

74084

Ident. No. 96-9335

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

RECEIVED  
AUG 01 2007  
IDWR/North

1. Name of Applicant DARRELL (and/or) JO ANN MYERS Phone 760-316-7633  
Mailing address 2567 COCOLALLA LOOP RD. COCOLALLA, ID 83813
2. Source of water supply COCOLALLA LAKE which is a tributary of N/A
3. Location of point of diversion is Township 55N Range 2W Sec. 18, in the NE  $\frac{1}{4}$ , NW  $\frac{1}{4}$ , Govl. Lot 6, B.M., BONNER County;  
additional points of diversion if any: SEE ATTACHED LEGAL DESCRIPTION
4. Water will be used for the following purposes:  

Amount 0.03 <sup>cfs</sup> for IRRIGATION purposes from 4/1 to 10/31 (both dates inclusive)

Amount 0.03 <sup>cfs</sup> for Div. to Storage purposes from 4/1 to 10/31 (both dates inclusive)

Amount 8.0 AF <sup>cfs</sup> for Irrigation Stor purposes from 1/1 to 12/31 (both dates inclusive)

Amount 8.0 AF <sup>cfs</sup> for Irrigation Stor purposes from 4/1 to 10/31 (both dates inclusive)

Amount 8.0 AF <sup>cfs</sup> for Fire protect. Storage purposes from 1/1 to 12/31 (both dates inclusive)

Amount \_\_\_\_\_ <sup>cfs</sup> for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)
5. Total quantity to be appropriated is (a) 0.03 cubic feet per second and/or (b) 8.0 acre feet per annum
6. Proposed diverting works: 3HP PUMP, 2" POLY LINE
  - a. Describe type and size of devices used to divert water from the source SEE ABOVE
  - b. Height of storage dam 9.0 feet; active reservoir capacity 8.0 acre-feet; total reservoir capacity 1.5 acre-feet
  - c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet
  - d. Is ground water with a temperature of greater than 85°F being sought? N/A
  - e. If well is already drilled, when? N/A; Drilling firm N/A  
Well was drilled for (well owner) N/A; Drilling Permit No. N/A
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. \_\_\_\_\_
  - 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 |        |
| 55N | 2W  | 18  |    |    |    |    |    | 1/2 |    |    |    |    |    |    |    |    |    |    | 1/2    |
|     |     |     |    |    |    |    |    |     |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |     |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |     |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |     |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |     |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |     |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |     |    |    |    |    |    |    |    |    |    |    |        |

Total number of acres to be irrigated 1/2

10. Describe any other water rights used for the same purposes as described above. NTA 96-9007

11. a. Who owns the property at the point of diversion? TIMOTHY A. CURRY (EASEMENT)
- b. Who owns the land to be irrigated or place of use? DARRELL & JOANN MYERS
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: EASEMENT.

12. Remarks: WATER WILL BE USED TO MAINTAIN LEVEL OF EXISTING POND & I WILL BE IRRIGATING OUT OF THAT POND. I WILL BE IRRIGATING ABOUT 1/2 AC OF LAWN AROUND MY HOME FOR FIRE PROTECTION.

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.

  
Signature of Applicant (and title, if applicable)  
DARRELL MYERS

Received by [Signature] Date 8/1/07 Time 3:08p Preliminary check by [Signature] Date 8/1/07  
Fee \$ 100.00 Received by [Signature] # N018588  
Publication prepared by [Signature] Date 9/13/07 Published in Boomer Codgely Bee 9/30 + 27/07  
Publication approved [Signature] Date 10/3/07

736382  
*Conformed Copy*  
EASEMENT FOR WATER LINE

RECEIVED  
SEP 04 2007  
IDWR/North

For good and valuable consideration, the undersigned Timothy A. Curry, hereinafter Grantor, does hereby grant an easement for establishment and maintenance of a water line across his property in Bonner County Idaho, more particularly described in Exhibit "A" attached hereto, for irrigation purposes to feed certain landscaping ponds and other water features, to Darrell N. Meyers and JoAnn Meyers, trustees of the Meyers Family Trust dated Nov. 13, 1991, hereinafter Grantees.

This easement is intended to be personal to said Grantees and is granted subject to the conditions that the Grantor must approve in writing of removal of any tree 4" or more in diameter in the easement, and that the Grantees will not unreasonably disturb the underlying soil and vegetation, nor erect or damage any fencing, nor interfere with the Grantor's peaceful enjoyment of his land.

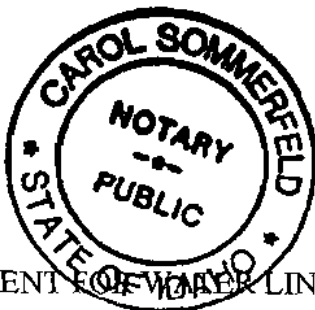
DATED: this 31<sup>st</sup> day of AUGUST, 2007.

*Timothy A. Curry*  
TIMOTHY A. CURRY, Grantor

STATE OF IDAHO )

County of Bonner ) ss.

On this 31<sup>st</sup> day of August, 2007, before me, a Notary Public in and for the State of Idaho, personally appeared TIMOTHY A. CURRY, known to me or proven by satisfactory proof, to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.



*Carol Sommerfeld*  
Notary Public for Idaho  
Residing at: Sanapeint  
My Commission Expires: 3-1-2011

SAID SECTION 18 A DISTANCE OF 300 FEET TO A 1/2 INCH DIAMETER IRON PIPE; THENCE SOUTHERLY, ON A LINE PERPENDICULAR TO THE NORTH SECTION LINE OF SAID SECTION 18, A DISTANCE OF 200 FEET TO THE TRUE POINT OF BEGINNING;

THENCE WEST, PARALLEL TO THE NORTH LINE OF SAID SECTION 18, A DISTANCE

OF 10 FEET;

THENCE SOUTH, PERPENDICULAR TO THE NORTH LINE OF SAID SECTION 18, A

DISTANCE OF 5 FEET;

THENCE EAST, PARALLEL TO THE NORTH LINE OF SAID SECTION 18, TO THE WESTERLY

SHORE OF COCOLALLA LAKE;

THENCE NORTHERLY, ALONG SAID WESTERLY SHORE A DISTANCE OF 5 FEET, MORE OR

LESS, TO A POINT THAT IS EAST OF THE POINT OF BEGINNING;

THENCE WEST, PARALLEL TO THE NORTH LINE OF SAID SECTION 18, TO THE

POINT OF BEGINNING.

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EXHIBIT "A"

FILED BY  
Meyers  
2007 09 31 P 1:51  
COUNTY RECORDER  
DEPUTY

State of Idaho  
Department of Water Resources  
**Water Right License**

WATER RIGHT NO. 96-09007

Priority: September 25, 1998

Maximum Diversion Volume: 1.0 AF

It is hereby certified that RON DAVENPORT  
2567 COCOLALLA LOOP RD  
COCOLALLA ID 83813 has complied with the terms and  
conditions of the permit, issued pursuant to Application for Permit dated September 22, 1998; and has  
submitted Proof of Beneficial Use on March 4, 2002. An examination indicates that the works have a  
storage capacity of 1.0 af of water from:

**SOURCE**

UNNAMED STREAM

Tributary: COCOLALLA LAKE

and a water right has been established as follows:

**BENEFICIAL USE**

RECREATION STORAGE

**PERIOD OF USE**

01/01 to 12/31

**ANNUAL  
DIVERSION VOLUME**

1.0 AF

**LOCATION OF POINT OF DIVERSION:**

UNNAMED STREAM L6 (NE $\frac{1}{4}$ NW $\frac{1}{4}$ ) Sec. 18, Twp 55N, Rge 02W, B.M., BONNER County

**PLACE OF USE:** RECREATION STORAGE

| Twp Rge Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|             | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 55N 02W 18  |    |    |    |    | X  |    |    |    |    |    |    |    |    |    |    |    |        |
|             |    |    |    |    | L6 |    |    |    |    |    |    |    |    |    |    |    |        |

**CONDITIONS OF APPROVAL**

1. Recreation storage is for fishing pond.
2. The right holder shall comply with all fish passage requirements of the Idaho Department of Fish and Game.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 14<sup>th</sup> day of April, 2003.

*Karl J. Dreher*  
KARL J. DREHER  
Director

MICROFILMED

DEC 03 2003



**T55N R2W Section 18**

**Myers**