State of Idaho
Department of Water Resources

Water Right License

Water Right No. 96-12597

Priority: September 06, 2022 **Maximum Diversion Rate:** 0.02 CFS

It is hereby certified that:

RICHARD MORGAN 1687 WOODED ACRES DR SAGLE ID 83860-8734 AND/OR
WILLIAM KISSEL 1687 WOODED ACRES DR SAGLE ID 83860-8734

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 06, 2022, and has submitted Proof of Beneficial Use on May 03, 2023. An examination confirms water is diverted from:

Source : PEND OREILLE RIVER **Tributary:** COLUMBIA RIVER

Beneficial Use	Period of Use	Rate of Diversion
IRRIGATION	04/01 to 10/31	0.02 CFS

Location of Point(s) of Diversion
PEND OREILLE RIVER L3 (SW¼ NW¼), Sec. 36, Twp 57N, Rge 03W, B.M. BONNER County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	03W	36							0.6 L3										0.6

Total Acres: 0.6

Conditions of Approval

1. Place of use is located within Lot 3A, Golad II Amended Subdivision.
2. This right when combined with all other rights shall provide no more than 0.03 cfs nor more than 1.8 afa at the field headgate for irrigation of the place of use.
3. 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 May, 2023.

PHILL HUMMER
Water Rights Supervisor

SCANNED
MAY 2 3 2023

State of Idaho
Department of Water Resources

Attachment to Water Right

96-12597

This map depicts the IRRIGATION 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

N

SCANNED
MAY 2 3 2023

Form 42-217 Rev. 9/21

RECEIVED
MAY 03 2023
IDWR / NORTH

RECEIVED
MAY 05 2023
DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY
Amt. of Fee $ 50.00
Receipt No. N043274
Receipted By NS
Date Receipted 5/3/23

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEMENT OF COMPLETION

FOR SUBMITTING PROOF OF BENEFICIAL USE

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 an Assignment of Permit 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. 96-12597 Name of Permit Holder(s) RICHARD MORGAN/WILLIAM KLSSEL

Telephone No. 805-350-3820 Email RIKOSHAY53@AOL.COM

Mailing Address 1687 WOODED ACRES DRIVE City SAGLE State ID Zip 83860

2. Source of Water PEND OREILLE RIVER If Ground Water (well), Date Drilled mo. _____ / yr. _____

Drilling Permit/Tag No. N/A Drilling Company's Name N/A

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

Domestic (No. households) N/A Irrigation (No. acres) 0.8 Stockwater (No. and stock type) N/A

Other _____

4. Total diversion rate or volume (storage only) for which proof is submitted 0.03 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.)

SUBMERSIBLE PUMP TO LAWN/PLANDING IRRIGATION (SPRINKLERS/DRIP)

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 $_____ 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: RICHARD H. MORGAN Telephone No. 805-350-3820 Email RIKOSHAY53@AOL.COM

Mailing Address 1687 WOODED ACRES DR. City SAGLE State ID Zip 83860

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.

[signature] RICHARD H. MORGAN - OWNER 05/02/2023

SIGNATURE OF PERMIT HOLDER* PRINTED NAME AND TITLE DATE

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

State of Idaho
Department of Water Resources

Permit to Appropriate Water

No. 96-12597

Priority: September 06, 2022 **Maximum Diversion Rate:** 0.03 CFS

This is to certify that

WILLIAM KISSEL 1687 WOODED ACRES DR SAGLE ID 83860-8734 AND/OR
RICHARD MORGAN 1687 WOODED ACRES DR SAGLE ID 83860-8734

has applied for a permit to appropriate water from:

Source : PEND OREILLE RIVER **Tributary:** COLUMBIA RIVER

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

Beneficial Use	Period of Use	Rate of Diversion
IRRIGATION	04/01 to 10/31	0.03 CFS

Location of Point(s) of Diversion
PEND OREILLE RIVER L3 (SW¼ NW¼), Sec. 36, Twp 57N, Rge 03W, B.M. BONNER County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	03W	36							0.8 L3										0.8

Total Acres: 0.8

Conditions of Approval

1. Proof of application of water to beneficial use shall be submitted on or before **October 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 Lot 3A, Golad II Amended Subdivision.
5. This right when combined with all other rights shall provide no more than 0.03 cfs nor more than 2.4 afa at the field headgate for irrigation of the place of use.
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 14th day of October, 2022.

ADAM FREDERICK
Water Rights Supervisor

SCANNED
NOV 03 2022

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

96-12597

This map depicts the IRRIGATION 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.



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

0 0.035 0.07 0.14 Miles

N

SCANNED
NOV 23 2022

$100.00 Fee

RECEIVED
SEP 06 2022
IDWR / NORTH

86724

FORM 202 Rev. 09/16

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. 96-12597

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Richard Morgan and/or William Kissel Phone 805-350-3820
   Name connector (check one): ☐ and ☐ or ☑ and/or
   Mailing address 1687 WOODED ACRES DR City SAGLE
   State ID ZIP 83860 Email rikoshay53@aol.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 PEND OREILLE RIVER which is a tributary of COLUMBIA RIVER
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
57N	03W	36	3		SW	NW	BONNER	PEND OREILLE RIVER	

5. Water will be used for the following purposes:
   Amount 0.03 CFS (cfs or acre-feet per year) for IRRIGATION purposes from 4/1 to 10/31 (both dates inclusive)
   Amount _____ (cfs or acre-feet per year) for _____ purposes from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per year) for _____ purposes from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per year) for _____ purposes from _____ to _____ (both dates inclusive)
6. Total quantity to be appropriated is (a) 0.03 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 PUMP AND LINE TO WATER SYSTEM.
   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
   e. If well is already drilled, when? _____; drilling firm _____; well was drilled for (well owner) _____; Drilling Permit No. _____.

SCANNED
SEP 09 2022

For Department Use

Received by ja Date 9-8-22 Time _____ Preliminary check by _____
Fee $ 100.00 Receipted by ja Receipt No. N041035 Date 9-8-22

8. Description of proposed uses (if irrigation only, go to item 9):
   a. Hydropower; show total feet of head and proposed capacity in kW. _____
   b. Stockwatering; list number and kind of livestock. _____
   c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
   d. Domestic; show number of households _____
   e. Other; describe fully. _____

9. Description of place of use:
   a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
   b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	03W	36							0.8										0.8
									GL3										

Total number of acres to be irrigated: 0.8

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? N/A

11. a. Who owns the property at the point of diversion? APPLICANTS
    b. Who owns the land to be irrigated or place of use? APPLICANTS
    c. 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. APPLICANT WANTS TO SECURE WATER RIGHTS FOR AN EXISTING LAKE WATER IRRIGATION SYSTEM USED ON THE PROPERTY.

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.

Signature of Applicant

RICHARD H. MORGAN
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

SCANNED
SEP 09 2022



Legend

- Township/Range
- Sections
- QQ

0 0.0175 0.035 0.07 Miles

N

SCANNED
SEP 09 2022

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

Director Gary Spackman

May 24, 2023

RICHARD MORGAN
WILLIAM KISSEL
1687 WOODED ACRES DR
SAGLE ID 83860-8734

RE: License No. 96-12597

ISSUANCE OF LICENSE

Dear Water Right Holder(s):

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,

Phill Hummer
Water Rights Supervisor

Enclosure(s)

SCANNED
MAY 23 2023

CERTIFICATE OF SERVICE

I hereby certify that on May 24, 2023, I served a true and correct copy of Water Right License No. 96-12597 by U.S. Mail, postage prepaid, to the following:

RICHARD MORGAN (Current Owner)
1687 WOODED ACRES DR
SAGLE ID 83860-8734

WILLIAM KISSEL (Current Owner)
1687 WOODED ACRES DR
SAGLE ID 83860-8734

Sidney Palmer
Technical Records Specialist 1

SCANNED
MAY 2 3 2023

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

A. GENERAL INFORMATION

Exam Date: 5/22/2023

1. Does this qualify for an in-office field exam (IDAPA 37.03.02.035.01.r)? __X__Y ____N
   a. __X__ Irrigation of 5 acres or less
   b. _____ Storage of up to 14.6 AF for stockwater purposes only
   c. _____ Any use other than irrigation or storage, if the combined diversion rate is 0.24 cfs or less
   d. ____ Other < >

2. Current Owner: **Richard Morgan and William Kissel**
   Owner of Record Correct? ____X____N
   Address of Record Correct? ____X____N
   If No Explain:

3. Beneficial Use Fees have been paid: __X__Y ____N Receipt No: N043274

4. Source: **Pend Oreille River** Tributary: **Columbia River**

Method of Determination: GIS and Aerial Imagery.
Change in Source: ____Y __X__N

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____ No Overlap

Water Right No.	Source	Purpose of Use	Basis
96-8626	Groundwater	Domestic	License
96-7372	Groundwater	Domestic	License

Comments: Both water rights above currently overlap with this permit's place of use. However, they are from a different source and beneficial use to this permit, thus they would not overlap. Also, after looking into the water right backfiles it has been confirmed these rights do not actually overlap this permits place of use.

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

Water Right No.	Source	Purpose of Use	Basis
N/A			

Comments: N/A

C. DIVERSION AND DELIVERY SYSTEM

1. Location of Point(s) of Diversion:

Source	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge.		County
Pend Oreille River	3		SW	NW	36	57N	03W	B.M.	Bonner
								B.M.	
								B.M.	

Method of Determination: GIS and Tax Parcel Data.

Change in POD? ___Y __X__N Amendment Required? ____Y __X__N

2. Place of Use: Irrigation

TWP	RGE	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	03W	36							0.6										0.6
		Lot #							3										N/A
																Total Acres =			0.6

Method of Determination: GIS, Tax Parcel Data, and Bonner County Imagery.

Change in POU? ____Y __X__N Amendment Required? ____Y __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

3. Diversion Id No.*	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
N/A					

**Code to correspond with No. on map and aerial photo*

D. FLOW MEASUREMENTS

1. Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
N/A						

2. Measurement Comments: The permit holder did not provide a pump horsepower. Therefore, a diversion rate calculation is not possible.

E. FLOW CALCULATIONS ___Additional Computation Sheets Attached

Measured Method: **Since the permit holders did not provide a pump horsepower a diversion rate calculation was not possible. According to Administrative Processing Memo #17 the standard diversion rate for irrigation of less than 5 acres is 0.03 cfs per acre. Since it has been confirmed 0.6 acres of irrigation was developed, 0.6*0.03=0.018 cfs or 0.02 cfs rounded. The permit authorizes 0.03 cfs for the irrigation of 0.8 acres. I am recommending a 0.02 cfs diversion rate.**

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.}$ = (Acres Irrigated) x (Irrigation Requirement) = (0.6 acres) (3.0 af/acre) = 1.8 af.

$V_{D.R.}$ = [Diversion Rate (cfs)] x (Days in Irrigation season) x 1.9835 = (0.02 cfs) *(214 days) *(1.9835) = 8.5

V = Smaller of $V_{I.R.}$ and $V_{D.R.}$ = 1.8 af

2. Volume Calculations for Other Uses: **The point of diversion is on a natural flowing stream or river. According to the IDAPA Beneficial Use Examination rules 37.03.02.35.01j.viii a diversion volume is not required if the point of diversion is on a natural stream, river, or spring.**

G. PURPOSE OF USE

Irrigation __X__Y ____N # Stock_____N/A_____ Domestic # of Homes ___N/A___

Other: < >

Change in Purpose of Use? ____Y __X__N

Method of Determination: GIS, Tax Parcel Data, and Bonner County Imagery.

If Yes: From Use _____To Use _____Amount _____CFS _____AFA_____

H. NARRATIVE/REMARKS/COMMENTS

This permit qualifies for an in-house examination. According to Tax Parcel Data the property was developed in 1995. The permit authorizes the irrigation of 0.8 acres. According to Bonner County Imagery the place of use map, based off the Tax Parcel is incorrect. The projected parcel boundary seems to be moved slightly to the NW. This is indicated by the visible property line in the map created from the Bonner County Imagery and the fact a greenhouse, clearly on the permit holder's property, is cut in half by the projected parcel boundary. From that it is confirmed there is 0.6 acres of irrigation occurred and roughly 0.3 acres are home and driveway. The permit contains condition 029 which requires the permit holder to comply with all fish screening and passage requirements of the Idaho Department of Fish and Game. However, on the submitted *Statement of Completion for Proof of Beneficial Use* the permit holder checked a fish screen was not required nor installed. After a phone conversation with the permit holder on May 22nd, 2023, it was confirmed a fish screen was installed.

Since the permit holder did not provide a pump horsepower a diversion rate calculation was not possible. The standards set in Administrative Processing Memo #17 were used to make a diversion rate recommendation. Since the point of diversion is from a natural flowing stream, river, or spring a diversion volume is not required according to the IDAPA Beneficial Use Examination Rules 37.03.02.35.01j. viii. All of the conditions have been met and it is confirmed a beneficial use was developed according to what was authorized on the permit.

Conditions X60, X31, and 004 should remain on the license. Condition 029 should be removed because the permit holder complied with the fish screening and passage requirements of the Idaho Department of Fish and Game. Condition X31 with be updated so the volume limit is 1.8 af instead of 2.4 because the number of confirmed irrigated acres was 0.6 not 0.8. All other conditions should be removed as standard with licensing.

Have the conditions of permit approval been met? __X__Yes ____No

I. RECOMMENDATIONS

1. Recommended Amounts:

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE
Irrigation	04/01-10/31	0.02 CFS
	Totals:	0.02 CFS

2. Recommended Amendments:

___Change P.D. as reflected above ___Add P.D. as reflected above _X__None

___Change P.U. as reflected above ___Add P.U. as reflected above _X__None

Other: < >

J. AUTHENTICATION: Skyler Cheever – Water Resource Agent

Field Examiner's _____ Date 5/22/2023

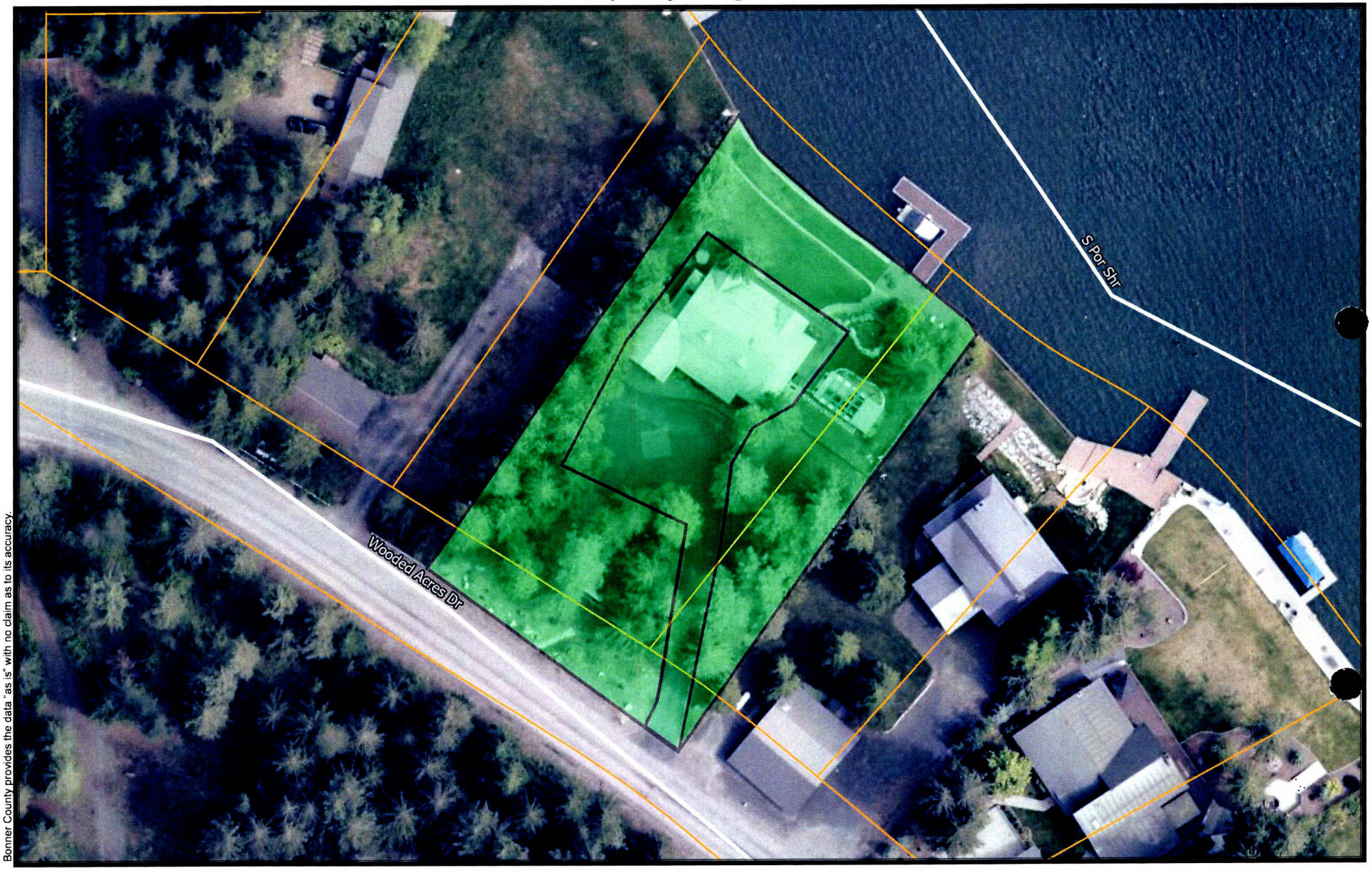
Reviewer _____ Date 5/23/23

Field Exam Map

Map showing the authorized point of diversion (yellow point) and place of use (orange outline).



Property Irrigated



Bonner County provides the data "as is" with no claim as to its accuracy.

5/22/2023

Road Centerlines

- Primary
- Secondary
- Local; Ramp

Parcels

World Boundaries and Places

World Imagery

Low Resolution 15m Imagery

High Resolution 60cm Imagery

High Resolution 30cm Imagery

Citations

30cm Resolution Metadata

1:1,106

0 0.0075 0.015 0.03 mi

0 0.01 0.02 0.04 km

N W E S

Esri, HERE, Garmin, (c) OpenStreetMap

Beneficial Use Proof Evaluation

Permit Number: 96-12597 Reviewer: AVeibell Review Date: 5/15/2023

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: 5/3/2023
4) Proof Due Date: 10/1/2023
5) Days added for weekend due date?
6) Days added for holiday due date?
7) Number of days late: -151
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? Yes
    a. Measuring Device -- No
    b. Lockable Device --No
    c. Fish Screen -- No
4) Is there a request to waive the required items? No
5) Drilling Permit Number:
6) Is a drilling permit upgrade needed? No
7) Was a well drillers report filed? No
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

N041035

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.

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 • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

October 21, 2022

RICHARD MORGAN
WILLIAM KISSEL
1687 WOODED ACRES DR
SAGLE ID 83860-8734

RE: Permit No. 96-12597

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.

SCANNED
NOV 03 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,

Adam Frederick

Adam Frederick
Water Rights Supervisor

Enclosure(s)

SCANNED
NOV 03 2022

CERTIFICATE OF SERVICE

I hereby certify that on October 21, 2022, I served a true and correct copy of Permit to Appropriate Water No. 96-12597 by U.S. Mail, postage prepaid, to the following:

RICHARD MORGAN (Current Owner)
1687 WOODED ACRES DR
SAGLE ID 83860-8734

WILLIAM KISSEL (Current Owner)
1687 WOODED ACRES DR
SAGLE ID 83860-8734

Tammy Alleman
Administrative Assistant 1

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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.

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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.

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RECEIVED
SEP 27 2022
IDWR / NORTH

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Bonner)

Italia Jimenez, 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 15th day of September, 2022, and ending on the 22nd day of September, 2022.

Italia Jimenez

State of Idaho, county of Bonner ss.
On this 22nd day of September, in the year of 2022, before me, Katrina George, Notary Public, personally appeared Italia Jimenez known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he (or they) executed the same.

Katrina George
Notary Public
Residing at: Kootenai County

My Commission Expires 8/29/23

KATRINA GEORGE NOTARY PUBLIC COMM. NO. 58374 STATE OF IDAHO

SCANNED
NOV 1 3 2022

Legal Notice

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

96-11001
SANCTUM VENTURES PTN
151 SWAN SHORES DR
SAGLE, ID 83860-9152
Point of Diversion SENE
S10 T57N R02W
BONNER County
Source SAND CREEK
Tributary LAKE PEND OREILLE
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.15 CFS
Date Filed: 05-01-2022
Place Of Use: IRRIGATION
T57N R02W S10
SWNE,SENE
Total Acres: 7.6

96-12389
SHAMROCK PROPERTIES AT SANDPOINT LLC
478715 HIGHWAY 95
SANDPOINT, ID 83864-7612
Point of Diversion NESE
S3 T57N R02W BONNER County
Source SAND CREEK
Tributary LAKE PEND OREILLE
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.15 CFS
Date Filed: 08-23-2022
Place Of Use: IRRIGATION
T57N R02W S3
NESE,NWSE
Total Acres: 5

96-12403
JOSHUA STEBBINS
BROOKE STEBBINS
674 A ST
SANDPOINT, ID 83864-8198
Point of Diversion NESE
S25 T59N R02W
BONNER County
Source PACK RIVER
Tributary LAKE PEND OREILLE
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-23-2022
Place Of Use: DOMESTIC
T59N R02W S25 NESE

96-12405
JOSHUA STEBBINS
BROOKE STEBBINS
674 A ST
SANDPOINT, ID 83864-8198
Point of Diversion NESE
S25 T59N R02W
BONNER County
Source PACK RIVER
Tributary LAKE PEND OREILLE
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-23-2022
Place Of Use: DOMESTIC
T59N R02W S25 NESE

96-12406
JOSHUA STEBBINS
BROOKE STEBBINS
674 A ST
SANDPOINT, ID 83864-8198
Point of Diversion NESE
S25 T59N R02W
BONNER County
Source PACK RIVER
Tributary LAKE PEND OREILLE
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-23-2022
Place Of Use: DOMESTIC
T59N R02W S25
NESE,NWSE

96-12408
JOSHUA STEBBINS
BROOKE STEBBINS
674 A ST
SANDPOINT, ID 83864-8198
Point of Diversion NWSE
S25 T59N R02W
BONNER County
Source PACK RIVER
Tributary LAKE PEND OREILLE
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-23-2022
Place Of Use: DOMESTIC
T59N R02W S25
NESE,NWSE

96-12409
JOSHUA STEBBINS
BROOKE STEBBINS
674 A ST
SANDPOINT, ID 83864-8198
Point of Diversion NWSE
S25 T59N R02W
BONNER County
Source PACK RIVER
Tributary LAKE PEND OREILLE
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-23-2022
Place Of Use: DOMESTIC
T59N R02W S25
NESE,NWSE

96-12410
JOSHUA STEBBINS
BROOKE STEBBINS
674 A ST
SANDPOINT, ID 83864-8198
Point of Diversion NWSE
S25 T59N R02W
BONNER County
Source PACK RIVER
Tributary LAKE PEND OREILLE
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-23-2022
Place Of Use: DOMESTIC
T59N R02W S25
NESE,NWSE

96-12425
SELLE VALLEY PROPERTIES LLC
5453 SELLE RD
SANDPOINT, ID 83864-7560
Point of Diversion NENE
S22 T58N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: COMMERCIAL
01/01 to 12/31 0.2 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Total Diversion: 0.2 CFS
Date Filed: 08-24-2022
Place Of Use: COMMERCIAL,DOMESTIC,IRRIGATION,STOCKWATER
T58N R01W S22 NENE
Total Acres: 2

96-12431
MICHAEL & DIANE CORN TRUST
PO BOX 9396
YAKIMA, WA 98909-0396
Point of Diversion NESW
S29 T57N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 08-24-2022
Place Of Use: IRRIGATION
T57N R01W S29
L2(NESW),NESW
Total Acres: 0.9

96-12488
PAMELA BATES
PO BOX 306
SAGLE, ID 83860-0306
Point of Diversion NENW
S19 T56N R01W
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Total Diversion: 0.08 CFS
Date Filed: 08-29-2022
Place Of Use: IRRIGATION,STOCKWATER
T56N R01W S19 NENW
Total Acres: 2

96-12492
SALVATORE DI RAFFAELE
PHILIP DI RAFFAELE
PO BOX 1968
SANTA MONICA, CA 90406-1968
Point of Diversion SWSW
S20 T55N R02W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.08 CFS
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Total Diversion: 0.2 CFS
Date Filed: 08-29-2022
Place Of Use: DOMESTIC,IRRIGATION
T55N R02W S20 SWSW
Total Acres: 5

96-12524
WENDLEMERE WATER ASSOCIATION INC
C/O DR MARK W WENDLE
26 NORTH KULLYSPELL DR
HOPE, ID 83836-9763
Point of Diversion NENE
S14 T56N R01E
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.1 CFS
Date Filed: 08-31-2022
Place Of Use: DOMESTIC
T56N R01E S13 SWNW
Place Of Use: DOMESTIC
T56N R01E S14
L1(NENE),L2(SENE)

96-12540
GIDDINGS TRUST
163 S KOOTENAI BAY RD
SANDPOINT, ID 83864-8893
Point of Diversion L1(NENE)
S12 T57N R02W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Total Diversion: 0.04 CFS
Date Filed: 09-01-2022
Place Of Use: DOMESTIC,IRRIGATION
T57N R02W S12 L1(NENE)
Total Acres: 0.5

96-12560
KINT TRUST
17 EAGEN LN
HOPE, ID 83836-9783
Point of Diversion NENENE
S21 T57N R01E
BONNER County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Total Diversion: 0.1 CFS
Date Filed: 09-01-2022
Place Of Use: DOMESTIC,IRRIGATION
T57N R01E S21 NWNE
Total Acres: 2

96-12579
DEAN MILLS
162 THUNDER RIDGE DR
WALLA WALLA, WA 99362-7762
Point of Diversion NENW
S22 T54N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-26-2022
Place Of Use: DOMESTIC
T54N R01W S22 L1(NENW)

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96-12597
RICHARD MORGAN
WILLIAM KISSEL
1687 WOODED ACRES DR
SAGLE, ID 83860-8734
Point of Diversion L3(SWNW)
S36 T57N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-06-2022
Place Of Use: IRRIGATION
T57N R03W S36 L3(SWNW)
Total Acres: 0.8

96-12608
LUKE MC DANIEL
2461 NORSE AVE
COSTA MESA, CA 92627-1369
Point of Diversion SENW
S13 T58N R01E
BONNER County
Source FLUME CREEK
Tributary RAPID LIGHTNING CREEK
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.06 CFS
Date Filed: 08-30-2022
Place Of Use: IRRIGATION
T58N R01E S13 SENW
Total Acres: 2

96-12612
CLINT BROW
AMBER BROW
621 SUGAR MOUNTAIN RD
SANDPOINT, ID 83864-9740
Point of Diversion SESW
S16 T58N R01E
BONNER County
Source UNNAMED STREAM
Tributary RAPID LIGHTNING CREEK
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.12 CFS
Total Diversion: 0.2 CFS
Date Filed: 08-29-2022
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T58N R01E S16
SESW,SWSE
Total Acres: 4

96-12615
ALAN W LEAVITT
DEBORAH LEAVITT
PO BOX 398
LACLEDE, ID 83841-0398
Point of Diversion NESE
S30 T56N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-07-2022
Place Of Use: IRRIGATION
T56N R03W S30 L6(NESE)
Total Acres: 0.4

96-12619
STEVEN M MULAWKA
BARBARA S MULAWKA
283 CROOKED EAR DR
SANDPOINT, ID 83864-9486
Point of Diversion L1(NWNW)
S7 T57N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-07-2022
Place Of Use: IRRIGATION
T57N R01W S7 L1(NWNW)
Total Acres: 0.5

96-12624
SCOTT DEMPSEY
DAWN DEMPSEY
500 SNUG HBR
SANDPOINT, ID 83864-6344
Point of Diversion SESW
S6 T57N R01W
BONNER County
Source BOYER SLOUGH
Tributary LAKE PEND OREILLE
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-07-2022
Place Of Use: IRRIGATION
T57N R01W S6 SESW
Total Acres: 0.5

96-12625
ROSEMARY WADE
PO BOX 13
CLARK FORK, ID 83811-0013
Point of Diversion SENENE
S17 T55N R03E
BONNER County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 09-07-2022
Place Of Use: DOMESTIC
T55N R03E S17 NENE

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/WRApplicationResults/. 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 10/3/2022. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director
Legal#4549
AD#560297
September 15, 22, 2022

SCANNED
NOV 03 2022

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

M.R. # 96 - 12597 APPLICATION ID # 86724 ENT. YB BCA DA OK to Publish _____ AF

INITIAL REVIEW BY: YB DATE: 9 / 6 / 2022

APPLICANT: Richard Morgan and/or William Kissel

ITEM	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)

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

PROCESSING (Yes)(No)

PRIORITY DATE: 9 / 6 / 2022

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

ADVERTISE IN Bonner County

Newspaper: Bonner County Daily Bee
Dates scheduled for publication 9-15-22 & 9-22-22
Affidavit of Publication received: 9-27-22
Dates actually published: 9-15-22 & 9-22-22
Application published correctly: Yes ✓ No ____
If not, action taken: _____

Final Date for Protest: October 3, 2022
Protests Received Yes ____ No ____

LETTERS SENT REQUESTING
( ) Dam Information ( ) Fish Information
( ) Power Information ( ) Other: _____

INFORMATION RECEIVED
( ) Dam Information ( ) Fish Information
( ) Power Information ( ) Other: _____

F+G, IDL, DEQ, WB

ADDITIONAL INFORMATION (Yes)(No)

✓ ___ Shape File Created Date _____ 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
ADD'L ___ 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)

___ ___ Notice of pending void order issued. Final order response date: ___/___/___
___ ___ Further information required from applicant _____

×60 ~~amended~~ Lot 3A, GOLAD # II Amended Subdivision

___ ___ Measuring device required
___ ___ Measuring port required
___ ___ Special conditions: ×31 0.8 ac × 3.0 cfs = 2.4 af.
___ ___ Special conditions of approval supplement and/or cover letter attached

Approval Recommended by: _____ Date: 10 / 4 / 2022 Sr. Agent initial AF

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 • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

September 8, 2022

RICHARD MORGAN
WILLIAM KISSEL
1687 WOODED ACRES DR
SAGLE, ID 83860-8734

RE: Application for Permit No. 96-12597

Dear Applicants:

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 on 9/15/2022 and 9/22/2022. 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,

Tammy Alleman
Administrative Assistant

SCANNED
SEP 09 2022

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, September 8, 2022 3:21 PM
To: IWRB Water Use Reviews; Horsmon,Merritt; Chantilly Higbee; Anna Moody; 'Mike Ahmer'
Subject: Request for Comments for 96-12597
Attachments: 96-12597 Application for Permit.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 October 3, 2022.

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

Thank you,

IDAHO DEPARTMENT OF WATER RESOURCES

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

SCANNED
SEP 09 2022

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, September 8, 2022 12:30 PM
To: bcdblegals@cdapress.com
Subject: Legal Notice
Attachments: Legal Notice for BCBD.docx

Please publish the enclosed legal notice in the **Bonner County Daily Bee** on the dates indicated **September 15th & September 22nd, 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 **October 3, 2022.** Your cooperation is appreciated.

Thank you,

IDAHO DEPARTMENT OF WATER RESOURCES

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

SCANNED
SEP 09 2022

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

96-11001
SANCTUM VENTURES PTN
151 SWAN SHORES DR
SAGLE, ID 83860-9152
Point of Diversion SENE
S10 T57N R02W
BONNER County
Source SAND CREEK
Tributary LAKE PEND OREILLE
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.15 CFS
Date Filed: 05-01-2022
Place Of Use: IRRIGATION
T57N R02W S10
SWNE,SENE
Total Acres: 7.6

96-12389
SHAMROCK PROPERTIES AT SANDPOINT LLC
478715 HIGHWAY 95
SANDPOINT, ID 83864-7612
Point of Diversion NESE
S3 T57N R02W BONNER County
Source SAND CREEK
Tributary LAKE PEND OREILLE
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.15 CFS
Date Filed: 08-23-2022
Place Of Use: IRRIGATION
T57N R02W S3
NESE,NWSE
Total Acres: 5

96-12403
JOSHUA STEBBINS
BROOKE STEBBINS
674 A ST
SANDPOINT, ID 83864-8198
Point of Diversion NESE
S25 T59N R02W
BONNER County
Source PACK RIVER
Tributary LAKE PEND OREILLE
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-23-2022
Place Of Use: DOMESTIC
T59N R02W S25 NESE

96-12405
JOSHUA STEBBINS
BROOKE STEBBINS
674 A ST
SANDPOINT, ID 83864-8198
Point of Diversion NESE
S25 T59N R02W
BONNER County
Source PACK RIVER
Tributary LAKE PEND OREILLE
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-23-2022
Place Of Use: DOMESTIC
T59N R02W S25 NESE

96-12406
JOSHUA STEBBINS
BROOKE STEBBINS
674 A ST
SANDPOINT, ID 83864-8198
Point of Diversion NESE
S25 T59N R02W
BONNER County

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Source PACK RIVER
Tributary LAKE PEND OREILLE
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-23-2022
Place Of Use: DOMESTIC
T59N R02W S25
NESE,NWSE

96-12408
JOSHUA STEBBINS
BROOKE STEBBINS
674 A ST
SANDPOINT, ID 83864-8198
Point of Diversion NWSE
S25 T59N R02W
BONNER County
Source PACK RIVER
Tributary LAKE PEND OREILLE
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-23-2022
Place Of Use: DOMESTIC
T59N R02W S25
NESE,NWSE

96-12409
JOSHUA STEBBINS
BROOKE STEBBINS
674 A ST
SANDPOINT, ID 83864-8198
Point of Diversion NWSE
S25 T59N R02W
BONNER County
Source PACK RIVER
Tributary LAKE PEND OREILLE
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-23-2022
Place Of Use: DOMESTIC
T59N R02W S25
NESE,NWSE

96-12410
JOSHUA STEBBINS
BROOKE STEBBINS
674 A ST
SANDPOINT, ID 83864-8198
Point of Diversion NWSE
S25 T59N R02W
BONNER County
Source PACK RIVER
Tributary LAKE PEND OREILLE
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-23-2022
Place Of Use: DOMESTIC
T59N R02W S25
NESE,NWSE

96-12425
SELLE VALLEY PROPERTIES LLC
5453 SELLE RD
SANDPOINT, ID 83864-7560
Point of Diversion NENE
S22 T58N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: COMMERCIAL
01/01 to 12/31 0.2 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS

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Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Total Diversion: 0.2 CFS
Date Filed: 08-24-2022
Place Of Use: COMMERCIAL,DOMESTIC,IRRIGATION,STOCKWATER
T58N R01W S22 NENE
Total Acres: 2

96-12431
MICHAEL & DIANE CORN TRUST
PO BOX 9396
YAKIMA, WA 98909-0396
Point of Diversion NESW
S29 T57N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 08-24-2022
Place Of Use: IRRIGATION
T57N R01W S29
L2(NESW),NESW
Total Acres: 0.9

96-12488
PAMELA BATES
PO BOX 306
SAGLE, ID 83860-0306
Point of Diversion NENW
S19 T56N R01W
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Total Diversion: 0.08 CFS
Date Filed: 08-29-2022
Place Of Use: IRRIGATION,STOCKWATER
T56N R01W S19 NENW
Total Acres: 2

96-12492
SALVATORE DI RAFFAELE
PHILIP DI RAFFAELE
PO BOX 1968
SANTA MONICA, CA 90406-1968
Point of Diversion SWSW
S20 T55N R02W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.08 CFS
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Total Diversion: 0.2 CFS
Date Filed: 08-29-2022
Place Of Use: DOMESTIC,IRRIGATION
T55N R02W S20 SWSW
Total Acres: 5

96-12524
WENDLEMERE WATER ASSOCIATION INC
C/O DR MARK W WENDLE
26 NORTH KULLYSPELL DR
HOPE, ID 83836-9763
Point of Diversion NENE
S14 T56N R01E
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.1 CFS
Date Filed: 08-31-2022
Place Of Use: DOMESTIC

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T56N R01E S13 SWNW
Place Of Use: DOMESTIC
T56N R01E S14
L1(NENE),L2(SENE)

96-12540
GIDDINGS TRUST
163 S KOOTENAI BAY RD
SANDPOINT, ID 83864-8893
Point of Diversion L1(NENE)
S12 T57N R02W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Total Diversion: 0.04 CFS
Date Filed: 09-01-2022
Place Of Use: DOMESTIC,IRRIGATION
T57N R02W S12 L1(NENE)
Total Acres: 0.5

96-12560
KINT TRUST
17 EAGEN LN
HOPE, ID 83836-9783
Point of Diversion NENENE
S21 T57N R01E
BONNER County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Total Diversion: 0.1 CFS
Date Filed: 09-01-2022
Place Of Use: DOMESTIC,IRRIGATION
T57N R01E S21 NWNE
Total Acres: 2

96-12579
DEAN MILLS
162 THUNDER RIDGE DR
WALLA WALLA, WA 99362-7762
Point of Diversion NENW
S22 T54N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-26-2022
Place Of Use: DOMESTIC
T54N R01W S22 L1(NENW)

96-12597
RICHARD MORGAN
WILLIAM KISSEL
1687 WOODED ACRES DR
SAGLE, ID 83860-8734
Point of Diversion L3(SWNW)
S36 T57N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-06-2022
Place Of Use: IRRIGATION
T57N R03W S36 L3(SWNW)
Total Acres: 0.8

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96-12608
LUKE MC DANIEL
2461 NORSE AVE
COSTA MESA, CA 92627-1369
Point of Diversion SENW
S13 T58N R01E
BONNER County
Source FLUME CREEK
Tributary RAPID LIGHTNING CREEK
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.06 CFS
Date Filed: 08-30-2022
Place Of Use: IRRIGATION
T58N R01E S13 SENW
Total Acres: 2

96-12612
CLINT BROW
AMBER BROW
621 SUGAR MOUNTAIN RD
SANDPOINT, ID 83864-9740
Point of Diversion SESW
S16 T58N R01E
BONNER County
Source UNNAMED STREAM
Tributary RAPID LIGHTNING CREEK
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.12 CFS
Total Diversion: 0.2 CFS
Date Filed: 08-29-2022
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T58N R01E S16
SESW,SWSE
Total Acres: 4

96-12615
ALAN W LEAVITT
DEBORAH LEAVITT
PO BOX 398
LACLEDE, ID 83841-0398
Point of Diversion NESE
S30 T56N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-07-2022
Place Of Use: IRRIGATION
T56N R03W S30 L6(NESE)
Total Acres: 0.4

96-12619
STEVEN M MULAWKA
BARBARA S MULAWKA
283 CROOKED EAR DR
SANDPOINT, ID 83864-9486
Point of Diversion L1(NWNW)
S7 T57N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-07-2022
Place Of Use: IRRIGATION
T57N R01W S7 L1(NWNW)
Total Acres: 0.5

96-12624
SCOTT DEMPSEY

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DAWN DEMPSEY
500 SNUG HBR
SANDPOINT, ID 83864-6344
Point of Diversion SESW
S6 T57N R01W
BONNER County
Source BOYER SLOUGH
Tributary LAKE PEND OREILLE
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-07-2022
Place Of Use: IRRIGATION
T57N R01W S6 SESW
Total Acres: 0.5

96-12625
ROSEMARY WADE
PO BOX 13
CLARK FORK, ID 83811-0013
Point of Diversion SENENE
S17 T55N R03E
BONNER County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 09-07-2022
Place Of Use: DOMESTIC
T55N R03E S17 NENE

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/WRApplicationResults/. 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 10/3/2022. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director Published on 9/15/2022 and 9/22/2022

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SEP 09 2022