

75258
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

RECEIVED
NOV 24 2008
IDWR/North

1. Name of Applicant Richard Holzer Phone (206) 782-6630
Mailing address 9133-23rd N.W Seattle Wash 98117 Email _____
2. Source of water supply Lake Coeur d Alene which is a tributary of Spokane River
3. Location of point of diversion is Township 49N Range 3W Sec. 7 in the _____ 1/4,
NW 1/4, NE 1/4, Govt. Lot 2, B.M., Kootenai County;
additional points of diversion if any: None
4. Water will be used for the following purposes:
 Amount 0.02 for Fire Protection purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
 Amount 0.04 for Domestic 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)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
5. Total quantity to be appropriated is (a) 0.02 0.2 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 2 In. P. submersible Pump
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet;
total reservoir capacity _____ acre-feet
 - 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? _____
 - e. If well is already drilled, when? _____; Drilling firm _____;
Well was drilled for (well owner) _____; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 5 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. 1 home, Irrigation Included
 - e. Other; describe fully. Fire Protection

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	
49N	3W	7		F															
				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? APPLICANT
- b. Who owns the land to be irrigated or place of use? "
- 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. I am not a member of the Panorama water assoc.

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"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.

Richard Holzer
Signature of Applicant

Richard Holzer
Print Name (and title, if applicable)

For Department Use:

Received by [Signature] Date 11/24/08 Time 11:41 Preliminary check by [Signature]
Fee \$ 100 Receipted by [Signature] Receipt No. N019709 Date 11/24/08

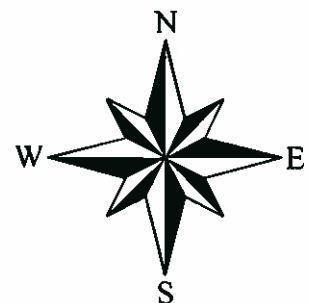
95-9558



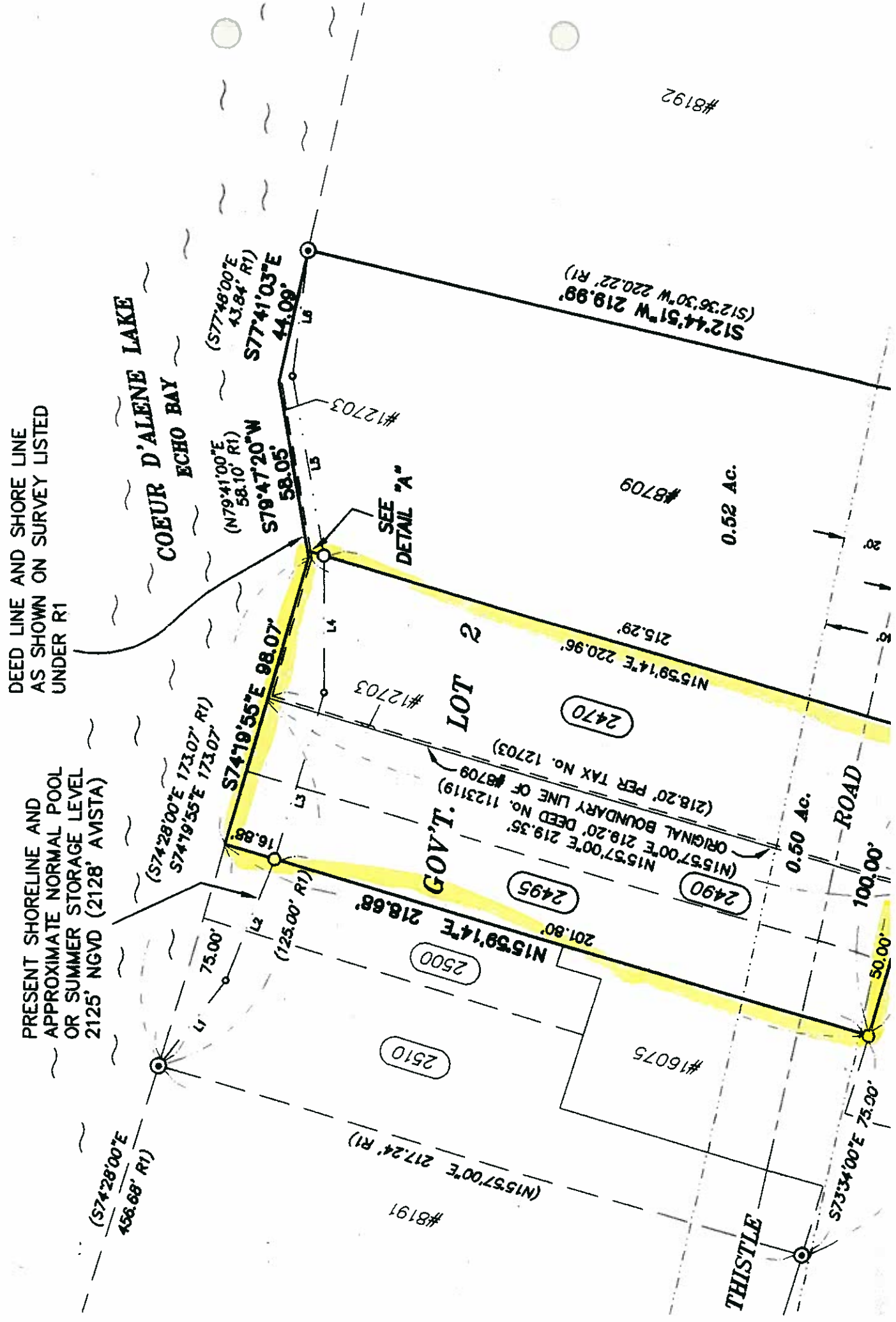
0 50 100 200 300 400 Feet

Legend

-  workingpod
-  workingpou
-  Taxlots
-  QQ



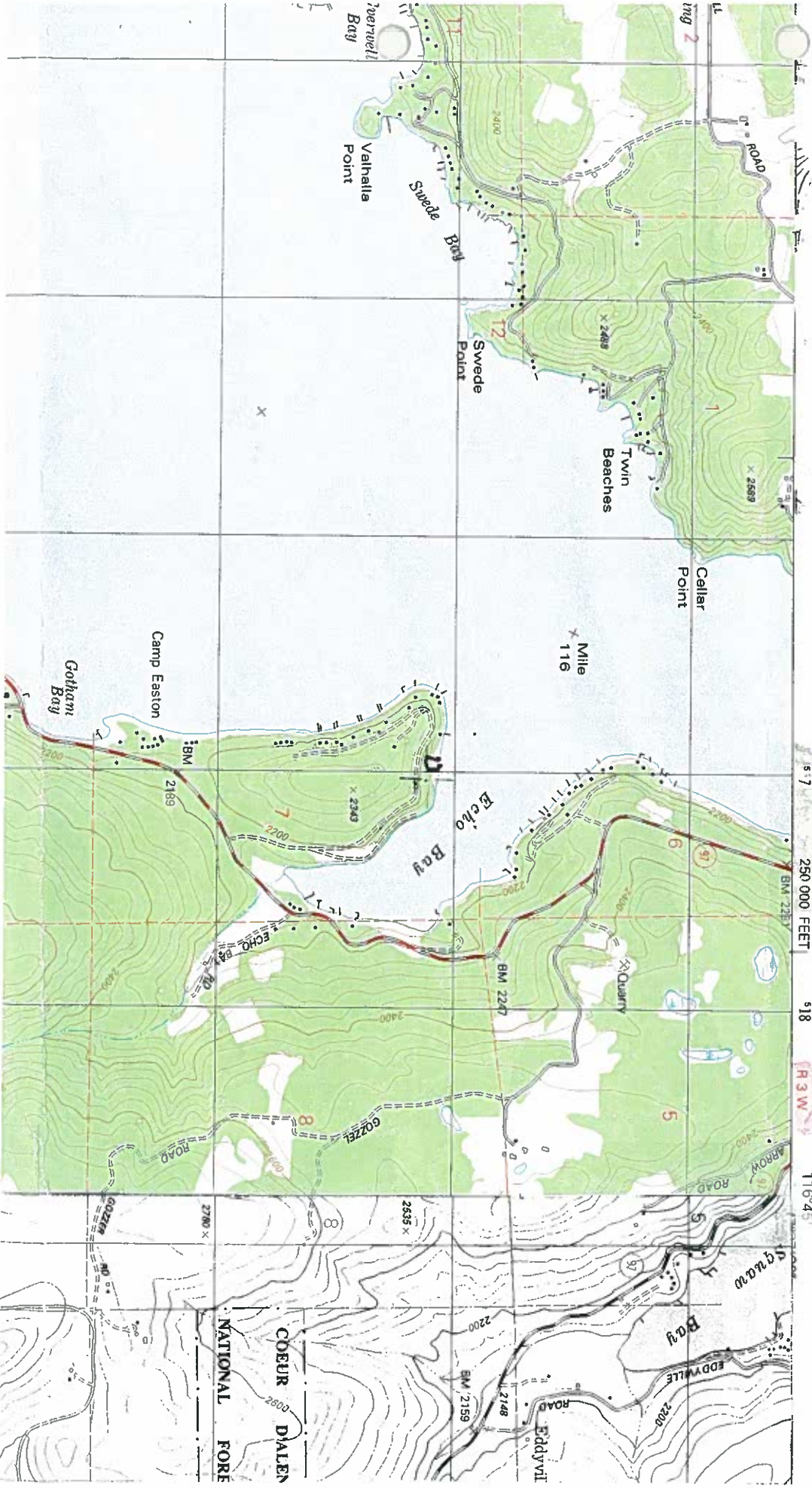
A PORTION OF GOVERNMENT LOT 2, SEC. 7, T.49N., R.3W. KOOTENAI COUNTY, IDAHO



MICA BAY QUADRANGLE
IDAHO-KOOTENAI CO.
7.5 MINUTE SERIES (TOPOGRAPHIC)

SL-4 CREEK DALENE 15' QUADRANGLE

2679 ft NW
FERMAN LAKE





Bureau of Land Management - General Land Office Records

[Search Land Patents](#)[Search Surveys](#)[Visitors Center](#) | [FAQ](#)

Survey Details

[Home](#) > [Survey Search](#) > [Results List](#) > [Survey Details](#)

Original Survey • Twp 49N-3W, ID, Boise (North, South, East, West boundaries and Subdiv. Lines)

[Survey Details](#) [Plat Details](#) [Plat Image](#) [Field Note Images](#)

Description: ---

[Basic Viewer](#) [JavaScript Viewer](#) [Plug-In Viewer](#) [Download Image File](#)

SCANNED

- Want to try one of our more powerful viewers? Please check our [Browser Compatibility Guide for Viewers](#).

92-9259



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

December 5, 2008

CARL WASHBURN
IDAHO DEPARTMENT OF LANDS
MICA SUPERVISORY AREA
NAVIGABLE WATER DIVISION
3706 INDUSTRIAL AVE S
COEUR D ALENE ID 83815

Re: Water Permit Application No. 95-9558 - HOLZER

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 follows for your reference.

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, and by sending a copy of your protest to the applicant. This will be scheduled for publication on December 18 and 25, 2008 in the Coeur d'Alene Press.

We are sending this to you for your comments, and would appreciate receiving your comments by no later than **January 5, 2009**. That is also the final date for protest to be received in our office.

If we do not hear from you by that date, we will assume that no comment from you means you have no objection to, concerns about, or conditions pertaining to the issuance of this permit.

You may send comments by regular mail to the address above, by FAX to 762-2819, or by e-mail to Keith.Franklin@idwr.idaho.gov.

We request that you send a copy of your comments regarding, and/or notice that you intend to protest this application to the applicant as well as to our office.

Please contact this office if you have any questions regarding the application.

Sincerely,

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Friday, December 05, 2008 2:13 PM
To: cwashburn@idl.idaho.gov
Subject: Agency Comment Request RE HOLZER - 95-9558
Attachments: 95-9558 Holzer.pdf; Agency Comment Request Ltr.doc

Attached is our letter requesting comments from you re: HOLZER, 95-9558. A copy of the application is also attached.

Please send your comments by January 5, 2009.

Thanks,

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

12/5/2008



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

December 5, 2008

MARY TERRA-BERNS
IDAHO DEPARTMENT OF FISH AND GAME
2885 W KATHLEEN AVE.
COEUR D'ALENE, ID 83815

Re: Water Permit Application No. 95-9558 - HOLZER

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Sincerely,

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Friday, December 05, 2008 2:16 PM
To: mterrabe@idfg.idaho.gov
Subject: Agency Comment Request Ltr.doc
Attachments: Agency Comment Request Ltr.doc

Attached is our letter requesting comments from you re: HOLZER, 95-9558. A copy of the application is also attached.

Please send your comments by January 5, 2009.

Thanks,

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

12/5/2008



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

January 07, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

RICHARD HOLZER
9133 23RD NW
SEATTLE WA 98117

RE: Application for Permit No 95-9558

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 January 15 and 22, 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



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

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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*

January 07, 2009

KERRY TUCKER & GLENDA JEFFERSON
LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814

*Kerry & Glenda – this is the first of two (2) legal notices that you will receive today. The other one is huge – and in a different format. It should be coming to you within the next hour – with separate instructions.
Thanks for your help on both of these. Dianne*

RE: Application for Permit No. 95-9548, 95-9558, 95-9559, 95-9560, 95-9561 AND 95-9562

Dear Kerry and Glenda:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, January 15 and 22, 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 02/02/2009. Your cooperation is always greatly appreciated.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne

Sent: Wednesday, January 07, 2009 11:02 AM

To: Legal Notices-CdA Press; Legal Notices-CdA Press Glenda Jefferson

Subject: First of Two (2) legal notices - this one for publication 1/15 & 22, 2009 ~ 95-9548,58,59,60,61,62

Good morning, Kerry and Glenda,

This is the first of two (2) legal notices you will receive from me today – this one for publication on January 15 and 22, 2009.

Please send a proof to me before this goes to press so I might check layout and content.

If you have ANY questions, please call me at 762-2800 or reply to this e-mail.

Thanks for your great help.

[Just a note – the next one to arrive this morning, will be in a different format and hopefully you can simply copy and paste because it is a very big legal notice. The instructions will be slightly different from our usual, also. If you ever need them sent in a different format, please let me know. I can try to send them as PDF.]

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

1/7/2009

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

95-9548

COEUR D'ALENE LAKE ESTATES WATER ASSN INC
PO BOX 1390

HAYDEN ID 83835

Point of Diversion L1 (NENE) S5 T49N R03W KOOTENAI CO

Source GROUND WATER

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

Total Diversion: 0.2 CFS

Date Filed: 09/24/2008

Place Of Use: MUNICIPAL

T49N R03W S5 NENE Lot 1

Remark: Municipal use is within service area of applicant.

95-9558

RICHARD HOLZER

9133 23RD NW

SEATTLE WA 98117

Point of Diversion L2(NWNE) S7 T49N R03W KOOTENAI CO

Source COEUR D'ALENE LAKE tributary to SPOKANE RIVER

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

Use: FIRE PROTECTION 01/01 To 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 11/24/2008

Place Of Use: DOMESTIC

T49N R03W S7 NWNE Lot 2

Place Of Use: FIRE PROTECTION same as DOMESTIC

Remark: Domestic use is for 1 home.

95-9559

POWDERHORN RANCH LLC

PO BOX 167

HARRISON ID 83833

Point of Diversion NENESW S27 T48N R04W

Point of Diversion SESWNW S35 T48N R04W

Point of Diversion L1 (NWNWNE) S35 T48N R04W

Point of Diversion NESESW S23 T48N R04W

All points of diversion are in KOOTENAI CO

Source for each of above is GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 1.8 CFS

Total Diversion: 1.8 CFS

Date Filed: 11/06/2008

Place Of Use: MUNICIPAL

Remark: Municipal use is for applicants service area.

95-9560

DANEY W BEACH

WENDY ROBERTSON

8797 N CLOVERLEAF RD

HOUSER ID 83854

Point of Diversion NESW S19 T51N R05W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.3 CFS

Use: DOMESTIC 01/01 To 12/31 0.08 CFS

Total Diversion: 0.38 CFS

Date Filed: 12/08/2008

Place Of Use: DOMESTIC

T51N R05W S19 NESW

Place Of Use: IRRIGATION same as DOMESTIC

Number of Acres 15

Remark: Domestic use is for 3 homes.

95-9561

SOUTHVIEW TERRACE INC.

8793 N CLOVERLEAF RD

HOUSER ID 83854

Points of Diversion(2) NESW S19 T51N R05W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.16 CFS

Use: DOMESTIC 01/01 To 12/31 0.3 CFS

Total Diversion: 0.46 CFS

Date Filed: 12/08/2008

Place Of Use: DOMESTIC

T51N R05W S19 NESW

Place Of Use: IRRIGATION same as DOMESTIC

Number of Acres 8

Remark: Domestic use is for 39 mobile home sites.

95-9562

JAMES D UMLAND

12833 E SHADOW Ln

ATHOL ID 838801

Point of Diversion SESE S18 T53N R02W KOOTENAI County

Source GROUNDWATER

Use: IRRIGATION 04/01 To 10/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 12/11/2008

Place Of Use: IRRIGATION

T53N R02W S18 SESE

Number of Acres 10

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 02/02/2009. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Publish on January 15 and 22, 2009