

State of Idaho
Department of Water Resources
Permit to Appropriate Water
No. 96-13673

Priority: November 07, 2022

Maximum Diversion Rate: 0.10 CFS

This is to certify that

CRAIG A LUKES PO BOX 1976 SPOKANE VLY WA 99037-1976 AND/OR
KIM R LUKES PO BOX 1976 SPOKANE VLY WA 99037-1976

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
DOMESTIC

Period of Use
01/01 to 12/31

Rate of Diversion
0.10 CFS

Location of Point(s) of Diversion

PEND OREILLE RIVER SE¼ NW¼, Sec. 32, Twp 56N, Rge 04W, B.M. BONNER County

Place of Use: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
56N	04W	32							X	X									
56N	04W	32							L2	L2									
										X									

Conditions of Approval

1. Proof of application of water to beneficial use shall be submitted on or before **April 01, 2026**.
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 yurt, 1 recreation vehicle, 1 bathhouse, & 1 kitchen dwelling.
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 16 day of March, 2023.



LUKE BATES
Interim Water Rights Supervisor

SCANNED
MAR 16 2023

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

96-13673

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

04W



0 0.035 0.07 0.14 Miles

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


SCANNED
MAR 16 2023

Print Single Sided Only

87211
STATE OF IDAHO

Ident. No. 96-13673

FORM 202 Rev. 09/16

RECEIVED

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

NOV 07 2022

IDWR/NORTH

1. Name of applicant(s) Craig A Lukes Kim R Lukes Phone 509-928-0632

Name connector (check one): ☐ and ☐ or ☒ and/or

Mailing address PO Box 1976 City Spokane Valley

State WA ZIP 99037 Email Craig.Lukes@yahoo.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 P.O. River which is a tributary of Columbia River

4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
S6N	04W	32			SE	NW	Bonner	Meadowville River	

5. Water will be used for the following purposes:

Amount 0.10 cfs for Domestic purposes from 01-01 to 12-31 (both dates inclusive)
(cfs or acre-feet per year)Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per year)Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per year)Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per year)

6. Total quantity to be appropriated is (a) 0.10 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. Submersible pump with black poly 1 1/2 inch To bathroom & to Vent & Inlet - Kitchen

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

For Department Use

DEC 13 2022

Received by Date Time Preliminary check by

Fee \$ 100.00 Received by Receipt No. NO41805 Date 11-7-2022

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

- Hydropower; show total feet of head and proposed capacity in kW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
- Domestic; show number of households Four "includes 0.5 Irrigation" See line 8 E
- Other; describe fully. "Bathhouse, Hunt, T. Toilet, Kitchen" Separate Structures

9. Description of place of use:

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
56N	04W	32							D	D									

Total number of acres to be irrigated: _____

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? _____

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

12. Describe your proposal in narrative form and provide additional explanation for any of the items above. Attach additional pages if necessary. _____

13. Time required for completion of works and application of water to proposed beneficial use is 3 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.

Craig Lukes
Signature of Applicant
Craig Lukes
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

State of Idaho
Department of Water Resources
Application For Permit



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

0 0.02 0.04 0.08 Miles

Point of Diversion
"pump"

Place of use



SCANNED

DEC 13 2022



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

March 16, 2023

KIM R LUKES
CRAIG A LUKES
PO BOX 1976
SPOKANE VLY WA 99037-1976

RE: Permit No. 96-13673

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
MAR 16 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.

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 March 16, 2023, I served a true and correct copy of Permit to Appropriate Water No. 96-13673 by U.S. Mail, postage prepaid, to the following:

KIM R LUKES (Current Owner)
PO BOX 1976
SPOKANE VLY WA 99037-1976

CRAIG A LUKES (Current Owner)
PO BOX 1976
SPOKANE VLY WA 99037-1976



Tammy Alleman
Administrative Assistant 1

SCANNED

MAR 16 2023

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

AFFIDAVIT OF PUBLICATION

RECEIVED
JAN 09 2023
IDWR / NORTH

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 21st day of
December, 2022, and ending on the 28th day of
December, 2022.

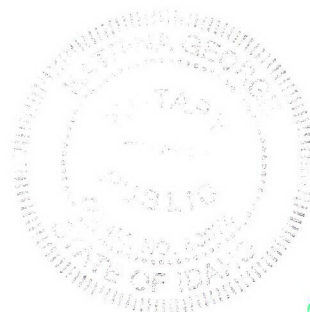
Italia Jimenez

State of Idaho, county of Bonner ss.

On this 29th day of December, 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/she (or they) executed the same.

Katrina George
Notary Public
Residing at: Kootenai County

My Commission Expires 8/29/23



SCANNED
MAR 16 2023

LEGAL NOTICE

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

96-12194

MARK OSTERSMITH
285 EAST CEDAR LN
PRIEST RIVER, ID 83856
Point of Diversion L3(SWNE)
S28 T56N R05W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION

4/1 to 10/31

Total Diversion: 0.03 CFS
Date Filed: 08-09-2022
Place Of Use: IRRIGATION
T56N R05W S28
L3(NWSE),L3(SWNE)
Total Acres: 0.4

96-13673

CRAIG A LUKES
KIM R LUKES
PO BOX 1976
SPOKANE VLY, WA 99037-1976
Point of Diversion SENW
S32 T56N R04W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.1 CFS
Date Filed: 11-07-2022
Place Of Use: DOMESTIC
T56N R04W S32
L2(SWNW),L2(SENW),SENW

96-13683

PHILIP J MUNTER
JEANETTE L MUNTER
PO BOX 3530
OLDTOWN, ID 83822-3530
Point of Diversion L2(NESW)
S29 T56N R05W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Total Diversion: 0.07 CFS
Date Filed: 11-14-2022
Place Of Use: DOMESTIC,IRRI-
GATION
T56N R05W S29
L2(NESW),SESW
Total Acres: 1

96-13757

STEVEN M CARNIE
3757 GRAND POINT LN
ELK GROVE, CA 95758-4640
Point of Diversion SWNE
S26 T56N R05W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.06 CFS
Date Filed: 11-21-2022
Place Of Use: IRRIGATION
T56N R05W S26
NWSE,L3(SWNE)
Total Acres: 2

96-13995

DWAYNE BRANHAM
MARIE BRANHAM
124 WOLF TRL
PRIEST RIVER, ID 83856-9291
Point of Diversion SWSW
S15 T55N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 12-06-2022
Place Of Use: DOMESTIC
T55N R04W S15 SWSW

96-14042

JAMES E HULING
CHRISTY HULING
596 HOO DOO LOOP
OLDTOWN, ID 83822-8524
Point of Diversion NESE
S31 T56N R05W
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Use: INDUSTRIAL
01/01 to 12/31 0.15 CFS
Total Diversion: 0.15 CFS
Date Filed: 12-08-2022
Place Of Use: INDUSTRIAL,IR-

RIGATION
T56N R05W S31 NESE
Total Acres: 5

97-8719

KENNETH GIBSON
N.12117 GUINEVERE DR.
SPOKANE, WA 99218
Point of Diversion L7(NWSE)
S6 T59N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
01/1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-03-2022
Place Of Use: DOMESTIC
T59N R04W S6 L7(NWSE)

97-8909

SARA SCHROEDL
1101 W UNIVERSITY HEIGHTS
DR S
FLAGSTAFF, AZ 86005-8523
Point of Diversion SWSENE
S34 T58N R04W
BONNER County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.09 CFS
Total Diversion: 0.15 CFS
Date Filed: 06-26-2022
Place Of Use: DOMESTIC,IRRI-
GATION,STOCKWATER
T58N R04W S34 SENE
Total Acres: 3

97-8952

MITCH PIERCE
7530 N SHADOW MTN RD
PARADISE VALLEY, AZ 85253
Point of Diversion NWNE
S34 T62N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-28-2022
Place Of Use: DOMESTIC
T62N R04W S34
L1(NWNE),NWNE

97-9034

ADAMS IRREVOCABLE
TRUST DTD...
286 E. CANOE POINT ROAD
COOLIN, ID 83821
Point of Diversion NESE
S15 T62N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: FIRE PROTECTION
01/01 to 12/31 0.13 CFS
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Total Diversion: 0.15 CFS
Date Filed: 06-30-2022
Place Of Use: FIRE PROTEC-
TION
T62N R04W S15
L1(NESE),L1(SESE),NESE
Place Of Use: IRRIGATION
T62N R04W S15
L1(NESE),L1(SESE)
Total Acres: 5

97-9608

KERRY BRIGHAM
3407 W LYONS AVE
SPOKANE, WA 99208-4741
Point of Diversion L2(SWNW)
S10 T59N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 11-16-2022
Place Of Use: DOMESTIC

T59N R04W S10
L2(SWNW),L1(NWNW)

97-9610

KELLY SKILLESTAD
10615 N CLATSOP CT
SPOKANE, WA 99208-9074
Point of Diversion L4(NESW)
S3 T59N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 11-16-2022
Place Of Use: DOMESTIC
T59N R04W S3 L4(NESW)

97-9611

THE FLEMING LIVING TRUST
6959 E MORNING DOVE LN
SAN TAN VLY, AZ 85143-1276
Point of Diversion SENE
S19 T57N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Total Diversion: 0.09 CFS
Date Filed: 12-05-2022
Place Of Use: IRRIGA-
TION,STOCKWATER
T57N R04W S19 SENE
Place Of Use: DOMES-
TIC,STOCKWATER
T57N R04W S20 SWNW
Total Acres: 1

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 1/9/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director

Legal#4758

AD#3681

December 21, 28, 2022

SCANNED

MAR 16 2023

IHO DEPARTMENT OF WATER RESOURCES APPROPRIATION APPLICATION ANALYSIS SHEET

W.R. # 96-13673

APPLICATION ID # 87211

ENT. BCA OK to Publish 9a

INITIAL REVIEW

APPLICANT: LUKES, Craig A. & LUKES, Kim R BY: lm DATE: 11/10/2022

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)

*** Send info sheet Y () N (☒)

ADDITIONAL INFORMATION

- (Yes)(No)
- ☒ Shape File Created Date 11/10/22 By: lm
- ☐ Field check: by _____
- ☐ Field report attached
- ☐ Analysis Supp. attached (>5cfs/500af)
- ☐ Water delivered by water master? Water District # _____

PROCESSING

(Yes)(No) PRIORITY DATE: 11/07/2022

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

ADVERTISE IN: BONNER County

Newspaper: BCDB Priest River Version

Dates scheduled for publication 12-21-22 & 12-28-22

Affidavit of Publication received: 1-9-23

Dates actually published: 12-21-22 & 12-28-22

Application published correctly. Yes ☒ No ☐

If not, action taken: _____

Final Date for Protest: January 9, 2023

Protests Received: Yes ☐ No ☒

IDFG, IDOL DEQ, WOB

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
() Power Information () Other: _____

INFORMATION RECEIVED:

- () Dam Information () Fish Information
() Power Information () Other: _____

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?

Pend Oreille River tributary to Columbia River

Remarks: _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

_____ Notice of pending void order issued. Final order response date: _____/_____/_____

_____ 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: 3/15/23 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 • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 13, 2022

CRAIG A LUKES
KIM R LUKES
PO BOX 1976
SPOKANE VLY, WA 99037-1976

RE: Application for Permit No. 96-13673

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the BONNER COUNTY DAILY BEE, PRIEST RIVER VERSION on 12/21/2022 and 12/28/2022. 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
DEC 13 2022

Alleman, Tammy

From: Alleman, Tammy
Sent: Tuesday, December 13, 2022 4:01 PM
To: Horsmon, Merritt; 'Mike Ahmer'; Chantilly Higbee; Anna Moody; IWRB Water Use Reviews
Subject: Request for Comments for 96-13673
Attachments: 96-13673 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 January 9, 2022.**

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

From: Alleman, Tammy
Sent: Tuesday, December 13, 2022 3:03 PM
To: bcdblegals@cdapress.com
Subject: Legal notice
Attachments: Legal Notice for BCDB Priest River.docx

Please publish the enclosed legal notice in the **Bonner County Daily Bee, Priest River Version** on the dates indicated **December 21st & December 28th, 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 **January 9, 2022**. 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

SCANNED
DEC 13 2022

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

96-12194

MARK OSTERSMITH
285 EAST CEDAR LN
PRIEST RIVER, ID 83856
Point of Diversion L3(SWNE)
S28 T56N R05W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 08-09-2022
Place Of Use: IRRIGATION
T56N R05W S28
L3(NWSE),L3(SWNE)
Total Acres: 0.4

96-13673

CRAIG A LUKES
KIM R LUKES
PO BOX 1976
SPOKANE VLY, WA 99037-1976
Point of Diversion SENW
S32 T56N R04W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.1 CFS
Date Filed: 11-07-2022
Place Of Use: DOMESTIC
T56N R04W S32
L2(SWNW),L2(SENW),SENW

96-13683

PHILIP J MUNTER
JEANETTE L MUNTER
PO BOX 3530
OLDTOWN, ID 83822-3530
Point of Diversion L2(NESW)
S29 T56N R05W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Total Diversion: 0.07 CFS
Date Filed: 11-14-2022
Place Of Use: DOMESTIC,IRRIGATION
T56N R05W S29
L2(NESW),SESW
Total Acres: 1

96-13757

STEVEN M CARNIE
3757 GRAND POINT LN
ELK GROVE, CA 95758-4640
Point of Diversion SWNE
S26 T56N R05W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.06 CFS
Date Filed: 11-21-2022

SCANNED

DEC 13 2022

Place Of Use: IRRIGATION
T56N R05W S26
NWSE,L3(SWNE)
Total Acres: 2

96-13995

DWAYNE BRANHAM
MARIE BRANHAM
124 WOLF TRL
PRIEST RIVER, ID 83856-9291
Point of Diversion SWSW
S15 T55N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 12-06-2022
Place Of Use: DOMESTIC
T55N R04W S15 SWSW

96-14042

JAMES E HULING
CHRISTY HULING
596 HOO DOO LOOP
OLDTOWN, ID 83822-8524
Point of Diversion NESE
S31 T56N R05W
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Use: INDUSTRIAL
01/01 to 12/31 0.15 CFS
Total Diversion: 0.15 CFS
Date Filed: 12-08-2022
Place Of Use: INDUSTRIAL,IRRIGATION
T56N R05W S31 NESE
Total Acres: 5

97-8719

KENNETH GIBSON
N.12117 GUINEVERE DR.
SPOKANE, WA 99218
Point of Diversion L7(NWSE)
S6 T59N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
01/1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-03-2022
Place Of Use: DOMESTIC
T59N R04W S6 L7(NWSE)

97-8909

SARA SCHROEDL
1101 W UNIVERSITY HEIGHTS DR S
FLAGSTAFF, AZ 86005-8523
Point of Diversion SWSENE
S34 T58N R04W
BONNER County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION

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DEC 13 2022

04/01 to 10/31 0.09 CFS
Total Diversion: 0.15 CFS
Date Filed: 06-26-2022
Place Of Use: DOMESTIC, IRRIGATION, STOCKWATER
T58N R04W S34 SENE
Total Acres: 3

97-8952

MITCH PIERCE
7530 N SHADOW MTN RD
PARADISE VALLEY, AZ 85253
Point of Diversion NWNE
S34 T62N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-28-2022
Place Of Use: DOMESTIC
T62N R04W S34
L1(NWNE), NWNE

97-9034

ADAMS IRREVOCABLE TRUST DTD...
286 E. CANOE POINT ROAD
COOLIN, ID 83821
Point of Diversion NESE
S15 T62N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: FIRE PROTECTION
01/01 to 12/31 0.13 CFS
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Total Diversion: 0.15 CFS
Date Filed: 06-30-2022
Place Of Use: FIRE PROTECTION
T62N R04W S15
L1(NESE), L1(SESE), NESE
Place Of Use: IRRIGATION
T62N R04W S15
L1(NESE), L1(SESE)
Total Acres: 5

97-9608

KERRY BRIGHAM
3407 W LYONS AVE
SPOKANE, WA 99208-4741
Point of Diversion L2(SWNW)
S10 T59N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 11-16-2022
Place Of Use: DOMESTIC
T59N R04W S10
L2(SWNW), L1(NWNW)

97-9610

KELLY SKILLESTAD
10615 N CLATSOP CT
SPOKANE, WA 99208-9074
Point of Diversion L4(NESW)
S3 T59N R04W
BONNER County

SCANNED
DEC 13 2022

Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 11-16-2022
Place Of Use: DOMESTIC
T59N R04W S3 L4(NESW)

97-9611

THE FLEMING LIVING TRUST
6959 E MORNING DOVE LN
SAN TAN VLY, AZ 85143-1276
Point of Diversion SENE
S19 T57N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Total Diversion: 0.09 CFS
Date Filed: 12-05-2022
Place Of Use: IRRIGATION, STOCKWATER
T57N R04W S19 SENE
Place Of Use: DOMESTIC, STOCKWATER
T57N R04W S20 SWNW
Total Acres: 1

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 1/9/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director Published on 12/21/2022 and 12/28/2022

SCANNED
DEC 13 2022

MEMORANDUM

December 07, 2022

Application for Permit: 96-13673

Author: smaxey

Subject: POU Legal Description

APPLICATION 96-13673, COMPLETED AND SIGNED BY CO-APPLICANT CRAIG LUKE, DOES NOT SHOW A GOVERNMENT LOT DESIGNATION (GL2) ON LINE 9 OF APPLICATION. THE TWO LEGAL DESCRIPTIONS SHOWN ON THE APPLICATION (SW NW) AND (SE NW), AND TOWNSHIP, RANGE AND SECTION NUMBER, ARE CORRECT FOR THE LAND PORTION OF THE TAX PARCEL SHOWN AS THE PLACE OF USE (POU) ON THE APPLICATION MAP. THE COMPLETE LEGAL DESCRIPTION SHOULD INCLUDE THE GOVERNMENT LOT DESIGNATION.

THE MISSING GOVERNMENT LOT DESIGNATION (GL2) WILL BE ADMINISTRATIVELY ADDED TO UPCOMING LEGAL NOTICES IN ACCORDANCE WITH IDWR APPLICATION PROCESSING MEMORNADUM NUMBER 9 AND THE APPLICANTS NOTIFIED OF THE ADDITION.

SCANNED

DEC 13 2022

Maxey, Shaun

From: Maxey, Shaun
Sent: Wednesday, December 7, 2022 12:30 PM
To: craig.lukes@yahoo.com
Subject: Govt Lot 2 addition to legal notices for Application For Permit (96-13673)

Mr. Lukes:

A portion of the full legal description for your Place of Use (POU), shown on the Application Map as GL2 (Government Lot 2), was left off on line 9 your Application For Permit (96-13673).

This has been administratively added to the application by IDWR and will appear in upcoming legal notices. You will get a letter with scheduled legal notice publication dates.

Thanks,

Shaun Maxey



Shaun M. Maxey | Sr. Water Resource Agent
Idaho Department of Water Resources
Northern Regional Office
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone: (208) 762-2800