of Encroachment Permit L-95-S-3368C

Enclosed is the completed transfer of subject permits in accordance with your request. Please comply with all special terms and conditions.

*Please note term number nine (9) of the encroachment permit. If the dock was not constructed and installed by **April 30, 2001**, an encroachment application shall be submitted and processed prior to installation of any encroachments.*

You are required to record the original notarized transfer document with Kootenai County. In addition, the assigned encroachment permit number 3368 must be displayed upon the most waterward area of dock with metal, plastic or vinyl numerals at least three inches in size.

Upon future sale or transfer of subject real property, you are required to inform this office of the subsequent name change (form enclosed).

Thank you for your cooperation.

Sincerely,

CARL WASHBURN, Specialist
Navigable Waters/Submerged Lands Leasing
cw

Enclosures: Assignment Document
Copy of Original Permit
Future Assignment Request

C: Eric Wilson, Boise Office
Kootenai County Assessor Office

NAVIGABLE WATERS
3706 INDUSTRIAL AVENUE SOUTH
COEUR D'ALENE, IDAHO 83815-8918



ASSIGNMENT OF ENCROACHMENT PERMIT

NUMBER L-95-S-3368C

The Idaho Department of Lands hereby transfers subject encroachment permit issued to McCrea-Agee, LLC on June 4, 1998 to Gloria Gail Kinloch of 1422 E. Randle Ave., Coeur d'Alene, ID 83814. Maintain an existing 1.5" water intake line extending 160' attached to 3 hp submersible pump; existing mooring buoy; existing 4'x16' ramp and 8'x80' dock with 4 piling per the attached approved plans. Located on Coeur d'Alene Lake, adjacent to: Parcel Number 051200070030, Lot Number 3, Block Number 7, McCrea's Addition to La Del Cardo Bay Addition; Section 23, Township 49 North, Range 4 West; Boise Meridian: Kootenai County.

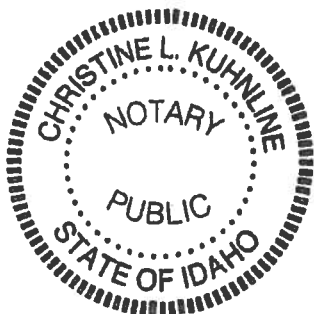
FOR THE DIRECTOR

By: Carl Washburn

CARL WASHBURN, Specialist
Navigable Waters/Submerged Lands Leasing

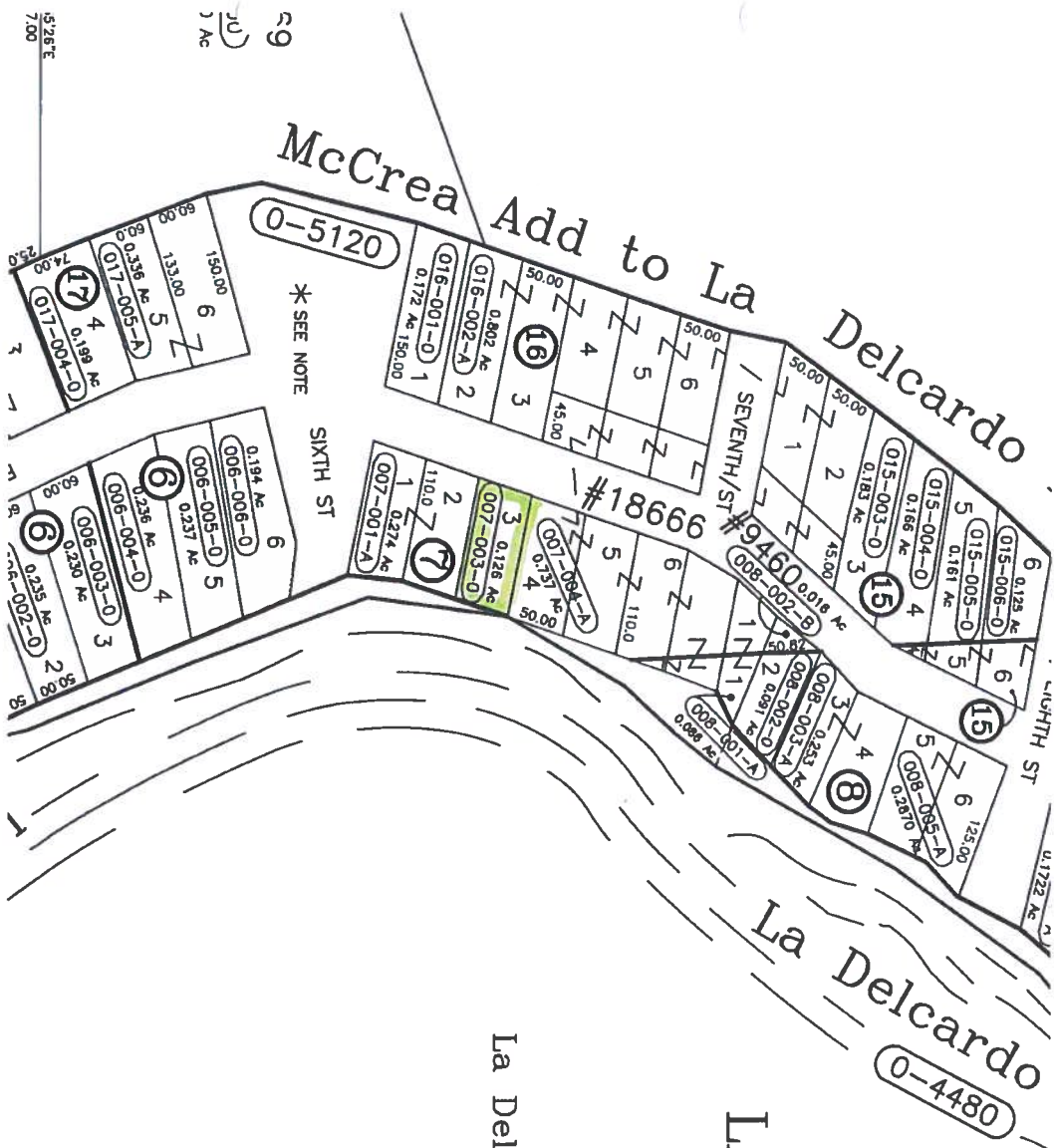
STATE OF IDAHO)
) ss
COUNTY OF KOOTENAI)

On February 23, 2009, personally appeared before me CARL WASHBURN, whose identity is personally known to me and who by me duly affirmed that he is the Specialist Navigable Waters/Submerged Lands Leasing-Mica of the Idaho Department of Lands, and acknowledged that the foregoing document was signed by him in behalf of said state agency by authority of a Resolution of the State Land Board.



Christine L. Kuhlman
Notary Public for Idaho Department of Lands
Residing in Idaho
My commission expires on 1/13/2015

La Delcardo Bay



IDAHO DEPARTMENT OF LANDS

1910 NW Blvd., Suite 201
Coeur d'Alene, Idaho 83814-2615
Phone: (208) 769-1535 FAX (208) 769-1557

STANLEY F. HAMILTON - DIRECTOR

BOARD OF LAND
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ALAN G. LANCE
Attorney General

J.D. WILLIAMS
State Controller

ANNE C. FOX
Sup't of Public
Instruction

June 4, 1998

Eloise R. Agee, President
McCrea-Agee LLC
324 LaCrosse Avenue
Coeur d'Alene, ID 83814

Dear Mrs. Agee:

Re: Encroachment Permit L-95-S-3368B (Reamended)

Enclosed is the newest amended permit in accordance with your letter of May 22, 1998. Please discard the permit page you have and replace it with the enclosed. All special terms and conditions shall be kept in compliance.

You are required to validate this original notarized permit by recording this document with Kootenai County. Encroachment permit number 3368 must be displayed upon the most waterward area of your encroachment with metal, plastic or vinyl numerals at least three inches in size.

Thank you for your cooperation.

Sincerely,



CARL WASHBURN
Navigable Waters Specialist

mc

enclosure

COPY

KEEP IDAHO GREEN
PREVENT WILDFIRE

EQUAL OPPORTUNITY EMPLOYER

ENCROACHMENT PERMIT NO. L-95-S-3368B

Permission is hereby granted to McCREA-AGEE LLC c/o Eloise R. Agee, Pres. of 324 LaCrosse Ave., Coeur d'Alene, ID 83814 to install and maintain 4' x 16' ramp and 8' x 50' & 8' x 30' hinged float docks w/ 4 piling; existing 1.5" polypipe water intake line 160' waterward OHWM; 1 mooring buoy 109' w/w OHWM located: Coeur d'Alene Lake, Del Cardo Bay, McCrea's Addition, Block 7, Lot 3, Section 23, Township 49 North, Range 4 West, Boise Meridian, Kootenai County.

1. All applicable provisions of the Rules for Regulation of Beds, Waters, and Airspace over Navigable Lakes and Streams in the State of Idaho are incorporated herein by reference and made a part hereof.
2. Construction will follow details and specifications shown on the approved drawings and data provided by the applicant. Should such information and data prove to be materially false, incomplete and/or inaccurate, this authorization may be modified, suspended, or revoked in accordance with the Administrative Procedures Act, Idaho Code title 67, chapter 52.
3. This permit does not convey the State's title to or jurisdiction or management of lands lying below the natural or ordinary high water mark.
4. Acceptance of this permit constitutes permission by the Permittee for representatives of the Department of Lands to come upon Permittee's lands at all reasonable times to inspect the encroachment authorized by this permit.
5. The Permittee assumes all liability for damages which may result from the exercise of this permit.
6. This permit does not relieve the Permittee from obtaining additional local or federal permits as required.
7. This permit is not valid until the identification number is displayed on the outermost area of the encroachment.
8. If the activity authorized herein is not completed on or before the 30th day of April, 2001 (three years from the date of issuance), this permit shall automatically expire unless it was previously revoked or otherwise extended.



Request for Assignment of Encroachment Permit

I/We, Lara J. Beazer, am/are the current permittee(s) of the Idaho Department of Lands encroachment permit(s) listed below. I/We, as Assignor(s), request that the identified permit(s) be assigned to Lara Beazer Kinloch, identified below as "Assignee(s)."

Encroachment Number (s): L-95-S-3368 B
 Body of Water: Lake Coeur d'Alene
 County: Kootenai

ASSIGNOR(S) -- CURRENT PERMITEE(S)

We hereby swear and affirm that the information contained herein is true and correct to the best of our knowledge.

Assignor McCrea-Agee LLC

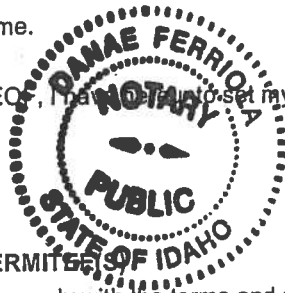
Assignor _____

STATE OF ID

County of KOOTENAI

On this 17th day of FEBRUARY, in the year 2008, before me, a notary public in and for said State, personally appeared LARA BEAZER & GLORIA KINLOCH, known to me to be the Assignor(s)/Permittee(s) that executed the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the day and year last above written.



Danae Ferrisola
 Notary Public DANAE FERRISOLA
 Residing at: KOOTENAI ID
 My Commission Expires: 7/18/13

ASSIGNEE(S) -- NEW PERMITEE(S)

I/We accept and agree to comply with the terms and conditions of the permit(s) as issued.

Name: Gloria Beil Kinloch Phone: 208-667-6773

Address: 1422 E. Randle Ave IDA ID 83814

Assignee L Beil Kinloch date 2-17-09 Assignee _____ date _____

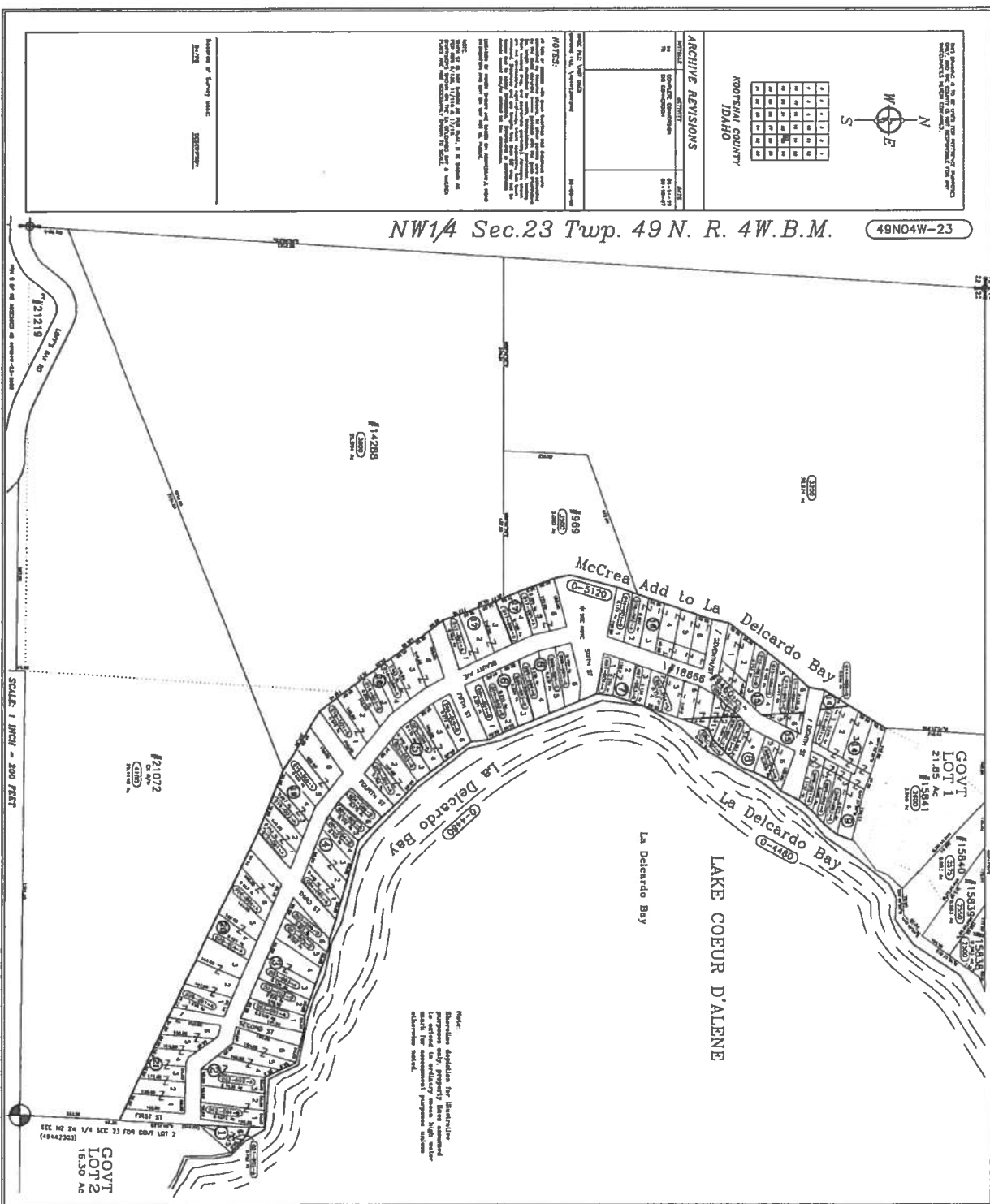
✓ You must submit an assignment fee of \$150.00.

SUBMIT DOCUMENTATION TO THE APPROPRIATE IDL AREA OFFICE: See

<http://www.idl.idaho.gov/index.htm> for office locations. Forms may also be sent to IDAHO DEPARTMENT OF LANDS, Bureau of Surface and Mineral Resources, PO Box 83720, Boise, ID 83720-0050. Please allow six (6) weeks for processing. If you have questions, please call (208) 334-0200 or the area office.

The revision dates below represent the file save dates for the posting of the listed revisions. The archive dates for these revisions are posted within the ARCHIVE REVISIONS box in the drawing title block.

12/08/99 - bc
D-440-003-001-a out of D07-001-a (12x)
P of P/B between LI & B is 8 (see D07-001-a) Lickens Bay
LI (see D07-001-a) (12x)
12/20/99 - bc
D-440-003-001-a captured w/ D02-001-a (first x)
P of P/B between LI & B is 8 and LI & B has 7 (see D02-001-a combined w/ D-440-007-001-a (7x))
07/11/00 - SLW
D-440-007-001-a restituted as fa #18866 (01)
07/27/05 - SLW
D-440-007-001-a restituted as fa #18866 (01)
07/27/05 - SLW
Let fish adjustment between 4800z-2+400 and 5500 +/
+100 being researched as fa #21072 (07)
11/02/06 - ET
4800z-2+-5500 restrictions on fa #17119 (07)
D-440-002-001-b out of D01-a (see D03-a) (07)
01/31/07 - ET
D-440-003-001-a out of D02-001-a (77)





HARRISON DOCK BUILDERS

A Division of Marine Co., Inc.



Friday, May 22, 1998

Carl Washburn, Nav. Specialist
1910 N.W. Blvd. #201
CDA, Id. 83814

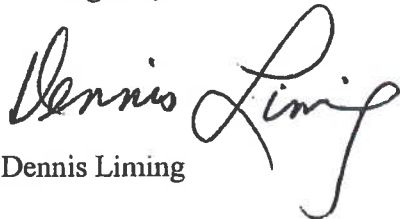
RE: Permit L-95-S-3368B

Carl:

As per our recent phone conversation, I am writing to request a change of configuration for the above encroachment permit. This site is very shallow for some distance out and is not suitable for navigation. Additionally, the current placement causes the dock to be severely beaten by wave action and sustains damage. Please note that both neighboring docks encroach further than my client's.

I appreciate your reviewing this and returning your comments.

Best regards;



Dennis Liming

AGEE

5-22-98

