

95-10075

App. No. 75377

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

JAN 27 2009

IDWR/North

To appropriate the public waters of the State of Idaho

1. Name of Applicant MARLYS BUSKE & DALE BUSKE II Phone 208.773.2941
Mailing address PO Box 21, POST FALLS ID 83854 Email _____
2. Source of water supply GROUND WATER which is a tributary of _____
3. Location of point of diversion is Township 53N Range 4W Sec. 21, in the _____ 1/4,
SW 1/4, SW 1/4, Govt. Lot _____, B.M., KOOTENAI County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.16 for DOMESTIC purposes from JAN 1 to DEC 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)
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) 0.16 and/or (b) _____
cubic feet per second acre feet per year
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source _____
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet;
total reservoir capacity _____ acre-feet
 - c. Proposed well diameter is 8 inches; proposed depth of well is 600 feet
 - d. Is ground water with a temperature of greater than 85°F being sought? _____
 - e. If well is already drilled, when? 1998; Drilling firm H2O WELL DRILLING (D3613)
Well was drilled for (well owner) DARRELL M. GRAYH; Drilling Permit No. 96-98-N-8
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
 - 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. _____
 - d. Domestic; show number of households. 4
 - e. Other; describe fully. _____

9. 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	
53N	4W	21									D	D							

Total number of acres to be irrigated: _____

10. 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? NONE

11. a. Who owns the property at the point of diversion? OWNERS APPLICANT
- b. Who owns the land to be irrigated or place of use? 11
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. MARLYS & DALE BUSKE # 53N04W216400

Jimmy & Rhonda Shuler Jr # 53N04W215700 - (208) 623-2440

La Donna K. Roberts P# 53N04W215650. 208-660-6130

Paul Bel 53N04W216150 208-623-2725

All Homeowners, will be listed on the license that are stated above. MB DBK

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8 1/2"x11" 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.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Marlys Buske
Signature of Applicant

MARLYS BUSKE
Print Name (and title, if applicable)

For Department Use:

Received by [Signature] Date 1/27/09 Time 9:00a Preliminary check by [Signature] Date 1/27/09
Fee \$ 100.00 Received by [Signature] Receipt No. N219846

Form 238-7
3/75

Stephens Consulting
Management Services

RECEIVED

IDAHO DEPARTMENT OF WATER RESOURCES

MAR 04 1998

WELL DRILLER'S REPORT

Use Typewriter or Ballpoint Pen

Office Use Only		
Inspected by	TDR	
Twp	Rge	Sec
1/4	1/4	1/4
Lat	Long	

NORTHERN REGION

1. DRILLING PERMIT NO. TAG#D0003613
Other IDWR No. 96-98-N-8

2. OWNER
Name MCGRATH, DARRELL Well Number: 667

Address 2800 E MULLAN RD #88
City POST FALLS State ID Zip 83854

3. LOCATION OF WELL by legal description
sketch map location must agree with written location

X			

Twp. 53 ☒ North or ☐ South
Rge. 04 ☐ East or ☒ West
Sec. 21 1/4 SW 1/4 SW 1/4

Gov't Lot County KOOTENAI

Lat: : Long: :

Address of Well Site E OF HWY 41
City SPIRIT LAKE

(Give at least name of road + Distance to Road or Landmark)

Blk. Sub. Name

4. USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK check all that apply (Replacement, etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other

6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT Sacks or Pounds	METHOD
Material	From	To		
BENTONITE	0	50	10 SACKS	SLURRY

Was drive shoe used? ☐ Y ☐ N Shoe Depth(s)

Was drive shoe seal tested? ☐ Y ☐ N How?

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
6	+2	600	.250	STEEL	☒	☐	☒	☐

Length of Headpipe Length of Tailpipe

9. PERFORATIONS/SCREENS

☐ Perforations Method
☐ Screens Screen Type

From	To	Slot Size	Number	Diameter	Material	Casing	Liner

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

580 ft. below ground Artesian pressure lb.
Depth flow encountered ft. Describe access port or control devices:

11. WELL TESTS:

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
20			

Water Temp. Bottom Hole Temp

Water Quality test or comments:

Depth first Water encountered

12. LITHOLOGIC LOG:(Describe repairs or abandonment)

				Water	
Bore Diam	From	To	Remarks: Lithology, Water Quality, Temperature	Y	N
8	0	18	Gravels, Cobbles, Sand	☐	☒
8	18	220	Gravels Multi Color Sand	☐	☒
8	220	245	Boulders Large Cobbles Gravel	☐	☒
8	245	460	Gravels Sand	☐	☒
8	460	500	Cobbles Large Gravels	☐	☒
8	500	560	Gravels Sand	☐	☒
8	560	600	Gravels Multi Color W/Water	☒	☐

Completed Depth 600' (Measurable)

Date: Started 2/12/98 Completed 2/18/98

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name H2O Well Service, Inc. Firm No 448

Firm Official Date 2/18/98

and Supervisor or Operator Date 2/18/98

(Sign Once if Firm Official and Operator)

(Jim McLeslie)

SWSW 21 S3N4W

RECEIVED

OCT 11 2001

IDAHO DEPARTMENT OF WATER RESOURCES

WELL DRILLER'S REPORT

IDWR/North

10/11/01

Office Use Only		
Inspected by _____		
Twp _____	Rge _____	Sec _____
1/4 _____	1/4 _____	1/4 _____
Lat. : : _____	Long: : : _____	

1. WELL TAG NO. D0017737

DRILLING PERMIT N D0003613

Other IDWR No 771329

2. OWNER:

Name Darrell McGrath

Address PO Box 1207

City Spirit Lake State ID Zip 83869

3. LOCATION OF WELL by legal description:

N		Twp 53N North ☒ or South	
Rge 04W East or West ☒		Sec 21 1/4 SW 1/4 SW 1/4	
Gov't Lot _____		County Kootenai	
Lat _____		Long _____	
Address of Well Site: (see next line)			

Highway #41 top of hill _____ City Spirit Lake

Lot _____ Blk _____ Sub. Name (see next line)

4. USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK check all that apply (Replacement etc.)

☐ New Well ☒ Modify ☐ Abandonment ☐ Other

6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK			Amount	Method
Material	From	To	Sacks/Lbs	

Drive Shoe Used? ☐ Y ☒ N Shoe Depth(s) _____Drive Shoe Seal Tested? ☐ Y ☒ N How? _____

8. CASING/LINER

Diam	From	To	Gauge	Material	Casing	Liner	Weld	Thread

Length Headpipe _____ Length Tailpipe _____

9. PERFORATIONS/SCREENS

☒ Perforations? Method air perforator

Screens? Screen Type _____

From	To	Slot	Nmbr	Diam	Material	Casing	Liner
500	600	1"	300		steel	☒	

10. STATIC WATER LEVEL or ARTESIAN PRESSURE

550 ft. below ground. Artesian pressure _____ lb.

Depth flow encountered _____ ft. Describe access port or

control devices: Bolt on cap

11. WELL TESTS:

Pump _____ Bailer _____ ☒ Air _____ Flowing Artesian _____

Yield gal./min.	Drawdown	Pump Level	Time

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: (below) Depth first Water Encountered _____

12. LITHOLOGIC LOG (Describe repairs or abandonment)

Bore Diam	From	To	Remarks: Lithology, Water Quality and Temperature	Water	
				Y	N
			Cleaned out well to bottom		
			Perforated bottom 20 feet - 580-600		

RECEIVED

OCT - 1 2001

OCT 11 2001

Completed Depth 598 (Measurable)

Date: Started 9/27/01 Completed 9/28/01

13. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm United Drilling Inc. Firm No 414

Name _____ Date 10/1/01

Firm Official _____ and _____

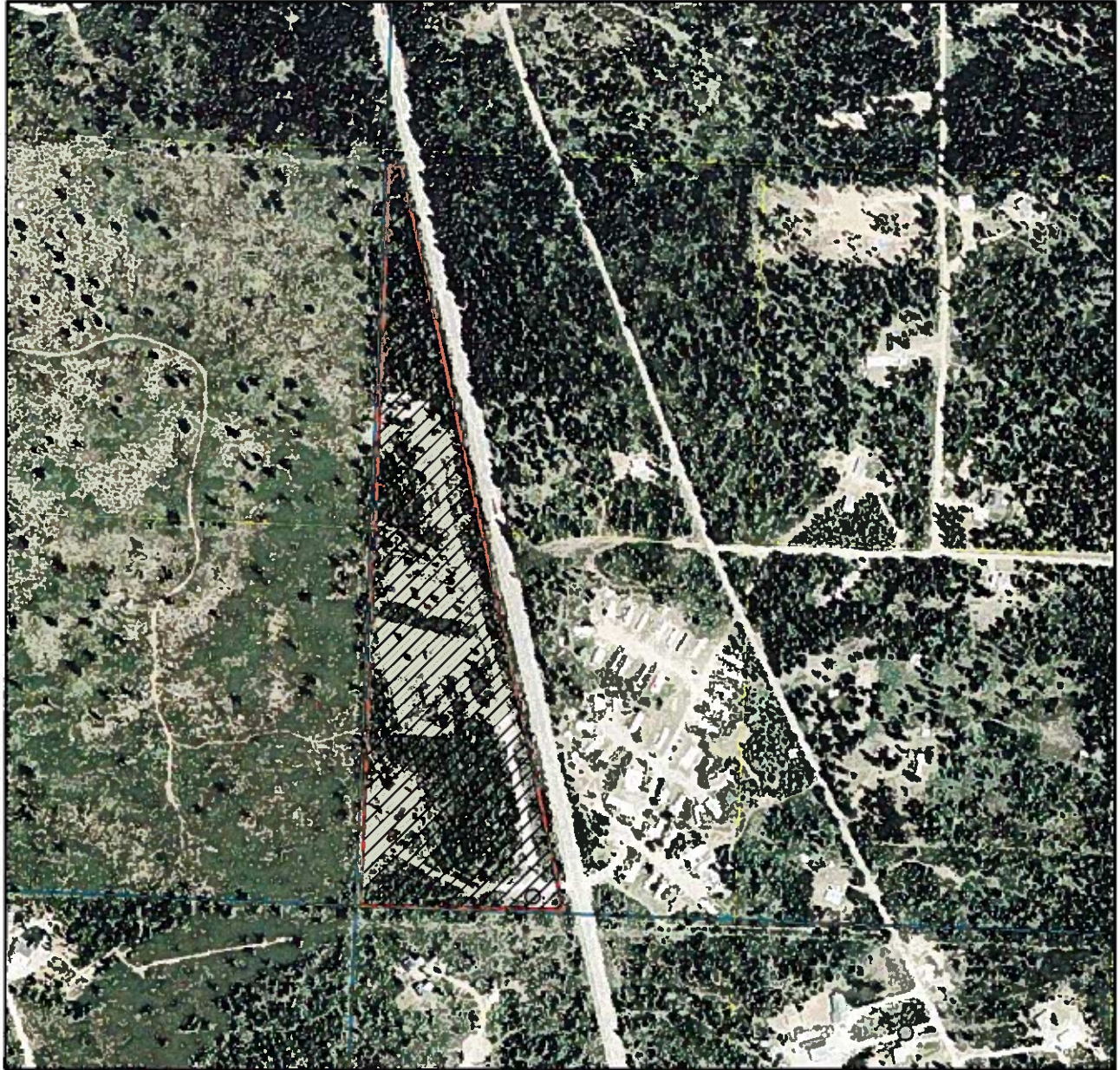
Supervisor or Operator Jason C. Beckham Date 10/1/01

FORWARD WHITE COPY TO WATER RESOURCES

450

53N 4W 21

95-10075



Legend



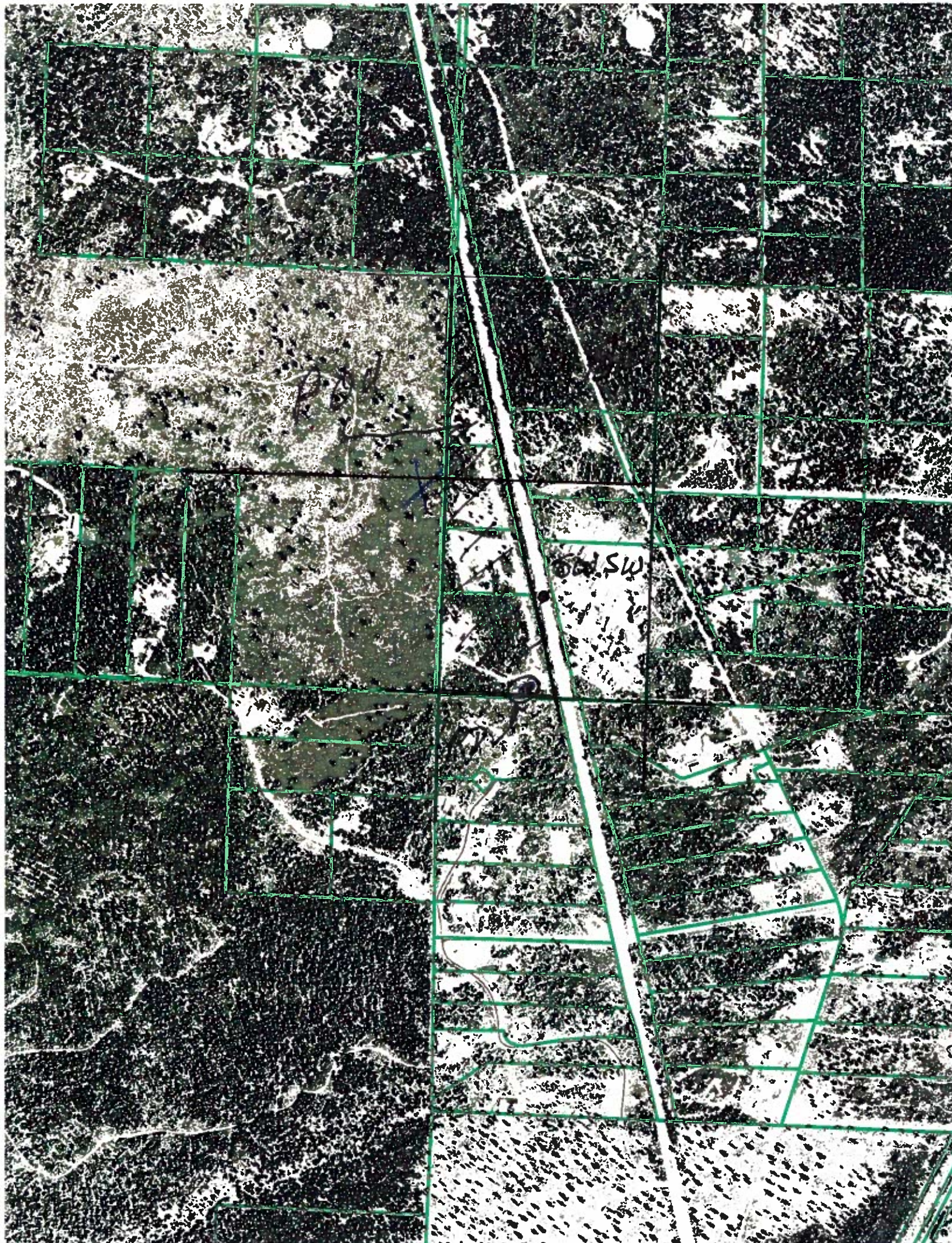
Application POU



Application POD

0 310 620 1,240 1,860 2,480 feet







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

February 10, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

DALE BUSKE II
MARLYS BUSKE
PO BOX 21
POST FALLS ID 83854

PAUL BEL
PO BOX 772
RATHDRUM ID 83858

JIMMY SHULER JR
PO BOX 1150
SPIRIT LAKE ID 83869

LA DONNA ROBERTS
PO BOX 2706
POST FALLS ID 83877

RE: Application for Permit No 95-10075

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number 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 February 19 & 26, 2009. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). 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, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight to twelve weeks.

Please feel free to contact this office if you have any questions.

Sincerely,

Keith E. Franklin
Senior Water Resource Agent

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, February 10, 2009 3:06 PM
To: Legal Notices-CdA Press
Subject: Legal notice for publication on February 19 and 26, 2009
Attachments: CoverLetter 02-10-09 CdA e-mail 94-7467, 95-10075,93,96.doc; LegalNotice 02-10-09 CdA e-mail 94-7467, 95-10075,93,96.doc

Good afternoon, Kattie,

Attached is our cover letter requesting publication of a legal notice on February 19 and 26, 2009. Copy of legal notice also attached.

Please send a proof/preview copy to me for my review before this goes to press. I need to double check layout.

Thanks for all your help, and if you have any questions, please call me or reply to this e-mail

Have a great rest of the day!

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

DAVID R. TUTHILL, JR
Director

Please Fax or e-mail proof/preview copy to me before this goes to press.

Fax (208) 762-2819 ~ e-mail dianne.ball@idwr.idaho.gov

Thanks, Dianne

February 10, 2009

KATTIE HOY
LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814

RE: Application for Permit No. 94-7467, 95-10075, 95-10093 & 95-10096

Dear Kattie:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, February 19 and 26, 2009, (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 03/09/2009. Your cooperation is greatly appreciated.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

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

94-7467

RACHEL PAXTON
18500 S BLACK ROCK ROAD
CATALDO ID 83810

Point of Diversion SESE S7 T48N R01W KOOTENAI County
Source GROUND WATER

Use: IRRIGATION 03/15 To 10/31 0.12 CFS
Total Diversion: 0.12 CFS

Date Filed: 01/29/2009

Place Of Use: IRRIGATION

T48N R01W S7 SESE
T48N R01W S8 SWSW

Number of Acres 4

95-10075

DALE BUSKE II
MARLYS BUSKE
PO BOX 21
POST FALLS ID 83854
JIMMY SHULER JR
PO BOX 1150
SPIRIT LAKE ID 83869
PAUL BEL
PO BOX 772
RATHDRUM ID 83858
LA DONNA ROBERTS
PO BOX 2706

POST FALLS ID 83877

Point of Diversion SWSW S21 T53N R04W KOOTENAI County
Source GROUND WATER

Use: DOMESTIC 01/01 To 12/31 0.16 CFS
Total Diversion: 0.16 CFS

Date Filed: 01/27/2009

Place Of Use: DOMESTIC

T53N R04W S21 NWSW SWSW

Remark: Domestic use is for 4 homes.

95-10093

JAMES JOHN BOYES
30939 E HAYDEN LAKE RD
HAYDEN ID 83835-7058

Point of Diversion SWSESE S34 T52N R03W KOOTENAI County
Source SPRING tributary to SINKS

Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 01/30/2009

Place Of Use: DOMESTIC

T52N R03W S34 SESE

Remark: Domestic use is for 1 home.

95-10096

EDWARD M ROLLINS
MARILYN J ROLLINS
32010 E HAYDEN LAKE RD
HAYDEN ID 83835

Point of Diversion L8 (SWSE) S34 T52N R03W KOOTENAI Co.
Source GROUND WATER

Use IRRIGATION 03/15 To 11/15 0.03 CFS
Total Diversion: 0.03 CFS

Date Filed: 02/02/2009

Place Of Use: IRRIGATION

T52N R03W S34 SWSE Lot 8

Number of Acres: 1

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, 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 03/09/2009. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director
Published on Feb. 19 & 26, 2009