

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 97-9586

Priority: October 05, 2022

Maximum Diversion Rate: 0.04 CFS

Maximum Diversion Volume: 1.2 AF

It is hereby certified that:

FRANK O NEILL 5412 S QUAIL RIDGE CIR SPOKANE WA 99223-6391 AND/OR
BARBARA O NEILL 5412 S QUAIL RIDGE CIR SPOKANE WA 99223-6391

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 05, 2022, and has submitted Proof of Beneficial Use on December 19, 2022. An examination confirms water is diverted from:

Source : PRIEST LAKE

Tributary: PRIEST RIVER

Beneficial Use

DOMESTIC

Period of Use

01/01 to 12/31

Rate of Diversion

0.04 CFS

Annual Volume

1.2 AF

Location of Point(s) of Diversion

PRIEST LAKE SE¼ SW¼, Sec. 6, Twp 60N, Rge 04W, B.M. BONNER County

Place of Use: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
60N	04W	6												X					
60N	04W	6												X L11					

Conditions of Approval

1. Place of use is located within Lots 9 & 10, Blk 1; Thompson Lots Subdivision.
2. Domestic use is for 1 home.
3. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
4. Water shall not be diverted under this right when flows in the Priest River are below minimum flow amounts as defined by Right 97-7380. The right holder shall be responsible for monitoring the daily flow of the Priest River using real-time data and shall cease diverting water when flows in the Priest River are below established minimum flow amounts. Unless otherwise specified by the Director of the Department of Water Resources, data from the U.S. Geological Survey Priest River Gauging Station, No.12395000 may be used for purposes of determining the daily flow amounts.
5. This right does not grant any right-of-way or easement across the land of another.

This license is issued pursuant to the provisions of Idaho Code § 42-219. 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 this 23rd day of December, 2022.



PHILL HUMMER
Water Rights Supervisor

SCANNED
DEC 27 2022

State of Idaho
Department of Water Resources

Attachment to Water Right License

97-9586

This map depicts the DOMESTIC place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

04W



-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Point of Diversion

0 0.035 0.07 0.14 Miles



SCANNED
DEC 7 7 2022

RECEIVED

DEC 19 2022

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
STATEMENT OF COMPLETION
FOR SUBMITTING PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY

Amt. of Fee \$ 50.00
Receipt No. C114901
Received By Ku
Date Received 12.19.22

The Idaho Department of Water Resources (Department) considers this form a statement that the permit holder(s) applied water to beneficial use and completed development of a water right to the extent described below. **This form must be accompanied by an examination fee, when necessary, or by a completed Beneficial Use Field Report prepared by a certified water right examiner (CWRE).** Please refer to the instructions and fee schedule for this form. If ownership of the permit has changed, complete a Notice of Change in Water Right Ownership form. If you wish to relinquish your permit because you have not established the authorized water use and are not applying for an extension, please notify the Department in writing.

1. Permit No. 97-9586 Name of Permit Holder(s) Frank O'Neill Barbara O'Neill

Telephone No. 509-220-1530 Email frank.oneill@alliant.com

Mailing Address 5412 S. Quail Ridge Circle City Spokane State Wa Zip 99223

2. Source of Water Priest Lake If Ground Water (well), Date Drilled mo. ____ / yr. ____

Drilling Permit/Tag No. ____ Drilling Company's Name ____

3. Extent of use(s) completed as authorized by the water right permit:

Domestic (No. households) 1 Irrigation (No. acres) 1/8 Stockwater (No. and stock type) ____

Other ____

4. Total diversion rate or volume (storage only) for which proof is submitted 0.04 cfs OR ____ af
If the total developed water use is 5 acres of irrigation or less, is stockwater storage of 14.6 acre-feet or less, or has a diversion rate of less than 0.24 cfs, attach a map of the place of use and point of diversion and photographs showing beneficial use.

5. Describe the diversion and delivery system from the water source to the use (pump, lift, irrigation method, etc.)

Submerged pump

6. Permit condition compliance. Refer to the permit approval conditions and check all the items required, then check "Yes" or "No" to indicate whether the required items were established, submitted, and/or installed:

Required? Yes No (If "Yes", attach required data, evidence of compliance, or evidence of installation)

☐ ☐ ☒ Ground water level data, pumping information, or other diversion data

☐ ☐ ☒ Mitigation plan

☐ ☐ ☒ Lockable controlling works

☐ ☐ ☒ Measuring device

☐ ☒ ☐ Fish screen

☐ ☐ ☒ Other requirements of the water right permit ____

☐ ☐ Reasonably Anticipated Future Needs ("RAFN") Municipal use

If RAFN Municipal use, additional increment of beneficial use developed? ☐ Yes (attach CWRE report) ☒ No

7. Fee Enclosed \$ 50.00 or ☐ CWRE field report attached or ☐ No fee required

See fee schedule on page 3 of the instructions. Proof statements filed without an appropriate fee are incomplete.

8. Person to contact to accompany a Department representative during the field examination of the water system:

Name: Frank O'Neill Telephone No. 509-220-1530 Email frank.oneill@alliant.com

Mailing Address 5412 S Quail Ridge Circle City Spokane State Wa Zip 99223

The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted and applied to beneficial use. I understand that any undeveloped portion of the permit is relinquished to the State of Idaho.

Frank O'Neill

SIGNATURE OF PERMIT HOLDER*

Frank O'Neill

PRINTED NAME AND TITLE

12/14/2022

DATE

*Attach power of attorney if completing on behalf of permit holder.

SCANNED

DEC 27 2022

State of Idaho
Department of Water Resources
Permit to Appropriate Water
No. 97-9586

Priority: October 05, 2022

Maximum Diversion Rate: 0.04 CFS

This is to certify that

FRANK O NEILL 5412 S QUAIL RIDGE CIR SPOKANE WA 99223-6391 AND/OR
BARBARA O NEILL 5412 S QUAIL RIDGE CIR SPOKANE WA 99223-6391

has applied for a permit to appropriate water from:

Source : PRIEST LAKE

Tributary: PRIEST 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>
DOMESTIC	01/01 to 12/31	0.04 CFS

Location of Point(s) of Diversion

PRIEST LAKE SE¼ SW¼, Sec. 6, Twp 60N, Rge 04W, B.M. BONNER County

Place of Use: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
60N	04W	6												X					
60N	04W	6												X L11					

Conditions of Approval

1. Proof of application of water to beneficial use shall be submitted on or before **December 01, 2023**.
2. Subject to all prior water rights.
3. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
4. Place of use is located within Lots 9 & 10, Blk 1; Thompson Lots Subdivision.
5. Domestic use is for 1 home.
6. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
7. Water shall not be diverted under this right when flows in the Priest River are below minimum flow amounts as defined by Right 97-7380. The right holder shall be responsible for monitoring the daily flow of the Priest River using real-time data and shall cease diverting water when flows in the Priest River are below established minimum flow amounts. Unless otherwise specified by the Director of the Department of Water Resources, data from the U.S. Geological Survey Priest River Gauging Station, No.12395000 may be used for purposes of determining the daily flow amounts.
8. This right does not grant any right-of-way or easement across the land of another.

This permit is issued pursuant to the provisions of Idaho Code § 42-204.

Signed this 01 day of December, 2022.


LUKE BATES
Interim Water Rights Supervisor

DEC 02 2022

SCANNED

DEC 02 2022

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

97-9586

This map depicts the DOMESTIC place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

04W



-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Point of Diversion

0 0.035 0.07 0.14 Miles



SCANNED
DEC 02 2022

RECEIVED

OCT 05 2022

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

87059
97-9586

IDWR / NORTH

1. Name of applicant(s) FRANK and/or BARBARA O'NEILL Phone 509-220-1530
Name connector (check one): ☐ and ☐ or ☒ and/orMailing address 5412 S QUAIL RIDGE CIRCLE City SPOKANEState WA ZIP 99223 Email FONEILL5412@GMAIL.COM

2. Name of representative, if any _____ Phone _____

Mailing address _____ City _____

State _____ ZIP _____ Email _____

a. ☐ Send all correspondence for this application to the representative and not to the applicant OR☐ Send original correspondence to the applicant and copies to the representative.b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.3. Source of water supply PRIEST LAKE which is a tributary of PRIEST RIVER

4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
60N	04W	6			SE	SW	BONNER	PRIEST LAKE	PUMP IN LAKE

5. Water will be used for the following purposes:

Amount 0.04 CFS 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)6. Total quantity to be appropriated is (a) 0.04 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).

7. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. SCREENED INTAKE WITH SUBMERSIBLE PUMP AND PIPELINE TO WATER 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 12. For

dams 10 feet or more in height AND having a 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 ☐ No

If well is already drilled, when? _____; drilling firm _____;

well was drilled for (well owner) _____; Drilling Permit No. _____

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ 100.00 Received by NS Receipt No. N041301 Date 10/05/22

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in kW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
 - Domestic; show number of households 1 HOME WITH UP TO 1/2 ACRE LAWN WATERING
 - Other; describe fully. PARCEL No. RP00463001009AA LOCATED AT 2176 KALISPELL BAY RD.

9. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
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	
60N	04W	6												D					
60N	04W	6												D					
													gl11						

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? _____

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

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. APPLICANTS WANT TO SECURE WATER RIGHTS FOR AN EXISTING LAKE SYSTEM USED FOR DOMESTIC USE 1 HOME WITH UP TO 1/2 ACRE IRRIGATION.

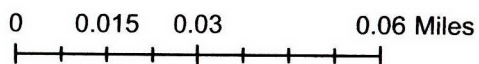
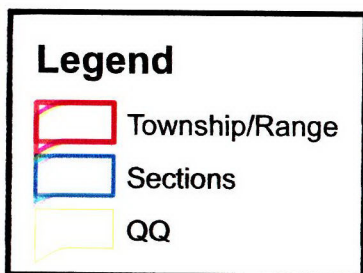
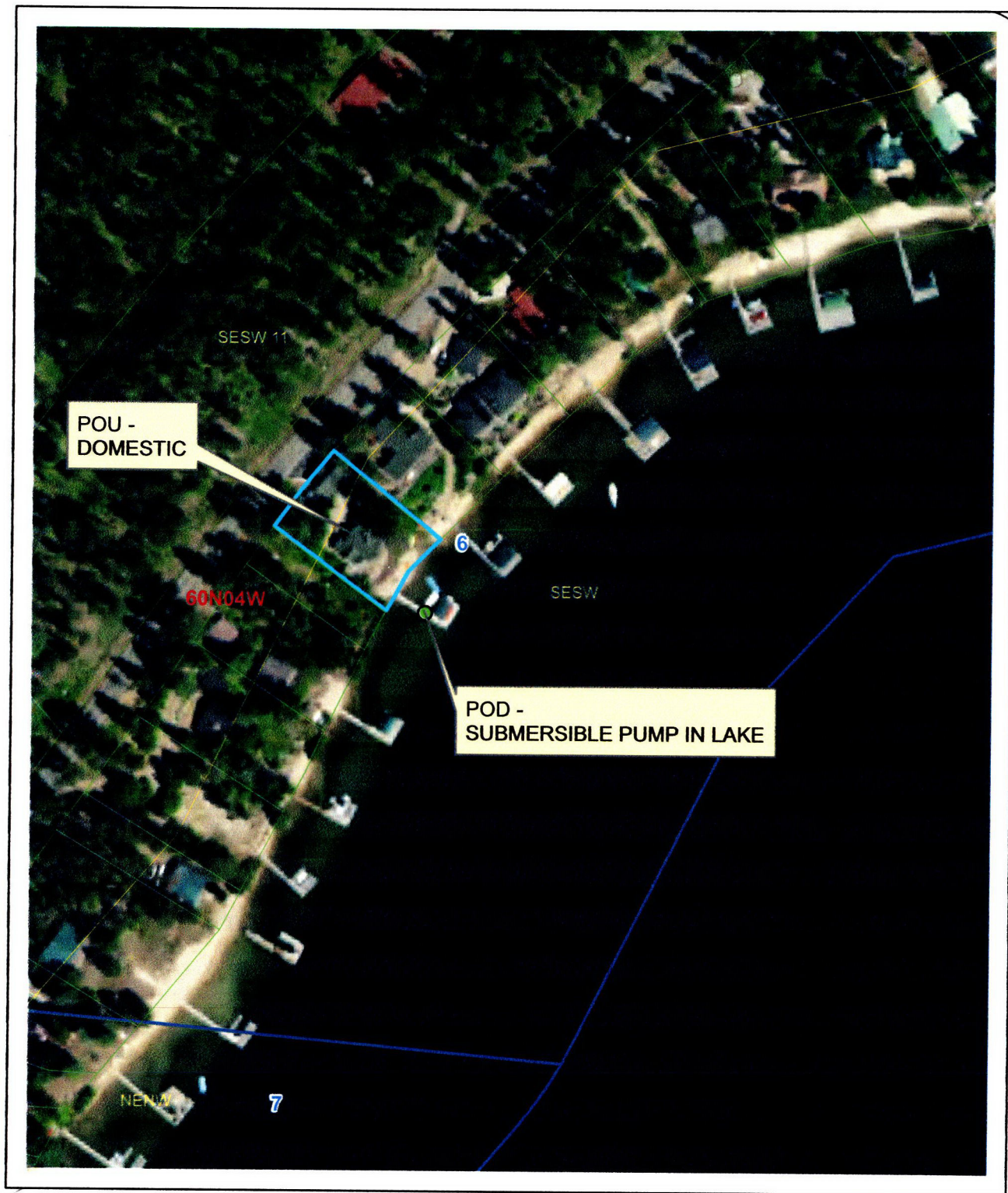
13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

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.

Frank W. O'Neill
Signature of Applicant
Frank W. O'Neill
Print Name (and title, if applicable)

Barbara E. O'Neill
Signature of Applicant
BARBARA E. O'NEILL
Print Name (and title, if applicable)



82000.0
107 02 222

RECEIVED

FORM 102 Rev. 10/01/2006

IDWR/NORTH

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

Ident. No. _____

1. Name of applicant(s) Frank & Barbara O'Neill Phone 509-220-1536
Name connector (check one): ☐ and ☐ or ☐ and/or

Mailing address 5412 S. Quail Ridge Circle City SPARGAC

State Wash ZIP 99223 Email foneill5412@gmail.com

2. Name of representative, if any _____ Phone _____

Mailing address _____ City _____

State _____ ZIP _____ Email _____

a. ☐ Send all correspondence for this application to the representative and not to the applicant OR

☐ Send original correspondence to the applicant and copies to the representative.

b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR

☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.

3. Source of water supply Priest Lake, Idaho which is a tributary of ?

4. Location of point(s) of diversion: 2176 Kalispell Bay Rd Priest Lake

Tw	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #

5. Water will be used for the following purposes:

Amount _____ for Household uses 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)

6. Total quantity to be appropriated is (a) _____ cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).

7. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. Submerged Pump

b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a 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 ☐ No

e. If well is already drilled, when? _____; drilling firm _____;
well was drilled for (well owner) _____; Drilling Permit No. _____

SUPERSEDED

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ _____ Received by _____ Receipt No. _____ Date _____

1000222

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in kW. N/A
- b. Stockwatering; list number and kind of livestock. N/A
- c. Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
- d. Domestic; show number of households ONE
- 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	

Total number of acres to be irrigated: 1/4⁺

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? yes

11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? Applicant
- 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. _____

SUPERSEDED

13. Time required for completion of works and application of water to proposed beneficial use is D years (minimum 1 year).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

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.

Frank W. O'Neil
Signature of Applicant

Frank W. O'Neil
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)



ENCROACHMENT PERMIT APPLICATION

Thank you for your inquiry concerning placement of an encroachment in, on, or over navigable waters of the State of Idaho. **Please note:** You must first obtain an encroachment permit from the Idaho Department of Lands prior to placement of any new structures or changes to existing structures in navigable waters. A processing fee (made payable to Treasurer, State of Idaho) is required and must accompany each application. Please note that a new permit, if issued, will replace any existing permit you may now have. Please include all existing structures so they can be included on your permit.

Please complete all elements on the attached application. The legal description, names and addresses of adjacent property owners, and encroachment dimensions must be accurate and complete. These permits are site specific. **Please note:** The signature of the adjacent littoral owner (neighbor) is required if any part of your proposed encroachment will be located closer than 10 feet from the common littoral/property line of the adjacent property.

An accurate drawing similar to the sample provided is required. Include all dimensions as shown on the sample (i.e., distance to littoral/property line, dock length and width, water depth and high and low water marks) and names of both adjacent property owners/lessees.

Idaho State Single Family Dock Specifications:

1. Encroachments shall be installed to protrude as near as possible perpendicular to the general shoreline.
2. Encroachments shall not extend beyond a water depth necessary for customary navigation or beyond the established line of navigation.
3. Dock encroachments, excluding slip cutout, shall not exceed 700 square feet in size or 10 feet in width; two-family docks shall not exceed 1,100 square feet in size.
4. Ramp encroachments shall not exceed 6 feet in width.
5. Single- and two-family encroachments shall not exceed four (4) piling, excluding stationary piers.
6. Encroachments should not be located closer than 10 feet to adjacent property riparian right lines. Riparian right lines extend waterward of ordinary/artificial high water mark perpendicular from the general shoreline.
7. All mooring covers used on encroachments must be removable.
8. For protection of the public trust rights of navigation, structure dimensions will be limited to size actually needed in aid to navigation. Encroachments proposed in rivers shall be held as close as possible to shore to avoid interfering with navigation.

Please submit your completed application to the Idaho Department of Lands:

Priest Lake Area - 4053 Cavanaugh Bay Road - Coolin, ID 83821 - (208) 443-2516

Pond Oreille Area - 2550 Highway 2 West - Sandpoint ID 83864 - (208) 263-5104

Coeur d'Alene Area - 3258 W Industrial Loop - Coeur d'Alene, ID 83815 - (208) 769-1577

St. Maries Area - 1806 Main Avenue - St Maries, ID 83861 - (208) 245-4551

Payette Lakes Area - 555 Deinhard Lane - McCall, ID 83638 - (208) 634-7125

South Central Area - 324 South 417 East; Suite 2, Jerome ID 83338-6206 - (208) 324-2561

Eastern Idaho - 3563 Ririe Hwy - Idaho Falls ID 83401 - (208) 525-7167

Thank you for your cooperation.

IDAHO LAKE PROTECTION ACT ADMINISTRATION

N



N



VICINITY MAP

IN
IN/NEAR

COUNTY.

DATE:

SHEET 1 OF

APPLICATION BY:

NOV 02 2022

N

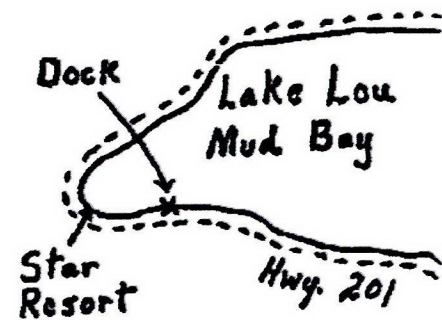


SAMPLE ENCROACHMENT DRAWING(Dock - Piles)

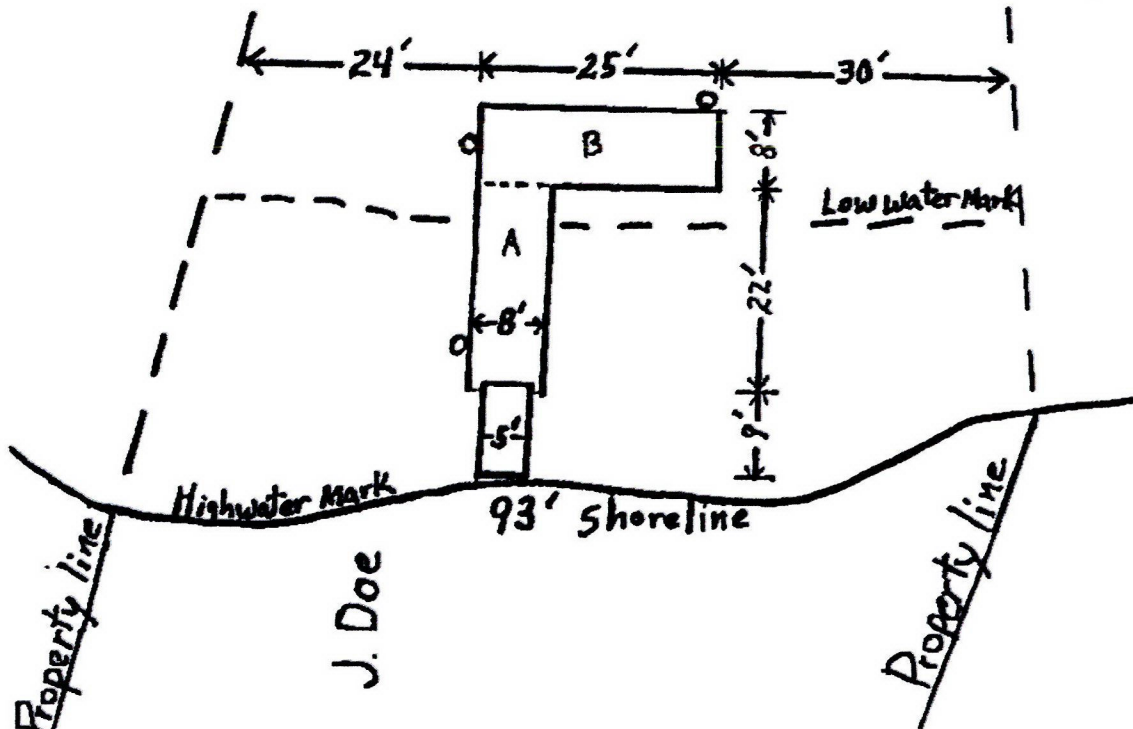
Square Footage

Ramp $5' \times 9' = 45 \text{ sq. ft}$
 A Dock $8' \times 22' = 176 \text{ " "}$
 B Dock $8' \times 25' = 200 \text{ " "}$
421 sq. feet

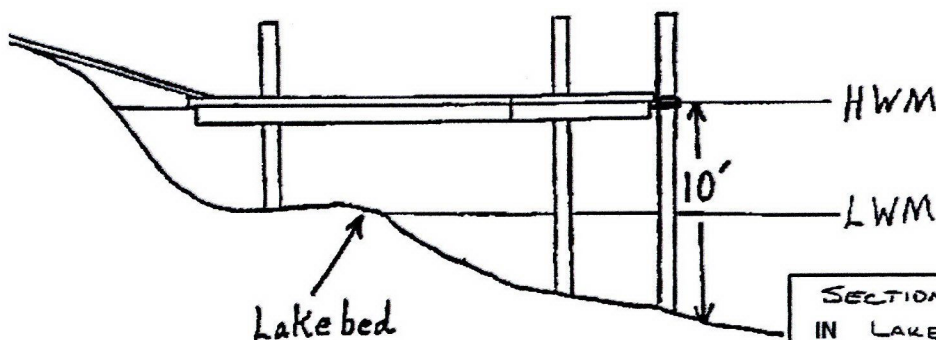
N



VICINITY MAP



9' 30'



SECTION 37 T43N R2E B.M.
 IN LAKE CDA
 IN/NEAR CDA

Bucolic COUNTY.

DATE: 1/2/00 SHEET 1 OF

APPLICATION BY: J. Doe

8-2-00
 NOV 02 2002

N



SAMPLE ENCROACHMENT DRAWING (Rip Rap - Lake

Lot 5

Lot 6

Lot line

Lot 7

108' shoreline
High Watermark 2128'
Riprap
Lowwater line 2121'

Riparian line

Angular Rock

Uplands

Highwater 2128'

2123'

2121' Lowwater

Filter Fabric

Toe Trench

N



VICINITY MAP

SECTION 37 T43N R2E 3M.
IN Lake CDA
IN NEAR CDA

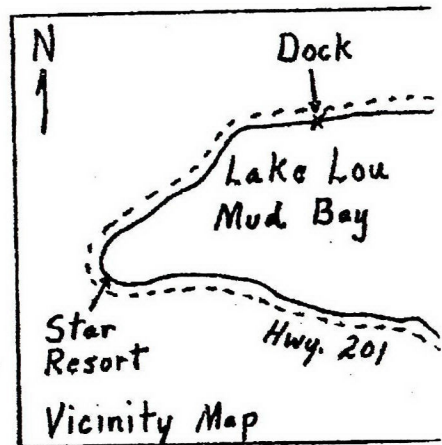
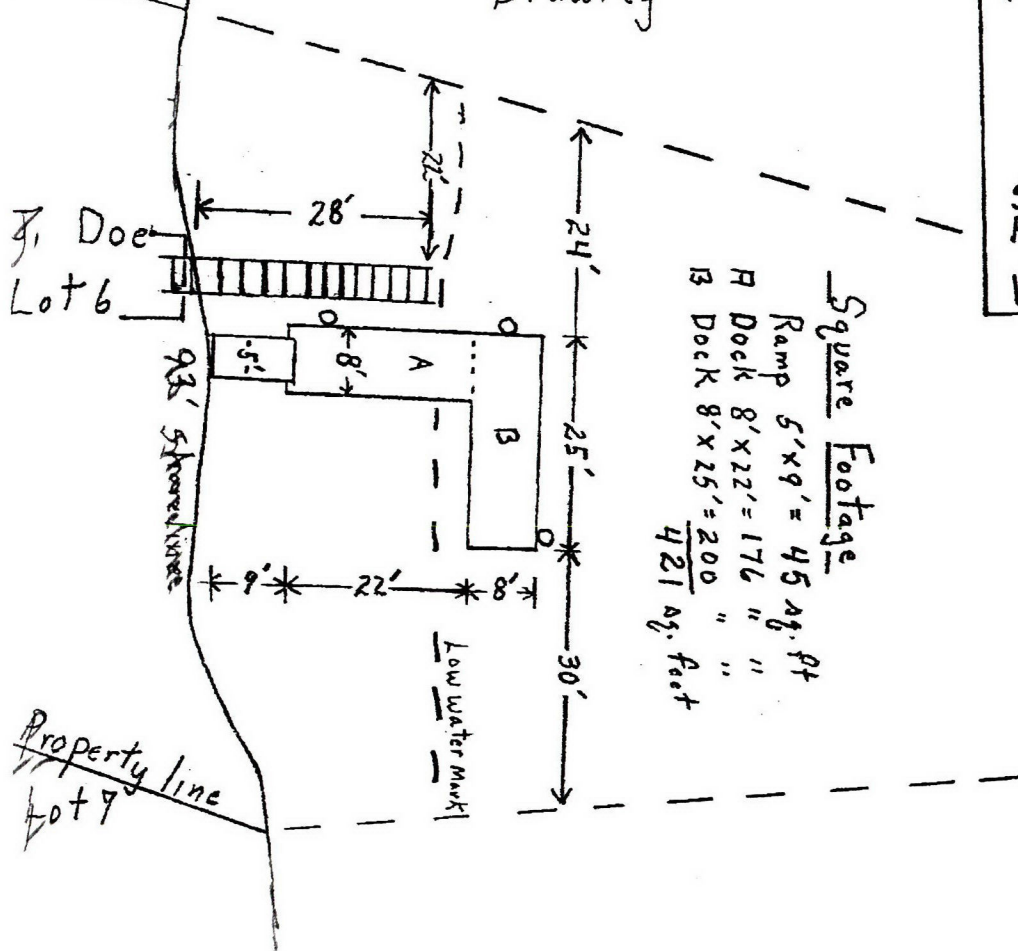
Bucolic COUNTY.

DATE: 1/2/00 SHEET 1 OF

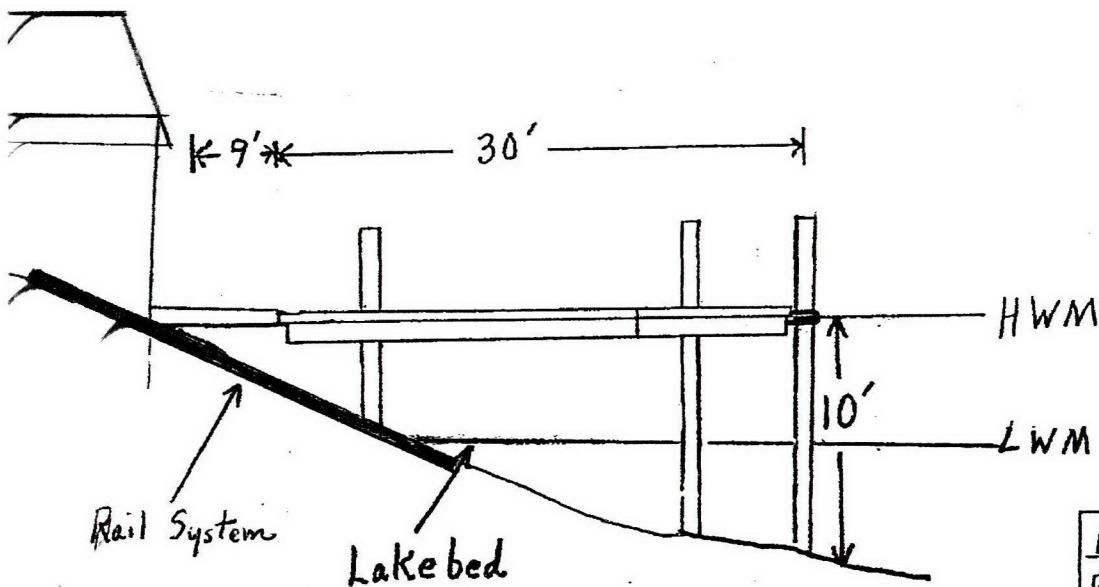
APPLICATION BY: J Doe

10/02/02

Sample Encroachment Drawing

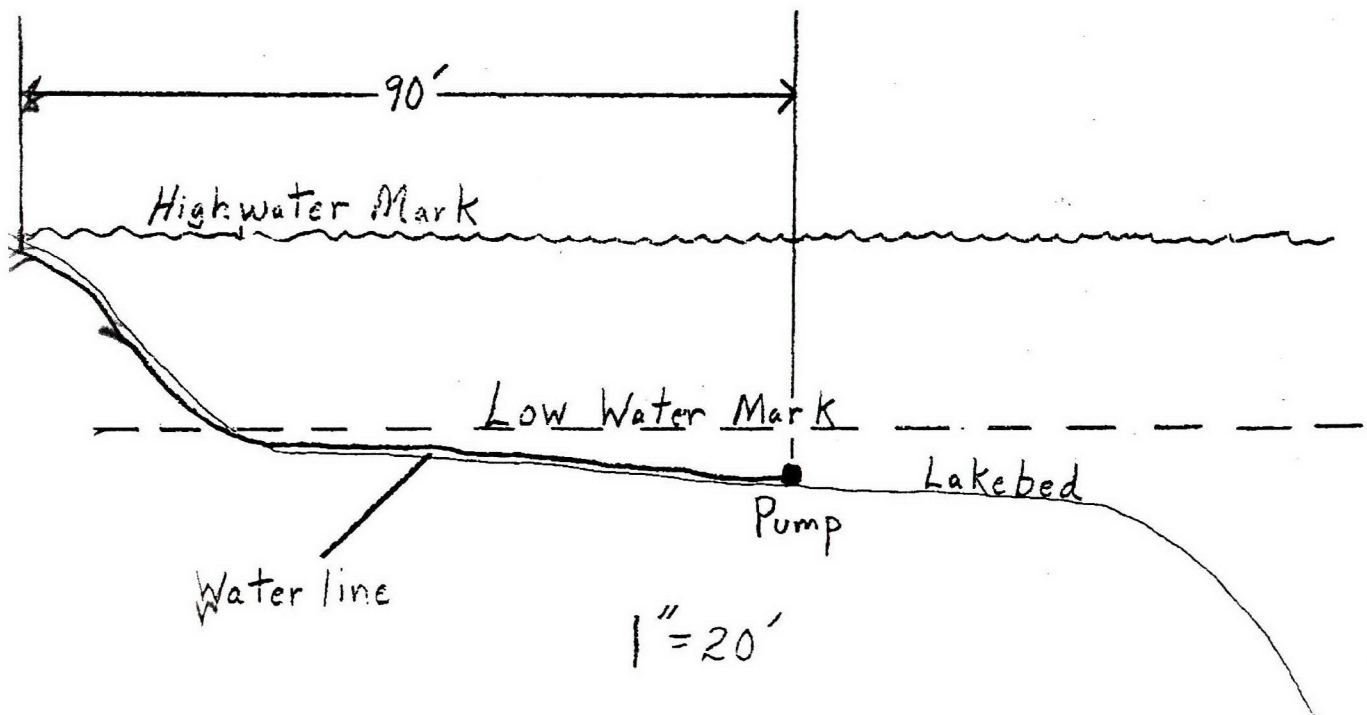
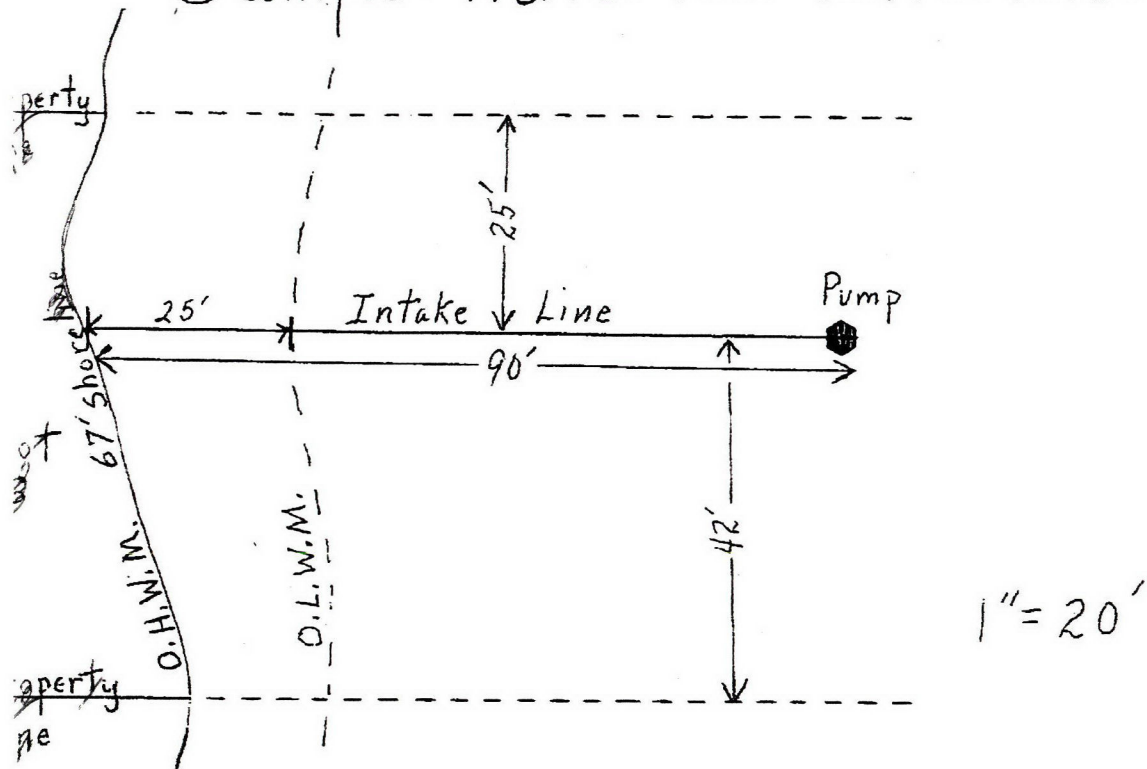


Square Footage
 Ramp 5' x 9' = 45 sq. ft.
 A Dock 8' x 22' = 176 " "
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 421 sq. feet

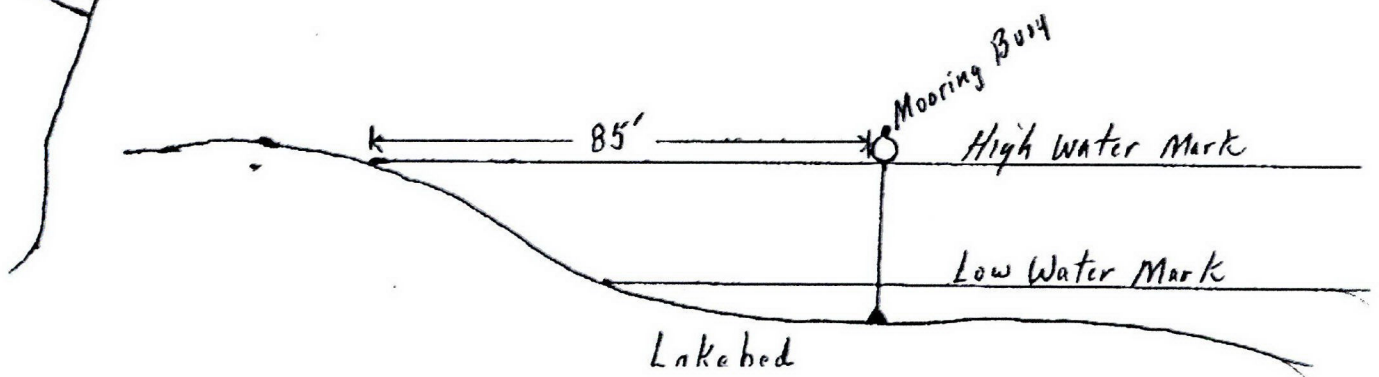
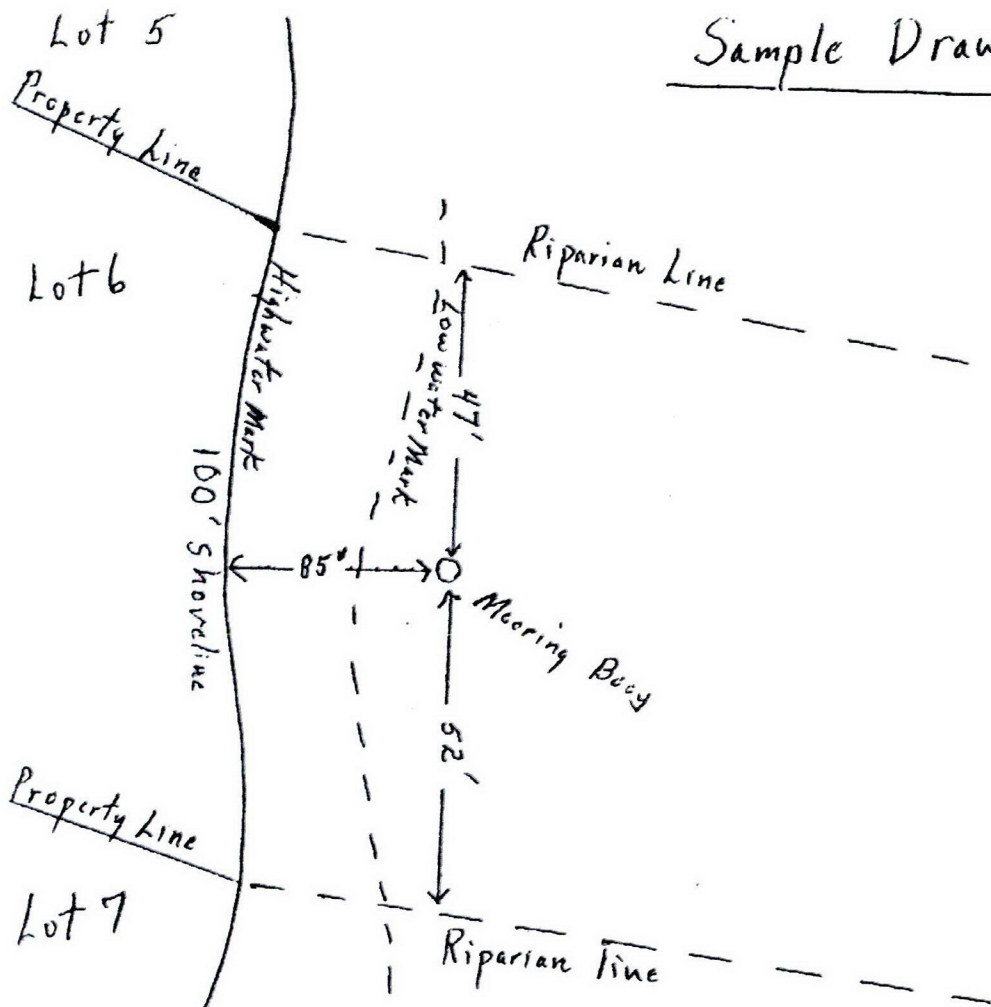


Proposed Dock
 By: J. Doe
 In: Lake Lou

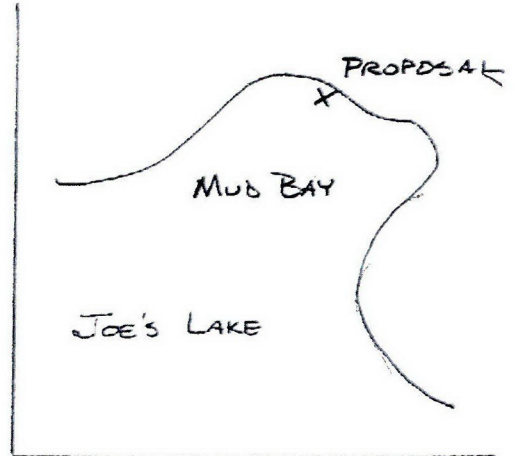
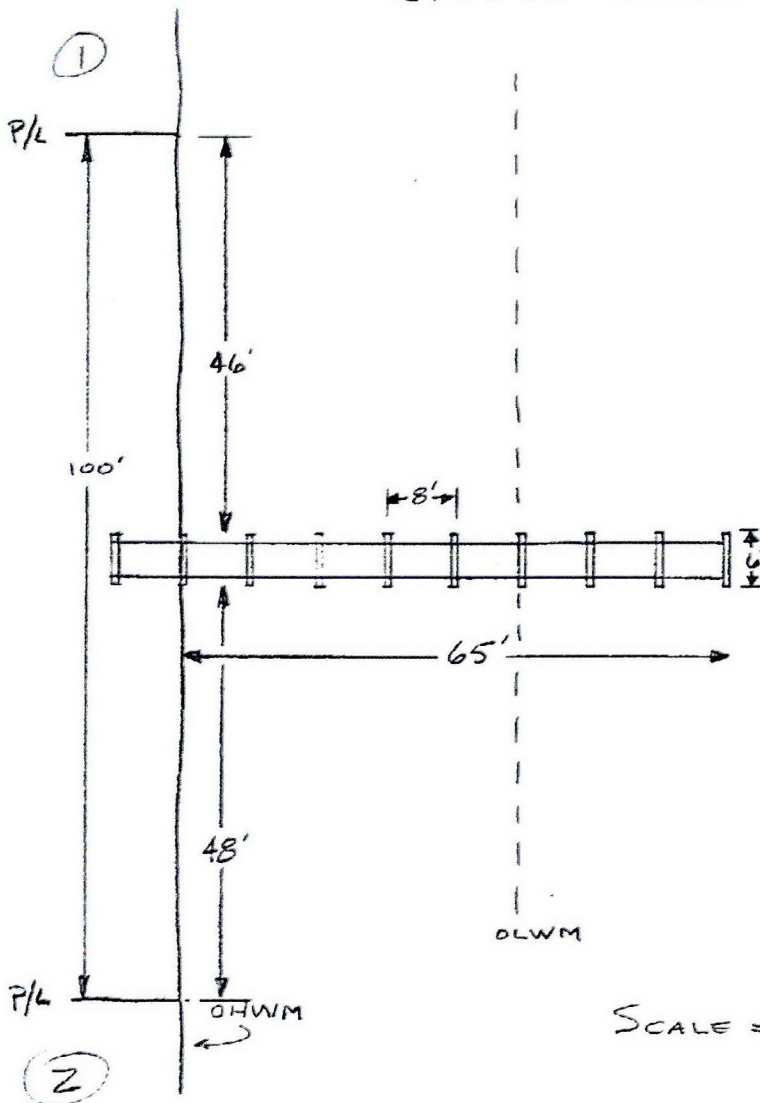
Sample: Waterline Encroachment



Sample Drawing



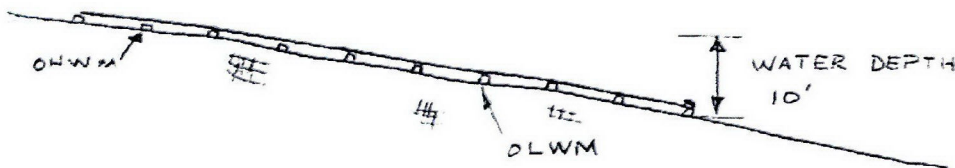
SAMPLE LAUNCH RAIL DRAWING



SECTION 37 T 99N R01W B.M.
MUD COUNTY

- CONCRETE TIES LAYED ON BED OF LAKE.
- WORK DONE AT LOW WATER.

SCALE = 1" = 20'



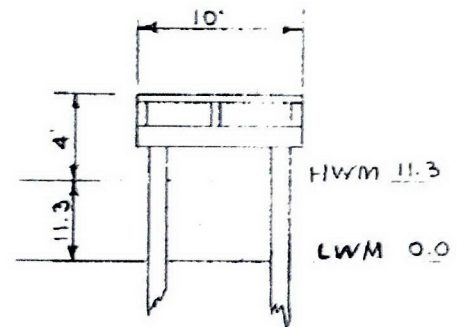
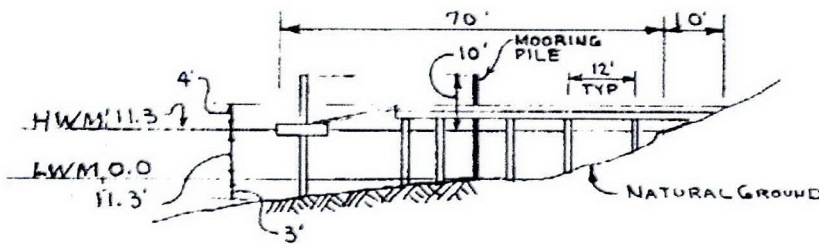
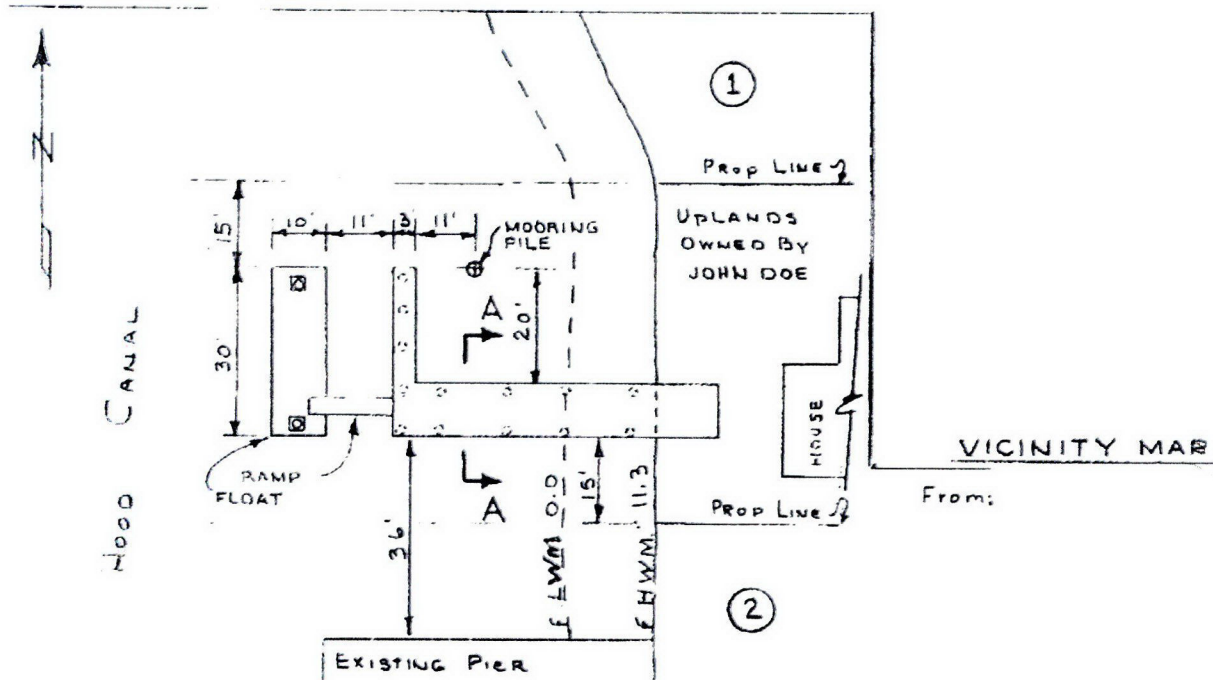
ADJACENT NEIGHBORS

① _____
② _____

APPLICATION BY: _____

NOV 02 2012

PIER SAMPLE DRAWING



1. PURPOSE:

2. DATUM:

3. SOUNDINGS ARE IN FATHOMS/FEET

4. ARE FEDERAL HARBOR LINES ESTABLISHED? YES ☐ NO ☐

5. NAME AND ADDRESS OF ADJACENT PROPERTY OWNERS

(1)

(2)

PROPOSED PIER, FLOAT
AND MOORING PILE

IN:

IN/NEAR

COUNTY OF

STATE

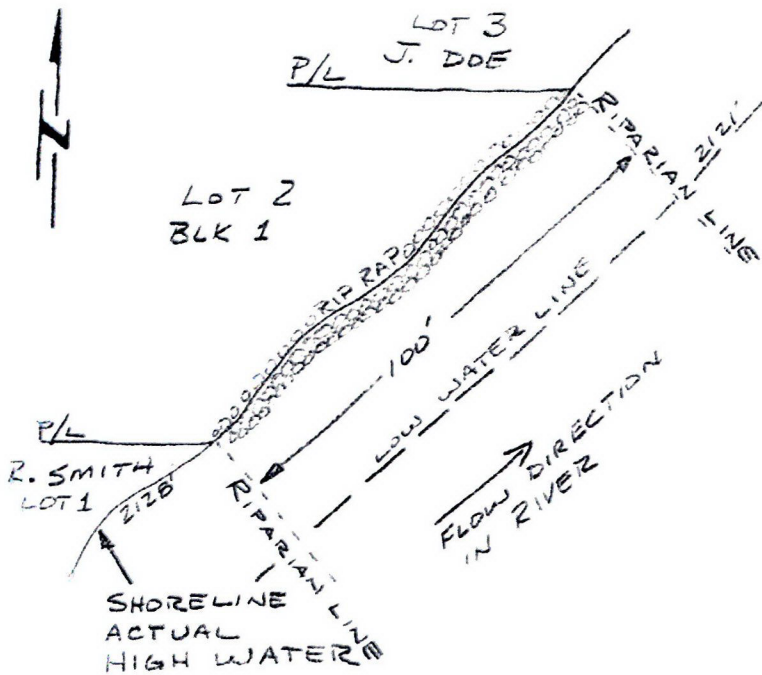
APPLICATION BY:

DATE:

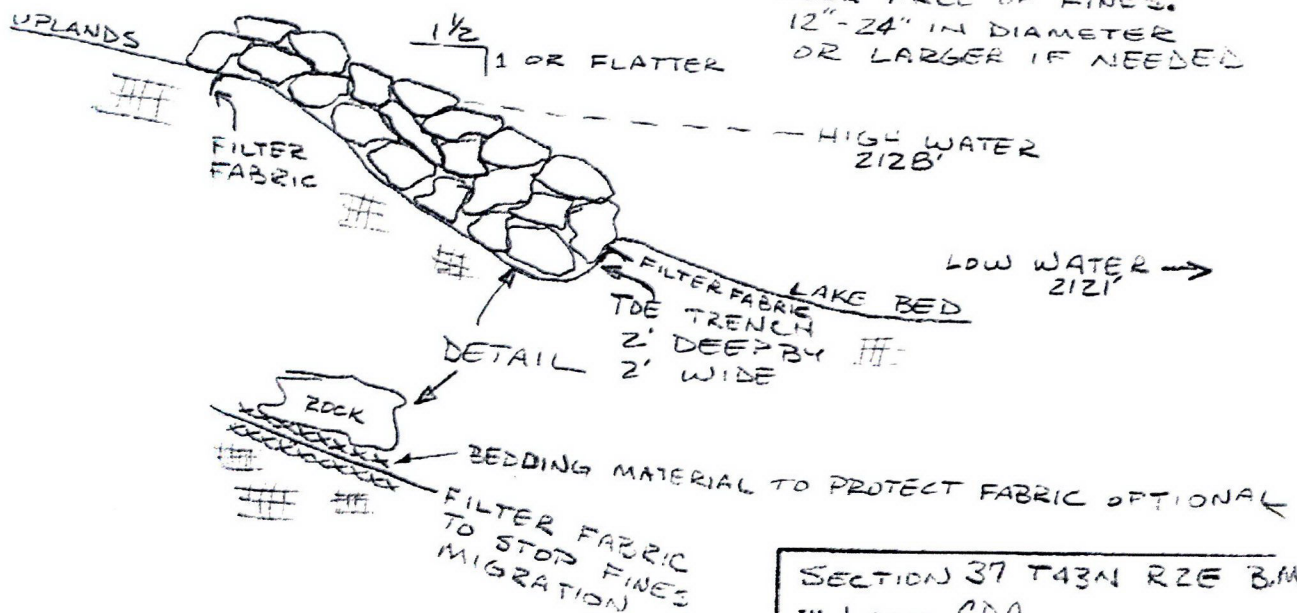
SHEET of

SCANNED

NOV 02 2022

[illegible]

SOUND DENSE ANGULAR
ROCK FREE OF FINES.
12"-24" IN DIAMETER
OR LARGER IF NEEDED



SECTION 37 T43N R2E B.M.
IN LAKE CDA
IN/NEAR CDA

COUNTY, _____
DATE: _____ SHEET 1 OF _____
APPLICATION BY: _____



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little
December 27, 2022

Director Gary Spackman

FRANK O NEILL
BARBARA O NEILL
5412 S QUAIL RIDGE CIR
SPOKANE WA 99223-6391

RE: License No. 97-9586

ISSUANCE OF LICENSE

Dear Water Right Holders:

The Department of Water Resources ("Department") has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review all the conditions of approval listed on your license. The conditions may include ongoing requirements, such as maintenance of a measuring device or implementation of mitigation, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district.

The license is a PRELIMINARY ORDER issued by the Department pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

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. Water right forms are available from any office of the Department or on the Department's website at idwr.idaho.gov

If you have any questions concerning the enclosed information, please contact me at (208) 287-4925.

Sincerely,

for Phill Hummer
Water Rights Supervisor

Enclosures

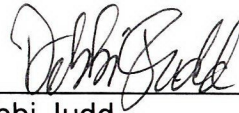
SCANNED
DEC 27 2022

CERTIFICATE OF SERVICE

I hereby certify that on December 27, 2022, I served a true and correct copy of Water Right License No. 97-9586 by U.S. Mail, postage prepaid, to the following:

FRANK O NEILL (Current Owner)
5412 S QUAIL RIDGE CIR
SPOKANE WA 99223-6391

BARBARA O NEILL (Current Owner)
5412 S QUAIL RIDGE CIR
SPOKANE WA 99223-6391



Debbi Judd
Technical Records Specialist

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
IN-OFFICE REVIEW/BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATIONPermit No: 97-9586

Exam Date: 12/22/2022

1. Does this qualify for an in-office field exam (IDAPA 035.02.r)? X Y N
- Irrigation of 5 acres or less
 - Storage of up to 14.6 AF for stockwater purposes only
 - Any use other than irrigation or storage, if the combined diversion rate is 0.24 cfs or less
 - Other < >

2. Current Owner: Name: Frank & Barbara O'Neill
 Owner of Record Correct? X Y N
 Address of Record Correct? Y N
 If No: Address

3. Beneficial Use Fees have been paid: X Y N Receipt No: C114901

4. SOURCE TRIBUTARY
Priest Lake Priest Rlver

Method of Determination: GIS and Tax lot DataChange in Source: Y X N**B. OVERLAP REVIEW**

1. Other water rights with the same place of use: YES Overlap

Water Right No.	Source	Purpose of Use	Basis
97-7355	Groundwater	Irrigation	License
97-7005	Priest Lake	Domestic	Claim in adjudication
97-7011	Priest Lake	Domestic	Claim in adjudication
97-7166	Priest Lake	Domestic	License

Comments:

There are several water rights found with overlapping places of use. WR 97-7005 is a water right for lake water used for domestic purpose that is simply described as the entire SESW quarter/quarter, however there is a claim currently filed that includes a place of use map of the parcel owned by the claimant with documentation supporting their ownership of the water right.

WR 97-7011 has shapes in ArcGIS for the water right and claim overlapping the place of use of purposed water right 97-9586. However, the claim issued for WR 97-7011 by Robert & Leslie Perrett is for domestic use of lake water with a place of use filed as parcel RP00463001011AA, which is the parcel on the northeast side of the applicant's parcel.

WR 97-7166 has a shape in ArcGIS for the water right place of use, which directly overlaps that of purposed water right 97-9586. After reviewing the water right backfile, the owner submitted a map detailing the system location and place of use as block 1, lots 3 & 4, the place of use and the point of diversion for purposed water right 97-9586 are located at block 1, lots 9& 10.

WR 97-7355 has a shape in ArcGIS for the place of use that is the entire SESW 11 and NWSE 8 quarter/quarters, however the backfile has a drawing of the condominium complex (1.3acres) and the original water right is only for domestic use and irrigation within a total area of 1.3acres (see figures 1.4). The shape of the condominium complex in the water right file is clearly the same as the parcel it occupies in ArcGIS (see figures 1.2 & 1.3). The specific areas noted are 0.5acres in SESW lot 11, 0.3acres in NESE lot 15, and 0.5acres in NWSE lot 8. The purposed water right 97-9586 is located several lots southwest of the area indicated for WR 97-7355's place of use (see figure 1.1).

All overlapping places of use are due to inaccurate GIS shapes. This is supported by documentation and the corresponding ownership of the respective parcels and water rights. There is no overlap of the place of use.

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DEC 27 2022

2. Other water rights with the same point of diversion: NO Overlap

Water Right No.	Source	Purpose of Use	Basis
NONE			

Comments: There are no overlaps for the point of diversion.**C. DIVERSION AND DELIVERY SYSTEM****1. LOCATION OF POINT(S) OF DIVERSION:**

Source	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.		County
Pump			SE	SW	6	60N	04W	B.M.	Bonner

Method of Determination: GIS and Tax lot data.Change in POD? X N Amendment Required? X N**2. PLACE OF USE:** Use: Domestic

TW P	RGE	Sec	NE				NW				SW				SE				Total s
			NE	N W	S W	SE	NE	N W	S W	SE	NE	N W	S W	SE	NE	N W	S W	SE	
60N	04W	6												D					
		Lot #												11					
Total Acres =																			

Method of Determination: GISChange in POU? X N Amendment Required? X N Delivery System Diagram Attached (required). Indicate all major components and distances between components.

Indicate weir size/pipe as applicable.

X Aerial Photo Attached (required for irrigation of 10+ acres). Photo of Diversion and System Attached

4. Well or Diversion Identification No.*	Motor Make	H p	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
PUMP	UNKNWOWN		UNKNOWN	UNKNOWN	UNKNOWN

D. FLOW MEASUREMENTS

1.Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements: No measurement is required for an in-house exam, but ADAPA memo #22 was used to support that the rate is acceptable.**E. FLOW CALCULATIONS** Additional Computation Sheets Attached

Although we were not provided any pump information, 12gpm or approximately 0.04cfs is possible with even a 1/2 HP pump. I am recommending a diversion rate of 0.04 cfs, which is what was requested on their application for permit.

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Permit allowed = 0.04cfs Recommendation=0.04cfs

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

This is surface water appropriated for domestic use. According to processing memo #22, domestic use for in-house and yard irrigation up to 1/2acre can have up to 1.2acre feet of annual water use.

G. PURPOSE OF USEIrrigation ☒ Y ☐ N # Stock Domestic # of Homes 1

Other: < >

Change in Purpose of Use? ☐ Y ☐ NMethod of Determination: Tax lot data and documentation from owner.If Yes: From Use To Use Amount CFS AFA **H. NARRATIVE/REMARKS/COMMENTS**

The parameters of the permit and the documentation provided qualifies this permit for an in-house exam. Any water right shapes overlapping the place of use of the permit are not actually overlapping according to documentation in possession of IDWR.

We received confirmation from the owner in the proof of beneficial use, section 6, that the pump intake has a fish screen has been installed. The owner did not provide the size of the pump installed, but even the smallest pump for the system can provide the 0.04cfs the permit allows. All the conditions have been met, and I was able to confirm from aerial imagery that the owners are using water for this system. Therefore, I am recommending a diversion rate of 0.04cfs and 1.2af, as per administrative memo #22.

The license is being issued with conditions x60, x01, 187, 227, and 004. Condition 029, which was on the permit has been removed since the owner confirmed that this condition has been complied with.

Have conditions of permit approval been met? ☒ Yes ☐ No**I. RECOMMENDATIONS****1. Recommended Amounts**

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL VOLUME
Irrigation	04/01 to 10/31	0.04 CFS	1.2 AF
<u>Totals:</u>		0.04 CFS	1.2 AF

2. Recommended Amendments☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ None

Other: < >

J. AUTHENTICATION- Water Resources Agent- Bob HoweWater Resources Agent's Name Bob HoweDate 12/23/2022

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DEC 27 2022

*P. D. Munn**12/23/22*

Figure 1.1- Areas outlined in light blue are overlapping water right POU shapes in Arc GIS. Yellow outlined area is WR 97-9586 place of use, yellow point is the respective point of diversion.

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DEC 27 2022

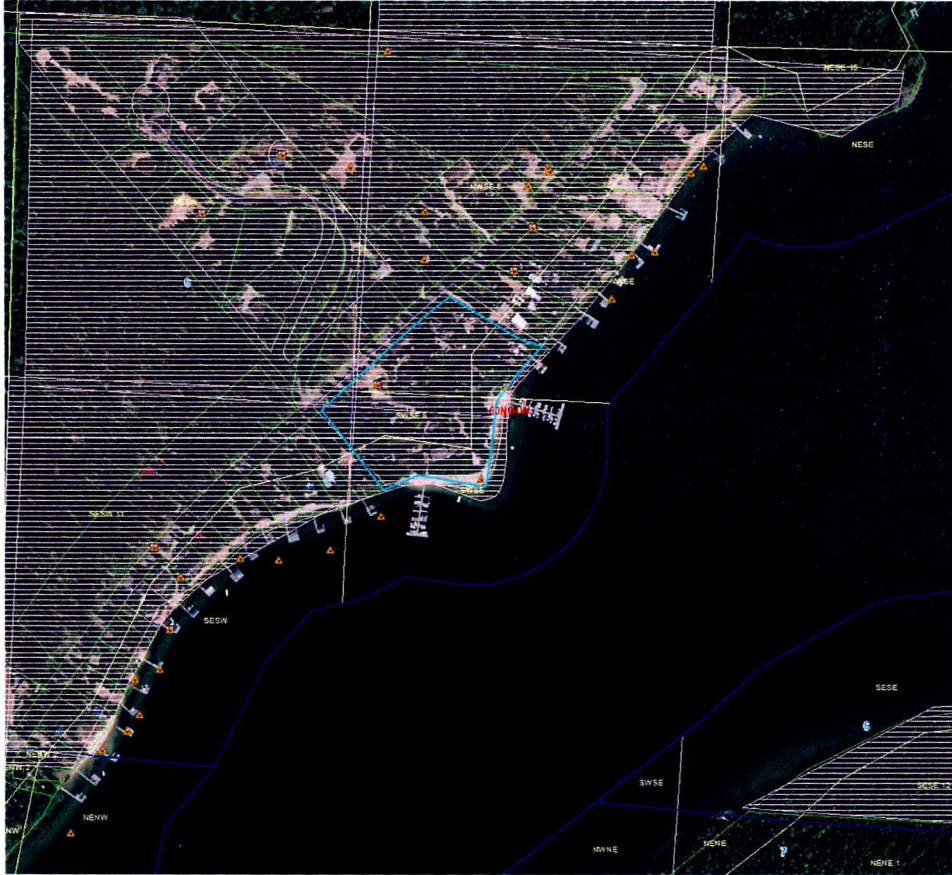
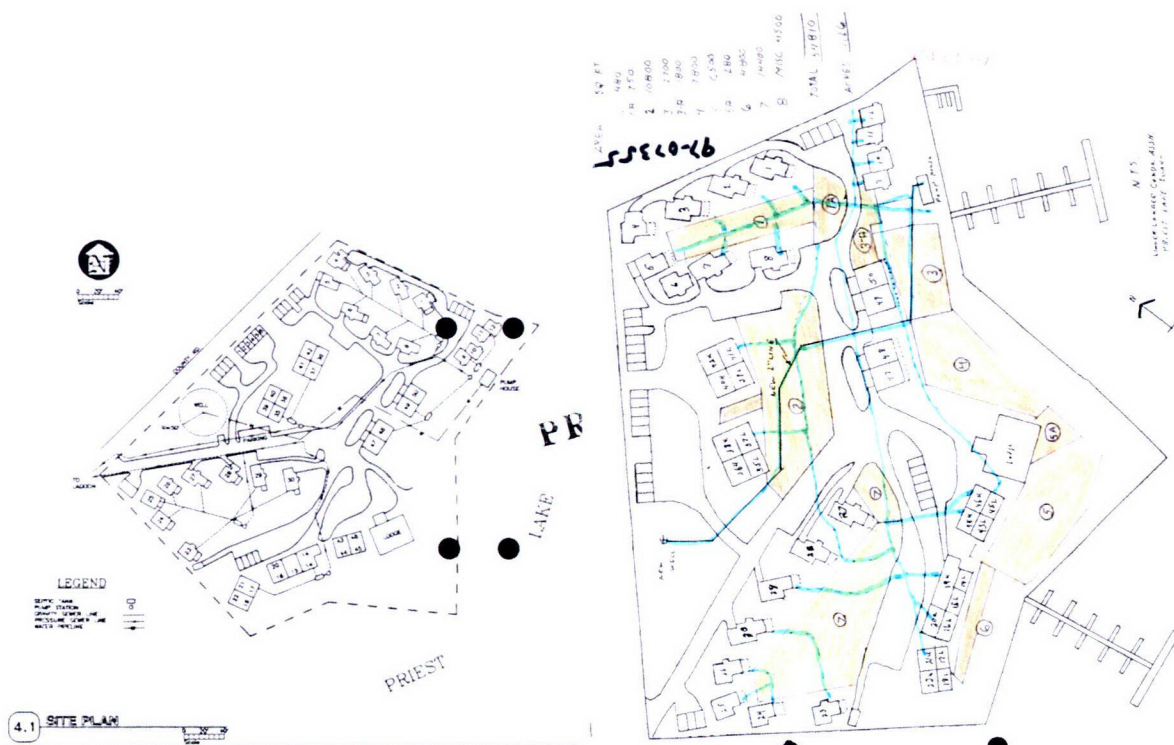


Figure 1.2- ArcGIS imagery of parcel that the condominium complex is located on.



Figures 1.3-1.4 (below) the site plan and sketch of the system from the backfile of WR 97-7355
The system sketch has a handwritten legend stating a total of 1.36acres (top of right figure)

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Figure 1.2- ArcGIS imagery of WR 97-9586 place of use and point of diversion (yellow).



Figure 1.3- Google Earth imagery of WR 97-9586 (address 2176 Kalispell Bay Rd)

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DEC 7 7 2022

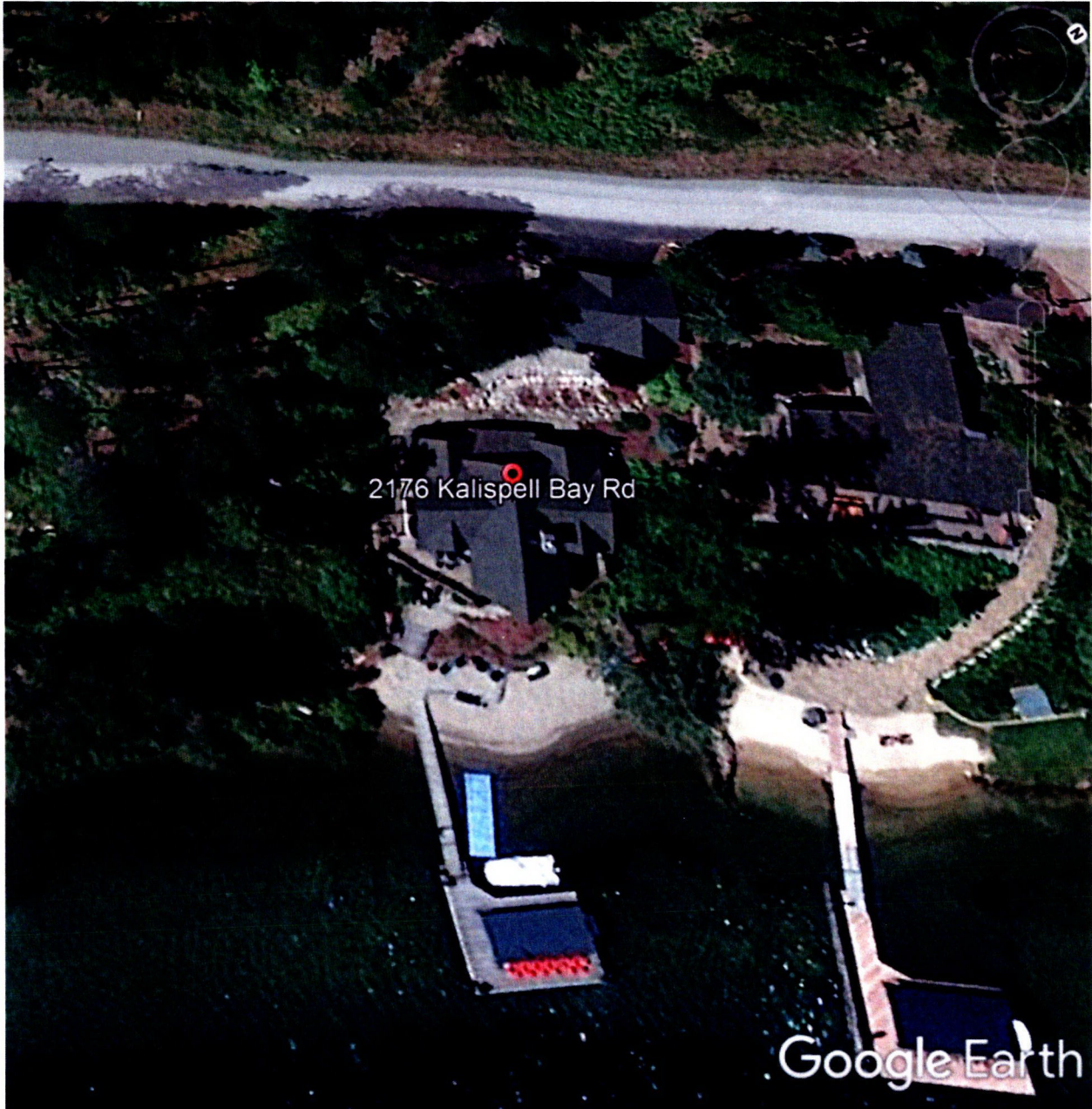


Figure 1.4- Google Earth imagery circa. 2022, facing NW- Landscaped areas area visible with planted areas and shrubberies around the home.

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DEC 27 2022

Beneficial Use Proof Evaluation

Permit Number: 97-9586 Reviewer: djudd Review Date: 12/20/2022

Acceptability

- 1) Is the contact on the request the current permit holder? Yes
- 2) Does the address of record need to be updated? No
- 3) Proof Submitted Date: 12/19/2022
- 4) Proof Due Date: 12/1/2023
- 5) Days added for weekend due date? 0
- 6) Days added for holiday due date? 0
- 7) Number of days late: -347
- 8) Proof received timely? Yes

Analysis

- 1) Are the water uses correct? Yes
- 2) Are one of the following items required?
 - a. Measuring Device -- No
 - b. Lockable Device --No
 - c. Fish Screen -- No
- 3) Are the required items installed?
 - a. Measuring Device --
 - b. Lockable Device --
 - c. Fish Screen --
- 4) Is there a request to waive the required items?
- 5) Drilling Permit Number:
- 6) Is a drilling permit upgrade needed?
- 7) Was a well drillers report filed?
- 8) Is proof accepted? Yes

Fees

- 1) Is a licensing exam fee required? Yes
- 2) Was proof submitted with an exam report from a CWE? No
- 3) Filing fee due: \$50.00
- 4) Filing fee submitted: \$50.00
- 5) Remaining fee or (refund): \$0.00

Receipt IDs

N041361

Comments

Proof deemed acceptable. Gave file to water right agent for in-house license review. Water right agent will enter the proof made date in AdHoc at the time of licensing.



Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 01, 2022

FRANK O NEILL
BARBARA O NEILL
5412 S QUAIL RIDGE CIR
SPOKANE WA 99223-6391

RE: Permit No. 97-9586

Permit Approval Notice

Dear Permit Holder(s):

The Department of Water Resources ("Department") has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review all the conditions of approval listed on your permit. The conditions include requirements that you must accomplish, such as timely submittal of proof of beneficial use or installation of a measuring device, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district. Failure to comply with the conditions of approval may result in your permit lapsing or being canceled.

The permit is a PRELIMINARY ORDER issued pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

The final step in the water right process is issuance of a water right license. To receive a water right license, you must divert and use water to the full extent intended and submit a *Statement of Completion for Submitting Proof of Beneficial Use* by the date shown in condition no. 1 of your permit. The Department will send you a *Proof Due Notice* approximately 60 days prior to the date listed in condition no. 1 of your permit.

You may also require approvals from other Department programs, such as Ground Water Protection, Safety of Dams, or Stream Channel Protection, to accomplish your proposed development. Please call or visit any Department office or see the Department's website at idwr.idaho.gov for more information about these programs.

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DEC 02 2022

Please be advised that Idaho Code § 42-248, requires you or the owner of this water permit to maintain current ownership and address records on file with the Department. Forms to file an assignment of permit and/or a change in the address of the permit owner are available from any Department office or at the Department's website at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please contact the Northern Region Office at (208) 762-2800.

Sincerely,



Luke Bates
Interim Water Right Supervisor

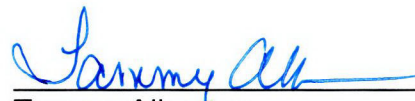
Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on December 01, 2022, I served a true and correct copy of Permit to Appropriate Water No. 97-9586 by U.S. Mail, postage prepaid, to the following:

FRANK O NEILL (Current Owner)
5412 S QUAIL RIDGE CIR
SPOKANE WA 99223-6391

BARBARA O NEILL (Current Owner)
5412 S QUAIL RIDGE CIR
SPOKANE WA 99223-6391



Tammy Alleman
Administrative Assistant 1

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(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 service date 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.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Bonner)

Italia Jimer, being first duly sworn on oath, deposes and states:

1. I am a citizen of the United States of America, over the age of 18 years, a resident of Bonner County, Idaho, and am not a party to the proceedings referred to in the attached

Legal Notice.
My business address is P.O. Box 159, Sandpoint, Idaho.

2. I am the bookkeeper of the Bonner County Daily Bee, a newspaper of general publication in Bonner County, Idaho;

3. Said newspaper has been continuously and uninterruptedly published in Bonner County, Idaho during a period of 12 months prior to the first publication of said Notice, and thereafter.

4. The attached Notice was published in the regular and entire issue of the Bonner County Daily Bee for a period of 2 consecutive weeks, commencing on the 22 day of November, 2022, and ending on the 24 day of November, 2022.

Italia Jimer

State of Idaho, county of Bonner ss.

On this 11th day of November, in the year of 2022 before me, Katrina George, Notary Public, personally appeared Italia Jimer known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she (or they) executed the same.

Katrina George
Notary Public
Residing at: Kootenai County

My Commission Expires 8/29/23

RECEIVED
NOV 14 2022
IDWR / NORTH

LEGAL NOTICE

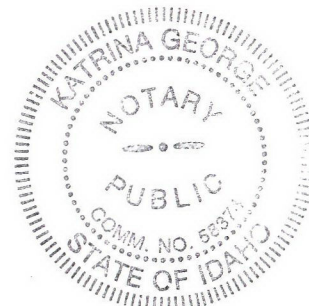
The following application(s) have been filed to appropriate the public waters of the State of Idaho:

96-11715
SHAWN AUSTIN
8920 S PLACITA RANCHO DE LA VIS
VAIL, AZ 85641-2483
Point of Diversion SENE
S26 T55N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 / 1 to 12/31

Total Diversion: 0.06 CFS
Date Filed: 06-20-2022
Place Of Use: DOMESTIC
T55N R04W S26
SENE, NESE

96-11989

THOMAS BARNHART
PO BOX 1010
ATHOL, ID 83801-1010
Point of Diversion L1(SWNW)
S3 T55N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 / 1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 07-18-2022
Place Of Use: DOMESTIC
T55N R04W S3 SWNW
L1(NWSW), L1(SWNW).



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DEC 02 2022

96-12056

HOLLY JANHSEN
515 EAST CEDAR LN
PRIEST RIVER, ID 83856-8729
Point of Diversion L4(NESE)
S28 T56N R05W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 07-28-2022
Place Of Use: IRRIGATION
T56N R05W S28 L4(NESE)
Total Acres: 0.7

96-12215

HERBERT JANHSEN
515 EAST CEDAR LN
PRIEST RIVER, ID 83856
Point of Diversion SWNE
S26 T56N R05W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.05 CFS
Date Filed: 08-10-2022
Place Of Use: IRRIGATION
T56N R05W S26
NWSE, L3(SWNE)
Total Acres: 1

96-13094

THOMAS BARNHART
PO BOX 1010
ATHOL, ID 83801-1010
Point of Diversion SWNW
S3 T55N R04W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.09 CFS
Date Filed: 10-17-2022
Place Of Use: IRRIGATION
T55N R04W S3
L1(NWSW), L1(SWNW)
Total Acres: 3

96-13281

BRIAN CARNEY
WENDY CARNEY
1094Z N ACOMA DR
SPOKANE, WA 99208-9098
Point of Diversion NESW
S3 T55N R04W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 10-18-2022
Place Of Use: IRRIGATION
T55N R04W S3 L2(NESW)
Total Acres: 0.5

97-8833

542 WARREN BEACH LLC
PO BOX 883
LIBERTY LAKE, WA 99019-0883
Point of Diversion L2(SWSE)
S9 T59N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 06-16-2022
Place Of Use: IRRIGATION
T59N R04W S9 L2(SWSE)
Total Acres: 0.8

97-8834

542 WARREN BEACH LLC
PO BOX 883
LIBERTY LAKE, WA 99019-0883
Point of Diversion L2(SWSE)
S9 T59N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.01 CFS
Date Filed: 06-16-2022
Place Of Use: IRRIGATION
T59N R04W S9 L2(SWSE)
Total Acres: 0.2

97-8844

DERRICK PARKER
2414 S MAGNOLIA ST
SPOKANE, WA 99203-3826
Point of Diversion L2(NWNE)
S3 T59N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-17-2022
Place Of Use: DOMESTIC
T59N R04W S3
L2(NWNE), L2(NENW)

97-8883

PATRICIA ANDERSON
956 RESER RD
WALLA WALLA, WA 99362-9070
Point of Diversion NENE
S16 T61N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-23-2022
Place Of Use: DOMESTIC
T61N R04W S16
L1(NENE), NENE

97-8888

KMK, LLC
PO BOX 2772
BOISE, ID 83701
Point of Diversion SESE
S9 T59N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
04/1 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 06-23-2022
Place Of Use: DOMESTIC
T59N R04W S9 SESE

97-8896

VALENCIA WETLAND MANAGEMENT LLC
PO BOX 1449
PRIEST RIVER, ID 83856-1449
Point of Diversion L3(NWSW)
S19 T56N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31 0.04 CFS
Use: IRRIGATION
4 /1 to 10/31 0.16 CFS
Total Diversion: 0.16 CFS
Date Filed: 06-25-2022
Place Of Use: DOMESTIC, IRRIGATION
T56N R04W S19
L2(SWNW), SENW
Total Acres: 8.2

97-9022

BEAVER LAKE LLC
PO BOX 55
PRIEST RIVER, ID 83856-0055
Point of Diversion SENE
S3 T56N R04W
BONNER County
Source SANBORN CREEK
Tributary PRIEST RIVER
Use: FIRE PROTECTION
1 /1 to 12/31 7 AF
Use: WILDLIFE
1 /1 to 12/31 7 AF
Total Diversion: 7 AF
Date Filed: 06-30-2022
Place Of Use: FIRE PROTECTION, WILDLIFE
T56N R04W S3 SENE

97-9065

DELISA STEIN
15073 N NIXON LOOP
RATHDRUM, ID 83858-8284
Point of Diversion NENW
S18 T56N R05W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-30-2022
Place Of Use: DOMESTIC
T56N R05W S18 NENW

97-9586

FRANK O NEILL
BARBARA O NEILL
5412 S QUAIL RIDGE CIR
SPOKANE, WA 99223-6391
Point of Diversion SESW
S6 T60N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 10-05-2022
Place Of Use: DOMESTIC
T60N R04W S6
SESW, L11(SESW)

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Northern office at (208)762-2800; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. 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 N MINERAL DR STE 100, COEUR D'ALENE ID 83815-7763 together with a protest fee of \$25.00 for each application on or before 11/21/2022. The protestant must also send a copy of the protest to the applicant. GARY SPACKMAN, Director
Legal#4659
AD#568870
November 2, 9, 2022

SCANNED

DEC 02 2022

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

R. # 97-9586

APPLICATION ID # 87959

ENT. JB

BCA JB

OK to Publish MR

INITIAL REVIEW

BY JB

DATE 10/18/2022

APPLICANT Frank and/or Barbara O'Neill

PROCESSING
(Yes)(No)

PRIORITY DATE 10/5/2022

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

REQUIRED INFORMATION

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

ADVERTISE IN

Newspaper Bonner County
BCOB Priest River Version
Dates scheduled for publication 11-2-22 & 11-9-22
Affidavit of Publication received 11-14-22
Dates actually published 11-2-22 & 11-9-22
Application published correctly Yes 7 No
If not, action taken

Final Date for Protest November 21, 2022

Protests Received Yes No x

LETTERS SENT REQUESTING

() Dam Information () Fish Information
() Power Information () Other

INFORMATION RECEIVED

() Dam Information () Fish Information
() Power Information () Other

ADDITIONAL INFORMATION

(Yes)(No) Shape File Created Date 10/18/22 By JB
Field check by
Field report attached
Analysis Supp. Attached (>5cfs/500af)

Water delivered by water master? Water District #

GROUNDWATER SECTION

WD Permit No.'s	Tag #	Type	Fees
		Dom <u> </u> Non-Dom <u> </u>	Paid \$ <u> </u>
		Dom <u> </u> Non-Dom <u> </u>	Paid \$ <u> </u>
		Dom <u> </u> Non-Dom <u> </u>	Paid \$ <u> </u>

Receipt No

Upgrade Needed?

Y () N ()
Y () N ()
Y () N ()

Remarks

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

FINAL REGIONAL PROCESSING/REVIEW

Final order response date

(Yes)(No)

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

X60 Lts 9410, BLK 1, Thompson Leds Sub.

- Measuring device required
- Measuring port required MSF 97-7380
- Special conditions
- Special conditions of approval supplement and/or cover letter attached.

Approval Recommended by

Date 11/22/2022 Sr. Agent initial JB

JB
Lester
Supervisor

Bates, Luke

From: Bates, Luke
Sent: Monday, September 26, 2022 9:27 AM
To: foneill5412@gmail.com
Subject: IDWR app for permit
Attachments: Frank & Babara O Neill - original filing doc.pdf; 0. Application-Permit-License process notes.pdf; application-for-permit-instructions.pdf; Revised application-for-permit.pdf; APP MAP.pdf; 15. IDL encroachment permit.pdf

Frank & Barbara O'Neill – good morning.

This email follows up a voice mail left this morning @ 509-220-1530. Please do respond that you have received this email as it will help me know I have not typo'd the email address, Thank you!

IDWR has received your original filing for water rights and upon initial review it was found to be incomplete for filing.

Attached are documents I have prepared which serve as a revised draft application for permit. Let me know if this captures the full intent. I have included an instruction guide (pg 4 fee scale) & a PDF explaining the process from application thru licensing. Additionally, you may be required to work separately with Idaho Dept. of Lands (IDL) to procure an encroachment permit – I've attached that guide as well.

Once we get the application w/map finalized you may do the following to submit:

1. Verify step No. 1 – contact information – the mailing address doesn't have to be physical property address; it is where you get your mail sent.
2. Print 2 pg application, sign wet ink signatures
3. Print map page
4. Enclose packet with \$100.00 application fee (ref: instruction guide PG4) payable to IDWR, and mail into the office address listed below C/O Luke Bates.

Let me know what you would like to change, and keep in mind if you download the form to your computer and enable macros you may edit and change any part to fit your desired intent.

Thank you both & I look forward to assisting you with your water right process,

Luke Bates

Sr. Water Resource Agent
Northern Region
P: 208-762-2817



SEP 27 10:02:22



Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

October 28, 2022

FRANK O NEILL
BARBARA O NEILL
5412 S QUAIL RIDGE CIR
SPOKANE, WA 99223-6391

RE: Application for Permit No. 97-9586

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 BONNER COUNTY DAILY BEE, PRIEST RIVER VERSION on 11/2/2022 and 11/9/2022. 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,

Natalie Steading
Technical Records Specialist

2022 OCT 28
10:57 AM

Steading, Natalie

From: Steading, Natalie
Sent: Friday, October 28, 2022 3:56 PM
To: Anna Moody; Chantilly Higbee; Mike Ahmer; Horsmon, Merritt; IWRB Water Use Reviews
Cc: Alleman, Tammy
Subject: 97-9586 Request for comments
Attachments: APPLICATION FOR PERMIT 97-9586.pdf

Dear Interested Agencies:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced Water Right Permit application. You can find copies of the application at: <http://www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

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 the application(s), 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. **The deadline for comments on the applications is November 21, 2022.**

Please contact the Northern Region Office at (208) 762-2800 if you have any questions regarding the Permit application.

Thank you,

Natalie Steading

Idaho Dept. of Water Resources, Northern
7600 N Mineral Drive, Ste 100
Coeur d'Alene ID 83815
Ph: (208) 762-2800
Fax: (208) 762-2819

Steading, Natalie

From: Steading, Natalie
Sent: Thursday, October 27, 2022 4:30 PM
To: bcdblegals@cdapress.com
Cc: Alleman, Tammy
Subject: 96-11715, 96-11989, 96-12056, 96-12215, 96-13281, 96-13094, 97-8833, 97-8834, 97-8844, 97-8883, 97-8888, 97-8896, 97-9022, 97-9065, 97-9586
Attachments: tmp99DB.docx

Hello,

Please publish the enclosed legal notice in the **Bonner County Daily Bee, Priest River Version** on the dates indicated **November 2nd & November 9th 2022** (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

Please send a proof once you have the article ready for print for our review.

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 **November 21st, 2022**. Your cooperation is appreciated.

Sincerely,

Natalie Steading

Idaho Dept. of Water Resources, Northern
7600 N Mineral Drive, Ste 100
Coeur d'Alene ID 83815
Ph: (208) 762-2800
Fax: (208) 762-2819

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

96-11715

SHAWN AUSTIN
8920 S PLACITA RANCHO DE LA VIS
VAIL, AZ 85641-2483
Point of Diversion SENE
S26 T55N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 06-20-2022
Place Of Use: DOMESTIC
T55N R04W S26
SENE, NESE

96-11989

THOMAS BARNHART
PO BOX 1010
ATHOL, ID 83801-1010
Point of Diversion L1(SWNW)
S3 T55N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 07-18-2022
Place Of Use: DOMESTIC
T55N R04W S3
L1(NWSW), L1(SWNW), SWNW

96-12056

HOLLY JANHSEN
515 EAST CEDAR LN
PRIEST RIVER, ID 83856-8729
Point of Diversion L4(NESE)
S28 T56N R05W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 07-28-2022
Place Of Use: IRRIGATION
T56N R05W S28 L4(NESE)
Total Acres: 0.7

96-12215

HERBERT JANHSEN
515 EAST CEDAR LN
PRIEST RIVER, ID 83856
Point of Diversion SWNE
S26 T56N R05W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.05 CFS
Date Filed: 08-10-2022
Place Of Use: IRRIGATION
T56N R05W S26
NWSE, L3(SWNE)
Total Acres: 1

96-13094

THOMAS BARNHART

SEARCHED
INDEXED
SERIALIZED
FILED
JUL 2 2022
IDAHO COUNTY

PO BOX 1010
ATHOL, ID 83801-1010
Point of Diversion SWNW
S3 T55N R04W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.09 CFS
Date Filed: 10-17-2022
Place Of Use: IRRIGATION
T55N R04W S3
L1(NWSW), L1(SWNW)
Total Acres: 3

96-13281

BRIAN CARNEY
WENDY CARNEY
10947 N ACOMA DR
SPOKANE, WA 99208-9098
Point of Diversion NESW
S3 T55N R04W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 10-18-2022
Place Of Use: IRRIGATION
T55N R04W S3 L2(NESW)
Total Acres: 0.5

97-8833

542 WARREN BEACH LLC
PO BOX 883
LIBERTY LAKE, WA 99019-0883
Point of Diversion L2(SWSE)
S9 T59N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 06-16-2022
Place Of Use: IRRIGATION
T59N R04W S9 L2(SWSE)
Total Acres: 0.8

97-8834

542 WARREN BEACH LLC
PO BOX 883
LIBERTY LAKE, WA 99019-0883
Point of Diversion L2(SWSE)
S9 T59N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.01 CFS
Date Filed: 06-16-2022
Place Of Use: IRRIGATION
T59N R04W S9 L2(SWSE)
Total Acres: 0.2

97-8844

DERRICK PARKER

10/20/22

2414 S MAGNOLIA ST
SPOKANE, WA 99203-3826
Point of Diversion L2(NWNE)
S3 T59N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-17-2022
Place Of Use: DOMESTIC
T59N R04W S3
L2(NWNE),L2(NENW)

97-8883

PATRICIA ANDERSON
956 RESER RD
WALLA WALLA, WA 99362-9070
Point of Diversion NENE
S16 T61N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-23-2022
Place Of Use: DOMESTIC
T61N R04W S16
L1(NENE), NENE

97-8888

KMK, LLC
PO BOX 2772
BOISE, ID 83701
Point of Diversion SESE
S9 T59N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
04/1 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 06-23-2022
Place Of Use: DOMESTIC
T59N R04W S9 SESE

97-8896

VALENCIA WETLAND MANAGEMENT LLC
PO BOX 1449
PRIEST RIVER, ID 83856-1449
Point of Diversion L3(NWSW)
S19 T56N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31 0.04 CFS
Use: IRRIGATION
4 /1 to 10/31 0.16 CFS
Total Diversion: 0.16 CFS
Date Filed: 06-25-2022
Place Of Use: DOMESTIC,IRRIGATION
T56N R04W S19
L2(SWNW), SENW
Total Acres: 8.2

97-9022

BEAVER LAKE LLC
PO BOX 55

6285110
NOV 16 2 2022

PRIEST RIVER, ID 83856-0055
Point of Diversion SENE
S3 T56N R04W
BONNER County
Source SANBORN CREEK
Tributary PRIEST RIVER
Use: FIRE PROTECTION
1 /1 to 12/31 7 AF
Use: WILDLIFE
1 /1 to 12/31 7 AF
Total Diversion: 7 AF
Date Filed: 06-30-2022
Place Of Use: FIRE PROTECTION,WILDLIFE
T56N R04W S3 SENE

97-9065
DELISA STEIN
15073 N NIXON LOOP
RATHDRUM, ID 83858-8284
Point of Diversion NENW
S18 T56N R05W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-30-2022
Place Of Use: DOMESTIC
T56N R05W S18 NENW

97-9586
FRANK O NEILL
BARBARA O NEILL
5412 S QUAIL RIDGE CIR
SPOKANE, WA 99223-6391
Point of Diversion SESW
S6 T60N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 10-05-2022
Place Of Use: DOMESTIC
T60N R04W S6
SESW,L11(SESW)

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Northern office at (208)762-2800; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. 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 N MINERAL DR STE 100, COEUR D ALENE ID 83815-7763 together with a protest fee of \$25.00 for each application on or before 11/21/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 11/2/2022 and 11/9/2022

SCANNED
NOV 02 2022