State of Idaho
Department of Water Resources

# Water Right License

**Water Right No. 96-14422**

**Priority**: January 10, 2023 **Maximum Diversion Rate:** 0.02 CFS

It is hereby certified that:

DAVID MILBRATH 77 BUCK RUN SAGLE ID 83860-5046 AND/OR
JOAN MILBRATH 77 BUCK RUN SAGLE ID 83860-5046

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 09, 2023, and has submitted Proof of Beneficial Use on March 24, 2023. An examination confirms water is diverted from:

**Source :** SAGLE SLOUGH **Tributary:** LAKE PEND OREILLE

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

**Location of Point(s) of Diversion**
SAGLE SLOUGH L3 ( NE¼ NW¼), Sec. 2, Twp 56N, Rge 02W, 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 | |
| 56N | 02W | 2 | | | | | 0.2 L3 | | | | | | | | | | | | 0.2 |

Total Acres: 0.2

**Conditions of Approval**

1. This right when combined with all other rights shall provide no more than 0.03 cfs nor more than 1.5 afa at the field headgate for irrigation of the place of use.
2. This right does not grant any right-of-way or easement across the land of another.
3. Point of diversion is located within Lot 13, Blk 2; Buck Run Subdivision.
4. Place of use is located within Lot 13, Blk 2; Buck Run Subdivision.

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 31st day of March, 2023.

PHILL HUMMER
Water Rights Supervisor

SCANNED
APR 04 2023

State of Idaho
Department of Water Resources

# Attachment to Water Right

96-14422

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
APR 04 2023

RECEIVED

MAR 03 2023

DEPARTMENT OF WATER RESOURCES

Form 42-217 Rev. 6-22

FOR OFFICE USE ONLY
Amt. of Fee $ 50 -
Receipt No C115687
Receipted By KM
Date Receipted 3/24/23

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 a Notice of Change in Water Right Ownership form. If you wish to relinquish your permit bec[illegible] authorized water use and are not applying for an extension, please notify the Department in writin[illegible]



Mr. David Milbrath
77 Buck Run
Sagle, ID 83860

1. Permit No. 96-1442 Name of Permit Holder(s) BOARD

Telephone No. 5099516170 Email David Milbrath@GMAIL.COM

Mailing Address [illegible] City [illegible] State [illegible] Zip [illegible]

2. Source of Water SAGLE SLOUGH If Ground Water (well): Date Drilled no[illegible] yr.

Drilling Permit Tag No. [illegible] Drilling Company's Name [illegible]

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

Domestic (No. households) [illegible] Irrigation (No. acres) 0.5 Stockwater (No. and stock type) [illegible]

Other [illegible]

4. Total diversion rate or volume (storage only) for which proof is submitted 0.02 cfs OR [illegible] 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.)

SCREEN INTAKE 0.5 HP PIPE TO SPRINKLERS

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

| Required? | Yes | No | (If "Yes", attach required data, evidence of compliance, or evidence of installation) |
|---|---|---|---|
| ☐ | ☐ | ☐ | Ground water level data, pumping information, or other diversion data |
| ☐ | ☐ | ☐ | Mitigation plan |
| ☐ | ☐ | ☐ | Lockable controlling works |
| ☐ | ☐ | ☐ | Measuring device |
| ☐ | ☒ | ☐ | Fish screen |
| ☐ | ☐ | ☐ | Other requirements of the water right permit |
| | ☐ | ☐ | Reasonably Anticipated Future Needs ("RAFN") Municipal use |

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

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

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

8. Person to contact to accompany [illegible] field examination of the water system:



Mr. David Milbrath
77 Buck Run
Sagle, ID 83860

Name: [illegible] Email DAVEMILBRATH@GMAIL.COM

Mailing Address [illegible] State [illegible] Zip [illegible]

**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] DAVE MILBRATH 2/28/2023

SIGNATURE OF PERMIT HOLDER* PRINTED NAME AND TITLE DATE

*Attach po[illegible] attorney if completing on behalf of permit holder

OWNER

SCANNED
APR 04 2023

From: Bates, Luke Luke.Bates@idwr.idaho.gov
Subject: statement of completion form
Date: Feb 21, 2023 at 9:09:41 AM
To: David Milbrath davemilbrath@gmail.com

**Mr. Milbrath,**
**Attached are the statement of completion form & the instruction guide. I did see where Tammy Alleman emailed you on 2/13/2023 your permit approval document along with both of these attachments. I am not certain what is causing these attachments to not be visible on your end as I do see them on my email exchange.**

**Let me know if you do not get the two (2) separate PDF attachments herein.**

**Thanks Sir,**

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

IDAHO DEPARTMENT OF
WATER RESOURCES
**7600 N. Mineral Dr., Suite 100**
**Coeur D'Alene, ID 83815-7763**

State of Idaho
Department of Water Resources

# Permit to Appropriate Water

**No. 96-14422**

**Priority**: January 10, 2023 **Maximum Diversion Rate:** 0.02 CFS

This is to certify that

DAVID MILBRATH 77 BUCK RUN SAGLE ID 83860-5046 AND/OR
JOAN MILBRATH 77 BUCK RUN SAGLE ID 83860-5046

has applied for a permit to appropriate water from:

**Source :** SAGLE SLOUGH **Tributary:** PEND OREILLE LAKE

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 | 0.02 CFS |

**Location of Point(s) of Diversion**
SAGLE SLOUGH L3 ( NE¼ NW¼), Sec. 2, Twp 56N, Rge 02W, 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 | |
| 56N | 02W | 2 | | | | | 0.5 L3 | | | | | | | | | | | | 0.5 |

Total Acres: 0.5

**Conditions of Approval**

1. Proof of application of water to beneficial use shall be submitted on or before **February 01, 2024.**
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. Point of diversion is located within Lot , Blk 2; Buck Run Subdivision.
5. Place of use is located within Lot 13, Blk 2; Buck Run Subdivision.
6. This right when combined with all other rights shall provide no more than 0.03 cfs nor more than 1.5 afa at the field headgate for irrigation of the place of use.
7. 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 10 day of February, 2023.

LUKE BATES
Interim Water Rights Supervisor

SCANNED
FEB 13 2023

State of Idaho
Department of Water Resources

# Attachment to Permit to Appropriate Water

96-14422

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.




SCANNED
FEB 13 2023

FORM 202 Rev. 09/16

RECEIVED
JAN 09 2023
IDWR / NORTH

Print Single Sided Only

STATE OF IDAHO 87405
DEPARTMENT OF WATER RESOURCES

Ident. No. 96-14422

# APPLICATION FOR PERMIT

**To appropriate the public waters of the State of Idaho**

1. David Milbrath
77 Buck Run
Sagle, ID 83860

JOHN MILBRATH Phone 5099516170
■ and ■ or ■ and/or
City
State ZIP Email DAVEMILBRATH@GMAIL.com

2. Name of representative, if any Phone
Mailing address City
State ZIP Email

→ OUR NAMES NOT TRUST

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 SAGLE SLOUGH which is a tributary of LAKE ~~PENDERIELLE~~ PEND OREILLE

4. Location of point(s) of diversion:

| Twp | Rge | Sec | Govt Lot | ¼ | ¼ | ¼ | County | Source | Local name or tag # |
|---|---|---|---|---|---|---|---|---|---|
| 56N | | | 3 | | NE | NW | BONNER | | |
| | 02W | 2 | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |

5. Water will be used for the following purposes:

Amount _____ (cfs or acre-feet per year) for LAWN IRRIGATION purposes from _____ to _____ (both dates inclusive)

Amount _____ (cfs or acre-feet per year) for 0.02 CFS purposes from 04/01 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)

6. Total quantity to be appropriated is (a) 0.02 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. 1/2 HORSE SUBMERSIBLE PUMP CONNECTED TO IRRIGATION 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 JAN 18 2023

**For Department Use**

Received by _____ Date _____ Time _____ Preliminary check by _____
Fee $ 100.00 Receipted by _____ Receipt No. N042217 Date 1-9-2023

RECEIVED
Jan 10, 2023
DEPARTMENT OF
WATER RESOURCES

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 | |
| 56N | 2W | 2 | | | | | 0.5 | | | | | | | | | | | | |
| | | | | | | | GL3 | | | | | | | | | | | | |
| | | | | | | | GL3 | | | | | | | | | | | | |
| | | | | | | | GL3 | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

1/10/23

Total number of acres to be irrigated: 0.5

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

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

12. Describe your proposal in narrative form and provide additional explanation for any of the items above. Attach additional pages if necessary WATER EXISTING SYSTEM PROTECT WATER USE

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
DAVID MILBRATH
Print Name (and title, if applicable)

Signature of Applicant
JOAN MILBRATH
Print Name (and title, if applicable)



SCANNED
JAN 18 2023

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. _____

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   a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
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| TWP | RGE | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTALS |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| | | | | | | | 0.5 | | | | | | | | | | | | |
| | | | | | | | GL3 | | | | | | | | | | | | |
| | | | | | | | GL3 | | | | | | | | | | | | |
| | | | | | | | GL3 | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Total number of acres to be irrigated: 0.5

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SUPERSEDED

**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

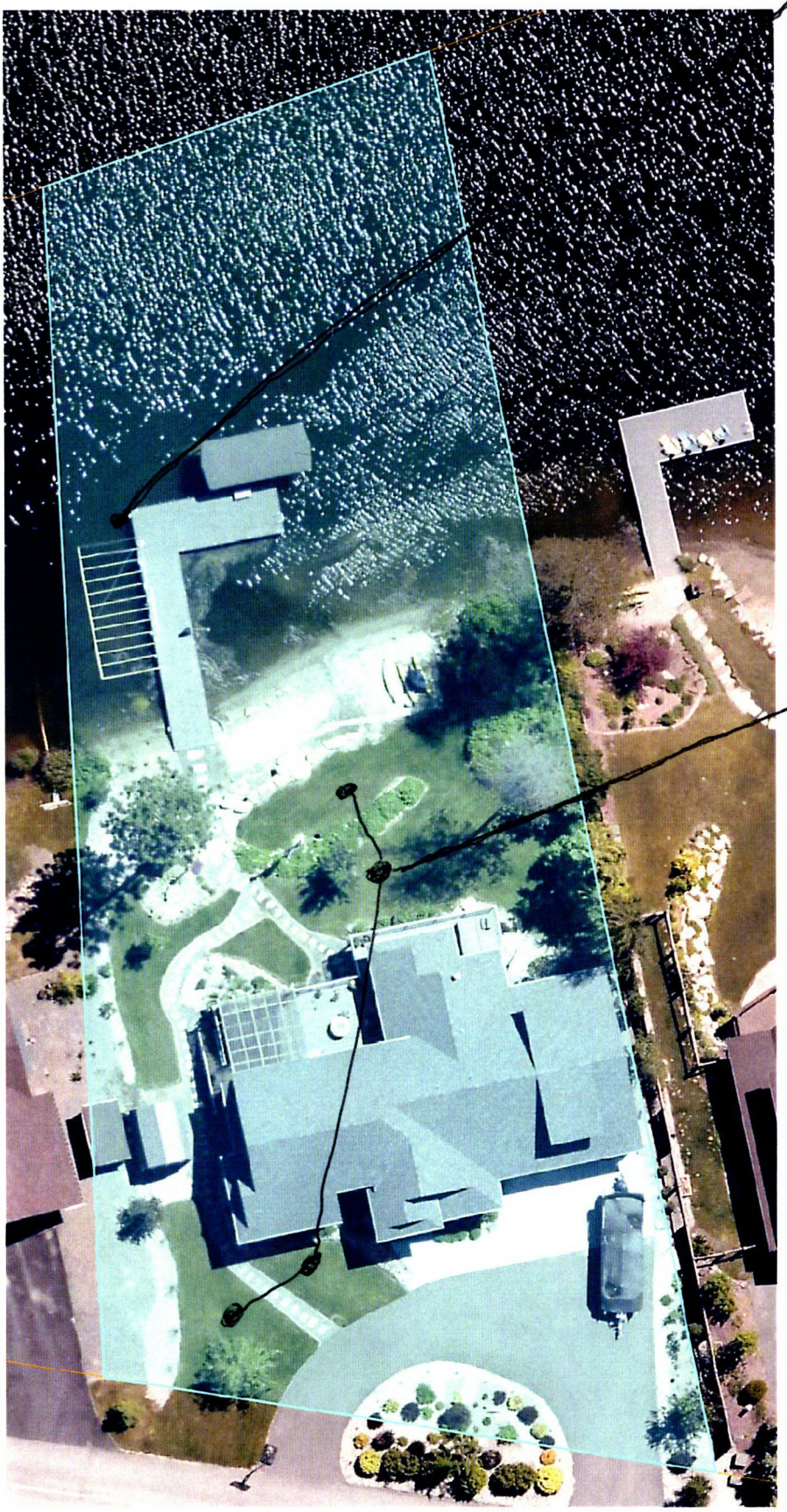
DAVID MILBRATH
Print Name (and title, if applicable)

Signature of Applicant

JOAN MILBRATH
Print Name (and title, if applicable)

SCANNED
JAN 18 2023

Parcel #: RP02481002013OA



Point of Discussion

IDR
7600 N
MINERAL
DR #100
CDA 83815

PLACE OF USE

100.00
Filing Fee

SCANNED
JAN 18 2023

**Instrument # 918675**
**Bonner County, Sandpoint, Idaho**
**03/06/2018 12:39:40 PM No. of Pages: 2**
**Recorded for: NORTH IDAHO TITLE COMPANY SANDPOINT - RW**
**Michael W. Rosedale Fee: $15.00**
**Ex-Officio Recorder Deputy rflaherty**
**Index to: WARRANTY DEED**

Escrow No.: N-42249-LM

# WARRANTY DEED

FOR VALUE RECEIVED, **BF Custom Homes & Buildings, Inc., an Idaho corporation,** Hereinafter called Grantor, does hereby grant, bargain, sell and convey unto **David A. Milbrath and Joan C. Milbrath, Trustees of the Revocable Living Trust of David A. Milbrath and Joan C. Milbrath,** Grantee, whose address is:

**77 Buck Run, Sagle, ID 83860**

the following described premises, County of Bonner, State of Idaho to-wit:

**Lot 13, Block 2 of Buck Run, according to the plat thereof, recorded in Book 6 of Plats, Page 156, official records of Bonner County, Idaho.**

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject to those made, suffered or done by the Grantee(s); current taxes, levies, assessments, easements, reservations and rights of way of view and covenants, conditions, restrictions, easements, reservations, dedications, rights of way and agreements of record and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Unofficial Document

SCANNED
JAN 18 2023

DATED. March 6, 2018

BF Custom Homes & Buildings, Inc.

By: _____
Barry E. Fisher, President

STATE OF IDAHO )
)ss.
COUNTY OF Bonner )

On this 6th day of March, 2018, before me, the undersigned, a Notary Public in and for said State, personally appeared Barry E. Fisher, known or identified to me to be the President of the Corporation that executed the instrument or the person who executed the instrument on behalf of said Corporation, and acknowledged to me that such Corporation executed the same.

_____
Notary in and for said County and State
Residing at: Athol
Commission Exp.: May 2, 2023

LYNNETTE MILLER
NOTARY PUBLIC
STATE OF IDAHO

Unofficial Document



SCANNED
JAN 18 2023

Order Number: N-42249

# CERTIFICATION OF TRUSTEES UNDER TRUST

**David A. Milbrath and Joan C. Milbrath , being of legal age, declare under penalty of perjury:**

**1. Declarant(s) certify the existence of the following described Trust and state that he/she/they are all of the current trustees:**

| | |
|---|---|
| **Name of Trust:** | Revocable Living Trust of David A. Milbrath and Joan C. Milbrath |
| **Date of Trust:** | 11/13/1996 |
| **Trustor/Settlor:** | David A. Milbrath and Joan C. Milbrath |
| **Original Trustees:** | David Milbrath and Joan Milbrath |

**Trust Identification, Social Security or Employer Identification No.** _____

**2. The trust is revocable (X ) irrevocable ( ) (please check one). If you have checked revocable, the following are all persons who have power to revoke the trust:**
David Milbrath and Joan Milbrath

**3. Declarant(s) state that the following named trustee(s) is/are fully empowered to act for said Trust and is/are properly exercising his/her/their authority under said Trust in negotiating for, contracting for and executing the document(s) identified below, and that no trustee(s) other than the following named trustees are necessary under the Trust to sign said document(s):**

| | |
|---|---|
| **Trustees authorized to sign:** | David Milbrath and Joan Milbrath |
| **Nature of document:** | closing documents |
| **Date of document:** | 2/6/2018 |

**Signed under penalty of perjury, this _____day of _____, _____.**

_____
**David Milbrath**

_____
**Address**

_____
**Joan Milbrath**

_____
**Address**

STATE OF IDAHO )



SCANNED
JAN 18 2023

COUNTY OF Boise )ss.
)

On this 6 day of Feb 2018, _____, before me, a Notary Public in and for said State, personally appeared

David A. Milbrath & Joan C. Milbrath

known or identified to me to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

Notary in and for said County and State
Residing at: _____
Commission Exp.: 1-31-2023

NANCY ALBANESE NOTARY PUBLIC STATE OF IDAHO

Trust Certification - Retail

SCANNED
JAN 18 2023

Instrument Number

**Read and Approved:**

X_____

X_____

Escrow No.: N-42249-LM

336785-1316-0

# WARRANTY DEED

FOR VALUE RECEIVED, **BF Custom Homes & Buildings, Inc., an Idaho corporation,** Hereinafter called Grantor, does hereby grant, bargain, sell and convey unto **David A. Milbrath and Joan C. Milbrath, Trustees of the Revocable Living Trust of David A. Milbrath and Joan C. Milbrath,** Grantee, whose address is:

_____

the following described premises, County of Bonner, State of Idaho to-wit:

**Lot 13, Block 2 of Buck Run, according to the plat thereof, recorded in Book 6 of Plats, Page 156, official records of Bonner County, Idaho.**

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject to those made, suffered or done by the Grantee(s); current taxes, levies, assessments, easements, reservations and rights of way of view and covenants, conditions, restrictions, easements, reservations, dedications, rights of way and agreements of record and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

DATED. February 6, 2018

BF Custom Homes & Buildings, Inc.

By: _____
Barry Fisher, President





SCANNED
JAN 18 2023

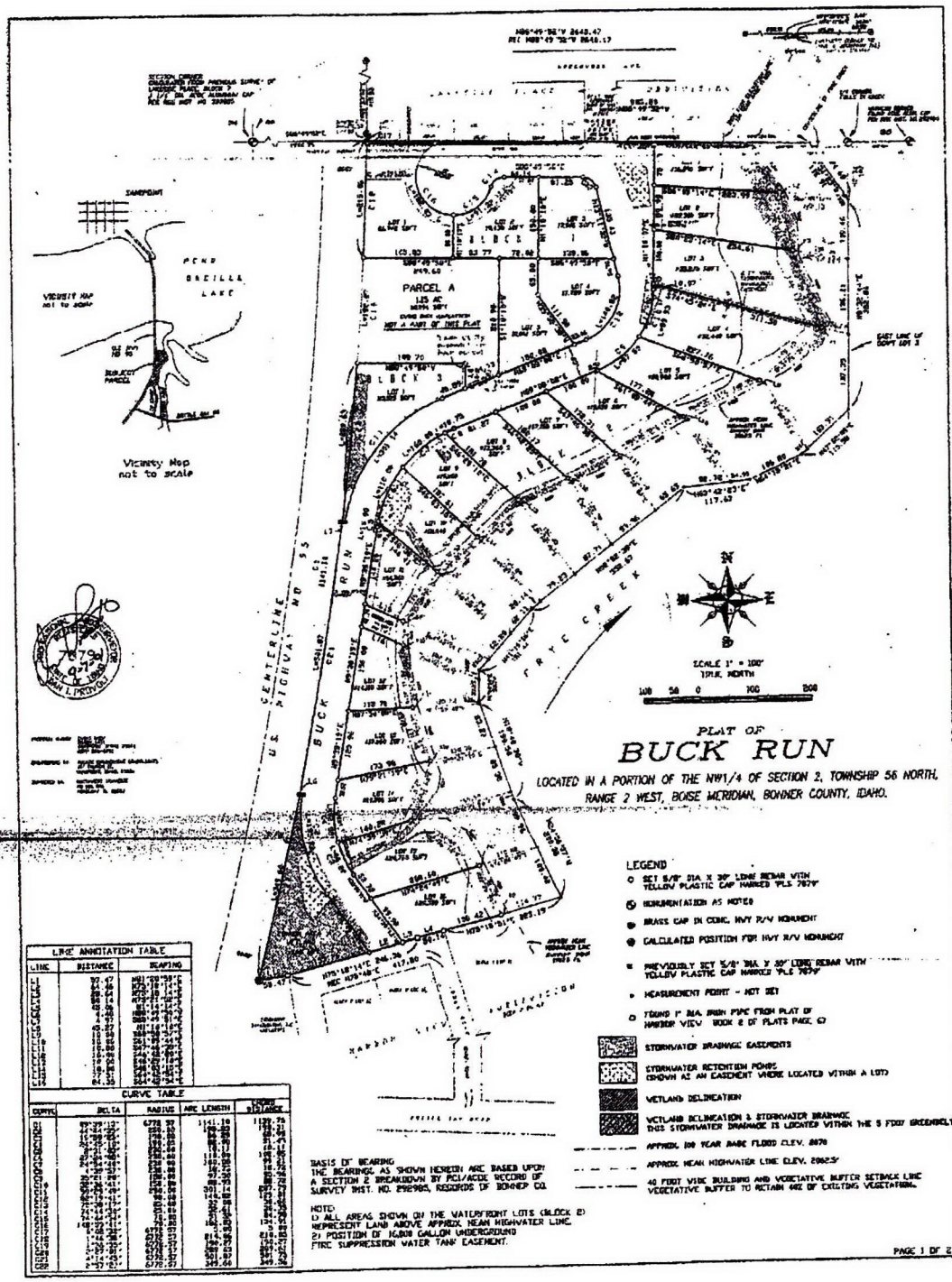
Order Number: N-42249

# Exhibit "A"
# Legal Description

Lot 13, Block 2 of Buck Run, according to the plat thereof, recorded in Book 6 of Plats, Page 156, official records of Bonner County, Idaho.



SCANNED
JAN 18 2023

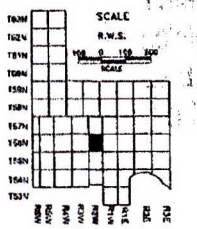



SCANNED
JAN 18 2023

THIS DRAWING IS TO BE USED FOR REFERENCE PURPOSES AND THE COUNTY IS NOT RESPONSIBLE FOR ANY INACCURACIES HEREIN CONTAINED

BONNER COUNTY

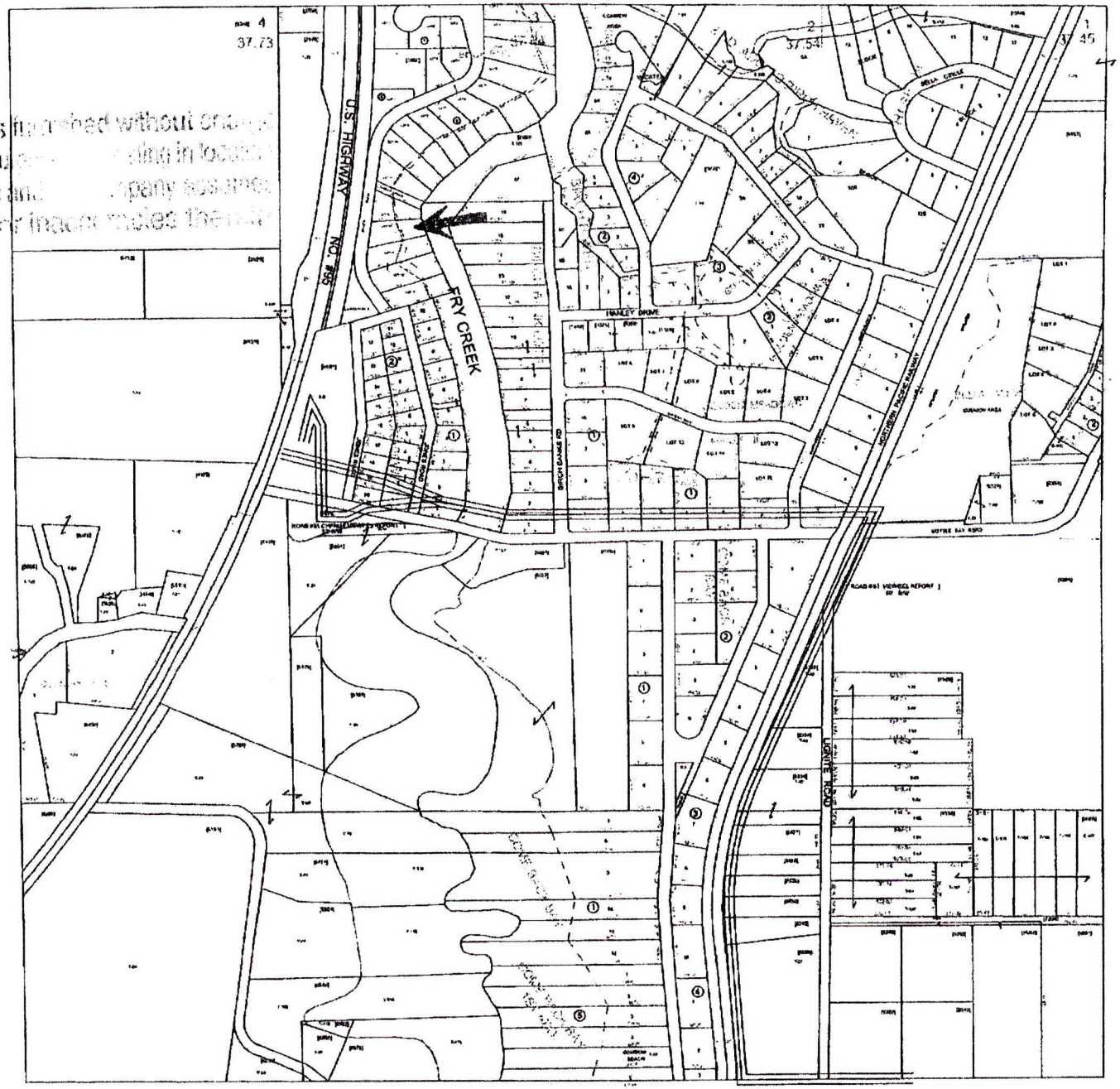
T56N,R2W SEC. 02




| | | | | | |
|---|---|---|---|---|---|
| 6 | 5 | 4 | 3 | 2 | 1 |
| 7 | 8 | 9 | 10 | 11 | 12 |
| 18 | 17 | 16 | 15 | 14 | 13 |
| 19 | 20 | 21 | 22 | 23 | 24 |
| 30 | 29 | 28 | 27 | 26 | 25 |
| 31 | 32 | 33 | 34 | 35 | 36 |

| DATE DRAWN | DRAWN BY R.W.S. | |
|---|---|---|
| REVISION MADE | DATE | CHECK BY |
| | | |
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This sketch is furnished without cha... for the pu... sing in locat... premises and... party assumes... liabil... by for inaccuracies therein.




SCANNED
JAN 18 2023

This sketch is furnished without charge for the purpose of assisting in locating said premises and the company assumes no responsibility for inaccuracies therein.

SCANNED
JAN 18 2023

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

April 3, 2023

DAVID MILBRATH
JOAN MILBRATH
77 BUCK RUN
SAGLE ID 83860-5046

RE: License No. 96-14422

**ISSUANCE OF LICENSE**

Dear Water Right Holders:

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

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

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Water right forms are available from any office of the Department or on the Department's website at idwr.idaho.gov

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

Sincerely,

FOR Phill Hummer
Water Rights Supervisor

Enclosures

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APR 04 2023

## CERTIFICATE OF SERVICE

I hereby certify that on April 3, 2023, I served a true and correct copy of Water Right License No. 96-14422 by U.S. Mail, postage prepaid, to the following:

JOAN MILBRATH (Current Owner)
77 BUCK RUN
SAGLE ID 83860-5046

DAVID MILBRATH (Current Owner)
77 BUCK RUN
SAGLE ID 83860-5046

Debbi Judd
Technical Records Specialist

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APR 04 2023

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

**A. GENERAL INFORMATION**

Permit No: 96-14422
Exam Date: 3/28/2023

1. Does this qualify for an in-office field exam (IDAPA 035.02.r)? __X__Y ____N
   a. 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: Name: David and Joan Milbrath
   Owner of Record Correct? __X__Y ____N
   Address of Record Correct? __X__Y ____N
   If No: Address

**According to Tax Parcel Data the Property is owned by the Milbrath Trust with David and Joan Milbrath as Trustees.**

3. Beneficial Use Fees have been paid: __X__Y ____N Receipt No: C115687
4. **SOURCE** **TRIBUTARY**
   Sagle Slough Lake Pend Oreille

   Method of Determination: GIS and Tax Parcel Data

   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 |
|---|---|---|---|
| 96-9201 | Fry Creek | Irrigation | License |
| 96-9404 | Fry Creek | Irrigation | License |
| 96-9205 | Fry Creek | Irrigation | License |

Comments: The water rights, 96-9201, 96-9404 had place of use shapefiles that overlapped this permit. However, Tax Parcels have shifted. Water right backfile information determined which parcel these rights belong to and the shapes were updated to the shifted parcels. Therefore, these water rights don't overlap this permit. Water right 96-9205 POU shapefile also overlaps this permit. However, the shape could not be updated because the correct parcel would change the legal description. This information does indicate 96-9205 does not actually overlap this permit.

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

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

Comments: N/A

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**E. FLOW CALCULATIONS** _____Additional Computation Sheets Attached

Measured Method: **Since the permit holder provided a pump horsepower of 0.5, a diversion rate calculation is possible. According to the calculation the system can handle 0.02 cfs. The permit authorizes 0.02 cfs. I am recommending a 0.02 cfs diversion rate.**

**Q = (0.5 Hp) (8.8)(0.70)/17 ft lift + (50psi X 2.31) = 0.02 cfs**

**Measurement = 0.02 cfs**
**Permit allowed = 0.02 cfs**

**F. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

$V_{I.R.}$ = (Acres Irrigated) x (Irrigation Requirement) = (0.2 acres) *(3.0 af/acre) =0.6 af

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

V = Smaller of $V_{I.R.}$ and $V_{D.R.}$ = 0.6 af

2. Volume Calculations for Other Uses: **The point of diversion diverts from the Sagle slough with similar flow to a natural stream. According to the IDAPA Beneficial Use Examination Rules 37.03.02.35.01j.vii a diversion volume is not required for irrigation from a natural stream 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 Google Earth Imagery.

If Yes: From Use _____To Use _____Amount _____CFS _____AFA_____

**H. NARRATIVE/REMARKS/COMMENTS**

This permit qualifies for an in-office examination. According to Tax Parcel Data the property was developed in 2018. The permit authorizes the irrigation of 0.5 acres with surface water from the Sagle Slough. However, after further inspection using GIS Imagery clearly only 0.2 acres were irrigated. According to the permit holders *submitted Statement of Completion for Proof of Beneficial Use* a fish screen was installed. The permit was issued on February 23rd, 2023, and proof was submitted on March 3rd, 2023, with fee payment received on March 24th, 2023.

It would not be possible to determine irrigation within the development period of around a month. However, the property and irrigation system were preexisting as of 2018 according to the applicant through a phone conversation on March 28th, 2023. Therefore, the property seemed to have been irrigated in 2021 according to Google Earth Imagery. According to a diversion rate calculation the system can handle a 0.02 cfs diversion rate. Since the point of diversion is within a slough there would be flow like a natural stream, especially if lake levels are lower than usual. Therefore, a diversion volume is not required under the IDAPA Beneficial Use Examination Rules 37.03.02.35.01j.vii. All of the conditions have been met and it is believed the permit holders have been using water for the beneficial use authorized on their permit. Therefore, I am recommending a 0.02 cfs diversion rate.

Conditions X59, 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. All other conditions should be removed as standard with licensing.

Have conditions of permit approval been met? __X___Yes _____No

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**C. DIVERSION AND DELIVERY SYSTEM**

1. **LOCATION OF POINT(S) OF DIVERSION:**

| Source | Govt. Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | | County |
|---|---|---|---|---|---|---|---|---|---|
| Sagle Slough | 3 | | NE | NW | 2 | 56N | 02W | 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:** 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 | |
| 56N | 02W | 2 | | | | | 0.2 | | | | | | | | | | | | 0.2 |
| | | Lot # | | | | | 3 | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | Total Acres = | | | 0.2 |

Method of Determination: GIS and Tax Parcel Data. The place of use authorized on the permit was 0.5 acres. However, it is clear according to Tax Parcel Data the place of use is less than 0.5 acres, closer to 0.2 acres.

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.

__ Aerial Photo Attached (required for irrigation of 10+ acres).

__ Photo of Diversion and System Attached

| 4. Well or Diversion Identification No.* | Motor Make | Hp | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---|---|---|---|---|---|
| | | 0.5 | | | |

**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 |
|---|---|---|---|---|---|---|
| NONE | | | | | | |
| | | | | | | |

2. Measurements: The permit holder provided a pump horsepower of 0.5. Therefore, a diversion rate calculation is possible.

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## I. RECOMMENDATIONS

### 1. Recommended Amounts

| BENEFICIAL USE | PERIOD OF USE | DIVERSION RATE |
|---|---|---|
| Irrigation | 1/1 to 12/31 | 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

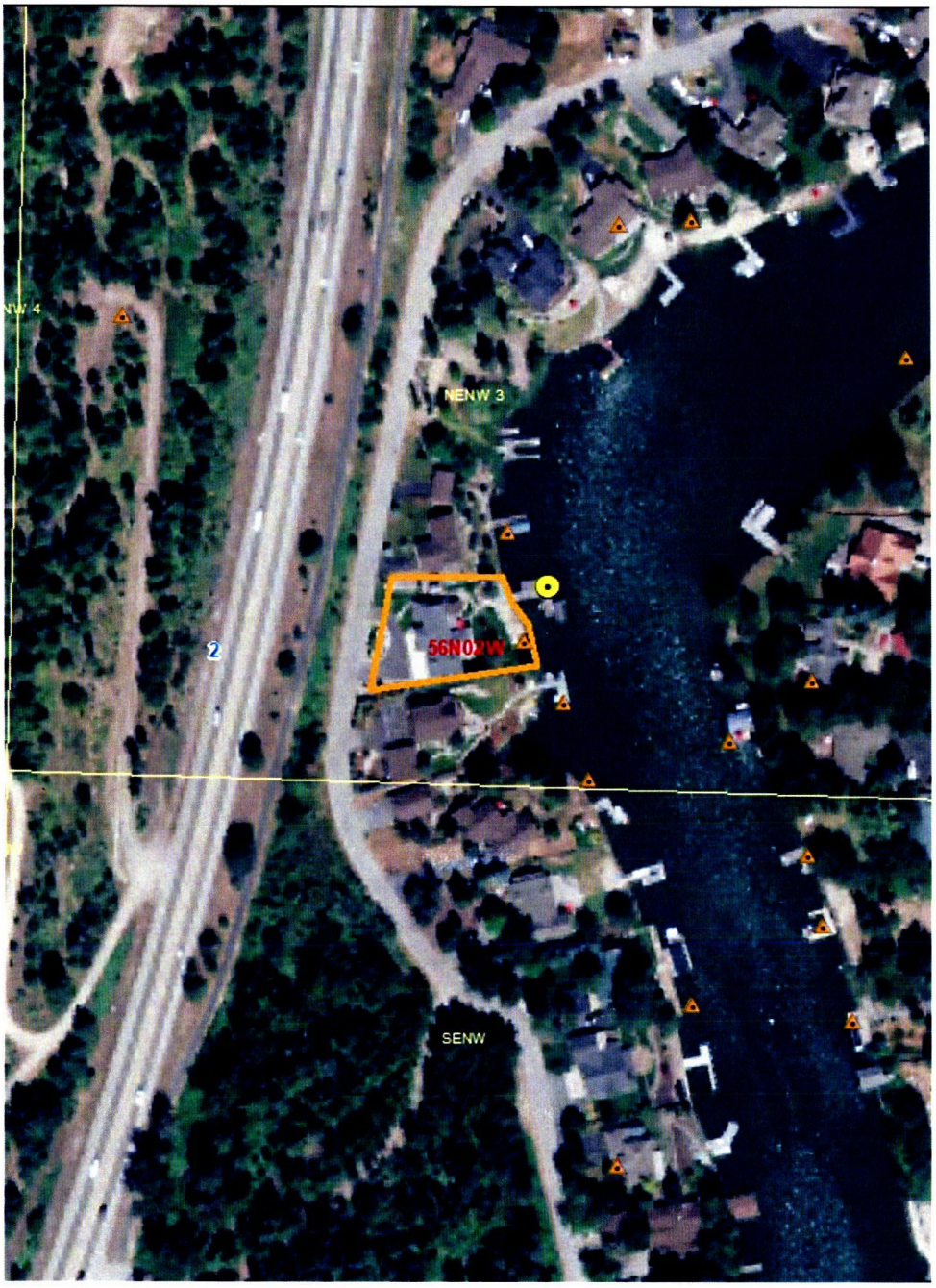
Field Examiner's Name _____ Date 3/28/23

Reviewer _____ Date 3/31/23

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Field Exam Map:

The orange border shows the place of use, and the yellow point shows the point of diversion.




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# Beneficial Use Proof Evaluation

Permit Number: 96-14422 Reviewer: djudd Review Date: 3/24/2023

## 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: 3/24/2023
4) Proof Due Date: 2/1/2024
5) Days added for weekend due date? 0
6) Days added for holiday due date? 0
7) Number of days late: -314
8) Proof received timely? Yes

## Analysis

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

## Fees

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

## Receipt IDs

N042217

## 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

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

March 6, 2023

DAVID MILBRATH
JOAN MILBRATH
77 BUCK RUN
SAGLE ID 83860-5046

**PROOF DEFICIENCY LETTER**

**RE: Permit No. 96-14422**

Dear Permit Holders:

The Department received the proof of beneficial use (proof) form submitted for the above referenced permit. The proof is not acceptable without the correct fee. A copy of the form is enclosed for your reference.

This permit authorizes a diversion rate of 0.02 cfs (cubic feet per second) of surface water and was stated the same on the form requiring a license examination fee of $50.00.

Please submit the required fees at your earliest convenience before the proof due date of **February 01, 2024** to avoid the possibility of your permit lapsing. If you have any questions concerning this matter, please contact me at (208) 287-4920 or debbi.judd@idwr.idaho.gov.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosure

SCANNED
MAR 07 2023

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

February 13, 2023

JOAN MILBRATH
DAVID MILBRATH
77 BUCK RUN
SAGLE ID 83860-5046

RE: Permit No. 96-14422

**Permit Approval Notice**

Dear Permit Holder(s):

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

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

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

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

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FEB 13 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)



SCANNED
FEB 13 2023

## CERTIFICATE OF SERVICE

I hereby certify that on February 13, 2023, I served a true and correct copy of Permit to Appropriate Water No. 96-14422 by U.S. Mail, postage prepaid, to the following:

JOAN MILBRATH (Current Owner)
77 BUCK RUN
SAGLE ID 83860-5046

DAVID MILBRATH (Current Owner)
77 BUCK RUN
SAGLE ID 83860-5046

Tammy Alleman
Administrative Assistant 1



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FEB 13 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.



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FEB 13 2023

## 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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FEB 13 2023

AFFIDAVIT OF PUBLICATION

RECEIVED
JAN 3 0 2022
IDWR/NORTH

STATE OF IDAHO )
) ss.
County of Bonner )

Talia Jimmer, 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 19th day of January, 2023, and ending on the 26th day of January, 2023

Talia Jimmer

State of Idaho, county of Bonner ss.
On this 26th day of January, in the year of 2023, before me, Katrina George, Notary Public, personally appeared Talia Jimmer 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**

KATRINA GEORGE NOTARY PUBLIC STATE OF IDAHO

SCANNED
FEB 1 3 2023

## LEGAL NOTICE

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

**96-12362**
CATHERINE BANKSON
ANTHONY BANKSON
138 LOIS LANE
SANDPOINT, ID 83864
Point of Diversion NWNE
S14 T59N R02W
BONNER County
Source GROUND WATER
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.12 CFS
Use: COMMERCIAL
01/01 to 12/31 0.12 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.12 CFS
Total Diversion: 0.12 CFS
Date Filed: 08-20-2022
Place Of Use:
COMMERCIAL,
DOMESTIC,FIRE
PROTECTION,IRRIGATION,
STOCKWATER
T59N R02W S11 SWSE
Place Of Use:
COMMERCIAL,DOMESTIC,-
FIRE PROTECTION,
IRRIGATION,STOCKWATER
T59N R02W S14 NWNE
Total Acres: 4

**96-12373**
DAVID ROE
1921B WOODED ACRES DR
SAGLE , ID 83860
Point of Diversion L1(NENE)
S35 T57N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 08-22-2022
Place Of Use: IRRIGATION
T57N R03W S35
L1(NENE),L1(SENE)
Total Acres: .2

**96-12462**
EWERS RETREAT LLC
3808 N SULLIVAN RD
SPOKANE VLY, WA
99216-1608
Point of Diversion L4(NWSW)
S33 T57N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE
RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 08-26-2022
Place Of Use: IRRIGATION
T57N R01W S32 NESE
Place Of Use: IRRIGATION
T57N R01W S33 L4(NWSW)
Total Acres: .5

**96-12778**
JACOB STORMS
JOANNA STORMS
410 RELOAD ROAD
SANDPOINT, ID 83864
Point of Diversion SESE
S21 T59N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 09-26-2022
Place Of Use: DOMESTIC
T59N R01W S21 SESE

**96-13200**
JERILYN LISOSKI
DEREK LISOSKI
PO BOX 570
CLARK FORK, ID 83811-0570
Point of Diversion L4(NWNW)
S4 T55N R02E
BONNER County
Source CLARK FORK
Tributary LAKE PEND OREILLE
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.07 CFS
Date Filed: 10-13-2022
Place Of Use: IRRIGATION
T55N R02E S4
L4(NENW),L4(NWNW),
SWNW,L5(SENW)
Total Acres: 2.2

**96-13360**
LANDON OTIS
DANIELLE OTIS
174 SYLVESTER RD
SANDPOINT, ID 83864-4954
Point of Diversion NESE
S6 T58N R01E
BONNER County
Source GOLD CREEK
Tributary PACK RIVER
Use: STOCKWATER
1 /1 to 12/31 0.02 CFS
Use: IRRIGATION
4 /1 to 10/31 0.03 CFS
Total Diversion: 0.05 CFS
Date Filed: 10-21-2022
Place Of Use:
IRRIGATION,STOCKWATER
T58N R01E S6 NESE
Total Acres: 0.8

**96-13446**
CHRISTOPHER WAUD
AMY PHILLIPS
876 SHINGLE MILL ROAD
SANDPOINT, ID 83864
Point of Diversion SWSE
S32 T58N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 10-26-2022
Place Of Use: DOMESTIC
T58N R01W S32
SWSE,SESE

**96-13610**
CHRISTOPHER WAUD
AMY PHILLIPS
876 SHINGLE MILL ROAD
SANDPOINT, ID 83864
Point of Diversion SWSE
S32 T58N R01W
BONNER County
Source BOYER SLOUGH
Tributary LAKE PEND OREILLE
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Total Diversion: 0.2 CFS
Date Filed: 12-20-2022
Place Of Use: IRRIGATION
T58N R01W S32
SWSE,SESE
Place Of Use: STOCKWATER
T58N R01W S32
SESW,SWSE,SESE
Total Acres: 15

**96-14067**
PAM MC DONALD
WILLIAM MC DONALD
PO BOX 340
LACLEDE, ID 83841-0340
Point of Diversion L6(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 [illegible](NE 1/4)
Total Acres: 0.8

**96-14168**
374 FLATWATER LANE LLC
374 FLATWATER LN
SANDPOINT, ID 83864-3704
Point of Diversion L7(SWSE)
S4 T56N R03W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.09 CFS
Total Diversion: 0.13 CFS
Date Filed: 12-12-2022
Place Of Use: DOMESTIC,
IRRIGATION
T56N R03W S4 L7(SWSE)
Place Of Use: DOMESTIC,
IRRIGATION
T56N R03W S9 L1(NWNE)
Total Acres: 3

**96-14192**
WALTER KAMINSKI
450 CHEVAL NOIR LANE,
BOX 2
SAGLE, ID 83860
Point of Diversion L2(SENW)
S25 T57N R02W
BONNER County
Source GROUND WATER
Point of Diversion L2(SENW)
S25 T57N R02W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 12-21-2022
Place Of Use: DOMESTIC
T57N R02W S25 L2(SENW)

**96-14196**
TADINA PHILBROOK
PO BOX 91
BONNERS FERRY, ID 83805
Point of Diversion L3(SWNW)
S25 T57N R02W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE
RIVER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 12-21-2022
Place Of Use: DOMESTIC
T57N R02W S25
L2(SENW),L3(SWNW)

**96-14202**
BRAYDEN PETERSEN
2970 RIVER RD
CLARK FORK, ID 83811
Point of Diversion L2(NENW)
S24 T55N R02E
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.03 CFS
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 12-02-2022
Place Of Use: DOMESTIC,IRRI-
GATION,STOCKWATER
T55N R02E S24
L2(NENW),
L2(NWNE),L3(SWNE),SENW
Total Acres: 10

**96-14246**
TROY PROPERTIES LLC
2794 HWY 95
GENESEE, ID 83832
Point of Diversion L3(NESW)
S22 T56N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 12-25-2022
Place Of Use: DOMESTIC
T56N R01W S22 L3(NESW)

**96-14248**
PONDER POINT LLC
12518 FLYING GOOSE LN
SPOKANE, WA 99224-8540
Point of Diversion L2(NWSE)
S12 T57N R02W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIV-
ER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 12-23-2022
Place Of Use: IRRIGATION
T57N R02W S12
L2(NWSE),L2(SWNE)
Total Acres: 0.7

SCANNED
FEB 13 2023

**96-14250**
THE TCS TRUST
39939 N HIGH NOON WAY
PHOENIX, AZ 85086-2324
Point of Diversion NWNW
S29 T55N R03E
BONNER County
Source CLARK FORK RIVER
Tributary LAKE PEND OREILLE
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
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: 12-23-2022
Place Of Use: DOMESTIC, IRRIGATION,STOCKWATER
T55N R03E S19 L5(SESE)
Place Of Use: DOMESTIC, IRRIGATION,STOCKWATER
T55N R03E S20 SWSW
Place Of Use: DOMESTIC, IRRIGATION,STOCKWATER
T55N R03E S29 L4(NWNW)
Place Of Use: DOMESTIC, IRRIGATION,STOCKWATER
T55N R03E S30 L1(NENE)
Total Acres: 5

**96-14255**
HOWARD LAWRENCE
SUSAN ALEXANDER
8502 S SOUTHFORK LN
SPOKANE, WA 99223-9563
Point of Diversion SWNE
S17 T56N R01E
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 12-23-2022
Place Of Use: DOMESTIC
T56N R01E S17 L2(SWNE)

**96-14328**
JOHN JOHNSON
6013 SOUTH DEARBORN RD
SPOKANE, WA 99223
Point of Diversion NENW
S22 T54N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 12-29-2022
Place Of Use: DOMESTIC
T54N R01W S22
L1(NENW),NENW

**96-14339**
KATHRYN ROSE
ROLAND ROSE
2743 LAKESHORE DR
SAGLE, ID 83860-8711
Point of Diversion L3(SESW)
S33 T57N R02W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Use: AESTHETIC
04/01 to 10/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 12-30-2022
Place Of Use: AESTHETIC, IRRIGATION
T57N R02W S33 L3(SESW)
Total Acres: 0.5

**96-14[redacted]**
JOHN SLAUGHTER
ELIZABETH SLAUGHTER
PO BOX 331
DIAMONDVILLE, WY
83116-0331
Point of Diversion NESW
S6 T55N R02W
BONNER County
Source SURFACE RUNOFF
Tributary SINKS
Use: IRRIGATION STORAGE
01/01 to 12/31 12 AF
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 2.9 AF
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 12 AF
Total Diversion: 14.9 AF
Date Filed: 01-03-2023
Place Of Use: FIRE PROTECTION STORAGE, IRRIGATION FROM STORAGE,IRRIGATION STORAGE
T55N R02W S6
SENW,NESW
Total Acres: 4

**96-14380**
ROBERT A ALDERMAN
BILLIE D ALDERMAN
2655 JEWEL LAKE RD
SAGLE, ID 83860
Point of Diversion L3(NENW)
S4 T55N R03W
BONNER County
Source UNNAMED STREAM
Tributary PEND OREILLE RIVER
Point of Diversion L3(NENW)
S4 T55N R03W
BONNER County
Source UNNAMED STREAM
Tributary PEND OREILLE RIVER
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Total Diversion: 0.17 CFS
Date Filed: 01-04-2023
Place Of Use: IRRIGATION,STOCKWATER
T55N R03W S4
L3(NENW),L2(NWNE)
Total Acres: 5

**96-14416**
WANOUS TRUST
460371 HIGHWAY 95
COCOLALLA, ID 83813-9651
DENNIS WANOUS
KAYLA WANOUS
460373 HIGHWAY 95 S
COCOLALLA, ID 83813-9651.
Point of Diversion SENW
S30 T55N R02W
BONNER County
Source COCOLALLA CREEK
Tributary COCOLALLA LAKE
Point of Diversion NENW
S30 T55N R02W
BONNER County
Source COCOLALLA CREEK
Tributary COCOLALLA LAKE
Point of Diversion NENW
S30 T55N R02W
BONNER County
Source COCOLALLA CREEK
Tributary COCOLALLA LAKE
Point of Diversion SWSE
S19 T55N R02W
BONNER County
Source COCOLALLA CREEK
Tributary COCOLALLA LAKE
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 1 CF[redacted]
Date Filed: 01-06-2023
Place Of Use: IRRIGATION
T55N R02W S19
SESW,SWSE
Place Of Use: IRRIGATION
T55N R02W S30
NWNE,NENW,SENW
Total Acres: 50

**96-14417**
WANOUS TRUST
460371 HIGHWAY 95
COCOLALLA, ID 83813-9651
Point of Diversion SWNE
S19 T55N R02W
BONNER County
Source COCOLALLA CREEK
Tributary COCOLALLA LAKE
Point of Diversion NWSE
S19 T55N R02W
BONNER County
Source COCOLALLA CREEK
Tributary COCOLALLA LAKE
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.4 CFS
Date Filed: 01-06-2023
Place Of Use: IRRIGATION
T55N R02W S19
SWNE,NESW,NWSE
Total Acres: 20

**96-14422**
DAVID MILBRATH
JOAN MILBRATH
77 BUCK RUN
SAGLE, ID 83860-5046
Point of Diversion L3(NENW)
S2 T56N R02W
BONNER County
Source SAGLE SLOUGH
Tributary PEND OREILLE LAKE
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 01-09-2023
Place Of Use: IRRIGATION
T56N R02W S2 L3(NENW)
Total Acres: 0.5

**96-14424**
K AND L CUNNINGHAM REVOCABLE TRUST
17801 FALKIRK LN
HUNTINGTN BCH, CA
92649-4853
Point of Diversion SESE
S9 T58N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.09 CFS
Total Diversion: 0.13 CFS
Date Filed: 01-09-2023
Place Of Use: DOMESTIC, IRRIGATION
T58N R01W S9
NESE,SESE
Total Acres: 3.4

**96-14425**
BRIAN HANSON
346 OLIVER RD
SANDPOINT, ID 83864-5042
Point of Diversion SWSENE
S14 T58N R02W
BONNER County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Total Diversion: 0.12 CFS
Date Filed: 01-09-2023
Place Of Use: DOMESTIC, IRRIGATION
T58N R02W S14
SWNE,SENE
Total Acres: 2

**96-14436**
JONES TRUST
933 S 1200 E
SALT LAKE CTY, UT
84105-1522
Point of Diversion L5(SESW)
S33 T57N 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: 01-09-2023
Place Of Use: DOMESTIC
T57N R01W S33 L5(SESW)

**96-14437**
GARY ROBERT MARTIN
516 LAURAL LN
NAPLES, ID 83847-5190
Point of Diversion L2(SWNE)
S4 T55N R02E
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 01-09-2023
Place Of Use: DOMESTIC
T55N R02E S4 L2(SWNE)

**96-14446**
MARIAN COX
314 S FOURTH AVE
SANDPOINT, ID 83864-1220
Point of Diversion L1(NENE)
S19 T56N R01E
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 03-07-2022
Place Of Use: DOMESTIC
T56N R01E S19 L2(NWNE)

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 2/6/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director
Legal#4824
AD#4607
January 19, 26, 2023

FEB 13 2023

# IDAHO DEPARTMENT OF WATER RESOURCES
# APPROPRIATION APPLICATION ANALYSIS SHEET

W.R. # 96 - 14422 APPLICATION ID # 87405 ENT. YB BCA JA OK to Publish MR

APPLICANT: Dave Milbrath and/or Joan Milbrath INITIAL REVIEW BY: YB DATE: 1/9/2023

| 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)

___ ✓ (Include Moratorium Remark)

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

PRIORITY DATE: ~~1/9/2023~~ 1/10/23 YB 1/11/23

ADVERTISE IN: Bonner County

Newspaper: Bonner County Daily Bee

Dates scheduled for publication 1-19-23 & 1-26-23

Affidavit of Publication received: 1-30-23

Dates actually published: 1-19-23 & 1-26-23

Application published correctly: Yes Y No ___

If not, action taken: ___

Final Date for Protest: February 6 2023

Protests Received: Yes ___ No Y

## LETTERS SENT REQUESTING

( ) Dam Information ( ) Fish Information

( ) Power Information ( ) Other: ___

## INFORMATION RECEIVED

( ) Dam Information ( ) Fish Information

( ) Power Information ( ) Other: ___

## ADDITIONAL INFORMATION

(Yes)(No)

✓ ___ Shape File Created Date 1/9/2023 By: YB

___ ___ Field check by ___

___ ___ Field report attached

___ ___ Analysis Supp. Attached (>5cfs/500af)

___ ___ Water delivered by water master? Water District # ___

DEQ, F+G, IDL, WB

## GROUNDWATER SECTION

| WD Permit No.'s: | Tag # | Type: | Fees | Receipt No. | Upgrade Needed? |
|---|---|---|---|---|---|
| ___ | ___ | Dom. ___ Non-Dom. ___ | Paid $___ | ___ | Y ( ) N ( ) |
| ___ | ___ | Dom. ___ Non-Dom. ___ | Paid $___ | ___ | Y ( ) N ( ) |
| ___ | ___ | Dom. ___ Non-Dom. ___ | Paid $___ | ___ | Y ( ) N ( ) |

___ ___ Groundwater management area

___ ___ Critical ground water area

___ ___ Well Drilling Permit required

___ ___ Well Drilling Application and Fees received

___ ___ Well Drilling Application approved?

Remarks: amendment Submitted by E-file on 1/10/23 for Step 9. ADVANCEMENT of PRIORITY Date Required to Reflect 1/10/23

## FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

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

___ ___ Further information required from applicant ___

___ ___ Measuring device required X 31 0.02cfs ; 0.5ac x 3.0afa = 1.5af x 59/x60 LT 13, BLK 2; Buck Run Sub.

___ ___ Measuring port required

___ ___ Special conditions: ___

___ ___ Special conditions of approval supplement and/or cover letter attached: ___

Approval Recommended by: ___ Date 2/8/23 Sr. Agent initial JB Tukisa Supervisor

*STATE OF IDAHO*
*DEPARTMENT OF WATER RESOURCES*
7600 N. Mineral Drive, Suite 100
Coeur d'Alene, Idaho 83815

Return Service Requested

SPOKANE WA 990
13 JAN 2023 PM3

FIRST-CLASS

US POSTAGE PITNEY BOWES
ZIP 83815
02 7H
0001280624
$ 000.570
JAN 13 2023

SCANNED
FEB 07 2023

RECEIVED
JAN 23 2023
IDWR / NORTH

96-14422

DAVID MILBRATH
JOAN MILBRATH
77 BUCK RUN
SAGLE, ID 83860-5046

83860-504677

T 992 DFE 1 123C0001/21/23
RETURN TO SENDER
MILBRATH
TEMPORARILY AWAY

RETURN TO SENDER
BC: 83815776325 *1929-01393-13-41

## Alleman, Tammy

**From:** Alleman, Tammy
**Sent:** Friday, January 13, 2023 2:56 PM
**To:** Chantilly Higbee; Anna Moody; Horsmon,Merritt; IWRB Water Use Reviews; 'Mike Ahmer'
**Subject:** Request for Comments for 96-14422
**Attachments:** 96-14422 Application for Permit.pdf

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

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of the application(s), you may do so after the notice is published by filing a written protest along with a $25.00 filing fee within 10 days after final publication. The deadline for comments on the applications is February 6, 2023.

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
JAN 18 2023

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

January 12, 2023

DAVID MILBRATH
JOAN MILBRATH
77 BUCK RUN
SAGLE, ID 83860-5046

RE: Application for Permit No. 96-14422

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 on 1/19/2023 and 1/26/2023. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Tammy Alleman
Administrative Assistant

SCANNED
JAN 18 2023

## Alleman, Tammy

**From:** Alleman, Tammy
**Sent:** Thursday, January 12, 2023 4:08 PM
**To:** bcdblegals@cdapress.com
**Subject:** Legal Notice for Bonner County Daily Bee
**Attachments:** Legal Notice BCDB.docx

Please publish the enclosed legal notice in the **Bonner County Daily Bee** on the dates indicated **January 19th & January 26th, 2023** (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before **February 6, 2023.** Your cooperation is appreciated.

Sincerely,

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
JAN 18 2023

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

**96-12362**
CATHERINE BANKSON
ANTHONY BANKSON
138 LOIS LANE
SANDPOINT, ID 83864
Point of Diversion NWNE
S14 T59N R02W
BONNER County
Source GROUND WATER
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.12 CFS
Use: COMMERCIAL
01/01 to 12/31 0.12 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.12 CFS
Total Diversion: 0.12 CFS
Date Filed: 08-20-2022
Place Of Use: COMMERCIAL,DOMESTIC,FIRE PROTECTION,IRRIGATION,STOCKWATER
T59N R02W S11 SWSE
Place Of Use: COMMERCIAL,DOMESTIC,FIRE PROTECTION,IRRIGATION,STOCKWATER
T59N R02W S14 NWNE
Total Acres: 4

**96-12373**
DAVID ROE
1921B WOODED ACRES DR
SAGLE , ID 83860
Point of Diversion L1(NENE)
S35 T57N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 08-22-2022
Place Of Use: IRRIGATION
T57N R03W S35
L1(NENE),L1(SENE)
Total Acres: .2

**96-12462**
EWERS RETREAT LLC
3808 N SULLIVAN RD
SPOKANE VLY, WA 99216-1608
Point of Diversion L4(NWSW)
S33 T57N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 08-26-2022
Place Of Use: IRRIGATION
T57N R01W S32 NESE
Place Of Use: IRRIGATION
T57N R01W S33 L4(NWSW)
Total Acres: .5

**96-12778**
JACOB STORMS
JOANNA STORMS
410 RELOAD ROAD
SANDPOINT, ID 83864

SCANNED
JAN 18 2023

Point of Diversion SESE
S21 T59N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 09-26-2022
Place Of Use: DOMESTIC
T59N R01W S21 SESE

**96-13200**
JERILYN LISOSKI
DEREK LISOSKI
PO BOX 570
CLARK FORK, ID 83811-0570
Point of Diversion L4(NWNW)
S4 T55N R02E
BONNER County
Source CLARK FORK
Tributary LAKE PEND OREILLE
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.07 CFS
Date Filed: 10-13-2022
Place Of Use: IRRIGATION
T55N R02E S4
L4(NENW),L4(NWNW),SWNW,L5(SENW)
Total Acres: 2.2

**96-13360**
LANDON OTIS
DANIELLE OTIS
174 SYLVESTER RD
SANDPOINT, ID 83864-4954
Point of Diversion NESE
S6 T58N R01E
BONNER County
Source GOLD CREEK
Tributary PACK RIVER
Use: STOCKWATER
1 /1 to 12/31 0.02 CFS
Use: IRRIGATION
4 /1 to 10/31 0.03 CFS
Total Diversion: 0.05 CFS
Date Filed: 10-21-2022
Place Of Use: IRRIGATION,STOCKWATER
T58N R01E S6 NESE
Total Acres: 0.8

**96-13446**
CHRISTOPHER WAUD
AMY PHILLIPS
876 SHINGLE MILL ROAD
SANDPOINT, ID 83864
Point of Diversion SWSE
S32 T58N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 10-26-2022
Place Of Use: DOMESTIC
T58N R01W S32
SWSE,SESE

**96-13610**
CHRISTOPHER WAUD
AMY PHILLIPS

SCANNED
JAN 18 2023

876 SHINGLE MILL ROAD
SANDPOINT, ID 83864
Point of Diversion SWSE
S32 T58N R01W
BONNER County
Source BOYER SLOUGH
Tributary LAKE PEND OREILLE
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Total Diversion: 0.2 CFS
Date Filed: 12-20-2022
Place Of Use: IRRIGATION
T58N R01W S32
SWSE,SESE
Place Of Use: STOCKWATER
T58N R01W S32
SESW,SWSE,SESE
Total Acres: 15

**96-14067**
PAM MC DONALD
WILLIAM MC DONALD
PO BOX 340
LACLEDE, ID 83841-0340
Point of Diversion L6(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: 0.8

**96-14168**
374 FLATWATER LANE LLC
374 FLATWATER LN
SANDPOINT, ID 83864-3704
Point of Diversion L7(SWSE)
S4 T56N R03W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.09 CFS
Total Diversion: 0.13 CFS
Date Filed: 12-12-2022
Place Of Use: DOMESTIC,IRRIGATION
T56N R03W S4 L7(SWSE)
Place Of Use: DOMESTIC,IRRIGATION
T56N R03W S9 L1(NWNE)
Total Acres: 3

**96-14192**
WALTER KAMINSKI
450 CHEVAL NOIR LANE, BOX 2
SAGLE, ID 83860
Point of Diversion L2(SENW)
S25 T57N R02W
BONNER County
Source GROUND WATER
Point of Diversion L2(SENW)
S25 T57N R02W
BONNER County

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Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 12-21-2022
Place Of Use: DOMESTIC
T57N R02W S25 L2(SENW)

**96-14196**
TADINA PHILBROOK
PO BOX 91
BONNERS FERRY, ID 83805
Point of Diversion L3(SWNW)
S25 T57N R02W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 12-21-2022
Place Of Use: DOMESTIC
T57N R02W S25
L2(SENW),L3(SWNW)

**96-14202**
BRAYDEN PETERSEN
2970 RIVER RD
CLARK FORK, ID 83811
Point of Diversion L2(NENW)
S24 T55N R02E
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.03 CFS
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 12-02-2022
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T55N R02E S24
L2(NENW),L2(NWNE),L3(SWNE),SENW
Total Acres: 10

**96-14246**
TROY PROPERTIES LLC
2794 HWY 95
GENESEE, ID 83832
Point of Diversion L3(NESW)
S22 T56N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 12-25-2022
Place Of Use: DOMESTIC
T56N R01W S22 L3(NESW)

**96-14248**
PONDER POINT LLC
12518 FLYING GOOSE LN
SPOKANE, WA 99224-8540
Point of Diversion L2(NWSE)
S12 T57N R02W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER

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Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 12-23-2022
Place Of Use: IRRIGATION
T57N R02W S12
L2(NWSE),L2(SWNE)
Total Acres: 0.7

**96-14250**
THE TCS TRUST
39939 N HIGH NOON WAY
PHOENIX, AZ 85086-2324
Point of Diversion NWNW
S29 T55N R03E
BONNER County
Source CLARK FORK RIVER
Tributary LAKE PEND OREILLE
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
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: 12-23-2022
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T55N R03E S19 L5(SESE)
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T55N R03E S20 SWSW
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T55N R03E S29 L4(NWNW)
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T55N R03E S30 L1(NENE)
Total Acres: 5

**96-14255**
HOWARD LAWRENCE
SUSAN ALEXANDER
8502 S SOUTHFORK LN
SPOKANE, WA 99223-9563
Point of Diversion SWNE
S17 T56N R01E
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 12-23-2022
Place Of Use: DOMESTIC
T56N R01E S17 L2(SWNE)

**96-14328**
JOHN JOHNSON
6013 SOUTH DEARBORN ROAD
SPOKANE, WA 99223
Point of Diversion NENW
S22 T54N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 12-29-2022
Place Of Use: DOMESTIC
T54N R01W S22
L1(NENW),NENW

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**96-14339**
KATHRYN ROSE
ROLAND ROSE
2743 LAKESHORE DR
SAGLE, ID 83860-8711
Point of Diversion L3(SESW)
S33 T57N R02W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Use: AESTHETIC
04/01 to 10/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 12-30-2022
Place Of Use: AESTHETIC,IRRIGATION
T57N R02W S33 L3(SESW)
Total Acres: 0.5

**96-14367**
JOHN SLAUGHTER
ELIZABETH SLAUGHTER
PO BOX 331
DIAMONDVILLE, WY 83116-0331
Point of Diversion NESW
S6 T55N R02W
BONNER County
Source SURFACE RUNOFF
Tributary SINKS
Use: IRRIGATION STORAGE
01/01 to 12/31 12 AF
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 2.9 AF
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 12 AF
Total Diversion: 14.9 AF
Date Filed: 01-03-2023
Place Of Use: FIRE PROTECTION STORAGE,IRRIGATION FROM STORAGE,IRRIGATION STORAGE
T55N R02W S6
SENW,NESW
Total Acres: 4

**96-14380**
ROBERT A ALDERMAN
BILLIE D ALDERMAN
2655 JEWEL LAKE RD
SAGLE, ID 83860
Point of Diversion L3(NENW)
S4 T55N R03W
BONNER County
Source UNNAMED STREAM
Tributary PEND OREILLE RIVER
Point of Diversion L3(NENW)
S4 T55N R03W
BONNER County
Source UNNAMED STREAM
Tributary PEND OREILLE RIVER
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Total Diversion: 0.17 CFS
Date Filed: 01-04-2023
Place Of Use: IRRIGATION,STOCKWATER
T55N R03W S4
L3(NENW),L2(NWNE)
Total Acres: 5

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**96-14416**
WANOUS TRUST
460371 HIGHWAY 95
COCOLALLA, ID 83813-9651
DENNIS WANOUS
KAYLA WANOUS
460373 HIGHWAY 95 S
COCOLALLA, ID 83813-9651
Point of Diversion SENW
S30 T55N R02W
BONNER County
Source COCOLALLA CREEK
Tributary COCOLALLA LAKE
Point of Diversion NENW
S30 T55N R02W
BONNER County
Source COCOLALLA CREEK
Tributary COCOLALLA LAKE
Point of Diversion NENW
S30 T55N R02W
BONNER County
Source COCOLALLA CREEK
Tributary COCOLALLA LAKE
Point of Diversion SWSE
S19 T55N R02W
BONNER County
Source COCOLALLA CREEK
Tributary COCOLALLA LAKE
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 1 CFS
Date Filed: 01-06-2023
Place Of Use: IRRIGATION
T55N R02W S19
SESW,SWSE
Place Of Use: IRRIGATION
T55N R02W S30
NWNE,NENW,SENW
Total Acres: 50

**96-14417**
WANOUS TRUST
460371 HIGHWAY 95
COCOLALLA, ID 83813-9651
Point of Diversion SWNE
S19 T55N R02W
BONNER County
Source COCOLALLA CREEK
Tributary COCOLALLA LAKE
Point of Diversion NWSE
S19 T55N R02W
BONNER County
Source COCOLALLA CREEK
Tributary COCOLALLA LAKE
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.4 CFS
Date Filed: 01-06-2023
Place Of Use: IRRIGATION
T55N R02W S19
SWNE,NESW,NWSE
Total Acres: 20

**96-14422**
DAVID MILBRATH
JOAN MILBRATH
77 BUCK RUN
SAGLE, ID 83860-5046
Point of Diversion L3(NENW)
S2 T56N R02W

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BONNER County
Source SAGLE SLOUGH
Tributary PEND OREILLE LAKE
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 01-09-2023
Place Of Use: IRRIGATION
T56N R02W S2 L3(NENW)
Total Acres: 0.5

**96-14424**
K AND L CUNNINGHAM REVOCABLE TRUST
17801 FALKIRK LN
HUNTINGTN BCH, CA 92649-4853
Point of Diversion SESE
S9 T58N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.09 CFS
Total Diversion: 0.13 CFS
Date Filed: 01-09-2023
Place Of Use: DOMESTIC,IRRIGATION
T58N R01W S9
NESE,SESE
Total Acres: 3.4

**96-14425**
BRIAN HANSON
346 OLIVER RD
SANDPOINT, ID 83864-5042
Point of Diversion SWSENE
S14 T58N R02W
BONNER County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Total Diversion: 0.12 CFS
Date Filed: 01-09-2023
Place Of Use: DOMESTIC,IRRIGATION
T58N R02W S14
SWNE,SENE
Total Acres: 2

**96-14436**
JONES TRUST
933 S 1200 E
SALT LAKE CTY, UT 84105-1522
Point of Diversion L5(SESW)
S33 T57N 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: 01-09-2023
Place Of Use: DOMESTIC
T57N R01W S33 L5(SESW)

**96-14437**
GARY ROBERT MARTIN
516 LAURAL LN
NAPLES, ID 83847-5190

SCANNED
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Point of Diversion L2(SWNE)
S4 T55N R02E
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 01-09-2023
Place Of Use: DOMESTIC
T55N R02E S4 L2(SWNE)

**96-14446**
MARIAN COX
314 S FOURTH AVE
SANDPOINT, ID 83864-1220
Point of Diversion L1(NENE)
S19 T56N R01E
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 03-07-2022
Place Of Use: DOMESTIC
T56N R01E S19 L2(NWNE)

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 2/6/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director Published on 1/19/2023 and 1/26/2023

SCANNED
JAN 18 2023