STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 87317

This is to certify that: BARBARA A HULT AND/OR
BRYAN J HULT
92 CORNERSTONE RD
SANDPOINT, ID 83864

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
96-14639	WR/LICENSE	4/23/1951	0.150 cfs	N/A	N/A	13.0	GROUSE CREEK

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
96-14639	NO	YES	NO	NO	NO	NO

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
96-14639	96-14639	0.150 cfs	N/A	N/A	13.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		**0.150 cfs**	**N/A**	**13.0**	**13.0**		**N/A**	**N/A**	**N/A**	**N/A**

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 24th day of May, 2023.

Michelle Richman

Michelle Richman, Northern Regional Manager

SCANNED
MAY 26 2023

WATER RIGHT NO. 96-14639

As Modified by Transfer No. 87317

In accordance with the approval of Transfer No. 87317, Water Right No. 96-14639 is now described as follows:

Right Holder: BARBARA A HULT
BRYAN J HULT
92 CORNERSTONE RD
SANDPOINT, ID 83864

Priority Date: 4/23/1951

Source: GROUSE CREEK **Tributary:** PACK RIVER

BENEFICIAL USE	From		To	Diversion Rate
IRRIGATION	04/01	to	10/31	0.150 cfs
				0.150 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUSE CREEK SESW Sec 35 Twp 59N Rge 01W BONNER County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
59N	01W	35												13.0					13.0

POU Total Acres: 13.0

CONDITIONS OF APPROVAL

1. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
2. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
3. Use of water under this right is supplemental to all existing water rights with the same purpose and place of use.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
6. This right does not grant any right-of-way or easement across the land of another.

SCANNED
MAY 26 2023

WATER RIGHT NO. 96-14639

As Modified by Transfer No. 87317

CONDITIONS OF APPROVAL

7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

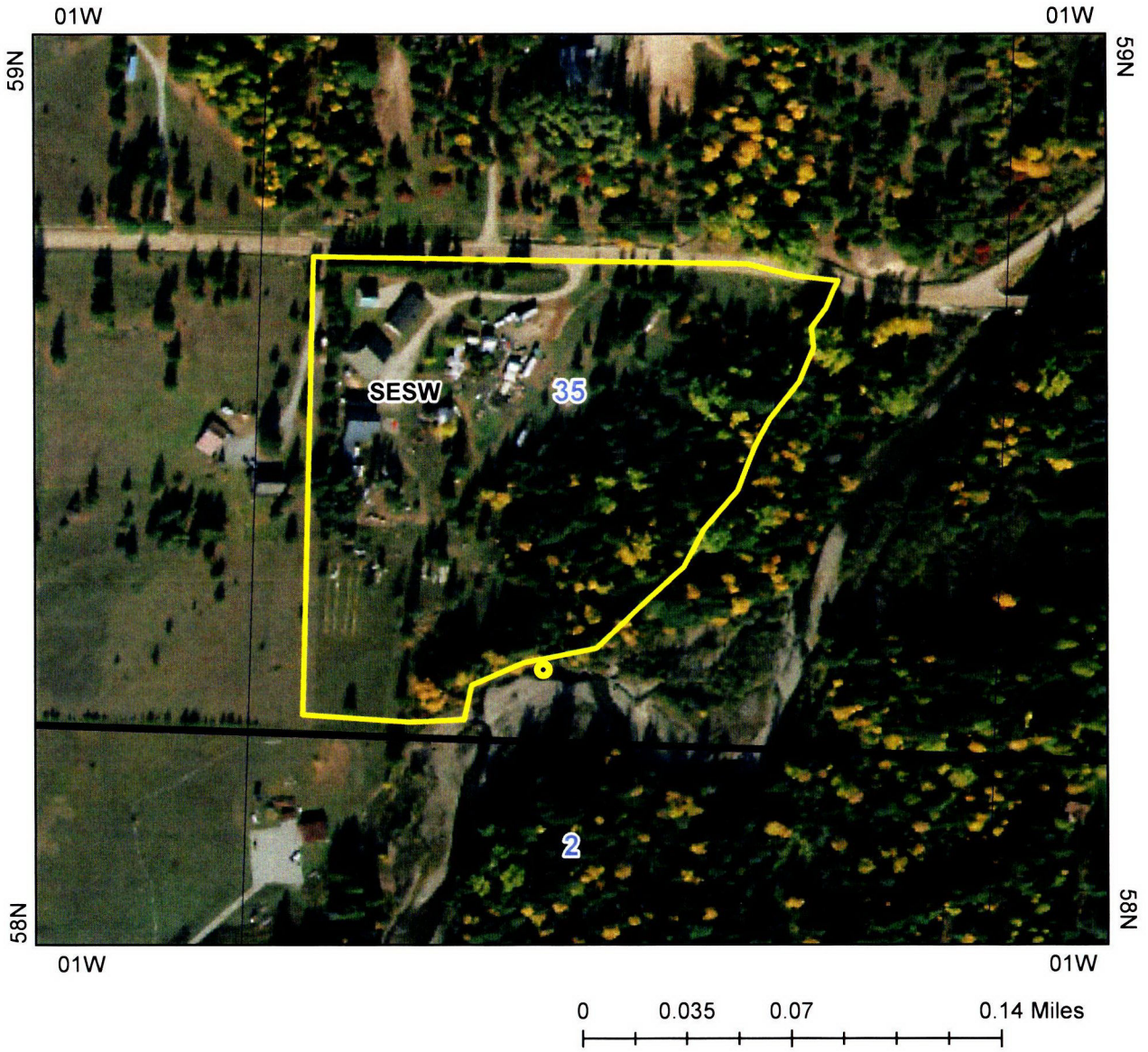
SCANNED
MAY 26 2023

State of Idaho
Department of Water Resources

Attachment to Transfer # 87317

Right 96-14639

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
MAY 26 2023

RECEIVED
Nov 28, 2022
DEPARTMENT OF
WATER RESOURCES

RECEIVED
SEP 22 2022
IDWR

3222 POD - 07-18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the *Application for Transfer Instructions* for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

☑ Change diversion point(s) ☐ Add diversion point(s) ☐ Ownership change ☐ Ownership split

☐ Transfer is for changes pursuant to Idaho Code § 42-221.O.8. Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** BRYAN J. HULT or BARBARA A. HULT Phone 208-217-1923
2. **MAILING ADDRESS** 92 CORNERSTONE RD City SANDPOINT
   State ID Zip 83864 Email BRYANHULT@YAHOO.COM

☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.

☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.

☒ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST WATER RIGHT NUMBER(S)** 96-2183

☑ Attach a copy of the water right(s) as recorded, available at *idwr.idaho.gov, Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is .15 .14 cubic feet per second (diversion rate) and/or _____ acre-feet per annum. (storage volume)

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, *Water Rights, Water Right Transfers, Modeling Resources.*

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
NO			SE	SW	35	59N	01W	BONNER	GROUSE CREEK	PUMP POD

Transfer No. 87317

SCANNED
FEB 24 2023

RECEIVED
SEP 22 2022
IDWR / NORTH

42-222 POD - 07/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the *Application for Transfer Instructions* for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

☑ Change diversion point(s) ☐ Add diversion point(s) ☐ Ownership change ☐ Ownership split

☐ Transfer is for changes pursuant to Idaho Code § 42-221.O.8. Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** BRYAN J. HULT or BARBARA A. HULT Phone 208-217-1923
2. **MAILING ADDRESS** 92 CORNERSTONE RD City SANDPOINT
   State ID Zip 83864 Email BRYANHULT@YAHOO.COM

☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.

☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.

☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST WATER RIGHT NUMBER(S)** 96-2183

☑ Attach a copy of the water right(s) as recorded, available at *idwr.idaho.gov, Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 1.4 (diversion rate) cubic feet per second and/or _____ (storage volume) acre-feet per annum.

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, *Water Rights, Water Right Transfers, Modeling Resources.*

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
NO			SE	SW	35	59N	01W	BONNER	GROUSE CREEK	PUMP POD

SUPERSEDED

Transfer No. _____

SCANNED
FEB 24 2023

6. **GENERAL INFORMATION**

a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

SCREENED INTAKE PIPE WITH PUMP AND PIPELINE TO IRRIGATION SYSTEM. SAME SYSTEM USED FOR EXISTING RIGHT 96-2183.

b. Who owns the property at the point(s) of diversion? APPLICANT

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

N/A

c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes	No	
☐	☑	undergone a period of five or more consecutive years of non-use,
☐	☑	currently used in a mitigation plan limiting the use of water under the right(s), or
☐	☑	currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

N/A

d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☑ No

☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☑ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and ¼ ¼ of section information. You may create a map at idwr.idaho.gov, *Water Rights, Water Right Transfers, File a Transfer Application, Step 2C.*

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Signature of applicant or authorized agent	Print name and title if applicable	Date
Bryan J Hult	BRYAN HULT	9/16/22
Barbara A Hult	Barbara A. Hult	9/16/22

9. **FEE** – ☑ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. Applications for changes pursuant to Idaho Code § 42-221.O.8. require a filing fee of $50 per water right. All other application fees are based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The *Fee Schedule* is available at *www.idwr.idaho.gov, Water Right Transfers, Step 4* and in the *Application for Transfer Instructions*.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by _____ Date _____

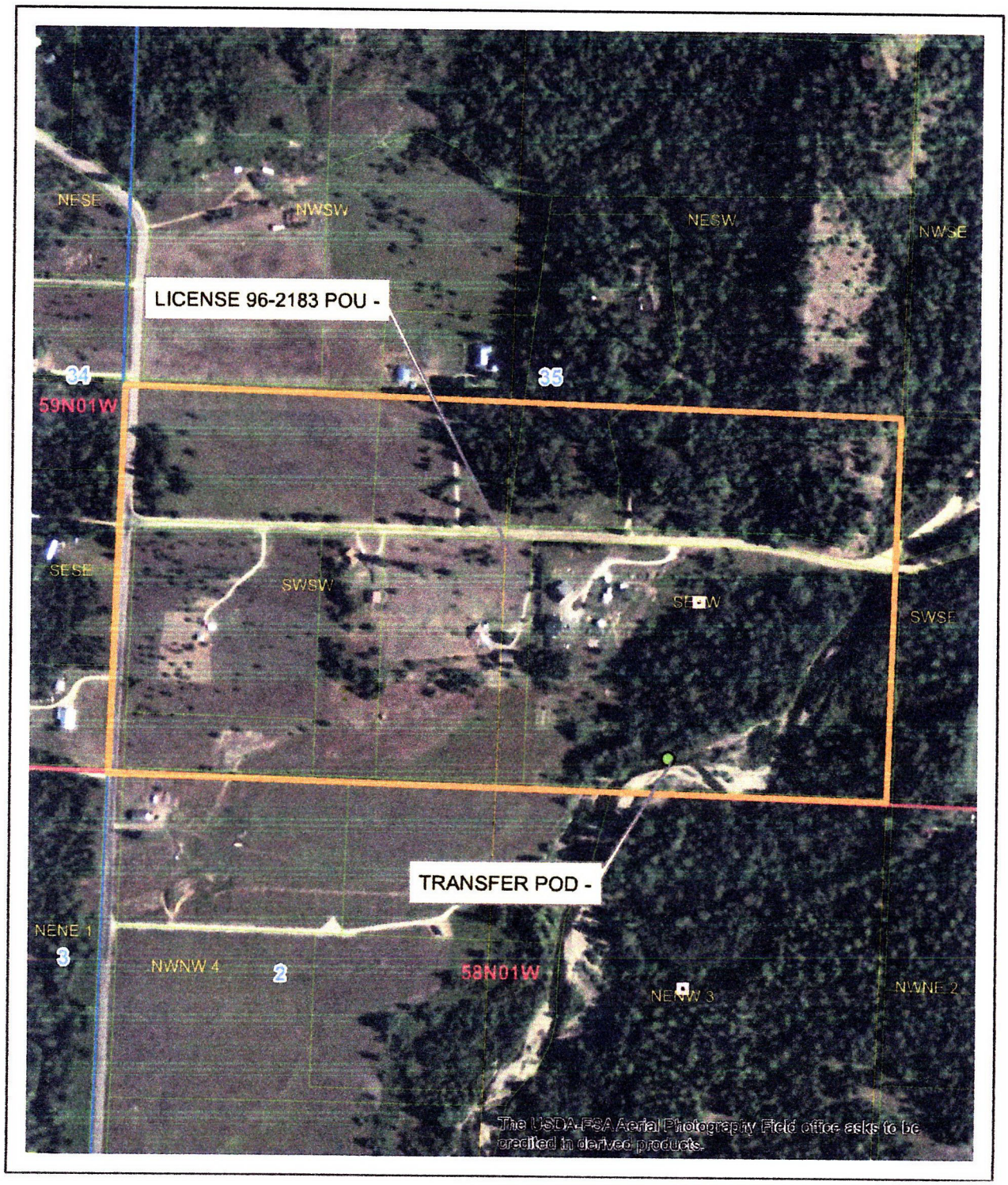
Fee paid $200.00 Date 9/22/22 Receipted by NS Receipt # N041226

Preliminary review by 11/22/2022 JBC Date 11/28/2022 Active in the Water Supply Bank? Yes ☐ No ☒

W-9 received? Yes ☐ No ☐ Name on W-9 n/a W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

SCANNED
FEB 7 4 2023



Legend

- Township/Range
- Sections
- QQ

0 0.05 0.1 0.2 Miles

N

SCANNED
FEB 2 4 2023

IDAHO DEPARTMENT OF WATER RESOURCES **1/30/2023**

Proof Report

Water Right 96-14639 [split from 96-2183]

Owner Type	**Name and Address**
Current Owner	BARBARA A HULT 92 CORNERSTONE RD SANDPOINT, ID 83864 (208) 217-1923
Current Owner	BRYAN J HULT 92 CORNERSTONE RD SANDPOINT, ID 83864 (208) 217-1923

Priority Date: 4/23/1951
Basis: License
Status: Active

Source	**Tributary**
GROUSE CREEK	PACK RIVER

Beneficial Use	**From**	**To**	**Diversion Rate**	**Volume**
IRRIGATION	04/01	10/31	0.260 CFS	
	Total Diversion		0.260 CFS	

Source and Point(s) of Diversion:

GROUSE CREEK SWSE Sec. 35, Twp 59N, Rge 01W, BONNER County

Place Of Use:

IRRIGATION within BONNER County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
59N	01W	35												13.0					13.0

POU Total Acres: 13.0

Conditions of Approval:

1.	003	Use of water under this right is supplemental to all existing water rights with the same purpose and place of use.
2.	005	Use of water under this right is subject to control by the watermaster of State Water District No. & DISTRICT.
3.	019	Unperforated well casing shall be used to a minimum depth as identified on the right and shall be extended into the next confining layer.
4.	001	A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

Comments:

96-14639 SCANNED
FEB 24 2023

1 nsteading 1/26/2023 Split Right
This right is the result of split from 96-2183.

2 nsteading 1/26/2023 POU
Updated Shape

Dates and Other Information:
Water District Number: NWD
Mitigation Plan: False

Combined Use Limits:
N/A

SubCase:
N/A

Water Supply Bank:

N/A

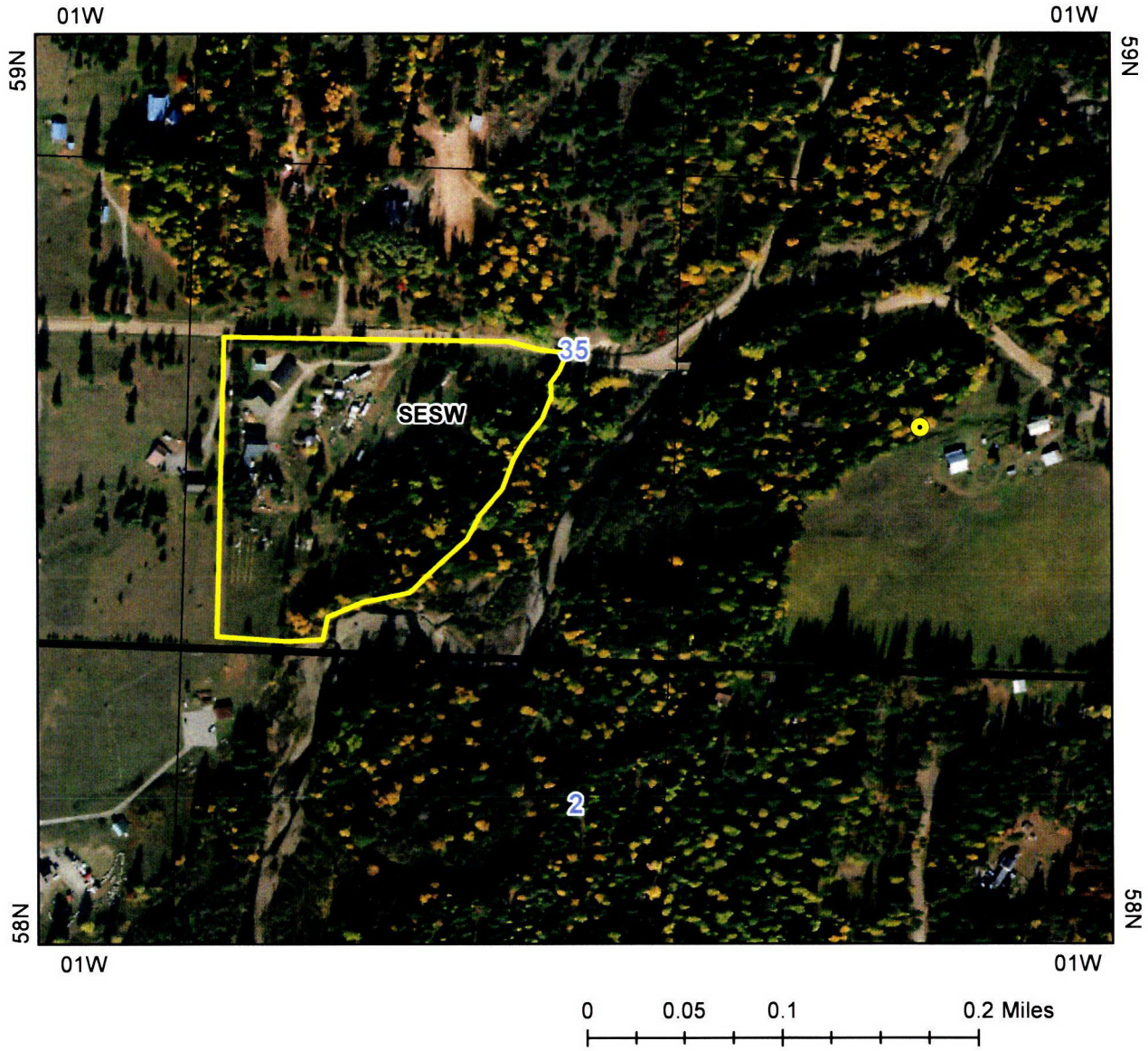
SCANNED
FEB 2 4 2023

State of Idaho
Department of Water Resources

Attachment to Water Right

96-14639

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 2 4 2023

IDAHO DEPARTMENT OF WATER RESOURCES **9/14/2022**
Proof Report

Water Right 96-2183

Owner Type	**Name and Address**
Current Owner	ANTHON H EDWARDS
	SANDPOINT, ID 83864

Priority Date: 4/23/1951
Basis: License
Status: Active

Source	**Tributary**
GROUSE CREEK	PACK RIVER

Beneficial Use	**From**	**To**	**Diversion Rate**	**Volume**
IRRIGATION	/	/	1.400 CFS	
	Total Diversion		1.400 CFS	

Source and Point(s) of Diversion:

GROUSE CREEK	SWSE	Sec. 35, Twp 59N, Rge 01W, BONNER County

Place Of Use:
IRRIGATION within BONNER County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
59N	01W	35											40.0	30.0					70.0

POU Total Acres: 70.0

Conditions of Approval:

1.	001	A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.
2.	005	Use of water under this right is subject to control by the watermaster of State Water District No. &DISTRICT.
3.	019	Unperforated well casing shall be used to a minimum depth as identified on the right and shall be extended into the next confining layer.
4.	003	Use of water under this right is supplemental to all existing water rights with the same purpose and place of use.

Comments:

1	mciscell	6/10/2013	POD

Bulk Generate Shape From PLS

SCANNED
FEB 2 4 2023

Dates and Other Information:
Licensed Date: 11/30/1955
Water District Number: NWD
Mitigation Plan: False

Combined Use Limits:
N/A

SubCase:
N/A

Water Supply Bank:

N/A

96-2183

SCANNED
FEB 2 4 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

May 26, 2023

BARBARA A HULT
BRYAN J HULT
92 CORNERSTONE RD
SANDPOINT ID 83864

Re: Transfer No: 87317
Water Right No.: 96-14639
Transfer Approval Notice

Dear Water Right Holder:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) 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 by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action 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 Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

SCANNED
MAY 26 2023

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. Failure to report these changes could result in a $100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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

Sincerely,

Michelle Richman

Michelle Richman
Northern Region Manager

Enclosure
CC:

SCANNED
MAY 26 2023

CERTIFICATE OF SERVICE

I hereby certify that on May 26, 2023 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 87317
Water Right No.: 96-14639

BARBARA A HULT
92 CORNERSTONE RD
SANDPOINT ID 83864

BRYAN J HULT
92 CORNERSTONE RD
SANDPOINT ID 83864

Tammy Alleman
Water Resource Agent

SCANNED
MAY 26 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.

SCANNED
MAY 26 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.

SCANNED
MAY 26 2023

MEMORANDUM

Date: April 17, 2023

To: Transfer 87317

From: Luke Bates LSB 4/17/23

Re: Review & Evaluation of Sufficiency of Information

Review & Evaluation of Sufficiency of Information
4/17/2023

Authority to File:
Applicants are the current owners of WR 96-14639, recently having completed a change in ownership which split their allotment of parent WR 96-2183 changing it to their names.

Water Right Validity:
The water right is valid and current.

Injury to Other Water Rights:
Injury is not anticipated as the diversion of water from Grouse Creek was previously allocated by parent WR 96-2183 and a change of POD with reduction of diversion rate from 0.26 cfs to 0.15 cfs is being applied for by the applicant.

Grouse Creek water source has an active Minimum Stream Flow (MSF) WR 96-7980 with priority date of 6/19/1981. This WR 96-14639 has a senior priority date of 4/23/1951 and the MSF Right is not applicable to this transfer.

During the Transfer Approval process, multiple conditions of approval present on parent WR 96-2183 were considered and determined not applicable to the water source, parcel location, and irrigation beneficial use. As a result, the following conditions were either removed, replace, or added to make the WR accurate regarding IDWR licensing procedures:

Condition 001 was found to be Inactive; replaced with 01M notifying the applicant that upon notification by the Department, installation of a measuring device in the future to determine diversion rate and record annual diversion volume may occur.

Condition 005 was found to be Inactive; this condition describes water rights found within water master districts. This WR's POU is not within a water master district and no replacement condition is recommended for transfer approval.

Condition 019 was found to be Inactive; no replacement condition is recommended for transfer approval.

Condition R62 was added describing irrigation diversion & volume limits for irrigation of greater than 5.0 acres. Current WR 96-14639 authorizes irrigation of 26.0 acres.

Condition(s) X15 & X16 were added to describe IDFG screening and approach velocity requirements associated with PODs installed in Grouse Creek. Adding these two conditions maintains conditional consistency for the Grouse Creek water source.

SCANNED
MAY 26 2023

Enlargement of Use:
None.

Local Public interest:
N0 negative issues anticipated.

Beneficial Use/Conservation of Water Resources:
Proposed use is recognized as a beneficial use of water.

Effect on Economy the Local Area:
As this transfer doesn't propose new uses, there is no negative effects on the local area.

Effect on Agricultural Base of the Local Area:
Change of POD location will allow applicant to divert Grouse Creek water from a reach of the creek associated with their parcel's boundary. Irrigation is ongoing on the parcel with no anticipated change for agricultural base of the local area.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

SCANNED
MAY 26 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 87317

This is to certify that: BARBARA A HULT AND/OR
BRYAN J HULT
92 CORNERSTONE RD
SANDPOINT, ID 83864

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
96-14639	WR/LICENSE	4/23/1951	0.260 cfs	N/A	N/A	N/A	GROUSE CREEK

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
96-14639	NO	YES	NO	NO	NO	NO

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
96-14639	96-14639	0.260 cfs	N/A	N/A	13.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		**0.150 cfs**	**N/A**	**13.0**	**13.0**		**N/A**	**N/A**	**N/A**	**N/A**

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this _____ day of _____, _____.

Michelle Richman, Northern Regional Manager

SCANNED
MAY 26 2023

WATER RIGHT NO. 96-14639

As Modified by Transfer No. 87317

In accordance with the approval of Transfer No. 87317, Water Right No. 96-14639 is now described as follows:

Right Holder: BARBARA A HULT
BRYAN J HULT
92 CORNERSTONE RD
SANDPOINT, ID 83864

Priority Date: 4/23/1951

Source: GROUSE CREEK **Tributary:** PACK RIVER

BENEFICIAL USE	From		To	Diversion Rate
IRRIGATION	04/01	to	10/31	0.260 cfs
				0.260 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUSE CREEK SESW Sec 35 Twp 59N Rge 01W BONNER County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
59N	01W	35												13.0					13.0

POU Total Acres: 13.0

CONDITIONS OF APPROVAL

1. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
2. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
3. Use of water under this right is supplemental to all existing water rights with the same purpose and place of use.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
6. This right does not grant any right-of-way or easement across the land of another.

Transfer No. 87317

SCANNED
MAY 26 2023

AFFIDAVIT OF PUBLICATION

RECEIVED
MAR 17 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 Notice of Proposed.
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 2nd day of March, 2023, and ending on the 9th day of March, 2023.

Italia Jimenez

State of Idaho, county of Bonner ss.
On this 13th day of March, in the year of 2023, before me, Sherilyn Jones, Notary Public, personally appeared Italia Jimenez known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he (or they) executed the same.

Sherilyn Jones
Notary Public
Residing at: Bonner County

SHERILYN JONES NOTARY PUBLIC COMM. NO. 69771 STATE OF IDAHO

My Commission Expires 4/17/23

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 87317

BARBARA A HULT and BRYAN J HULT, 92 CORNERSTONE RD, SANDPOINT, ID 83864 has filed Application No. 87317 for changes to the following water rights within BONNER County(s): Right No(s). 96-14639; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows:

This transfer proposes to change the point of diversion for 96-14639 from the SW1/4SE1/4 to the SE1/4SW1/4 of same Section 35, Twp 59N, Rge 01W.

For additional information concerning the property location, contact Northern Region office at (208)762-2800. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department 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 3/20/2023. The protestant must also send a copy of the protest to the applicant.

The following application(s) have been filed to appropriate the public waters of the State of Idaho:
96-12561
HOWARD L CONVERSE
662 LIGNITE RD
SAGLE, ID 83860-9234
TODD CONVERSE
757 LIGNITE RD
SAGLE, ID 83860
Point of Diversion NWSW
S11 T56N R02W
BONNER County
Source SAGLE SLOUGH
Tributary LAKE PEND OREILLE
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.06 CFS
Date Filed: 09-01-2022
Place Of Use: IRRIGATION
T56N R02W S11 NWSW
Total Acres: 1.7

SCANNED
MAY 26 2023

96-12714
JOHN MC PHERSON
MARY MC PHERSON
261 CROOKED EAR DR
SANDPOINT, ID 83864-9486
Point of Diversion L1(NWNW)
S7 T57N R01W
BONNER County
Source LAKE PEND ORIELLE
Tributary PEND ORIELLE RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-16-2022
Place Of Use: IRRIGATION
T57N R01W S7 L1(NWNW)
Total Acres: 0.5

96-14333
THOMAS E DUEBENDORFER
GABRIELLE DUEBENDORFER
6741 ELMIRA RD
SANDPOINT, ID 83864
Point of Diversion SWSW
S5 T59N R01E
BONNER County
Source SAND CREEK
Tributary PACK RIVER
Use: POWER
01/01 to 07/31 0.09 CFS
Use: DOMESTIC
01/01 to 12/31 0.01 CFS
Total Diversion: 0.1 CFS
Date Filed: 09-06-2022
Place Of Use: DOMESTIC,POWER
T59N R01E S5 SWSW
Place Of Use: DOMESTIC,POWER
T59N R01E S8 NWNW

96-14802
ROBERT OAKLEY
MICHELLE OAKLEY
67 TEAL LN
SAGLE, ID 83860-9181
Point of Diversion L2(NWNE)
S34 T57N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 02-08-2023
Place Of Use: IRRIGATION
T57N R03W S34 L2(NWNE)
Total Acres: 0.2

96-14804
GARFIELD BAY WATER AND SEWER DISTRICT
PO BOX 27
PONDERAY, ID 83852-0027
Point of Diversion SWSE
S15 T56N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 09-21-2022
Place Of Use: DOMESTIC
T56N R01W S15 SWSE

96-14813
LAKE PEND OREILLE SCHOOL DISTRICT #84
1520 BALDY MOUNTAIN RD
SANDPOINT, ID 83864-6083
Point of Diversion SWNE
S15 T56N R02W
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.06 CFS
Date Filed: 02-09-2023
Place Of Use: IRRIGATION
T56N R02W S15 SWNE
Total Acres: 2

96-14816
STEHPHEN AND REBECCA L PEREZ TRUST
PO BOX 1367
SAGLE, ID 83860-1367
Point of Diversion SESW
S25 T56N R03W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Total Diversion: 0.19 CFS
Date Filed: 02-10-2023
Place Of Use: DOMESTIC,IRRIGATION
T56N R03W S25 SESW
Total Acres: 5

96-14830
DAVID C BROWN
KAREN A BROWN
12816 NE 86TH ST
KIRKLAND, WA 98033-5969
Point of Diversion L4(NWSW)
S25 T57N R02W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 02-10-2023
Place Of Use: DOMESTIC
T57N R02W S25 L4(NWSW)

96-14846
VIRGINIA B GAGE
5421 E 27TH AVE
SPOKANE, WA 99223-2328
Point of Diversion L1(NWNE)
S33 T57N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 02-13-2023
Place Of Use: DOMESTIC
T57N R01W S33 L1(NWNE)

96-14877
ROXANN GAUDERN
HUSTON EDWARD BROGDON
44 WHITE STONE RANCH WAY
HERON, MT 59844-9553
Point of Diversion NESE
S22 T55N R03E
BONNER County
Source GROUND WATER
Point of Diversion NESE
S22 T55N R03E
BONNER County
Source GROUND WATER
Point of Diversion L3(NWSW)
S23 T55N R03E
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/01 to 10/31 0.12 CFS
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Total Diversion: 0.15 CFS
Date Filed: 01-30-2023
Place Of Use: DOMESTIC,IRRIGATION
T55N R03E S22 NESE
Place Of Use: DOMESTIC,IRRIGATION
T55N R03E S23 L3(NWSW)
Total Acres: 6

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 3/20/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director
Legal#4911
AD#6049
March 2, 9, 2023

SCANNED
MAY 26 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 24, 2023

BARBARA A HULT
BRYAN J HULT
92 CORNERSTONE RD
SANDPOINT, ID 83864

RE: Transfer No. 87317
Water Right No(s). 96-14639

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the BONNER COUNTY DAILY BEE on 3/2/2023 and 3/9/2023. 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 approval document.

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

Sincerely,

Tammy Alleman
Administrative Assistant

SCANNED
FEB 24 2023

Alleman, Tammy

From: Alleman, Tammy
Sent: Friday, February 24, 2023 9:20 AM
To: Horsmon,Merritt; Chantilly Higbee; Anna Moody
Subject: Request for Comments for Transfer #87317
Attachments: 87317 Transfer Application.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 March 20, 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
FEB 24 2023

Alleman, Tammy

From: Alleman, Tammy
Sent: Friday, February 24, 2023 7:52 AM
To: bcdblegals@cdapress.com
Subject: Legal Notice for Bonner County Daily Bee
Attachments: Legal Notice for 87317, 96-12651, 96-12714, 96-14333, 96-14802, 96-14804, 96-14813, 96-14816, 96-14830, 96-14846, 96-14877.docx

Please publish the enclosed legal notice in the **Bonner County Daily Bee** on the dates indicated **March 2nd & March 9th, 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 **March 20, 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
FEB 24 2023

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 87317

BARBARA A HULT and BRYAN J HULT, 92 CORNERSTONE RD, SANDPOINT, ID 83864 has filed Application No. 87317 for changes to the following water rights within BONNER County(s): Right No(s). 96-14639; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows:

This transfer proposes to change the point of diversion for 96-14639 from the SW1/4SE1/4 to the SE1/4SW1/4 of same Section 35, Twp 59N, Rge 01W.

For additional information concerning the property location, contact Northern Region office at (208)762-2800. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department 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 3/20/2023. The protestant must also send a copy of the protest to the applicant.

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

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662 LIGNITE RD
SAGLE, ID 83860-9234
TODD CONVERSE
757 LIGNITE RD
SAGLE, ID 83860
Point of Diversion NWSW
S11 T56N R02W
BONNER County
Source SAGLE SLOUGH
Tributary LAKE PEND OREILLE
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.06 CFS
Date Filed: 09-01-2022
Place Of Use: IRRIGATION
T56N R02W S11 NWSW
Total Acres: 1.7

96-12714
JOHN MC PHERSON
MARY MC PHERSON
261 CROOKED EAR DR
SANDPOINT, ID 83864-9486
Point of Diversion L1(NWNW)
S7 T57N R01W
BONNER County
Source LAKE PEND ORIELLE
Tributary PEND ORIELLE RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-16-2022
Place Of Use: IRRIGATION
T57N R01W S7 L1(NWNW)
Total Acres: 0.5

96-14333
THOMAS E DUEBENDORFER
GABRIELLE DUEBENDORFER
6741 ELMIRA RD
SANDPOINT, ID 83864
Point of Diversion SWSW
S5 T59N R01E
BONNER County
Source SAND CREEK
Tributary PACK RIVER
Use: POWER
01/01 to 07/31 0.09 CFS
Use: DOMESTIC
01/01 to 12/31 0.01 CFS
Total Diversion: 0.1 CFS
Date Filed: 09-06-2022
Place Of Use: DOMESTIC,POWER
T59N R01E S5 SWSW
Place Of Use: DOMESTIC,POWER
T59N R01E S8 NWNW

96-14802
ROBERT OAKLEY
MICHELLE OAKLEY
67 TEAL LN

SCANNED
FEB 2 4 2023

SAGLE, ID 83860-9181
Point of Diversion L2(NWNE)
S34 T57N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 02-08-2023
Place Of Use: IRRIGATION
T57N R03W S34 L2(NWNE)
Total Acres: 0.2

96-14804
GARFIELD BAY WATER AND SEWER DISTRICT
PO BOX 27
PONDERAY, ID 83852-0027
Point of Diversion SWSE
S15 T56N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 09-21-2022
Place Of Use: DOMESTIC
T56N R01W S15 SWSE

96-14813
LAKE PEND OREILLE SCHOOL DISTRICT #84
1520 BALDY MOUNTAIN RD
SANDPOINT, ID 83864-6083
Point of Diversion SWNE
S15 T56N R02W
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.06 CFS
Date Filed: 02-09-2023
Place Of Use: IRRIGATION
T56N R02W S15 SWNE
Total Acres: 2

96-14816
STEHPHEN AND REBECCA L PEREZ TRUST
PO BOX 1367
SAGLE, ID 83860-1367
Point of Diversion SESW
S25 T56N R03W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Total Diversion: 0.19 CFS
Date Filed: 02-10-2023
Place Of Use: DOMESTIC,IRRIGATION
T56N R03W S25 SESW
Total Acres: 5

96-14830
DAVID C BROWN
KAREN A BROWN
12816 NE 86TH ST
KIRKLAND, WA 98033-5969
Point of Diversion L4(NWSW)
S25 T57N R02W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 02-10-2023
Place Of Use: DOMESTIC

SCANNED
FEB 7 4 2023

T57N R02W S25 L4(NWSW)

96-14846
VIRGINIA B GAGE
5421 E 27TH AVE
SPOKANE, WA 99223-2328
Point of Diversion L1(NWNE)
S33 T57N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 02-13-2023
Place Of Use: DOMESTIC
T57N R01W S33 L1(NWNE)

96-14877
ROXANN GAUDERN
HUSTON EDWARD BROGDON
44 WHITE STONE RANCH WAY
HERON, MT 59844-9553
Point of Diversion NESE
S22 T55N R03E
BONNER County
Source GROUND WATER
Point of Diversion NESE
S22 T55N R03E
BONNER County
Source GROUND WATER
Point of Diversion L3(NWSW)
S23 T55N R03E
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/01 to 10/31 0.12 CFS
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Total Diversion: 0.15 CFS
Date Filed: 01-30-2023
Place Of Use: DOMESTIC,IRRIGATION
T55N R03E S22 NESE
Place Of Use: DOMESTIC,IRRIGATION
T55N R03E S23 L3(NWSW)
Total Acres: 6

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 3/20/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director Published on 3/2/2023 and 3/9/2023

SCANNED
FEB 2 4 2023

MEMORANDUM

Date: February 3, 2023

To: Transfer 87317

From: Luke Bates LSB 2/3/23

Re: Legal Notice Remarks

This transfer proposes to change the point of diversion for 96-14639 from the SW1/4SE1/4 to the SE1/4SW1/4 of same Section 35, Twp 59N, Rge 01W.

SCANNED
FEB 2 4 2023

MEMORANDUM

Date: February 3, 2023

To: Transfer 87317

From: Luke Bates LSB 2/3/23

Re: Comment/Analysis

Comment/Analysis
2/3/2023

Applicant(s) Bryan J Hult or Barbara A Hult applied for the application for transfer - change point of diversion for licensed WR 96-2183. The application was received on 9/22/2022. During initial review department staff identified the applicant was not the current owner of the water right.

Applicant submitted a change in ownership (split) for 96-2183, received by the department on 1/20/2023. In approving the change in ownership form the applicant split their respective proportion of the irrigation acreage from the original place of use for 96-2183 and when finalized resulted in split WR 96-14639.

I added 96-14639 in the transfer application program and then removed 96-2183 from transfer application ID 87317 before preparing for advertisement.

When considering the original transfer app diversion rate request of 0.15 cfs to the split WR 96-14639 approved for a diversion rate equal to 0.26 cfs for 13.0 acres, a reduction in diversion rate if approved as filed by the applicant will occur.

Correspondence with the applicant resulted in applicant's acknowledgement that the reduced diversion rate to 0.15 cfs is consistent with the department's standard diversion rate for 5.0 acres irrigation; a separate Notice of Claim to Water Right filed by the applicant, received on 9/22/2023, designates 5.0 acres irrigation based on historic irrigation usage used in conjunction with prior WR 96-2183 and subsequently split WR 96-14639. The applicant's adjudication claim will require amendment to revise the water right number being filed for to reflect the splitting of water rights & the applicant may revise the diversion rate applied for at the same time.

SCANNED
FEB 7 4 2023

Bates, Luke

From: Bryan Hult <bryanhult@yahoo.com>
Sent: Monday, November 28, 2022 10:43 AM
To: IDWR File
Cc: Bates, Luke
Subject: Idaho Water Rights
Attachments: Water Rights.pdf

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

To whom it may concern,

I have forwarded an adjusted request for my application of water rights. Please use the attached document for my request.

I have cc'd the northern regional office.

Should you need any additional information, please contact me at this email address or call (208) 217-1923.

Thank you

Bryan Hullt

SCANNED
FEB 2 4 2023