

RECEIVED

SEP 23 2024

DEPARTMENT OF
WATER RESOURCESSTATE 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. C118924
Received By KM
Date Received 9.23.24

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.

- Permit No. 95-18443 Name of Permit Holder(s) RICHARD PRIVAT & NICOLE PRIVAT
Telephone No. 208-683-1150 Email RPIRONMAN@HOTMAIL.COM
Mailing Address 13689 E PERIMETER ROAD City ATUL State ID Zip 83801
- Source of Water GROUND WATER If Ground Water (well), Date Drilled mo. MARCH yr. 1996
Drilling Permit/Tag No. 96-96-NO23-000 Drilling Company's Name H2O WELL SERVICE, INC.
- Extent of use(s) completed as authorized by the water right permit:
Domestic (No. households) 3 Irrigation (No. acres) 7.5 Stockwater (No. and stock type) 12 HORSES
Other CATTLE
- Total diversion rate or volume (storage only) for which proof is submitted .15 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.
- Describe the diversion and delivery system from the water source to the use (pump, lift, irrigation method, etc.)
SUBMERSIBLE PUMP TO WELLHOUSE TANKS AND PIPED TO HOUSE
AND TO 8 HYDRANTS
- 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
- 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.
- Person to contact to accompany a Department representative during the field examination of the water system:
Name: RICHARD PRIVAT Telephone No. 7074848257 Email RPIRONMAN@HOTMAIL.COM
Mailing Address 13689 E PERIMETER RD. City ATUL State ID Zip 83801

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.

RA
SIGNATURE OF PERMIT HOLDER*

RICHARD PRIVAT - OWNER
PRINTED NAME AND TITLE

9-18-2024
DATE

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

State of Idaho
Department of Water Resources
Permit to Appropriate Water
No. 95-18443

Priority: April 19, 2023

Maximum Diversion Rate: 0.15 CFS

This is to certify that

RICHARD PRIVAT 13698 E PERIMETER ROAD ATHOL ID 83801 AND/OR
NICOLE PRIVAT 13689 E PERIMETER ROAD ATHOL ID 83801

has applied for a permit to appropriate water from:

Source : GROUND WATER

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

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>
IRRIGATION	04/01 to 10/31	0.15 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.08 CFS

Location of Point(s) of Diversion

GROUND WATER SE¼ NE¼, Sec. 7, Twp 53N, Rge 02W, B.M. KOOTENAI 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	
53N	02W	7				7.5													7.5

Total Acres: 7.5

Place of Use: STOCKWATER and DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
53N	02W	7				X													

Place of Use: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
53N	02W	7				X													

Conditions of Approval

1. Proof of application of water to beneficial use shall be submitted on or before **October 01, 2024**.
2. Subject to all prior water rights.
3. Domestic use is for 3 homes. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.
4. Stockwater use is for 12 horses.
5. 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.

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OCT 06 2023

State of Idaho
Department of Water Resources
Permit to Appropriate Water
No. 95-18443

6. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
7. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
8. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Idaho Code § 42-701, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
9. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.

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

Signed this 5th day of October, 2023.



PHILL HUMMER
Water Rights Supervisor

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State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

95-18443

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

02W



0 0.035 0.07 0.14 Miles

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

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State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

95-18443

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.

02W



0 0.035 0.07 0.14 Miles

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

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State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

95-18443

This map depicts the STOCKWATER 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.

02W



0 0.035 0.07 0.14 Miles

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

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho
No. 95-18443

RECEIVED
Apr 17, 2023
DEPARTMENT OF
WATER RESOURCES

1. Applicants

Richard Privat
13698 E Perimeter Road
Athol, ID 83801
208-683-1150
rpironman@hotmail.com

Nicole Privat
13689 E Perimeter Road
Athol, ID 83801
208-683-1150
rpironman@hotmail.com

2. Representatives

Submitter is one of the applicants

3. Source of Water Supply

Source : GROUND WATER

4. Location of Point(s) of Diversion

POD #	Source	Tributary Of	Diversion Type	Township	Range	Section	Govt Lot	QQQ/QQ/Q	County
1	GROUND WATER			53N	02W	7		/SE/NE	KOOTENAI

5. Water will be used for the following purposes:

Purposes	Season	Rate	Volume	Description
IRRIGATION	4/1 to 10/31	0.15 cfs	0.00 afa	
DOMESTIC	01/01 to 12/31	0.08 cfs	0.00 afa	
STOCKWATER	01/01 to 12/31	0.02 cfs	0.00 afa	

6. Total quantity to be appropriated is (a) 0.15 cfs and/or 0 afa

7. Proposed Diverting Works:

POD No :1
Description: 460' WELL with submersible pump
Drill Date :3/5/1996
Metal Tag :
Drilled By :H2) WellService Inc.
Drilled For :Skala, Joe & Mandy
Drilling Permit :96-96-N023-000
GeothermalWater :False

8. Description of Place Of Use:

IRRIGATION							
Township	Range	Section	QQ	Q	County	Govt Lot	Acres
53N	02W	7	SE	NE	KOOTENAI		7.50
DOMESTIC							
Township	Range	Section	QQ	Q	County	Govt Lot	Acres
53N	02W	7	SE	NE	KOOTENAI		
STOCKWATER							
Township	Range	Section	QQ	Q	County	Govt Lot	Acres
53N	02W	7	SE	NE	KOOTENAI		

9. 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.
none

10. Land Ownership

Who owns the land to be irrigated or place of use? Applicant

Receipt NO43119 \$100.00 Rec 4/14/23

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JUN 29 2023

◦ Where does the land at the point of diversion? Applicant

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

These systems are already in place

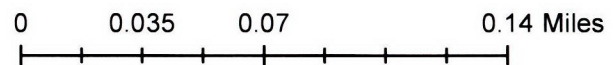
13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum is 1 year).

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JUN 29 2023

State of Idaho
Department of Water Resources
Application For Permit
95-18443

02W



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

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JUN 29 2023



State of Idaho
Department of Water Resources
Application For Permit
95-18443



0 0.035 0.07 0.14 Miles

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

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JUN 29 2023

State of Idaho
Department of Water Resources
Application For Permit
95-18443

02W



0 0.035 0.07 0.14 Miles

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

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JUN 29 2023





IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

September 24, 2024

NICOLE PRIVAT
RICHARD PRIVAT
13698 E PERIMETER ROAD
ATHOL ID 83801

PROOF ACKNOWLEDGEMENT LETTER

RE: Permit No. 95-18443

Dear Permit Holder(s):

The Department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the Department to conduct a field examination to determine and confirm the use being made of the water.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the Department. Forms to file a change of ownership of a water right and/or a change in the address of the water right 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 field examination, please contact the Northern Region Office of the Department located in Coeur d'Alene at (208) 762-2800.

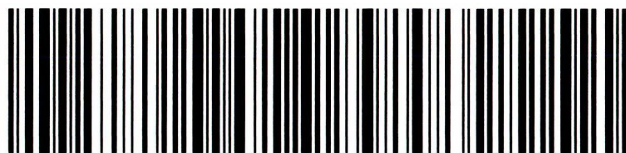
Sincerely,

Amanda Veibell
Technical Records Specialist

Enclosure(s)

322 E FRONT ST
PO BOX 83720
BOISE ID 83720-0098

USPS CERTIFIED MAIL



9214 8901 9403 8372 1620 01

NICOLE PRIVAT
RICHARD PRIVAT
13698 E PERIMETER RD
ATHOL ID 83801



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 Mathew Weaver

July 31, 2024

NICOLE PRIVAT
RICHARD PRIVAT
13698 E PERIMETER ROAD
ATHOL ID 83801

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 95-18443

IMPORTANT: A response from you is required to maintain the active status of the referenced water right permit. If no response is received from you, the permit will lapse and your authorization to develop and/or use this water right will be cancelled.

Dear Permit Holder(s):

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before **October 01, 2024**. Please complete and return the enclosed Statement of Completion for Submitting Proof of Beneficial Use (proof) if you have completed the water project authorized by your permit. The proof statement must be accompanied by either the appropriate license examination fee or a field examination report prepared by a certified water right examiner.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been delayed by a government agency or by litigation that brings title to the water in question, an extension of time may be granted if appropriate documentation is provided at the time of filing. An extension request must be accompanied by a \$50.00 filing fee and signed by the appropriate authorized permit holder(s) or authorized representative with a power of attorney.

Either an acceptable proof or an acceptable extension request must be received by this department on or before the above proof due date. If neither is received, the department will send you a lapse notice and the permit will no longer be of any force or effect.

Sincerely,

Amanda Veibell
Technical Records Specialist

Enclosure(s)



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 Mathew Weaver

October 06, 2023

RICHARD PRIVAT
NICOLE PRIVAT
13689 E PERIMETER ROAD
ATHOL ID 83801

RE: Permit No. 95-18443

Permit Approval Notice

Dear Permit Holder(s):

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

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

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

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

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OCT 06 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 me at (208) 287-4925.

Sincerely,

Phill Hummer

Phill Hummer
Water Rights Supervisor

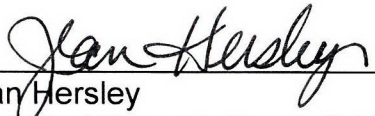
Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on October 06, 2023, I served a true and correct copy of Permit to Appropriate Water No. 95-18443 by U.S. Mail, postage prepaid, to the following:

RICHARD PRIVAT (Current Owner)
13698 E PERIMETER ROAD
ATHOL ID 83801

NICOLE PRIVAT (Current Owner)
13689 E PERIMETER ROAD
ATHOL ID 83801



Jean Hersley
Technical Records Specialist 2

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

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

(Required by Rule of Procedure 730.02)

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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



Governor Brad Little

Director Gary Spackman

7/31/2023

RICHARD AND NICOLE PRIVAT
13698 E PERIMETER RD
ATHOL ID, 83801

Re: Water Right Application 95-18443 and Well Drilling Fee Upgrade

Dear Applicant:

Your recent water right application proposes ground water use from a well. All wells drilled in Idaho after June 30, 1987, require well drilling permits. A well might need a water right along with the drilling permit, depending on the intended use of the well.

According to the records of Idaho Department of Water Resources (IDWR), your well was drilled on February 29th, 1996, under a \$35 domestic well drilling permit. A \$35 drilling permit covers a well that does not require water right approval from IDWR. This is typically a single-family domestic well.

Proposed use from your well does require water right approval, and your water right application seeks that approval. The well drilling fee for a well requiring a water right is \$200 instead of \$35. Per Well Construction Standards Rules (IDAPA 37.03.09.045.05.b), IDWR must collect the unpaid balance of \$165 for a well drilled under those circumstances.

Please remit \$165 to upgrade your well drilling permit within the next thirty days to facilitate processing of your water right application.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-287-4913 if you have any questions. Thank you for your attention to this matter.

Sincerely,

Skyler Cheever
Water Resource Agent

SCANNED

CC1 06 2023

AFFIDAVIT OF PUBLICATION

RECEIVED
JUL 25 2023
DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO)
) ss.
County of Kootenai)

RikkiJade Lindstrom, being first duly sworn upon oath, deposes and states:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

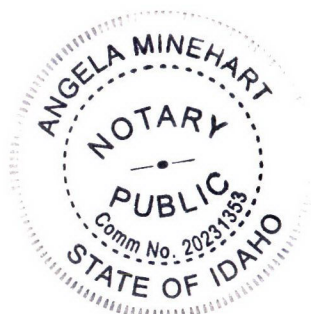
2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press", a newspaper printed and published daily in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The Legal Notice of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive weeks commencing on the 6 day of July, 2023, and ending on the 13 day of July, 2023, and such publication was made as often during said period as said daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

On this 13 day of July in the year of 2023 before me, a Notary Public, personally appeared RikkiJade Lindstrom, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she executed the same.

Legal Notice
The following application(s) have been filed to appropriate the public waters of the State of Idaho:
95-18443
RICHARD PRIVAT
NICOLE PRIVAT
13689 E PERIMETER ROAD
ATHOL, ID 83801
Point of Diversion SENE
S7 T53N R02W KOOTENAI
County
Source GROUND WATER
Use: IRRIGATION
4 / 1 to 10/31
0.15 CFS
Use: DOMESTIC
1 / 1 to 12/31
0.08 CFS
Use: STOCKWATER
1 / 1 to 12/31
0.02 CFS
Total Diversion:
0.15 CFS
Date Filed: 04-19-2023
Place Of Use: DOMESTIC,
IRRIGATION, STOCKWATER
T53N R02W S7 SENE
Total Acres: 7.5
Permits will be subject to all prior water rights. For additional information concerning the property location, contact the State office at (208) 287-4800; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, State Office, 322 E Front St, PO Box 83720, Boise, ID 83720 together with a protest fee of \$25.00 for each application on or before 7/24/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director
Legal#10879
AD#11001
July 6, 13, 2023



Angela Minehart
Notary Public for the State of Idaho
Residing in Coeur d'Alene, Idaho

My Commission Expires 03/20/2029

7-27-23

SCANNED
CCT 06 2023



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 28, 2023

RICHARD PRIVAT
NICOLE PRIVAT
13689 E PERIMETER ROAD
ATHOL, ID 83801

RE: Application for Permit No. 95-18443

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 COEUR D ALENE PRESS on 7/6/2023 and 7/13/2023. 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,

Jean Hersley
Technical Records Specialist

SCANNED

JUN 29 2023

Hersley, Jean

From: Hersley, Jean
Sent: Wednesday, June 28, 2023 7:56 AM
To: legals@cdapress.com
Subject: Legal Notice for the Coeur D Alene Press- Application for Permit No. 95-18443
Attachments: Legal Notice.docx

Please publish the enclosed legal notice in the Coeur D' Alene Press on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

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 7/24/2023. Your cooperation is appreciated.



*Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942*

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

95-18443

RICHARD PRIVAT

NICOLE PRIVAT

13689 E PERIMETER ROAD

ATHOL, ID 83801

Point of Diversion SENE S7 T53N R02W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION

4 /1 to 10/31

0.15 CFS

Use: DOMESTIC

1 /1 to 12/31

0.08 CFS

Use: STOCKWATER

1 /1 to 12/31

0.02 CFS

Total Diversion:

0.15 CFS

Date Filed: 04-19-2023

Place Of Use: DOMESTIC, IRRIGATION, STOCKWATER

T53N R02W S7 SENE

Total Acres: 7.5

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the State office at (208) 287-4800; 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, State Office, 322 E Front St, PO Box 83720, Boise, ID 83720 together with a protest fee of \$25.00 for each application on or before **7/24/2023**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 7/6/2023 and 7/13/2023

SCANNED

JUN 29 2023

APPLICATION FOR PERMIT ANALYSIS PERMIT

APPLICATION NO. 95-18443 ASSIGNED AGENT SC DATE ASSIGNED 5/8/2023REQUIRED INFORMATION:

- ☒ Name (if applicant is a corp. or partnership an officers list must be provided. Attach annual report from IDSOS if not provided and applicant is registered. If not provided or registered, application is incomplete)
- ☒ Address (confirm or update contact info)
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acre tract for springs) _____ Lot/Block and Subdivision name listed on App
- ☒ Proposed Use and Quantity (flow in cfs and/or volume in af)
- ☒ Period of Use
- ☒ Description of Diversion Works – Diversion name, if known
- ☒ Place of Use (acres to be irrigated) _____ Lot/Block and Subdivision name listed on App
- ☒ Time required to make beneficial use - A MUST, HOW MANY YEARS 1
- ☒ Map included – MUST MATCH POD & POU LOCATIONS
- ☒ Signature (If applicant is corp., company, or municipality, title of signatory is required)
- ☒ Correct fee received
- ☒ Complete (data enter, active status and draft set to no), or
- _____ Incomplete (don't data enter) - Additional information required, date requested _____
- _____ Response received, date received _____, (data enter and set status)
- _____ No response - Return application, date returned _____, Refund requested _____

PRE ADVERTISEMENT PROCESSING (Yes = Required and Completed, No = Not Required):

- _____ Yes ☒ No W&S processing - If Letter Req - Date sent _____, Update Tracking _____
- _____ Yes ☒ No MSF processing – Follow guidance doc for subordinated rate or injury analysis
- _____ Yes ☒ No Wastewater - Send letter (water availability and legal access)
- _____ Yes ☒ No BS 67 SW – Send Form letter to confirm BU can be accomplished before 6/15 cutoff
- _____ Yes ☒ No BS 61 MHGW/CGW or I-84 corridor – Send letter (withdraw or hold app)
- _____ Yes ☒ No Storage – Complete checklist, send comment to Dam Safety if required
- _____ Yes ☒ No Trustwater - Send form letter, attach analysis sheet, TW conditions
- _____ Yes ☒ No Non-standard use or Storage - Rate justification in file and/or AP Memo 76 evaluation
- ☒ Yes _____ No Summary memo complete, initial the preliminary check line on application form
- ☒ Yes _____ App data entry complete and accurate, ACTUALLY DOUBLE CHECK DATA ENTRY

SEND COPIES TO:

_____ IDEQ _____ US FS _____ BLM _____ Planning (MSF, protected reach)

_____ IDFG _____ ADJ _____ Water District _____ WD No

_____ IDL _____ Dam Safety (embankment) _____ Other (write in Name and Address below)

ADVERTISING

- _____ Yes ☒ No Statewide advertising (>10 cfs or >1,000 af storage)
- _____ Yes ☒ No Other Legal Notice Remarks (TW, BS63 WBZ, Mitigation)

Legal Notice: _____ Newspaper COA Press Protest deadline 7-24-23AFTER ADV EVALUATION:

- _____ Yes ☒ No POD overlap - Consider legal access, diversion system issues
- _____ Yes ☒ No POU overlap - Consider if ok to process, possible OC, and/or overlap conditions
- _____ Yes ☒ No Power - Affidavit required, affidavit attached, evaluation complete & included
- _____ Yes ☒ No Large diversion (>5 cfs, >500 af storage, or >200 acres) - Rule 40 analysis
- _____ Yes ☒ No Mitigation required – evaluation complete & included
- _____ Yes ☒ No Municipal – Consider Memo #18 and #74, RAFN _____
- _____ Yes ☒ No Legal access concerns - Rule 40.05.e if Public land, access agreement if private
- ☒ Yes _____ No Drilling upgrade fee required- _____ Paid & documented or _____ Not paid & letter sent
- _____ Yes ☒ No Additional info required - Date sent _____ Response received _____
- _____ No response received – Send Intent to Void Letter