

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-11639

Priority: November 16, 2009

Maximum Diversion Rate: 0.03 CFS

This is to certify, that KEVIN WOLTER
6696 MAPLEWOOD AVE.
POST FALLS ID 83854

has applied for a permit to appropriate water from:

Source: SPOKANE RIVER

Tributary: COLUMBIA RIVER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:

SPOKANE RIVER, L3 (NW1/4NE1/4), Sec. 8, Twp 50N, Rge 04W, B.M., KOOTENAI County

PLACE OF USE: IRRIGATION

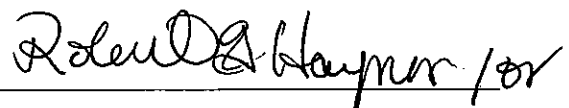
Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
50N 04W 8		1.0															1.0
		L 3															

Total Acres: 1

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **May 01, 2015**.
2. Subject to all prior water rights.
3. This right does not grant any right-of-way or easement across the land of another.
4. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
6. A fish screen of 0.25 inch or smaller mesh shall be installed and maintained at the point of diversion.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Coeur d'Alene, this 26th day of April, 2010.


GARY SPACKMAN, Interim Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

April 27, 2010

KEVIN WOLTER
6696 MAPLEWOOD AVE.
POST FALLS ID 83854

RE: Permit No.95-11639

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 762-2800.

Sincerely,


Keith E. Franklin
Sr. Water Resources Agent

Enclosure(s)

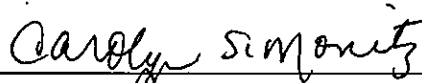
CERTIFICATE OF SERVICE

I hereby certify that on April 27, 2010 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

95-11639

**KEVIN WOLTER
6696 MAPLEWOOD AVE.
POST FALLS ID 83854**

A handwritten signature in cursive script, reading "Carolyn S. Monitz", is written over a horizontal line.

**Carolyn S. Monitz
Technical Records Clerk**

Statement of Available Procedures and Applicable Time Limits

RESPONDING TO PRELIMINARY ORDERS ISSUED BY THE IDAHO DEPARTMENT OF WATER RESOURCES (To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

**ID: 0 DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET**

W.R. # 95-11639

APPLICATION ID # 76128

ENT. 12/11/09 BCA 3/5 OK to Publish 3/4/10

APPLICANT: Andrew Otero INITIAL REVIEW

BY: KJ DATE: 12/11/2009

ITEM REQUIRED INFORMATION

1. ☒ Name and Address
2. ☒ Source
3. ☒ Point of Diversion & County
4. ☒ Quantity
5. ☒ Nature of Proposed Use
6. ☒ Period of Use
5. ☒ Total Quantity
6. ☒ Description of diverting works
7. ☒ Time required for b/u
8. ☒ Proposed use
9. ☒ Place of use or acres irrigated
10. ☒ Other water Rights
11. ☒ Ownership
12. ☒ Map
- ☒ Signature
- ☒ Fee (Amt, receipt, acknowledgement)

(Assigned to)

PROCESSING

(Yes)(No)

PRIORITY DATE: 11/16/2009

(Include Moratorium Remark)
Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN:

Newspaper: Kootenai County
Dates scheduled for publication 3/18-25/10
Affidavit of Publication received: 3/31
Dates actually published: 3/18-26
Application published correctly. Yes ☒ No ☐
If not, action taken: _____

Final Date for Protest: 4/5/10

Protests Received: Yes _____ No ☒

*** Send info sheet Y () N ()

ADDITIONAL INFORMATION

(Yes)(No)

☒ Shape File Created Date 12/11 By: KJ
____ Field check: by _____
____ Field report attached
____ Analysis Supp. attached (>5cfs/500af)
____ Water delivered by water master? Water District # _____

LETTERS SENT REQUESTING:

() Dam Information () Fish Information
() Power Information () Other: _____

INFORMATION RECEIVED:

() Dam Information () Fish Information
() Power Information () Other: _____

GROUNDWATER SECTION

WD Permit No.'s:	Tag #	Type:	Fees	Receipt No.	Upgrade Needed?
_____	_____	Dom.____ Non-Dom.____	Paid \$ _____	_____	Y () N ()
_____	_____	Dom.____ Non-Dom.____	Paid \$ _____	_____	Y () N ()
_____	_____	Dom.____ Non-Dom.____	Paid \$ _____	_____	Y () N ()

____ Groundwater management area
____ Critical ground water area
____ Well Drilling Permit required
____ Well Drilling Application and Fees received
____ Well Drilling Application approved?

Remarks: _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

____ Notice of pending void order issued.
____ Further information required from applicant

Final order response date: ____/____/____

____ Measuring device required
____ Measuring port required
____ Special conditions: _____
____ Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: Kevin Walter Date: 4/16/2010 Sr. Agent initial KJ

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

Kelli Bulcy being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The Legal Notices

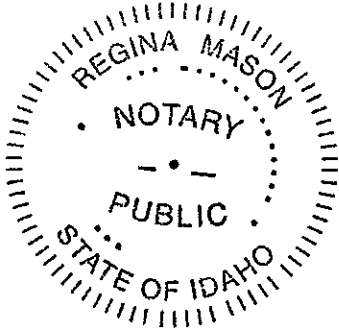
of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive weeks commencing on the 18 day of March 2010, and ending on the 25 day of March 2010, and such publication was made as often during said period as said Daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice Kelli Bulcy. On this 20 day of March in the year of 2010, before me, a Notary Public, personally appeared Kelli Bulcy, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Regina Mason

Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

MY COMMISSION EXPIRES 6/18/15



RECEIVED
MAR 31 2010
IDWR/NORTHERN

RECEIVED
MAR 31 2010
IDWR/NORTH

The following application(s) have been filed to appropriate the public waters of the State of Idaho:
94-7530

TORRMERE FARMS OF IDAHO INC

12449 AVONDALE RD

HAYDEN, ID 83835

Points of Diversion(2) L7(SWSE) S3 T47N R02W KOOTENAI CO

Source UNNAMED STREAM Tributary EVANS CREEK

Points of Diversion(2) L7(SWSE) S3 T47N R02W KOOTENAI CO

Source EVANS CREEK Tributary MEDICINE LAKE

Points of Diversion(2) L7(SWSE) S3 T47N R02W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 to 10/31 0.52 CFS

Use: IRRIGATION STORAGE 01/01 to 12/31 87.5 AF

Use: IRRIGATION from STORAGE 03/15 to 10/31 77.7 AF

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

Use: STOCKWATER STORAGE 01/01 to 12/31 5.1 AF

Use: STOCKWATER from STORAGE 01/01 to 12/31 0.2 AF

Use: WILDLIFE STORAGE 01/01 to 12/31 9.8 AF

Use: DIVERSION TO STORAGE 01/01 to 12/31 0.54 CFS

Total Diversion: 0.54 CFS 87.7 AF

Date Filed: 9/25/2009

Place Of Use: IRRIGATION

T47N R02W S3 L6(SESW) L10(SWSE) L8(SESE)

Place Of Use: IRRIGATION from STORAGE same as IRRIGATION

Place Of Use: IRRIGATION STORAGE T47N R02W S3 L7(SWSE)

Place Of Use: WILDLIFE STORAGE & STOCKWATER STORAGE

T47N R02W S3 L7(SWSE)

Place Of Use: STOCKWATER from STORAGE

T47N R02W S3 L6(SESW) L10(SWSE) L8(SESE)

Place Of Use: STOCKWATER

same as STOCKWATER from STORAGE

Total Acres: 25.9

Stockwater is for 10 head of mixed stock.

95-11544

HENKOSKI FAMILY TRUST

PO BOX 750

ATHOL, ID 83801

Point of Diversion SENE S36 T53N R03W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 04/01 to 10/31 0.12 CFS

Use: IRRIGATION STORAGE 01/01 to 12/31 12.4 AF

Use: IRRIGATION FROM STORAGE 04/01 to 10/31 12 AF

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

Use: STOCKWATER STORAGE 01/01 to 12/31 0.5 AF

Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.1 AF

Use: FIRE PROTECTION 01/01 to 12/31 0.12 CFS

Use: FIRE PROTECTION STORAGE 01/01 to 12/31 0.4 AF

Use: DIVERSION TO STORAGE 01/01 to 12/31 0.12 CFS

Total Diversion: 0.12 CFS 12.5 AF

Date Filed: 11/25/2009

Place Of Use: IRRIGATION T53N R03W S36 SENE

Place Of Use: IRRIGATION From STORAGE

T53N R03W S36 SENE

Place Of Use: IRRIGATION STORAGE

T53N R03W S36 SENE

Place Of Use: STOCKWATER T53N R03W S36 SENE

Place Of Use: STOCKWATER STORAGE

T53N R03W S36 SENE

Place Of Use: STOCKWATER FROM STORAGE

T53N R03W S36 SENE

Place Of Use: FIRE PROTECTION T53N R03W S36 SENE

Place Of Use: FIRE PROTECTION STORAGE

53N R03W S36 SENE

Total Acres: 4

Stockwater is for 20 sheep.

95-11592

DENNIS W HOLLOWAY

PO BOX 566

ATHOL, ID 83801

JAMES THORNE

P O BOX 666

ATHOL, ID 83801

DICK ADAMS

P O BOX 181

ATHOL, ID 83801

JEFF VOIPE

P O BOX 371

ATHOL, ID 83801

Point of Diversion NENE S9 T53N R03W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 to 11/15 0.2 CFS

Use: DOMESTIC 01/01 to 12/31 0.1 CFS

Total Diversion: 0.2 CFS

Date Filed: 11/30/2009

Place Of Use: DOMESTIC T53N R03W S9 NENE

Place Of Use: IRRIGATION T53N R03W S9 NENE SENE

Total Acres: 13

Domestic use is for 4 homes.

95-11594

THE DAVID L HAMAN TRUST

C/O DAVID L HAMAN

PO BOX 3311

HAYDEN, ID 83835

Point of Diversion SWNW S13 T51N R05W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 to 11/15 0.5 CFS

Total Diversion: 0.5 CFS

Date Filed: 11/30/2009

Place Of Use: IRRIGATION T51N R05W S13 SWNW SENW

Total Acres: 80

95-11615

HAUSER RIDGE ESTATES LOWER WATER ASSOCIATION INC.

15015 N MOBBS RD

HAUSER, ID 83854

Point of Diversion L2(NWNE) S1 T51N R06W KOOTENAI CO

Source GROUND WATER

Point of Diversion NWSE S1 T51N R06W KOOTENAI CP

Source GROUND WATER

Use: IRRIGATION 03/15 to 11/15 0.12 CFS

Use: DOMESTIC 01/01 to 12/31 0.12 CFS

Total Diversion: 0.12 CFS

Date Filed: 12/3/2009

Place Of Use: DOMESTIC

T51N R06W S1 L2(NWNE) SWNE L3(NENW) SENW NESW

NWSE SWSE

Place Of Use: IRRIGATION

T51N R06W S1 L2(NWNE) SWNE NWSE SWSE

Total Acres: 4

Domestic use is for 7 homes.

95-11629

SUN-UP BAY RESORT INC

9526 W PINE TERRACE RD

WORLEY, ID 83876

Point of Diversion L4(NWSW) S19 T48N R04W KOOTENAI CO

Source GROUND WATER

Use: MUNICIPAL 01/01 to 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 12/10/2009

Place Of Use: MUNICIPAL

Municipal use is within applicant's service area

95-11639

KEVIN WOLTER

6696 MAPLEWOOD AVE.

POST FALLS, ID 83854

Point of Diversion L3(NWNE) S8 T50N R04W KOOTENAI CO

Source SPOKANE RIVER Tributary COLUMBIA RIVER

Use: IRRIGATION 03/15 to 11/15 0.03 CFS

Total Diversion: 0.03 CFS

Date Filed: 11/16/2009

Place Of Use: IRRIGATION T50N R04W S8 L3(NWNE)

Total Acres: 1

Permits will be subject to all prior water rights. 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 4/5/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal 9308

March 18, 25, 2010

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

94-7530

TORRMERE FARMS OF IDAHO INC

12449 AVONDALE RD

HAYDEN, ID 83835

Points of Diversion(2) L7(SWSE) S3 T47N R02W KOOTENAI CO

Source UNNAMED STREAM Tributary EVANS CREEK

Points of Diversion(2) L7(SWSE) S3 T47N R02W KOOTENAI CO

Source EVANS CREEK Tributary MEDICINE LAKE

Points of Diversion(2) L7(SWSE) S3 T47N R02W KOOTENAI CO

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Use: IRRIGATION 03/15 to 10/31 0.52 CFS

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Use: STOCKWATER STORAGE 01/01 to 12/31 5.1 AF

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Use: WILDLIFE STORAGE 01/01 to 12/31 9.8 AF

Use: DIVERSION TO STORAGE 01/01 to 12/31 0.54 CFS

Total Diversion: 0.54 CFS 87.7 AF

Date Filed: 9/25/2009

Place Of Use: IRRIGATION

T47N R02W S3 L6(SESW) L10(SWSE) L8(SESE)

Place Of Use: IRRIGATION from STORAGE same as IRRIGATION

Place Of Use: IRRIGATION STORAGE T47N R02W S3 L7(SWSE)

Place Of Use: WILDLIFE STORAGE & STOCKWATER STORAGE

T47N R02W S3 L7(SWSE)

Place Of Use: STOCKWATER from STORAGE

T47N R02W S3 L6(SESW) L10(SWSE) L8(SESE)

Place Of Use: STOCKWATER

same as STOCKWATER from STORAGE

Total Acres: 25.9

Stockwater is for 10 head of mixed stock.

95-11544

HENKOSKI FAMILY TRUST

PO BOX 750

ATHOL, ID 83801

Point of Diversion SENE S36 T53N R03W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 04/01 to 10/31 0.12 CFS

Use: IRRIGATION STORAGE 01/01 to 12/31 12.4 AF

Use: IRRIGATION FROM STORAGE 04/01 to 10/31 12 AF

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

Use: STOCKWATER STORAGE 01/01 to 12/31 0.5 AF

Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.1 AF

Use: FIRE PROTECTION 01/01 to 12/31 0.12 CFS

Use: FIRE PROTECTION STORAGE 01/01 to 12/31 0.4 AF

Use: DIVERSION TO STORAGE 01/01 to 12/31 0.12 CFS

Total Diversion: 0.12 CFS 12.5 AF

Date Filed: 11/25/2009

Place Of Use: IRRIGATION T53N R03W S36 SENE

Place Of Use: IRRIGATION From STORAGE

T53N R03W S36 SENE

Place Of Use: IRRIGATION STORAGE

T53N R03W S36 SENE

Place Of Use: STOCKWATER T53N R03W S36 SENE

Place Of Use: STOCKWATER STORAGE

T53N R03W S36 SENE

Place Of Use: STOCKWATER FROM STORAGE

T53N R03W S36 SENE

Place Of Use: FIRE PROTECTION T53N R03W S36 SENE

Place Of Use: FIRE PROTECTION STORAGE

53N R03W S36 SENE

Total Acres: 4

Stockwater is for 20 sheep.

95-11592

DENNIS W HOLLOWAY

PO BOX 566

ATHOL, ID 83801

JAMES THORNE

P O BOX 666

ATHOL, ID 83801

DICK ADAMS
P O BOX 181
ATHOL, ID 83801

JEFF VOIPE
P O BOX 371
ATHOL, ID 83801

Point of Diversion NENE S9 T53N R03W KOOTENAI CO
Source GROUNDWATER
Use: IRRIGATION 03/15 to 11/15 0.2 CFS
Use: DOMESTIC 01/01 to 12/31 0.1 CFS
Total Diversion: 0.2 CFS

Date Filed: 11/30/2009

Place Of Use: DOMESTIC T53N R03W S9 NENE
Place Of Use: IRRIGATION T53N R03W S9 NENE SENE
Total Acres: 13
Domestic use is for 4 homes.

95-11594

THE DAVID L HAMAN TRUST
C/O DAVID L HAMAN
PO BOX 3311
HAYDEN, ID 83835

Point of Diversion SWNW S13 T51N R05W KOOTENAI CO
Source GROUND WATER
Use: IRRIGATION 03/15 to 11/15 0.5 CFS
Total Diversion: 0.5 CFS

Date Filed: 11/30/2009

Place Of Use: IRRIGATION T51N R05W S13 SWNW SENW
Total Acres: 80

95-11615

HAUSER RIDGE ESTATES LOWER WATER ASSOCIATION INC.
15015 N MOBBS RD
HAUSER, ID 83854

Point of Diversion L2(NWNE) S1 T51N R06W KOOTENAI CO
Source GROUND WATER
Point of Diversion NWSE S1 T51N R06W KOOTENAI CP
Source GROUND WATER
Use: IRRIGATION 03/15 to 11/15 0.12 CFS
Use: DOMESTIC 01/01 to 12/31 0.12 CFS
Total Diversion: 0.12 CFS

Date Filed: 12/3/2009

Place Of Use: DOMESTIC
T51N R06W S1 L2(NWNE) SWNE L3(NENW) SENW NESW
NWSE SWSE

Place Of Use: IRRIGATION
T51N R06W S1 L2(NWNE) SWNE NWSE SWSE
Total Acres: 4

Domestic use is for 7 homes.

95-11629

SUN-UP BAY RESORT INC
9526 W PINE TERRACE RD
WORLEY, ID 83876

Point of Diversion L4(NWSW) S19 T48N R04W KOOTENAI CO
Source GROUND WATER
Use: MUNICIPAL 01/01 to 12/31 0.2 CFS
Total Diversion: 0.2 CFS

Date Filed: 12/10/2009

Place Of Use: MUNICIPAL
Municipal use is within applicant's service area

95-11639

KEVIN WOLTER
6696 MAPLEWOOD AVE.
POST FALLS, ID 83854

Point of Diversion L3(NWNE) S8 T50N R04W KOOTENAI CO
Source SPOKANE RIVER Tributary COLUMBIA RIVER
Use: IRRIGATION 03/15 to 11/15 0.03 CFS
Total Diversion: 0.03 CFS

Date Filed: 11/16/2009

Place Of Use: IRRIGATION T50N R04W S8 L3(NWNE)
Total Acres: 1

Permits will be subject to all prior water rights. 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 4/5/2010. The protestant
must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal #

Published on 3/18/2010 and 3/25/2010

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, March 09, 2010 11:11 AM
To: Legal Notices-CdA Press; Legal Notices-CdAPress - Kelli Buley
Subject: Application for Permit No. 94-7530, 95-11639, 95-11544, 95-11592, 95-11594, 95-11615, 95-11629

Good morning, Kelli,

Please publish the enclosed legal notice on the dates indicated, March 18 and 25, 2010, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

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 4/5/2010. Your cooperation is very greatly appreciated.

Please send a proof/preview copy to me before this goes to press. This is a regular style but a long one.

I'm also working on another one – hope to have it to you sometime tomorrow or Thursday at the latest.

It's a real pleasure to be working with you. Thanks for ALL your wonderful help.



LegalNotice
3-09-10 CDA e-mai.

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

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

March 9, 2010

KEVIN WOLTER
6696 MAPLEWOOD AVE.
POST FALLS, ID 83854

Application For Permit No. 95-11639

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 3/18/2010 and 3/25/2010. 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
Sr. Water Resource Agent

Ball, Dianne

From: Ball, Dianne
Sent: Friday, March 05, 2010 3:51 PM
To: mary.terra-berns@idfg.idaho.gov; cwashburn@idl.idaho.gov
Subject: RE: Applications for Permits No. 94-7530 Torrmere Farms and 95-11639 Otero (assigned to Wolter)

Dear Mary and Carl:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right applications. A copy of each of the applications is enclosed for your reference.

Torrmere is a mixture of ground water and surface water – unnamed streams and Evans Creek. The Otero application has been assigned to Kevin Wolter, and the source for this is Spokane River.



94-7530 Torrmere
Farms.pdf



95-11639
Otero.pdf

These are being prepared for publication in the CDA Press on March 18 and 25 with final date of April 5, 2010 for protest 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



State of Idaho

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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

November 20, 2009

Andrew Otero
11465 Woodside Ave.
Santee, CA 92071

RECEIVED
A&D COMPANIES

NOV 24 2009

MARGIE PAUL
ACCOUNTING DEPT

RECEIVED
DEC 07 2009
IDWR/NORTH

Re: Application For Permit to Appropriate the Public Waters of the State of Idaho

Dear Mr. Otero:

The Idaho Department of Water Resources is returning your recently submitted application for additional information.

Item #2 Source

The application states a "Pump & Well". The source of water for a water right is either surface or ground water. Surface water can be a spring, creek, stream, river, lake or pond and the source has to be named such as the Spokane River. Ground water is just ground water when indicating that as the source. So please indicate what source of water you are applying for on Item #2. If your source is ground water, please attached the well drillers report and complete (c), (d) and (e) in Item #6.

Please provide the requested information within the next 30 days so as not to delay processing. If you have any questions, feel free to contact me at this office.

Sincerely,

Keith E. Franklin

Keith E. Franklin
Senior Water Resources Agent
Enclosure

* If sold: complete a form assigning application or permit depending on stage over to new owner.

If Permit is perfected & we've received it.
* Ownership change form is all that's needed

* House is fed by well
* Landscaping by river water

Keith 12/3/09 3:45 PM

* IDWR = Notify Dept. of Lands
• (Requires) Dept. of Lands will notify us we need application fee for permit \$1,000.00 (approx.) to put pipe in water. (ok if pipe already is)

* 5 years to perfect water right
• apply for permit w/ Dept. Lands
• Receive permit
• file proof of beneficial use & get license.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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November 20, 2009

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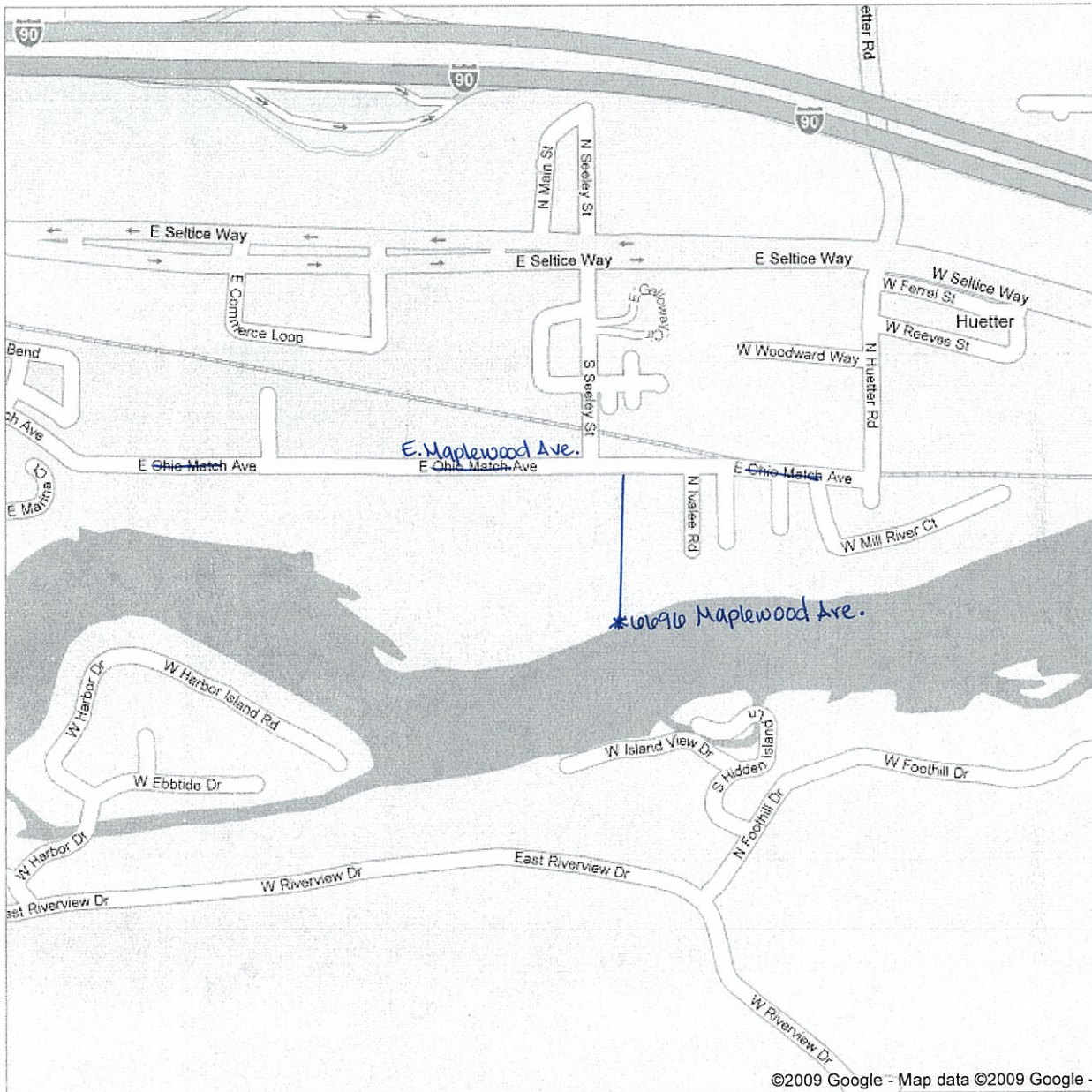
Google maps

Address **E Maplewood Ave**
Post Falls, ID 83854

Get Google Maps on your phone



Text the word "GMAPS" to 466453



Andrew Otero
6696 E. Maplewood Ave.
Post Falls, ID 83854

Andrew Otero



* 6696 E. Maplewood Ave.
Post Falls, ID 83854

USGS Huetter, Idaho, United States 01 Jul 1981

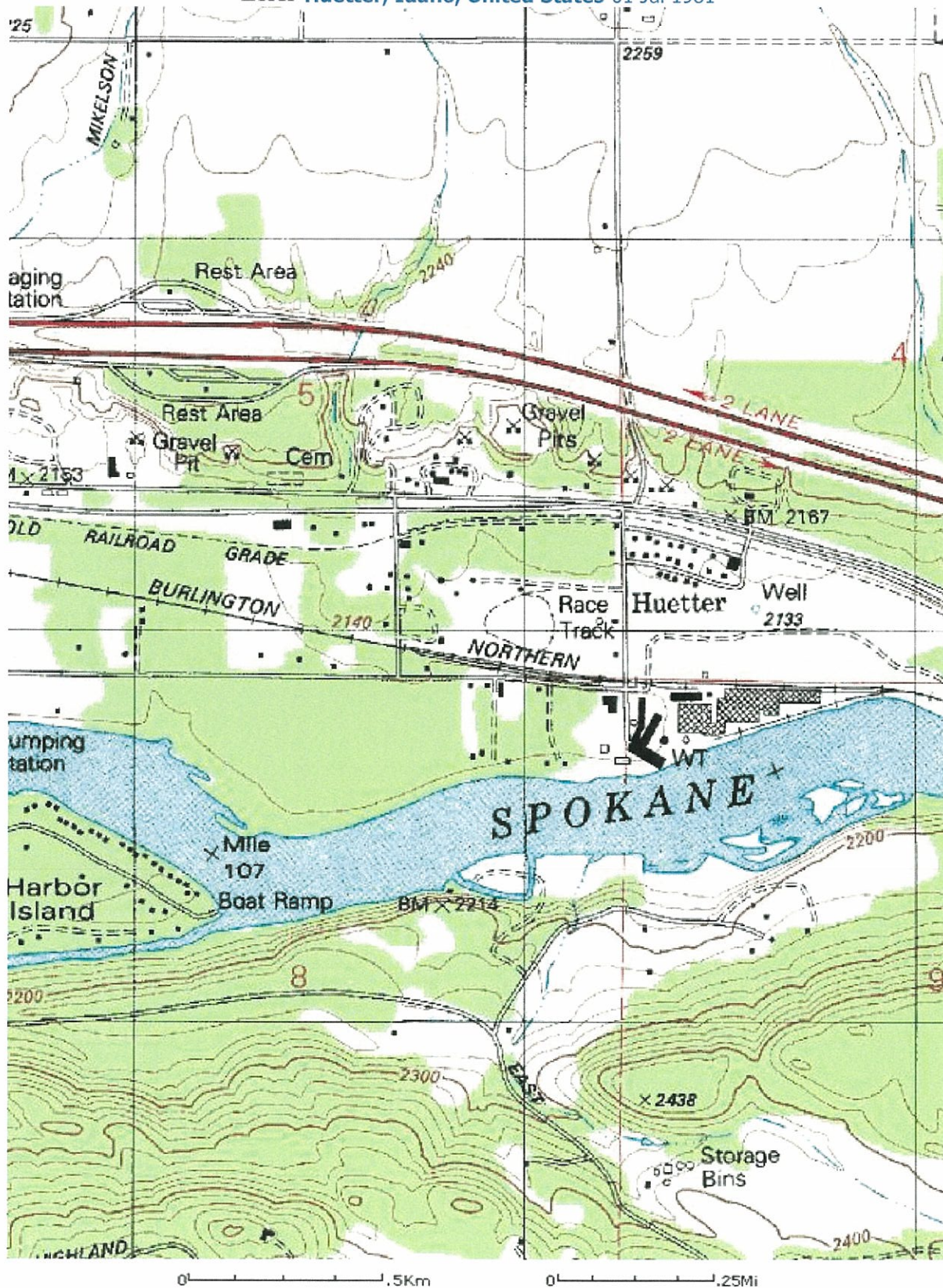


Image courtesy of the U.S. Geological Survey

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