

State of Idaho  
 Department of Water Resources  
**Permit to Appropriate Water**  
 No. 95-18429

**Priority:** February 27, 2023

**Maximum Diversion Rate:** 0.04 CFS

This is to certify that

JOHN REPSOLD 5400 W. ROCKFORD BAY RD. COEUR D'ALENE ID 83814

has applied for a permit to appropriate water from:

**Source :** LAKE COEUR D ALENE

**Tributary:** SPOKANE RIVER

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

<u><b>Beneficial Use</b></u>	<u><b>Period of Use</b></u>	<u><b>Rate of Diversion</b></u>
DOMESTIC	01/01 to 12/31	0.04 CFS

**Location of Point(s) of Diversion**

LAKE COEUR D ALENE SW¼ NW¼, Sec. 10, Twp 48N, Rge 04W, B.M. KOOTENAI 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		
48N	04W	10							X L2											

**Conditions of Approval**

1. Proof of application of water to beneficial use shall be submitted on or before **June 01, 2028**.
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. Domestic use is for 1 home.
5. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
6. 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 6 day of June, 2023.

  
 \_\_\_\_\_  
 LUKE BATES  
 Interim Water Rights Supervisor

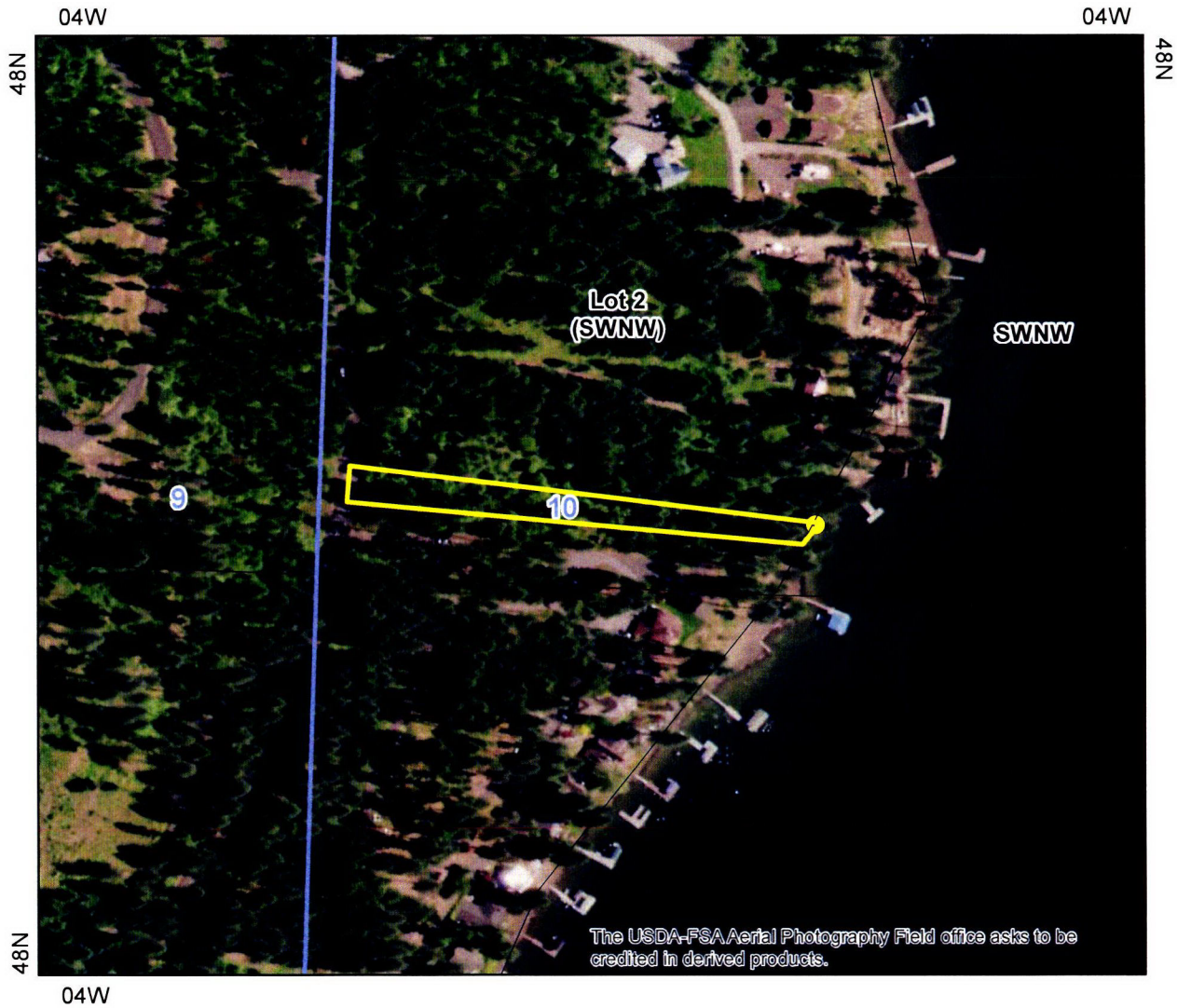
SCANNED  
 JUN 09 2023

State of Idaho  
Department of Water Resources






# Attachment to Permit to Appropriate Water

95-18429

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.



0 0.035 0.07 0.14 Miles

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

  
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JUN 09 2023

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FEB 27 2023  
IDWR / NORTH

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho  
No. 95-18429

1. **Applicants**  
John Repsold  
5400 W Rockford Bay Rd  
Coeur d'Alene, ID 83814  
5097108026  
jrepsold@mosaicspokane.com

2. **Representatives**  
Submitter is one of the applicants

3. **Source of Water Supply**  
Source : LAKE COEUR D ALENE tributary to SPOKANE RIVER

4. **Location of Point(s) of Diversion**

POD #	Source	Tributary Of	Diversion Type	Township	Range	Section	Govt Lot	County
1	LAKE COEUR RIVER D ALENE	SPOKANE		48N	04W	10	/SW/NW	KOOTENAI

*J.R.  
4-3-23*

5. Water will be used for the following purposes: *01/01 to 12/31*  
**Purposes**      **Season**      **Rate**      **Volume**      **Description**  
DOMESTIC ~~06/01 to 10/31~~ 0.04 cfs 0.00 afa Domestic water consumption for house and yard.

6. Total quantity to be appropriated is (a) 0.04 cfs and/or 0 afa

7. **Proposed Diverting Works:**  
POD No :1  
Description: Submerged electric pump.

8. **Description of Place Of Use:**

DOMESTIC							
Township	Range	Section	Q-Q	Q	County	Govt Lot	Acres
48N	04W	10	SW	NW	KOOTENAI	2	

9. 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

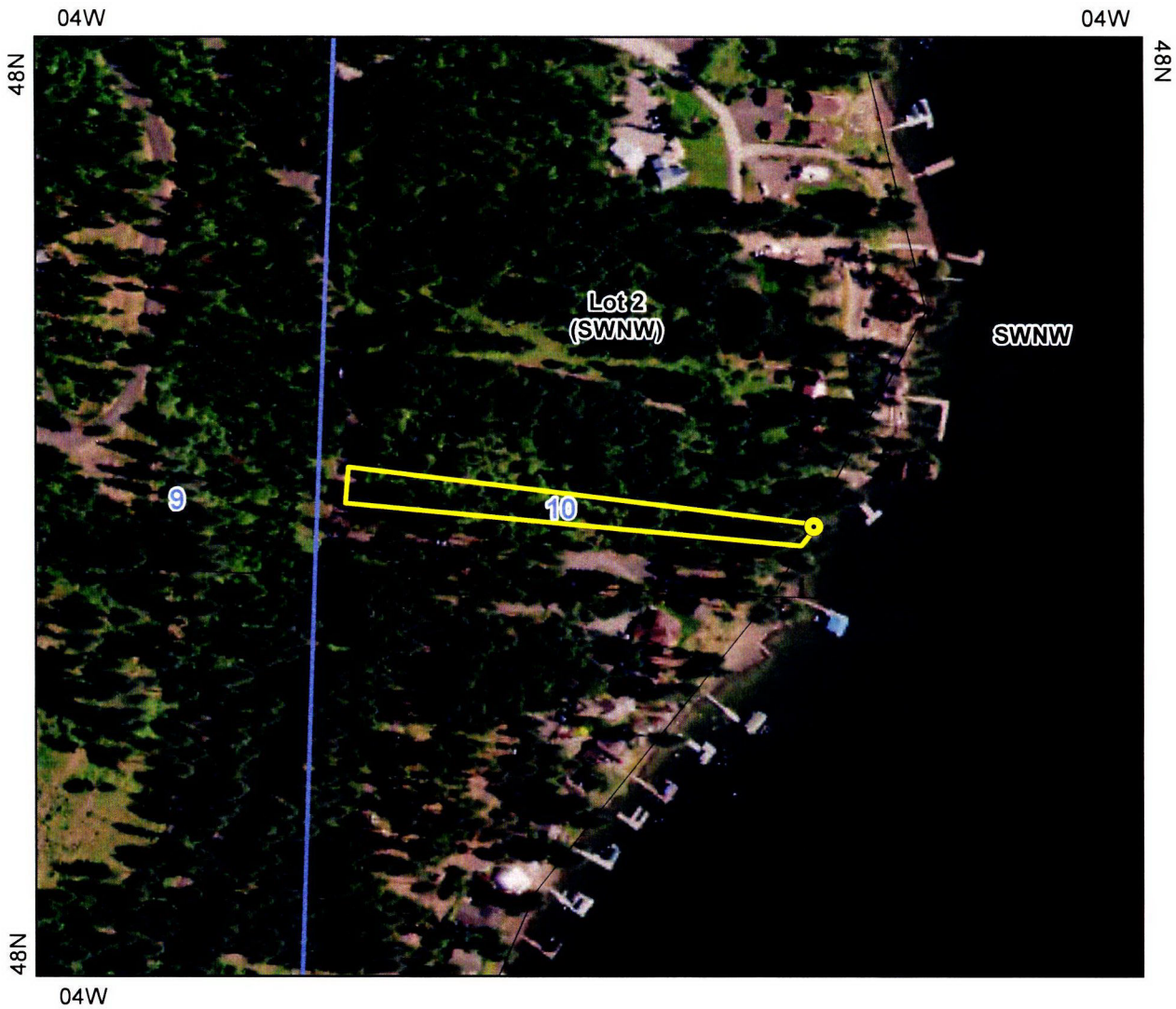
10. **Land Ownership**  
 Who owns the land to be irrigated or place of use? Applicant  
 Who owns the land at the point of diversion? Applicant

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.  
We are in the application process for a simple subdivision that would give one of our children this approximately 1 acre lot (50 front feet, 80' back side). After subdivision approval, they will begin work on building a lake cabin

12. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum is 1 year).

*T115427      100<sup>00</sup>      2/27/23*

State of Idaho  
Department of Water Resources  
**Application For Permit**  
95-18429



0 0.035 0.07 0.14 Miles

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



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APR 24 2023

87569  
STATE OF IDAHO

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FEB 27 2023  
IDWR / NORTH

DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR PERMIT**  
To appropriate the public waters of the State of Idaho  
No. 95-18429

**SUPERSEDED**

1. **Applicants**  
John Repsold  
5400 W. Rockford Bay Rd.  
Coeur d'Alene, ID 83814  
5097108026  
jrepsold@mosaicspokane.com

2. **Representatives**  
**Submitter is one of the applicants**

3. **Source of Water Supply**  
Source : LAKE COEUR D ALENE tributary to SPOKANE RIVER

4. **Location of Point(s) of Diversion**

POD #	Tributary Source	Diversion Of	Type	Township	Range	Section	Govt Lot	County
1	LAKE COEUR RIVER	SPOKANE		48N	04W	10	/SW/NW	KOOTENAI

5. **Water will be used for the following purposes:**

Purposes	Season	Rate	Volume	Description
DOMESTIC	06/01 to 10/31	0.04 cfs	0.00 afa	Domestic water consumption for house and yard.

6. **Total quantity to be appropriated is (a) 0.04 cfs and/or 0 afa**

7. **Proposed Diverting Works:**  
POD No :1  
Description: Submerged electric pump.

8. **Description of Place Of Use:**

DOMESTIC							
Township	Range	Section	QQ	Q	County	Govt Lot	Acres
48N	04W	10	SW	NW	KOOTENAI	2	

9. **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

10. **Land Ownership**  
 Who owns the land to be irrigated or place of use? Applicant  
 Who owns the land at the point of diversion? Applicant

11. **Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.**  
We are in the application process for a simple subdivision that would give one of our children this approximately 1 acre lot (50 front feet, 80' back side). After subdivision approval, they will begin work on building a lake cabin.

12. **Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum is 1 year).**

T115427      100<sup>00</sup>      2/27/23

SCANNED  
APR 7 4 2023

## Bates, Luke

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**From:** John Repsold <jrepsold@mosaicspokane.com>  
**Sent:** Monday, April 3, 2023 3:40 PM  
**To:** IDWR File  
**Cc:** Bates, Luke  
**Subject:** Application Correction  
**Attachments:** WaterRightCorrectedp.1-4.2023.pdf

**CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.**

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To Whom It May Concern:

Attached you will find a corrected copy/pdf of page 1 of my previously submitted Application for Permit received by the North IDWR office on February 27, 2023. I've tried to correct the incorrect date range initially submitted on the application. My apologies for getting this wrong initially.

Thank you for your assistance on this matter.

Sincerely,

John S. Repsold  
5400 W. Rockford Bay Rd.  
Coeur d'Alene, ID 83814  
509-710-8026



Governor Brad Little

Director Gary Spackman

June 06, 2023

JOHN REPSOLD  
5400 W. ROCKFORD BAY RD.  
COEUR D'ALENE ID 83814

RE: Permit No. 95-18429

### 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](http://idwr.idaho.gov) for more information about these programs.

SCANNED

JUN 09 2023

**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](http://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 Rights Supervisor

Enclosure(s)

## CERTIFICATE OF SERVICE

I hereby certify that on June 06, 2023, I served a true and correct copy of Permit to Appropriate Water No. 95-18429 by U.S. Mail, postage prepaid, to the following:

JOHN REPSOLD (Current Owner)  
5400 W. ROCKFORD BAY RD.  
COEUR D'ALENE ID 83814



---

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.

RECEIVED

MAY 22 2023

# AFFIDAVIT OF PUBLICATION

IDWR / NORTH

STATE OF IDAHO )  
 ) ss.  
 County of Kootenai )

Shaila Maciosek, being first duly sworn upon oath, deposes and states:

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

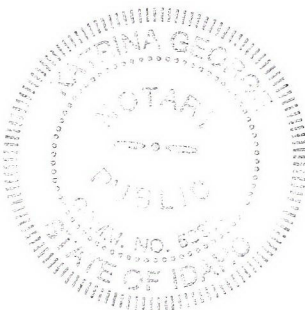
2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press", a newspaper printed and published daily in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The Legal Notice of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive weeks commencing on the 4 day of May, 2023, and ending on the 11 day of May, 2023, and such publication was made as often during said period as said daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Shaila Maciosek

On this 11 day of May in the year of 2023 before me, a Notary Public, personally appeared Shaila Maciosek, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she executed the same.



Katrina George  
 Notary Public for the State of Idaho  
 Residing in Coeur d'Alene, Idaho

**My Commission Expires 8/29/23**

SCANNED  
JUN 09 2023

**LEGAL NOTICE**

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

**94-9682**

**RUSTY GATE PROPERTIES LLC**

PO BOX 328  
HARRISON, ID 83833-0328

Point of Diversion NWNW  
S26 T47N R03W

KOOTENAI County  
Source GROUND WATER

Tributary COEUR D ALENE LAKE

Point of Diversion SWNW  
S26 T47N R03W

KOOTENAI County  
Source GROUND WATER

Tributary COEUR D ALENE LAKE

Point of Diversion SWNW  
S26 T47N R03W

KOOTENAI County  
Source UNNAMED STREAM

Tributary COEUR D ALENE LAKE

Point of Diversion SWNW  
S26 T47N R03W

KOOTENAI County  
Source UNNAMED STREAM

Tributary COEUR D ALENE LAKE

Use: IRRIGATION STORAGE  
01/01 to 12/31 60 AF

Use: IRRIGATION FROM STORAGE

04/01 to 10/31 60 AF

Total Diversion: 60 AF

Date Filed: 03-31-2023

Place Of Use: IRRIGATION FROM STORAGE

T47N R03W S23

SWSW,SESW

Place Of Use: IRRIGATION FROM STORAGE

T47N R03W S26

NENW,NWNW,SWNW

Place Of Use: IRRIGATION STORAGE

T47N R03W S26

NWNW,SWNW

Place Of Use: IRRIGATION FROM STORAGE

T47N R03W S27

NENE,SENE

Total Acres: 126

**95-18338**

**GALEN E BEEM**

**HEIDI M BEEM**

31661 N 5TH AVE

SPIRIT LAKE, ID 83869-9408

Point of Diversion SWNW

S8 T53N R04W

KOOTENAI County

Source SPIRIT LAKE

Tributary SPIRIT CREEK

Use: IRRIGATION

04/01 to 10/31 0.09 CFS

Use: FIRE PROTECTION

01/01 to 12/31 0.09 CFS

Total Diversion: 0.09 CFS

Date Filed: 06 27 2022

Place Of Use: FIRE PROTECTION, IRRIGATION

T53N R04W S8 L1(SWNW)

Total Acres: 3

**95-18429**

**JOHN REPSOLD**

5400 W. ROCKFORD BAY RD.

COEUR D'ALENE, ID 83814

Point of Diversion SWNW

S10 T48N R04W

KOOTENAI County

Source LAKE COEUR D

ALENE

Tributary SPOKANE RIVER

Use: DOMESTIC

01/01 to 12/31

Total Diversion: 0.04 CFS

Date Filed: 02-27-2023

Place Of Use: DOMESTIC

T48N R04W S10 L2(SWNW)

**95-18441**

**TIMOTHY ANDERSEN**

**COLETTE ANDERSEN**

841 E BRUNNER RD

ATHOL, ID 83801-9752

Point of Diversion SWSE

S25 T53N R04W

KOOTENAI County

Source GROUND WATER

Use: DOMESTIC

01/01 to 12/31 0.04 CFS

Use: IRRIGATION

04/01 to 10/31 0.15 CFS

Total Diversion: 0.19 CFS

Date Filed: 04-06-2023

Place Of Use: DOMESTIC, IRRIGATION

T53N R04W S25 SWSE

Total Acres: 5

**95-18442**

**GALEN E BEEM**

**HEIDI M BEEM**

31661 N 5TH AVE

SPIRIT LAKE, ID 83869-9408

Point of Diversion L1(SWNW)

S8 T53N R04W

KOOTENAI County

Source GROUND WATER

Use: DOMESTIC

01/01 to 12/31 0.06 CFS

Use: IRRIGATION

04/01 to 10/31 0.09 CFS

Use: FIRE PROTECTION

01/01 to 12/31 0.09 CFS

Total Diversion: 0.15 CFS

Date Filed: 06-27-2022

Place Of Use: DOMESTIC, FIRE

PROTECTION, IRRIGATION

T53N R04W S8 L1(SWNW)

Total Acres: 3

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 5/22/2023. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Legal#10560

AD#8190

May 4, 11, 2023

SCANNED

JUN 09 2023

IDAHO DEPARTMENT OF WATER RESOURCES  
 APPROPRIATION APPLICATION ANALYSIS SHEET

W.R. # 95-18424

APPLICATION ID # 87564

ENT. Y3

BCA Ja

OK to Publish MR

APPLICANT: John Repsold

INITIAL REVIEW

BY: Y3

DATE: 4/7/23

**ITEM REQUIRED INFORMATION**

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

**PROCESSING**

(Yes)(No) PRIORITY DATE: 4/3/23  
 (Include Moratorium Remark)  
 Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

**ADVERTISE IN:**

Kootenai County  
 Newspaper: Coeur d'Alene Press  
 Dates scheduled for publication: 5-4-23 & 5-11-23  
 Affidavit of Publication received: 5-22-23  
 Dates actually published: 5-4-23 & 5-11-23  
 Application published correctly. Yes X No \_\_\_\_\_  
 If not, action taken: \_\_\_\_\_

Final Date for Protest: May 22, 2023  
 Protests Received: Yes \_\_\_\_\_ No X

**LETTERS SENT REQUESTING:**

Dam Information     Fish Information  
 Power Information     Other: \_\_\_\_\_

**INFORMATION RECEIVED:**

Dam Information     Fish Information  
 Power Information     Other: \_\_\_\_\_

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

**ADDITIONAL INFORMATION**

(Yes)(No)  
 **Shape File Created** Date 3/31/23 By: YB  
 \_\_\_\_\_ 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	Receipt No.	Upgrade Needed?
_____	_____	Dom. ___ Non-Dom. ___	Paid \$ _____	_____	Y( ) N( )
_____	_____	Dom. ___ Non-Dom. ___	Paid \$ _____	_____	Y( ) N( )
_____	_____	Dom. ___ Non-Dom. ___	Paid \$ _____	_____	Y( ) N( )

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

Remarks: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**FINAL REGIONAL PROCESSING/REVIEW**

(Yes)(No) Final order response date: \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_  
 \_\_\_\_\_ Notice of pending void order issued.  
 \_\_\_\_\_ Further information required from applicant \_\_\_\_\_  
 \_\_\_\_\_

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

Approval Recommended by: [Signature] Date: 6/5/2023 Sr. Agent initial [Signature]



IDAHO DEPARTMENT OF  
**WATER RESOURCES**

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](mailto:northerninfo@idwr.idaho.gov) • Web: [idwr.idaho.gov](http://idwr.idaho.gov)

Governor Brad Little

Director Gary Spackman

April 24, 2023

JOHN REPSOLD  
5400 W. ROCKFORD BAY RD.  
COEUR D'ALENE, ID 83814

RE: Application for Permit No. 95-18429

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the COEUR D ALENE PRESS on 5/4/2023 and 5/11/2023. 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,

Tammy Alleman  
Administrative Assistant

SCANNED

APR 24 2023

## Alleman, Tammy

---

**From:** Alleman, Tammy  
**Sent:** Monday, April 24, 2023 2:48 PM  
**To:** Horsmon, Merritt; Chantilly Higbee; Anna Moody; 'Mike Ahmer'; IWRB Water Use Reviews  
**Subject:** Request for Comments WR#95-18429  
**Attachments:** 95-18429 Application for Permit.pdf

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 May 22, 2023.**

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

Thank you,



**Tammy Alleman | Administrative Assistant**  
**Idaho Department of Water Resources**  
Northern Regional Office  
7600 N Mineral Drive, Suite 100  
Coeur d'Alene, ID 83815-7763  
Phone: (208) 762-2800

**Alleman, Tammy**

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**From:** Alleman, Tammy  
**Sent:** Monday, April 24, 2023 12:18 PM  
**To:** LEGALS@CDAPRESS.COM  
**Subject:** Legal Notice for CdA Press  
**Attachments:** Legal Notice for CdA Press.docx

Please publish the enclosed legal notice in the **Coeur d'Alene Press** on the dates indicated **May 4<sup>th</sup> & May 11<sup>th</sup>, 2023** (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 **May 22, 2023**. Your cooperation is appreciated.

Sincerely,



**Tammy Alleman | Administrative Assistant**  
**Idaho Department of Water Resources**  
Northern Regional Office  
7600 N Mineral Drive, Suite 100  
Coeur d'Alene, ID 83815-7763  
Phone: (208) 762-2800

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

**94-9682**

RUSTY GATE PROPERTIES LLC  
PO BOX 328  
HARRISON, ID 83833-0328  
Point of Diversion NWNW  
S26 T47N R03W  
KOOTENAI County  
Source GROUND WATER  
Tributary COEUR D ALENE LAKE  
Point of Diversion SWNW  
S26 T47N R03W  
KOOTENAI County  
Source GROUND WATER  
Tributary COEUR D ALENE LAKE  
Point of Diversion SWNW  
S26 T47N R03W  
KOOTENAI County  
Source UNNAMED STREAM  
Tributary COEUR D ALENE LAKE  
Point of Diversion SWNW  
S26 T47N R03W  
KOOTENAI County  
Source UNNAMED STREAM  
Tributary COEUR D ALENE LAKE  
Use: IRRIGATION STORAGE  
01/01 to 12/31 60 AF  
Use: IRRIGATION FROM STORAGE  
04/01 to 10/31 60 AF  
Total Diversion: 60 AF  
Date Filed: 03-31-2023  
Place Of Use: IRRIGATION FROM STORAGE  
T47N R03W S23  
SWSW,SESW  
Place Of Use: IRRIGATION FROM STORAGE  
T47N R03W S26  
NENW,NWNW,SWNW  
Place Of Use: IRRIGATION STORAGE  
T47N R03W S26  
NWNW,SWNW  
Place Of Use: IRRIGATION FROM STORAGE  
T47N R03W S27  
NENE,SENE  
Total Acres: 126

**95-18338**

GALEN E BEEM  
HEIDI M BEEM  
31661 N 5TH AVE  
SPIRIT LAKE, ID 83869-9408  
Point of Diversion SWNW  
S8 T53N R04W  
KOOTENAI County  
Source SPIRIT LAKE  
Tributary SPIRIT CREEK  
Use: IRRIGATION  
04/01 to 10/31 0.09 CFS  
Use: FIRE PROTECTION  
01/01 to 12/31 0.09 CFS  
Total Diversion: 0.09 CFS  
Date Filed: 06-27-2022  
Place Of Use: FIRE PROTECTION,IRRIGATION  
T53N R04W S8 L1(SWNW)  
Total Acres: 3

**95-18429**

JOHN REPSOLD  
5400 W. ROCKFORD BAY RD.  
COEUR D'ALENE, ID 83814  
Point of Diversion SWNW

SCANNED

APR 7 4 2023

S10 T48N R04W  
KOOTENAI County  
Source LAKE COEUR D ALENE  
Tributary SPOKANE RIVER  
Use: DOMESTIC  
01/01 to 12/31  
Total Diversion: 0.04 CFS  
Date Filed: 02-27-2023  
Place Of Use: DOMESTIC  
T48N R04W S10 L2(SWNW)

**95-18441**

TIMOTHY ANDERSEN  
COLETTE ANDERSEN  
841 E BRUNNER RD  
ATHOL, ID 83801-9752  
Point of Diversion SWSE  
S25 T53N R04W  
KOOTENAI County  
Source GROUND WATER  
Use: DOMESTIC  
01/01 to 12/31 0.04 CFS  
Use: IRRIGATION  
04/01 to 10/31 0.15 CFS  
Total Diversion: 0.19 CFS  
Date Filed: 04-06-2023  
Place Of Use: DOMESTIC, IRRIGATION  
T53N R04W S25 SWSE  
Total Acres: 5

**95-18442**

GALEN E BEEM  
HEIDI M BEEM  
31661 N 5TH AVE  
SPIRIT LAKE, ID 83869-9408  
Point of Diversion L1(SWNW)  
S8 T53N R04W  
KOOTENAI County  
Source GROUND WATER  
Use: DOMESTIC  
01/01 to 12/31 0.06 CFS  
Use: IRRIGATION  
04/01 to 10/31 0.09 CFS  
Use: FIRE PROTECTION  
01/01 to 12/31 0.09 CFS  
Total Diversion: 0.15 CFS  
Date Filed: 06-27-2022  
Place Of Use: DOMESTIC, FIRE PROTECTION, IRRIGATION  
T53N R04W S8 L1(SWNW)  
Total Acres: 3

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 5/22/2023. The protestant must also send a copy of the protest to the applicant.  
GARY SPACKMAN, Director Published on 5/4/2023 and 5/11/2023

## Bates, Luke

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**From:** Bates, Luke  
**Sent:** Friday, March 31, 2023 8:27 AM  
**To:** 'jrepsold@mosaicspokane.com'  
**Subject:** IDWR app for permit  
**Attachments:** 95-18429 - original filing & PG3 mark up sheet.pdf; 0. Application-Permit-License process notes.pdf

Mr. Repsold,  
Good morning.

I am requesting a courtesy response to this correspondence; it will let me know I didn't error in entering your email address. Thank you!

IDWR is in receipt of your application for water permit & have assigned it as WR No. 95-18429. During initial review of your application for permit filing I have identified one discrepancy that may reduce your intended water usage to what the department can recommend for licensing if not corrected prior to running for the advertisement period.

The department standard season of use for Domestic is 1/1 to 12/31. You have applied for 6/1 to 10/31. I highly recommend amending these values to reflect year-round use. While the near future intent may only be to use the domestic use as a seasonal system, the water right stays with the parcel indefinitely, and future owners may want to use this as a year-round system.

I recommend amending your application as follows:

- Review the 3-page amended application for permit document.
  - Print PG 1 (only) to make pen & ink changes.
  - Reference PG 3 – red mark-up sheet and make the changes, initial & date near the correction.

There is no need to re-submit the map product or red mark up sheet, just PG 1.

Following your review, let me know if you have any questions or concerns.

Once satisfied with corrections you do the following to re-submit:

1. If able, **please scan and email the corrected forms, as a PDF document**, to the email address listed below (**not my personal email**)

[file@idwr.idaho.gov](mailto:file@idwr.idaho.gov)

Alternately, you may elect to mail the amended version back to the department using the mailing address below C/O Luke Bates OR had deliver if in the local area.

As of the date of this email, **please respond within 14 Days, No Later Than 15 April 2023** and/or respond with explanation why more time is required to submit revisions. We can discuss by phone which changes to the application you would prefer to pursue. I appreciate your diligence in working on these corrections and am here to assist you with any questions.

Please do give me a call if you've any questions and we can discuss the "why" of the changes recommended. I recommend carbon copying me on the email you send to the state office [file@idwr.idaho.gov](mailto:file@idwr.idaho.gov)

**Luke Bates**

Sr. Water Resource Agent

Northern Region

P: 208-762-2817



IDAHO DEPARTMENT OF  
**WATER RESOURCES**

7600 N. Mineral Dr., Suite 100

Coeur D'Alene, ID 83815-7763