State of Idaho
Department of Water Resources

Water Right License

Water Right No. 96-15121

Priority: March 09, 2023 **Maximum Diversion Rate:** 0.01 CFS

It is hereby certified that:

AMANDA F FRENCH 31 SWAN SHORES DR SAGLE ID 83860-9349

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 09, 2023, and has submitted Proof of Beneficial Use on June 02, 2023. An examination confirms water is diverted from:

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

Beneficial Use	Period of Use	Rate of Diversion
IRRIGATION	04/01 to 10/31	0.01 CFS

Location of Point(s) of Diversion
PEND OREILLE RIVER NW¼ SE¼, Sec. 34, Twp 57N, Rge 03W, B.M. BONNER County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	03W	34														0.4			0.4

Total Acres: 0.4

Conditions of Approval

1. Place of use is located within Lots 1 & 2, Blk 2; Swan Shores II Subdivision.
2. This right when combined with all other rights shall provide no more than 0.01 cfs nor more than 1.2 afa at the field headgate for irrigation of the place of use.
3. This right does not grant any right-of-way or easement across the land of another.

This license is issued pursuant to the provisions of Idaho Code § 42-219. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 22nd day of June, 2023.

PHILL HUMMER
Water Rights Supervisor

SCANNED
JUN 23 2023

State of Idaho
Department of Water Resources

Attachment to Water Right

96-15121

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
JUN 23 2023

Form 42-217 Rev. 6/22

RECEIVED
JUN 02 2023
DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEMENT OF COMPLETION

FOR SUBMITTING PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY	
Amt. of Fee $	50.00
Receipt No.	0116391
Receipted By	KM
Date Receipted	6.2.23

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 because you have not established the authorized water use and are not applying for an extension, please notify the Department in writing.

1. Permit No. 96-15121 Name of Permit Holder(s) Amanda F French
Telephone No. 650 208 2985 Email AMANDAFFRENCH@AOL.com
Mailing Address 31 Swan Shores Dr City Sagle State ID Zip 83860

2. Source of Water Pend Oreille River If Ground Water (well), Date Drilled mo. _____ / yr. _____
Drilling Permit/Tag No. _____ Drilling Company's Name _____

3. Extent of use(s) completed **as authorized by the water right permit**:
Domestic (No. households) 01 Irrigation (No. acres) 0 Stockwater (No. and stock type) _____
Other _____

4. Total diversion rate or volume (storage only) for which proof is submitted 0.03 cfs OR _____ af
If the total developed water use is 5 acres of irrigation or less, is stockwater storage of 14.6 acre-feet or less, or has a diversion rate of less than 0.24 cfs, attach a map of the place of use and point of diversion and photographs showing beneficial use.

5. Describe the diversion and delivery system from the water source to the use (pump, lift, irrigation method, etc.)
Sumersible Pump - lawn sprinklers and drip system landscaping

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 a Department representative during the field examination of the water system:
Name: Charles Payne Telephone No. 650 8885085 Email NONE
Mailing Address 31 Swan Shores Dr City Sagle State ID Zip 83860

The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted and applied to beneficial use. I understand that any undeveloped portion of the permit is relinquished to the State of Idaho.

Amanda French — Amanda French — 5/31/2023
SIGNATURE OF PERMIT HOLDER* PRINTED NAME AND TITLE DATE

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

SCANNED
JUN 23 2023

State of Idaho
Department of Water Resources

Permit to Appropriate Water

No. 96-15121

Priority: March 09, 2023 **Maximum Diversion Rate:** 0.03 CFS

This is to certify that

AMANDA F FRENCH 31 SWAN SHORES DR SAGLE ID 83860-9349

has applied for a permit to appropriate water from:

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

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

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

Location of Point(s) of Diversion

PEND OREILLE RIVER NW¼ SE¼, Sec. 34, Twp 57N, Rge 03W, B.M. BONNER County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	03W	34														1.0			1.0

Total Acres: 1.0

Conditions of Approval

1. Proof of application of water to beneficial use shall be submitted on or before **June 01, 2028.**
2. Subject to all prior water rights.
3. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
4. Place of use is located within Lots 1 & 2, Blk 2; Swan Shores II Subdivision.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
6. This right does not grant any right-of-way or easement across the land of another.

This permit is issued pursuant to the provisions of Idaho Code § 42-204.

Signed this 23 day of MAY, 20 23.

LUKE BATES
Interim Water Rights Supervisor

SCANNED
MAY 30 2023

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

96-15121

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 30 2023

RECEIVED
MAR 0 9 2023
IDWR / NORTH

Print Single Sided Only

87620

FORM 202 Rev 09/16

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. 96-15121

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Amanda F French Phone 650-208-2985
   Name connector (check one): ☐ and ☐ or ☐ and/or
   Mailing address 31 Swan Shores Dr City Sagle
   State Idaho ZIP 83860 Email amandaffrench@aol.com
2. Name of representative, if any _____ Phone _____
   Mailing address _____ City _____
   State _____ ZIP _____ Email _____
   a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
   ☐ Send original correspondence to the applicant and copies to the representative.
   b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
   ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply Pend Orielle River which is a tributary of Columbia River
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
57N	03W	34			NW	SE	Bonner	Pend Orielle River	

5. Water will be used for the following purposes:
   Amount 0.03 (cfs or acre-feet per year) for Irrigation 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)
   Amount _____ (cfs or acre-feet per year) for _____ purposes from _____ to _____ (both dates inclusive)
6. Total quantity to be appropriated is (a) 0.03 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
   a. Describe type and size of devices used to divert water from the source. gould's Submersible pump submerged in River to sprinkles & Drip Syste
   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. _____.

For Department Use

Received by JA Date 3-9-23 Time _____ Preliminary check by _____
Fee $ 10000 Receipted by JA Receipt No. N042690 Date 3-9-23

SCANNED
APR 04 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. _____

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	03W	34														1.0			1.0

Total number of acres to be irrigated: 1.0

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? Idaho Department of Lands
    b. Who owns the land to be irrigated or place of use? Applicant
    c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: ~~App~~ ~~[illegible]~~ encroachment Permit

12. Describe your proposal in narrative form and provide additional explanation for any of the items above. Attach additional pages if necessary. Existing Water System may be Exspanded to irragated 1 Acre

13. Time required for completion of works and application of water to proposed beneficial use is 5 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.

Amanda French
Signature of Applicant

2019 Amanda Ferguson French Trust Trustee
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

SCANNED
APR 04 2023

State of Idaho
Department of Water Resources

Application for Protest



0 0.0175 0.035 0.07 Miles

PLS Sections
Quarter Quarters
Taxlots

X = Point of Diversion
□ = Place of Use

N

Tax parcel linformation provided by Bonner County.

Map pepared by Shaun Maxey, IDWR

SCANNED
APR 04 2023

Instrument # 953842
Bonner County, Sandpoint, Idaho
02/28/2020 03:09:09 PM No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - SANDPOINT
Michael W. Rosedale Fee: $15.00
Ex-Officio Recorder Deputy cbrannon
Index to: WARRANTY DEED

File No: 876318

Document type: Warranty Deed

Unofficial Document

SCANNED
APR 04 2023

AFTER RECORDING MAIL TO:

Amanda French Trustee
PO Box 732
Pescadero, CA 94060

WARRANTY DEED

File No.: 876318-S **(lw)**

Date: **February 05, 2020**

For Value Received, **Gerald Paul Tieri and Michelle Brunson Tieri, husband and wife**, hereinafter referred to as Grantor, does hereby grant, bargain, sell and convey unto **Amanda Ferguson French, Trustee of the Amanda Ferguson French 2019 Revocable Living Trust Dated September 12, 2019**, hereinafter referred to as Grantee, whose current address is **PO Box 732, Pescadero, CA 94060**, the following described premises, situated in **Bonner** County, **Idaho**, to wit:

LEGAL DESCRIPTION: Real property in the County of Bonner, State of Idaho, described as follows:

Lots 1 and 2 in Block 2 of SWAN SHORES II, according to the plat thereof, recorded in Book 4 of Plats, Page 112, records of Bonner County, Idaho.

APN: **RP041530020010A & RP041530020020A**

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Unofficial Document

SCANNED
APR 04 2023

APN: **RP041530020010A**

Warranty Deed
- continued

File No.: **876318-S (lw)**
Date: **02/05/2020**

Gerald Paul Tieri

Michelle Brunson Tieri

STATE OF Idaho)
ss.
COUNTY OF Bonner)

On this 27th day of **February, 2020**, before me, a Notary Public in and for said State, personally appeared **Gerald Paul Tieri**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

HOLLY J. BAUER
NOTARY PUBLIC
Comm No. 34699
Expires 08/10/21
STATE OF IDAHO

Notary Public for the State of Idaho
Residing at: Sandpoint, ID
My Commission Expires: 8-10-2021

STATE OF Florida)
ss.
COUNTY OF Brevard)

by physical presence

On this 26 day of February, 2020, before me, a Notary Public in and for said State, personally appeared **Michelle Brunson Tieri**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that she executed the same.

LINDA B. DELAUNE
MY COMMISSION # GG 189539
EXPIRES: March 22, 2022
Bonded Thru Notary Public Underwriters

Notary Public of Florida
~~Residing at:~~ Brevard Co.
Commission Expires: 3/22/22

Unofficial Document

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

June 23, 2023

AMANDA F FRENCH
31 SWAN SHORES DR
SAGLE ID 83860-9349

RE: License No. 96-15121

ISSUANCE OF LICENSE

Dear Water Right Holder(s):

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

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

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

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

Sincerely,

Jean Hersley

FOR
Phill Hummer
Water Rights Supervisor

Enclosure(s)

SCANNED
JUN 23 2023

CERTIFICATE OF SERVICE

I hereby certify that on June 23, 2023, I served a true and correct copy of Water Right License No. 96-15121 by U.S. Mail, postage prepaid, to the following:

AMANDA F FRENCH (Current Owner)
31 SWAN SHORES DR
SAGLE ID 83860-9349

Jean Hersley
Technical Records Specialist 2

SCANNED
JUN 23 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
JUN 23 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.

Permit No: 96-15121 Page 1

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

A. GENERAL INFORMATION

Exam Date: 6/20/2023

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

2. Current Owner: Amanda French
   Owner of Record Correct? _____N
   Address of Record Correct? _____N
   If No Explain: N/A

3. Beneficial Use Fees have been paid: X Y ____N Receipt No: C116391

4. Source: Tributary:
   Pend Oreille River Columbia River

   Method of Determination:
   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
96-9852	Groundwater	Domestic	Permit

Comments: Water permit 96-9852 overlaps the proposed place of use. However, since the water right above is for a different beneficial use, domestic, a combined limit between this permit and permit 96-9852 isn't necessary.

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

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

Comments: N/A

C. DIVERSION AND DELIVERY SYSTEM

1. Location of Point(s) of Diversion:

Source	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge.		County
Pend Oreille River			NW	SE	34	57N	03W	B.M.	Bonner
								B.M.	
								B.M.	

Method of Determination: GIS and Tax Parcel Data.

Change in POD? ___Y X N Amendment Required? ____Y X N

SCANNED
JUN 23 2023

2. Place of Use: Irrigation

TWP	RGE	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	03W	34														0.4			0.4
		Lot #																	N/A
																Total Acres =			0.4

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

Change in POU? ___Y __X__N Amendment Required? ___Y __X__N

___ Delivery System Diagram Attached (required). Indicate all major components and distances between components.

Indicate weir size/pipe as applicable:

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

___ Photo of Diversion and System Attached

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

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

D. FLOW MEASUREMENTS

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

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

E. FLOW CALCULATIONS ___Additional Computation Sheets Attached

Measured Method: Since the permit holder did not provide a pump horsepower a diversion rate calculation is not possible. According to Administrative Processing Memo #17 the standard diversion rate/acre for the irrigation of 5 acres or less is 0.03 cfs/acre, (0.4 acres of irrigation) *(0.03cfs/acre) =0.012 cfs or 0.01 cfs rounded. The permit authorizes 0.03 cfs. I am recommending a 0.01 cfs diversion rate.

F. VOLUME CALCULATIONS

2. Volume Calculations for Other Uses: The permit authorizes irrigation diverting from a natural steam/river. According to the IDAPA Beneficial Use Examination Rules 37.03.02.35. 01j.viii a diversion volume is not required for irrigation if water is diverted from a natural flowing stream/river or spring.

G. PURPOSE OF USE

Irrigation __X__Y ___N # Stock___N/A_____ Domestic # of Homes __N/A___

Other: < >

Change in Purpose of Use? ___Y __X__N

Method of Determination: GIS, Tax Parcel Data, Google Earth, and 2022 Bonner County Aerial Imagery.

If Yes: From Use _____To Use _____Amount _____CFS _____AFA_____

SCANNED
JUN 23 2023

H. NARRATIVE/REMARKS/COMMENTS

This permit qualifies for an in-house examination. According to Tax Parcel Data the property was developed in 1999. The permit authorizes the irrigation of 1 acres diverting from the Pend Oreille River. Bonner County Aerial Imagery indicated 0.4 acres of irrigation occurred. However, there were areas that might have been irrigated but could not be confirmed. After a phone conversation on June 20th, 2023, the permit holder confirmed the 0.4 acres of yard and garden behind the home present on the property were developed. A condition on the permit requires the permit holder to comply with the fish screening and passage requirements of the Idaho Department of Fish and Game but the permit holder did not confirm a fish screen was installed on their Statement of Completion for Proof of Beneficial Use. After the same phone conversation on June 20th, 2023, the permit holder confirmed holes were drilled into the PVC intake pipe in the river. This meets the fish passage and screening requirements of the IDFG.

The permit was approved on May 23rd, 2023, and the Statement for Proof of Beneficial Use was received on June 2nd, 2023. Unfortunately, there is no Aerial Imagery available during the development period. On the application for permit, Section 12, the permit holder explained the system and irrigation were existing and could be expanded to irrigate 1 acre, expansion was not developed. Google Earth Imagery confirms the same home and yard/garden irrigation has been present since 2019. Therefore, it is reasonable to use 2022 Aerial Imagery to confirm irrigation occurred.

Since the permit holder did not provide a pump horsepower a diversion rate calculation is not possible. The standards set in Administrative Processing Memo #17 were used to make a diversion rate recommendation. A diversion volume is not required under the IDAPA Beneficial Use Examination rules 37.03.02.35. 01j.viii because water is diverted for irrigation from a natural flowing stream/river or spring. Water permit 96-9852 overlap the proposed place of use. However, since it is for a different beneficial use, domestic, there is no reason to combine limit both permits. All of the conditions have been met and it has been confirmed a beneficial use was developed within authorization by the permit approval. Therefore, I am recommending a 0.01 cfs diversion rate.

Conditions X60, R66, and 004 should remain on the license. Condition R66 should be changed to X31 because irrigation is now less than 1 acre. 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

I. RECOMMENDATIONS

1. Recommended Amounts:

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE
Irrigation	04/01-10-31	0.01 CFS
	Totals:	0.01 CFS

2. Recommended Amendments:

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

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

Other: < >

J. AUTHENTICATION Skyler Cheever – Water Resource Agent

Field Examiner's _____ Date 6/20/2023

Reviewer _____ Date 6/22/23

SCANNED
JUN 23 2023

Field Exam Map

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



SCANNED
JUN 23 2023

Beneficial Use Proof Evaluation

Permit Number: 96-15121 Reviewer: AVeibell Review Date: 6/8/2023

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: 6/2/2023
4) Proof Due Date: 6/1/2028
5) Days added for weekend due date?
6) Days added for holiday due date?
7) Number of days late: -1826
8) Proof received timely? Yes

Analysis

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

Fees

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

Receipt IDs

N042690

Comments

Proof deemed acceptable. Gave file to water right agent for in-house license review. Water right agent will enter the proof made date in AdHoc at the time of licensing.

IDAHO DEPARTMENT OF
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

May 26, 2023

AMANDA F FRENCH
31 SWAN SHORES DR
SAGLE ID 83860-9349

RE: Permit No. 96-15121

Permit Approval Notice

Dear Permit Holder(s):

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

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

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

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

SCANNED
MAY 30 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
MAY 30 2023

CERTIFICATE OF SERVICE

I hereby certify that on May 26, 2023, I served a true and correct copy of Permit to Appropriate Water No. 96-15121 by U.S. Mail, postage prepaid, to the following:

AMANDA F FRENCH (Current Owner)
31 SWAN SHORES DR
SAGLE ID 83860-9349

Tammy Alleman
Administrative Assistant 1

SCANNED
MAY 30 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 30 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 30 2023

RECEIVED
APR 17 2023
IDWR / NORTH

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Bonner)

Italia Jimenez, being first duly sworn on oath, deposes and states:

1. I am a citizen of the United States of America, over the age of 18 years, a resident of Bonner County, Idaho, and am not a party to the proceedings referred to in the attached Legal Notice.
My business address is P.O. Box 159, Sandpoint, Idaho.

2. I am the bookkeeper of the Bonner County Daily Bee, a newspaper of general publication in Bonner County, Idaho;

3. Said newspaper has been continuously and uninterruptedly published in Bonner County, Idaho during a period of 12 months prior to the first publication of said Notice, and thereafter.

4. The attached Notice was published in the regular and entire issue of the Bonner County Daily Bee for a period of 2 consecutive weeks, commencing on the 12th day of April, 2023, and ending on the 13th day of April, 2023.

State of Idaho, county of Bonner ss.
On this 13th day of April, 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.

Notary Public
Residing at: Bonner County

My Commission Expires 4/17/29

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

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

96-11411
DANIEL AST
577 RIVER RUN DR
LACLEDE, ID 83841
Point of Diversion L2(NENW)
S31 T56N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.04 CFS
Date Filed: 05-22-2022
Place Of Use: IRRIGATION
T56N R03W S31
L1(NWNE),L2(NENW)
Total Acres: 1.2

96-11829
DARRELL RON DISHAW
A DISHAW
31827 HIGHWAY 200
SANDPOINT, ID 83864-8879
Point of Diversion L3(SESW)
S27 T57N R01E
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/01 to 10/31 0.09 CFS
Use: DOMESTIC
01/01 to 12/31 0.08 CFS
Total Diversion: 0.17 CFS
Date Filed: 05-31-2022
Place Of Use: DOMESTIC, IRRIGATION
T57N R01E S27
L3(SWSE),L3(SESW)
Total Acres: 2.3

96-13263
STEPHAN KUSTER
NANCY KUSTER
2390 BOTTLE BAY RD
SAGLE, ID 83860-8898
Point of Diversion L5(SWSW)
S25 T57N R02W
BONNER County
Source UNNAMED STREAM
Tributary LAKE PEND OREILLE
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Total Diversion: 0.11 CFS
Date Filed: 10-17-2022
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T57N R02W S25 L5(SWSW)
Total Acres: 0.8

96-15100
ERIC N BAUMGARTNER &
STEPHANIE BAUMGARTNER
REVOCABLE LIVING TRUST
374 HIGH CIRCLE RD
SANDPOINT, ID 83864-6303
Point of Diversion NWNE
S29 T57N R03W
BONNER County
Source UNNAMED STREAM
Tributary JOHNSON CREEK
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.06 CFS
Date Filed: 03-08-2023
Place Of Use: IRRIGATION
T57N R03W S29 NWNE
Total Acres: 2

SCANNED
MAY 30 2023

96-15109
CYNTHIA L JASMAN
21124 N DIVISION RD
COLBERT, WA 99005-9727
Point of Diversion NESW
S27 T56N R03W
BONNER County
Source COCOLALLA CREEK
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Total Diversion: 0.2 CFS
Date Filed: 03-08-2023
Place Of Use: DOMESTIC, IRRIGATION,STOCKWATER
T56N R03W S27 NESW
Total Acres: 5

96-15112
LORA LEE JASMAN
4307 N ELY CT
SPOKANE, WA 99212-1854
Point of Diversion NWSW
S27 T56N R03W
BONNER County
Source COCOLALLA CREEK
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 03-08-2023
Place Of Use: DOMESTIC, IRRIGATION,STOCKWATER
T56N R03W S27 NWSW,SWSW
Total Acres: 10

96-15114
LORA LEE JASMAN
4307 N ELY CT
SPOKANE, WA 99212-1854
Point of Diversion SESWSE
S27 T56N R03W
BONNER County
Source SPRING
Tributary COCOLALLA CREEK
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 03-08-2023
Place Of Use: DOMESTIC, IRRIGATION,STOCKWATER
T56N R03W S27 NWSW,SWSW
Total Acres: 10

96-15121
AMANDA F FRENCH
31 SWAN SHORES DR
SAGLE, ID 83860-9349
Point of Diversion NWSE
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: 03-09-2023
Place Of Use: IRRIGATION
T57N R03W S34 NWSE
Total Acres: 1

96-15124
ROBERT J PETERSEN
PO BOX 708
SAGLE, ID 83860-0708
Point of Diversion L2(NESE)
S21 T56N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 03-09-2023
Place Of Use: DOMESTIC
T56N R01W S21 L2(NESE)

96-15136
CURTIS JOHNSON
CORA JOHNSON
290 STILLWORKS DR
SANDPOINT, ID 83864
Point of Diversion SENW
S26 T57N R03W
BONNER County
Source CARR CREEK
Tributary PEND OREILLE RIVER
Point of Diversion SENW
S26 T57N R03W
BONNER County
Source CARR CREEK
Tributary PEND OREILLE RIVER
Use: COMMERCIAL
01/01 to 12/31 0.2 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.8 CFS
Total Diversion: 1 CFS
Date Filed: 03-09-2023
Place Of Use: COMMERCIAL,-FIRE PROTECTION,IRRIGATION,STOCKWATER
T57N R03W S26 SWNE,SENW
Total Acres: 10

96-15141
CHARESSE MOORE
PO BOX 851
SANDPOINT, ID 83864-0851
Point of Diversion NESW
S6 T57N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31 0.11 CFS
Use: IRRIGATION
4 /1 to 10/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 03-10-2023
Place Of Use: DOMESTIC, IRRIGATION
T57N R01W S6 NESW,L10(NWSW),L9(SWNW),SENW
Total Acres: 11.3

96-15149
HARRISON HUCKS
3522 MISSION DRIVE
SANTA CRUZ, CA 95065
Point of Diversion L2(NWNE)
S5 T56N R02W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 03-10-2023
Place Of Use: DOMESTIC
T56N R02W S5 SWNE,L2(NWNE)

96-15169
CHRISTOPHER J HEALY
SHELLEY HEALY
211 NORTH RIVIERA
SANDPOINT, ID 83864-6356
Point of Diversion SENE
S4 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: 03-13-2023
Place Of Use: IRRIGATION
T56N R03W S4 L5(SENE)
Total Acres: 0.4

96-15220
HEWITT TRUST
15929 277TH AVE NE
DUVALL, WA 98019-8530
Point of Diversion L1(NWNE)
S17 T56N R01E
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: FIRE PROTECTION
01/01 to 12/31 0.2 CFS
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Total Diversion: 0.2 CFS
Date Filed: 03-16-2023
Place Of Use: DOMESTIC,FIRE PROTECTION, IRRIGATION,STOCKWATER
T56N R01E S17 L1(NWNE)
Place Of Use: DOMESTIC,FIRE PROTECTION, IRRIGATION,STOCKWATER
T56N R01E S8 L4(SWSE)
Total Acres: 5

96-15231
CATHY BROSS REVOCABLE SURVIVORS TRUST
7616 51ST AVE NE
MARYSVILLE, WA 98270-3849
Point of Diversion NESW
S18 T56N R01E
BONNER County
Source GROUND WATER
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: DOMESTIC
01/01 to 12/31 0.1 CFS
Use: IRRIGATION
04/01 to 10/31 0.07 CFS
Total Diversion: 0.19 CFS
Date Filed: 03-17-2023
Place Of Use: DOMESTIC, IRRIGATION,STOCKWATER
T56N R01E S18 NESW,NWSE
Total Acres: 2.5

96-15296
DAVID WINTON
PENELOPE STEWART-WINTON
1842 FISH CREEK RD
COCOLALLA, ID 83813-9750
Point of Diversion NWSWNE
S23 T55N R03W
BONNER County
Source SPRING
Tributary FISH CREEK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 03-23-2023
Place Of Use: DOMESTIC
T55N R03W S23 NWNE,SWNE

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 4/24/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director
Legal#5021
AD#7337
April 6, 13, 2023

SCANNED
MAY 30 2023

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

W.R. # 96 - 15121 APPLICATION ID # 87620 ENT. _____ BCA Jr OK to Publish JB

INITIAL REVIEW

APPLICANT: FRENCH, Amanda F BY: dm DATE: 03/09/2023

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) PRIORITY DATE: 03/09/2023

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

ADVERTISE IN: BONNER County
Newspaper: Bonner County Daily Rec
Dates scheduled for publication 4-6-23 & 4-13-23
Affidavit of Publication received: 4-17-23
Dates actually published 4-6-23 & 4-13-23
Application published correctly Yes X No ____
If not, action taken: _____

Final Date for Protest: April 24, 2023
Protests Received Yes ____ No X

IDFG, IDOL, WB
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 03/09/23 By: dm
___ ___ Field check by _____
___ ___ Field report attached
___ ___ Analysis Supp Attached (>5cfs/500af)

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

GROUNDWATER SECTION

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

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

Remarks: Pend Oreille River tributary to Columbia River

FINAL REGIONAL PROCESSING/REVIEW

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

___ ___ Measuring device required
___ ___ Measuring port required
___ ___ Special conditions: x60 Lt 1, Blk 2; Swan Shores II Sub. Lt 2
___ ___ Special conditions of approval supplement and/or cover letter attached

Approval Recommended by: _____ Date: 5/1/2023 Sr. Agent initial: JB Interim Supervisor

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

March 30, 2023

AMANDA F FRENCH
31 SWAN SHORES DR
SAGLE, ID 83860-9349

RE: Application for Permit No. 96-15121

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 4/6/2023 and 4/13/2023. 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

CC:
IDAHO DEPT OF LANDS
PO BOX 83720
BOISE, ID 83720-0050

SCANNED
APR 04 2023

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, March 30, 2023 4:06 PM
To: 'Mike Ahmer'; Horsmon,Merritt; IWRB Water Use Reviews
Subject: Request for Comments for 96-15121
Attachments: 96-15121 Application for Permit.pdf

Dear Interested Agencies:

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

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of the application(s), you may do so after the notice is published by filing a written protest along with a $25.00 filing fee within 10 days after final publication. The deadline for comments on the applications is April 24, 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
APR 04 2023

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, March 30, 2023 3:32 PM
To: bcdblegals@cdapress.com
Subject: Legal Notice
Attachments: BCDB Legal Notice 040623 & 041323.docx

Please publish the enclosed legal notice in the **Bonner County Daily Bee** on the dates indicated **April 6th & April 13th, 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 **April 24, 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

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

96-11411
DANIEL AST
577 RIVER RUN DR
LACLEDE, ID 83841
Point of Diversion L2(NENW)
S31 T56N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.04 CFS
Date Filed: 05-22-2022
Place Of Use: IRRIGATION
T56N R03W S31
L1(NWNE),L2(NENW)
Total Acres: 1.2

96-11829
DARRELL RON DISHAW
A DISHAW
31827 HIGHWAY 200
SANDPOINT, ID 83864-8879
Point of Diversion L3(SESW)
S27 T57N R01E
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/01 to 10/31 0.09 CFS
Use: DOMESTIC
01/01 to 12/31 0.08 CFS
Total Diversion: 0.17 CFS
Date Filed: 05-31-2022
Place Of Use: DOMESTIC,IRRIGATION
T57N R01E S27
L3(SWSE),L3(SESW)
Total Acres: 2.3

96-13263
STEPHAN KUSTER
NANCY KUSTER
2390 BOTTLE BAY RD
SAGLE, ID 83860-8898
Point of Diversion L5(SWSW)
S25 T57N R02W
BONNER County
Source UNNAMED STREAM
Tributary LAKE PEND OREILLE
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Total Diversion: 0.11 CFS
Date Filed: 10-17-2022
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T57N R02W S25 L5(SWSW)
Total Acres: 0.8

96-15100
ERIC N BAUMGARTNER & STEPHANIE BAUMGARTNER REVOCABLE LIVING TRUST
374 HIGH CIRCLE RD
SANDPOINT, ID 83864-6303
Point of Diversion NWNE
S29 T57N R03W
BONNER County
Source UNNAMED STREAM
Tributary JOHNSON CREEK
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.06 CFS
Date Filed: 03-08-2023
Place Of Use: IRRIGATION
T57N R03W S29 NWNE
Total Acres: 2

96-15109
CYNTHIA L JASMAN
21124 N DIVISION RD
COLBERT, WA 99005-9727
Point of Diversion NESW
S27 T56N R03W
BONNER County
Source COCOLALLA CREEK
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Total Diversion: 0.2 CFS
Date Filed: 03-08-2023
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T56N R03W S27 NESW
Total Acres: 5

96-15112
LORA LEE JASMAN
4307 N ELY CT
SPOKANE, WA 99212-1854
Point of Diversion NWSW
S27 T56N R03W
BONNER County
Source COCOLALLA CREEK
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 03-08-2023
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T56N R03W S27
NWSW,SWSW
Total Acres: 10

96-15114
LORA LEE JASMAN
4307 N ELY CT
SPOKANE, WA 99212-1854
Point of Diversion SESWSE
S27 T56N R03W
BONNER County
Source SPRING
Tributary COCOLALLA CREEK
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 03-08-2023
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T56N R03W S27
NWSW,SWSW
Total Acres: 10

96-15121
AMANDA F FRENCH
31 SWAN SHORES DR
SAGLE, ID 83860-9349
Point of Diversion NWSE
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: 03-09-2023

Place Of Use: IRRIGATION
T57N R03W S34 NWSE
Total Acres: 1

96-15124
ROBERT J PETERSEN
PO BOX 708
SAGLE, ID 83860-0708
Point of Diversion L2(NESE)
S21 T56N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 03-09-2023
Place Of Use: DOMESTIC
T56N R01W S21 L2(NESE)

96-15136
CURTIS JOHNSON
CORA JOHNSON
290 STILLWORKS DR
SANDPOINT, ID 83864
Point of Diversion SENW
S26 T57N R03W
BONNER County
Source CARR CREEK
Tributary PEND OREILLE RIVER
Point of Diversion SENW
S26 T57N R03W
BONNER County
Source CARR CREEK
Tributary PEND OREILLE RIVER
Use: COMMERCIAL
01/01 to 12/31 0.2 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.8 CFS
Total Diversion: 1 CFS
Date Filed: 03-09-2023
Place Of Use: COMMERCIAL,FIRE PROTECTION,IRRIGATION,STOCKWATER
T57N R03W S26
SWNE,SENW
Total Acres: 10

96-15141
CHARESSE MOORE
PO BOX 851
SANDPOINT, ID 83864-0851
Point of Diversion NESW
S6 T57N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31 0.11 CFS
Use: IRRIGATION
4 /1 to 10/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 03-10-2023
Place Of Use: DOMESTIC,IRRIGATION
T57N R01W S6
NESW,L10(NWSW),L9(SWNW),SENW
Total Acres: 11.3

96-15149
HARRISON HUCKS
3522 MISSION DRIVE
SANTA CRUZ, CA 95065
Point of Diversion L2(NWNE)
S5 T56N R02W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31

Total Diversion: 0.06 CFS
Date Filed: 03-10-2023
Place Of Use: DOMESTIC
T56N R02W S5
SWNE,L2(NWNE)

96-15169
CHRISTOPHER J HEALY
SHELLEY HEALY
211 NORTH RIVIERA
SANDPOINT, ID 83864-6356
Point of Diversion SENE
S4 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: 03-13-2023
Place Of Use: IRRIGATION
T56N R03W S4 L5(SENE)
Total Acres: 0.4

96-15220
HEWITT TRUST
15929 277TH AVE NE
DUVALL, WA 98019-8530
Point of Diversion L1(NWNE)
S17 T56N R01E
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: FIRE PROTECTION
01/01 to 12/31 0.2 CFS
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Total Diversion: 0.2 CFS
Date Filed: 03-16-2023
Place Of Use: DOMESTIC,FIRE PROTECTION,IRRIGATION,STOCKWATER
T56N R01E S17 L1(NWNE)
Place Of Use: DOMESTIC,FIRE PROTECTION,IRRIGATION,STOCKWATER
T56N R01E S8 L4(SWSE)
Total Acres: 5

96-15231
CATHY BROSS REVOCABLE SURVIVORS TRUST
7616 51ST AVE NE
MARYSVILLE, WA 98270-3849
Point of Diversion NESW
S18 T56N R01E
BONNER County
Source GROUND WATER
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: DOMESTIC
01/01 to 12/31 0.1 CFS
Use: IRRIGATION
04/01 to 10/31 0.07 CFS
Total Diversion: 0.19 CFS
Date Filed: 03-17-2023
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T56N R01E S18
NESW,NWSE
Total Acres: 2.5

96-15296
DAVID WINTON
PENELOPE STEWART-WINTON
1842 FISH CREEK RD
COCOLALLA, ID 83813-9750
Point of Diversion NWSWNE
S23 T55N R03W
BONNER County

Source SPRING
Tributary FISH CREEK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 03-23-2023
Place Of Use: DOMESTIC
T55N R03W S23
NWNE,SWNE

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 4/24/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director Published on 4/6/2023 and 4/13/2023

Maxey, Shaun

From: Maxey, Shaun
Sent: Thursday, March 9, 2023 1:23 PM
To: 'amandaffrench@aol.com'
Subject: Application Map title correction for Application 96-15121
Attachments: 96-15121 FRENCH APP & MAP.pdf; 96-15121 FRENCH APP MAP.pdf

Hi:

Thanks for the information you provided in the Application for Permit that you worked on at my office. The Application, a copy of which is attached, has been assigned ID Number 96-15121. The title on the map for your Application reads as '....Application For Protest...'. It should read as '...Application For Permit...'.

Please make a digital pen and ink correction in **PDF Format**, with your initials and a date, to correct the map title by **no later than March 23, 2023**. Please send the corrected map via e-mail in **PDF format** to the following address: file@idwr.idaho.gov
You can also print out the attachment (96-15121 FRENCH MAP) and use it to make pen and ink, dated, corrections. and return with your signature to IDWR at the address below.

Please send the corrected Application via U.S. mail or via e-mail to: file@idwr.idaho.gov by **no later than March 23, 2023.**

My phone number is (208) 762.2816 if you have questions.

Thanks,

Shaun Maxey

IDAHO DEPARTMENT OF WATER RESOURCES

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

CONVERSATION MEMO

OV- Office Visit T-Telephone M-Meeting O- Other

TO _Right No. 96-15121

FROM Shaun MAXEY, IDWR

☐ OV ☑ T ☐ M ☐ Other_____ DATE 3/9/23 WITH FRENCH, Amanda

Left voicemail message pertaining to correction of title shown on Permit Application Map. Title on Map should read as Application For ~~Protest~~ instead of Application For Protest.

☐ OV ☐ T ☐ M ☐ Other_____ DATE_____ WITH_____

☐ OV ☐ T ☐ M ☐ Other_____ DATE_____ WITH_____

☐ OV ☐ T ☐ M ☐ Other_____ DATE_____ WITH_____