RECEIVED

FEB 0 1 2024

DEPT. 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. | C117714 |
| Receipted By | KM |
| Date Receipted | 2.1.24 |

The Idaho Department of Water Resources considers this form a statement by the permit holder(s) that development of a water right has been **completed** and that water has been applied to beneficial use 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.** Please refer to the instructions and fee schedule for this form. If ownership of the permit has changed, contact any Department office or visit the Department's website at **idwr.idaho.gov** for an *Assignment of Permit* form. If you wish to relinquish your permit because you have not established the authorized use of the water and are not applying for an extension, please notify the Department in writing.

1. Permit No. 96-13549 Telephone No. 208-290-4634
2. Name of Permit Holder(s) THOMAS AND/OR LORI COMETTO
3. Mailing Address PO BOX 665 City PONDERAY
   State ID Zip 83852 Email LMCOMETTO@HOTMAIL.COM
4. Source of Water S FORK GROUSE CREEK If **GROUND WATER** (well), Date Drilled mo. _____ / yr. _____
   Well Driller _____ Drilling Permit Number _____
5. Extent of use(s) completed **as authorized by the water right permit**:
   Domestic (No. of households) 1 Stockwater (No. and type of stock) _____
   Irrigation (No. of acres) _____ Other _____
6. Total rate of diversion or storage volume for which proof is submitted 0.04 cfs **OR** _____ acre-feet.
7. Compliance with a measuring device requirement, lockable controlling device requirement, and/or other conditions of permit: Refer to the approval conditions on your permit and respond accordingly.
   **The Department will not issue a license if permit conditions are not met.**

| | | | |
|---|---|---|---|
| Measuring Device | **Is a measuring device required?** | Yes ☐ | No ☑ |
| | **If yes**, has the measuring device been installed? | Yes ☐ | No ☐ |
| Lockable Controlling Device | **Is a lockable device required to control the diversion?** | Yes ☐ | No ☑ |
| | **If yes**, has the lockable device been installed? | Yes ☐ | No ☐ |
| Fish Screen | **Is a fish screen required?** | Yes ☐ | No ☑ |
| | **If yes**, has the fish screen been installed? | Yes ☐ | No ☐ |

   **Other Conditions of Permit**
   Do the approval conditions on your permit require you to submit additional information in connection with your proof of beneficial use? If yes, list the conditions below and attach documents with the required information.
   TITLE EASEMENT OVER AND ALONG THE EXISTING FOREST SERVICE RD Completed? Yes ☑ No ☐
8. Fee Enclosed $ 50.00 or not applicable ☐. See fee schedule on page 2 of the instructions.
   Proof statements filed without an appropriate fee, will be considered incomplete.
9. Person to contact to accompany the Department representative during field examination of the water system.
   Name THOMAS AND/OR LORI COMETTO Telephone Number 208-290-4634
   Mailing Address PO BOX 665 City PONDERAY
   State ID Zip 83852 Email LMCOMETTO@HOTMAIL.COM

**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 a beneficial use. I understand that any undeveloped portion of the permit is relinquished to the State of Idaho.**

Signature of Permit Holder Loren Cometto Date 01-31-2024
*(Include your title, if on behalf of company or organization)*

**Mail to: Idaho Department of Water Resources, PO Box 83720, Boise, ID 83720-0098**

Form No. 217 12/15

830823

273657

# QUITCLAIM DEED

For Value Received

442

GEORGE A. WILLIAMS, a single man,

do hereby convey, release, remise and forever quitclaim unto

NORMAN R. WILLIAMS and DIANA L. WILLIAMS, husband and wife,

whose current address is 617 Ribier Avenue, Lodi, CA 95240,

the following described premises, to-wit:

That portion of the E½SE¼NW¼ of Section 24, Township 59 North, Range 1 East, Boise Meridian, Bonner County, Idaho, lying North of Strawberry Creek;

EXCEPT the East 200 feet thereof;

RESERVING an easement for ingress, egress and utilities over and along the existing Forest Service Road.

together with their appurtenances.

Dated: 8-5, 1983

George A. Williams

CALIFORNIA

STATE OF [redacted], COUNTY OF San Joaquin

On this 8th day of Aug., 1983, before me, a notary public in and for the said State, personally appeared

GEORGE A. WILLIAMS,
a single man,

known to me to be the person who [redacted]name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Notary Public

Residing at 1108 E. Hammer Ln., Stockton, [redacted] Ca. 95210

Comm. Expires Aug 17,1986

OFFICIAL SEAL
MONROE MARY KUBACH

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of [redacted] TITLE INS.

at 7:2 minutes past 10 o'clock A M., this 10 day of Aug, 1983, in my office, and duly recorded in Book 72 2 of Deeds at Page 44 L

CLIFFORD D. CHAPIN

Ex-Officio Recorder

By [redacted]

Deputy.

Fees $ 2.00

Mail to: Norman Williams
617 Ribier Ave
Lodi, Ca 95240

ENDORSEMENT NO.

First American Title Company

AFTER RECORDING, MAIL TO GRANTEE.
FATCO #95202/26167

# WARRANTY DEED

For Value Received

NORMAN R. WILLIAMS and DIANA L. WILLIAMS, husband and wife

the grantors, do hereby grant, bargain, sell, and convey unto

THOMAS W. COMETTO and LORI M. COMETTO, husband and wife

the grantees, whose current address is

4180 North Kootenai Rd., Sandpoint, ID, 83864

the following described premises, to-wit:

The Northeast Quarter of the Southeast Quarter of the Northwest Quarter of Section 24, Township 59 North, Range 1 East, Boise Meridian, Bonner County, Idaho;

EXCEPT the East 200 feet thereof.

AND

The West 200 feet of the Southeast Quarter of the Southeast Quarter of the Northwest Quarter of Section 24, Township 59 North, Range 1 East, Boise Meridian, Bonner County, Idaho.

SUBJECT TO: 1995 General Taxes, a lien in the process of assessment, not yet due or payable. Easements, restrictions, reservations, and provisions of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners 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 they will warrant and defend the same from all claims whatsoever.

Dated: August 1, 1995

X Norman R Williams
NORMAN R. WILLIAMS

X Diana L Williams
DIANA L. WILLIAMS

STATE OF IDAHO )
: ss
COUNTY OF BONNER )

On This 1ST day of AUGUST in the year 1995 before me, a Notary Public in and for said State, personally appeared NORMAN R. WILLIAMS and DIANA L. WILLIAMS, 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.

Notary Public
Residing at SANDPOINT, ID
Commission Expires 7/26/2001

C.E. OLMSTEAD NOTARY PUBLIC STATE OF IDAHO

47825

FILED BY Chicago Title Ins.
BOOK ____ OF
PAGE ____ FEE 3.00

354842 '88 OCT 31 AM 11 09

CLIFFORD A. CHAPIN
RECORDER BONNER
COUNTY DEP.

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS, That Grantors, GARY A. FINNEY and MARILYNN M. FINNEY, husband and wife, for value and consideration received do hereby QUITCLAIM unto the Grantees, JERRY L. CAMPBELL and JUDITH CAMPBELL, husband and wife, of Post Office Box 1067, Sandpoint, Idaho 83864, all of Grantors' right, title, claim and interest in and to the following described real property, together with after acquired title, situated in the County of Bonner, State of Idaho, to-wit:

The East 200 feet of the Northeast Quarter of the Southeast Quarter of the Northwest Quarter in Section 24, Township 59 North, Range 1 East, Boise Meridian, Bonner County, Idaho, AND

The Southeast Quarter of the Southeast Quarter of the Northwest Quarter of Section 24, Township 59, North, Range 1 East Boise Meridian, Bonner County, Idaho; EXCEPT the West 200 feet.

SUBJECT TO AND TOGETHER WITH an easement for ingress, egress, and utilities over and along the existing Forest Service Road.

IN WITNESS WHEREOF, We have hereunto set our hands on this 28th day of October, 1988.

Gary A. Finney
GARY A. FINNEY

Marilynn M. Finney
MARILYNN M. FINNEY

STATE OF IDAHO )
: ss.
County of Bonner )

On this 28 day of October, 1988, before me, the undersigned Notary Public, personally appeared GARY A. FINNEY and MARILYNN M. FINNEY, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Carol Sommerfeld
Notary Public - State of Idaho
Residing at Sandpoint
My Commission Expires: ~~06-26-93~~ 3/93

QUITCLAIM DEED

MAIL TO: Grantee

47825

354841

# WARRANTY DEED

FILED BY Chicago Title Ins.
BOOK _____ OF
PAGE _____ FEE 6.00

'88 OCT 31 AM 11 09

CLIFFORD A. CHAPIN
RECORDER OF BONNER
COUNTY BY SX DEP.

For Value Received

GEORGE A. WILLIAMS, A SINGLE MAN

the grantor , do es hereby grant, bargain, sell and convey unto

GARY A. FINNEY and MARILYNN M. FINNEY, husband and wife

the grantee s, whose current address is 9290 Center Valley Rd. Sandpoint, Idaho 83864

the following described premises, in BONNER County, Idaho, to-wit:

The East 200 feet of the Northeast Quarter of the Southeast Quarter of the Northwest Quarter in Section 24, Township 59 North, Range 1 East, Boise Meridian, Bonner County, Idaho.

And

The Southeast Quarter of the Southeast Quarter of the Northwest Quarter of Section 24, Township 59 North, Range 1 East, Boise Meridian, Bonner County, Idaho;

EXCEPT the West 200 feet.

SUBJECT TO AND TOGETHER WITH an easement for ingress, egress and utilities over and along the existing Forest Service Road.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that he is the owner in fee simple of said premises; that they are free from all incumbrances; Except taxes for the year 1988, a lien, not yet due or payable, Easements, Restrictions or Reservations of Record.

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: October 17th, 1988

George A. Williams
GEORGE A. WILLIAMS

OFFICIAL SEAL
KAREN J. BECHTOLD
NOTARY PUBLIC - CALIFORNIA
Principal Office in San Joaquin County
My Commission Expires June 6, 1991

STATE OF ~~XXXXX~~ California } ss
COUNTY OF San Joaquin }

On this 17th day of October, in the year 19 88, before me, a Notary Public, personally appeared George A. Williams known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Karen J. Bechtold
Notary Public
Residing at Lodi, California, ~~XXXXX~~

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

at minutes past o'clock M., this day of , 19 , in my office, and duly recorded in Book of Deeds at page

Ex-Officio Recorder

By
Deputy.

Fees $
Mail to: Grantee

INSTRUMENT No.

Chicago Title Insurance Company of Idaho

Reorder Form No. SY417825

830823

273686

# QUITCLAIM DEED

441

For Value Received

NORMAN R. WILLIAMS and DIANA L. WILLIAMS, husband and wife,

do hereby convey, release, remise and forever quitclaim unto

GEORGE ALAN WILLIAMS, a single man,

whose current address is 7412 Karlsberg, Stockton, CA 95207

the following described premises, to-wit:

That portion of the E½SE¼NW¼ of Section 24, Township 59 North, Range 1 East, Boise Meridian, Bonner County, Idaho, lying South of Strawberry Creek,

And

The East 200 feet of that portion of the E½SE¼NW¼ of Section 24, Township 59 North, Range 1 East, Boise Meridian, Bonner County, Idaho, lying North of Strawberry Creek;

TOGETHER WITH an easement for ingress, egress and utilities over and along the existing Forest Service Road.

together with their appurtenances.

Dated: June 29, 1983

Norman R. Williams

Diana L. Williams

STATE OF IDAHO, COUNTY OF Bonner

On this 29 day of June, 19 83 before me, a notary public in and for the said State, personally appeared

NORMAN R. WILLIAMS and DIANA L. WILLIAMS, husband and wife.

known to me to be the person s who se name s are subscribed to the within instrument, and acknowledged to me that they executed the same.

Carol Sommerfeldt
Notary Public

Residing at Sandpoint, Idaho

Comm. Expires Life

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of AFECO TITLE INC.

at 73 minutes past 10 o'clock A M. this 7th day of July 19 83, in my office, and duly recorded in Book 222 of Deeds at Page 441

CLIFFORD D. CHAPIN
Ex-Officio Recorder

By A. Kaiser
Deputy.

Fees $ 2.00

Mail to: Norman Williams
617 Ribier Ave
Lodi, CA 95240

INSTRUMENT No.





State of Idaho
Department of Water Resources

# Permit to Appropriate Water

**No. 96-13549**

**Priority**: October 28, 2022 **Maximum Diversion Rate:** 0.04 CFS

This is to certify that

THOMAS COMETTO PO BOX 665 PONDERAY ID 83852-0665 AND/OR
LORI COMETTO PO BOX 665 PONDERAY ID 83852-0665

has applied for a permit to appropriate water from:

**Source :** SOUTH FORK GROUSE CREEK **Tributary:** GROUSE CREEK

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

| **Beneficial Use** | **Period of Use** | **Rate of Diversion** |
|---|---|---|
| DOMESTIC | 01/01 to 12/31 | 0.04 CFS |

**Location of Point(s) of Diversion**
SOUTH FORK GROUSE CREEK SW¼ NE¼, Sec. 24, Twp 59N, Rge 01E, B.M. BONNER County

**Place of Use:** DOMESTIC

| Twp | Rng | Sec | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 59N | 01E | 24 | | | | | | | | X | | | | | | | | | |

**Conditions of Approval**

1. Proof of application of water to beneficial use shall be submitted on or before **February 01, 2024.**
2. Subject to all prior water rights.
3. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
4. Domestic use is for 1 home.
5. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
6. Water shall not be diverted under this right when flows in Grouse Creek are below established minimum flow amounts established by Water Right 96-7980.
7. This right does not grant any right-of-way or easement across the land of another.

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

Signed this 17 day of JANUARY, 2023.

LUKE BATES
Interim Water Rights Supervisor

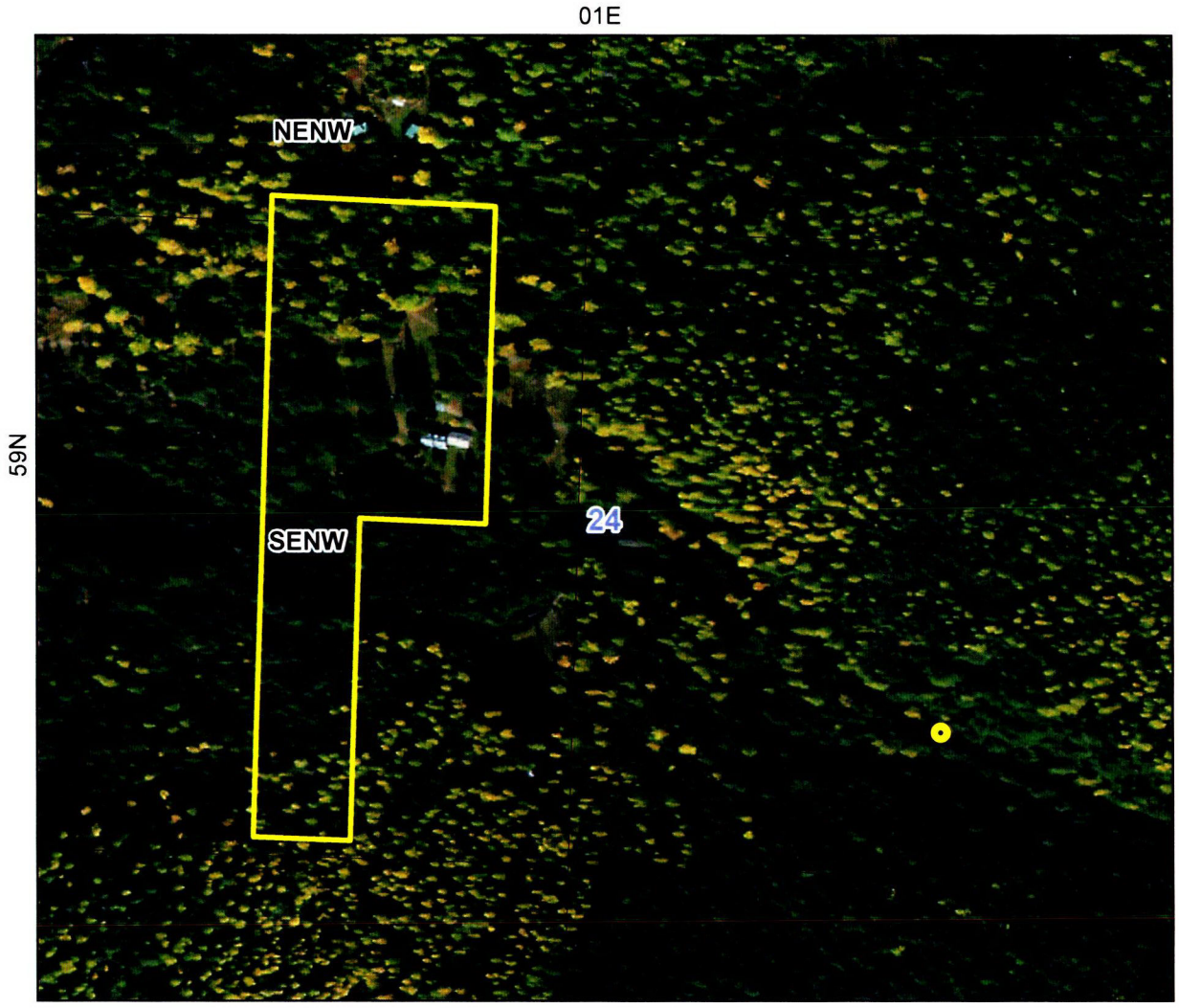
SCANNED
JAN 20 2023

State of Idaho
Department of Water Resources

# Attachment to Permit to Appropriate Water

96-13549

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.




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

0 0.045 0.09 0.18 Miles

N

SCANNED
JAN 7 0 2023

Print Single Sided Only

FORM 202 Rev. 09/16 100.00

RECEIVED
OCT 2 8 2022
DWR / NORTH

STATE OF IDAHO 8715
DEPARTMENT OF WATER RESOURCES

Ident. No. 96-13549

# APPLICATION FOR PERMIT

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

1. Name of applicant(s) THOMAS & LORI COMETTO and/or Phone 208-290-4634
   Name connector (check one): ☐ and ☑ or ☑ and/or
   Mailing address PO BOX 665 City PONDERAY
   State IDAHO ZIP 83852 Email LMCOMETTO@HOTMAIL.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 ~~STRAWBERRY CREEK~~ S. FORK GROUSE CREEK which is a tributary of GROUSE CREEK
4. Location of point(s) of diversion:

| Twp | Rge | Sec | Govt Lot | ¼ | ¼ | ¼ | County | Source | Local name or tag # |
|---|---|---|---|---|---|---|---|---|---|
| 59N | 01E | 24 | | | SW | NE | BONNER | S. FORK GROUSE CK | |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |

5. Water will be used for the following purposes:
   Amount 0.04 (cfs or acre-feet per year) for Domestic purposes from 1/1 to 12/31 (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) 0.04 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. GRAVITY FED DOMESTIC WATER Existing System - 1987
   b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ No
   c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
   d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No
   e. If well is already drilled, when? _____; drilling firm _____; well was drilled for (well owner) _____; Drilling Permit No. _____.

SCANNED

**For Department Use**

Received by JA Date 10-28-22 Time _____ Preliminary check by DEC 12 2022
Fee $ 100.00 Receipted by JA Receipt No. N041699 Date 10-28-22

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 ONE
   e. Other; describe fully. DOMESTIC WATER E1/2 ACRE IRRIGATION

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 | |
| 59N | 01E | 24 | | | | | | | | D | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Total number of acres to be irrigated: _____

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? NONE

11. a. Who owns the property at the point of diversion? APPLICANT
    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: _____

12. Describe your proposal in narrative form and provide additional explanation for any of the items above. Attach additional pages if necessary. SECURE WATER RIGHTS FOR EXISTING DOMESTIC WATER INTAKE ON EASEMENT / ALONG ROADWAY

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

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

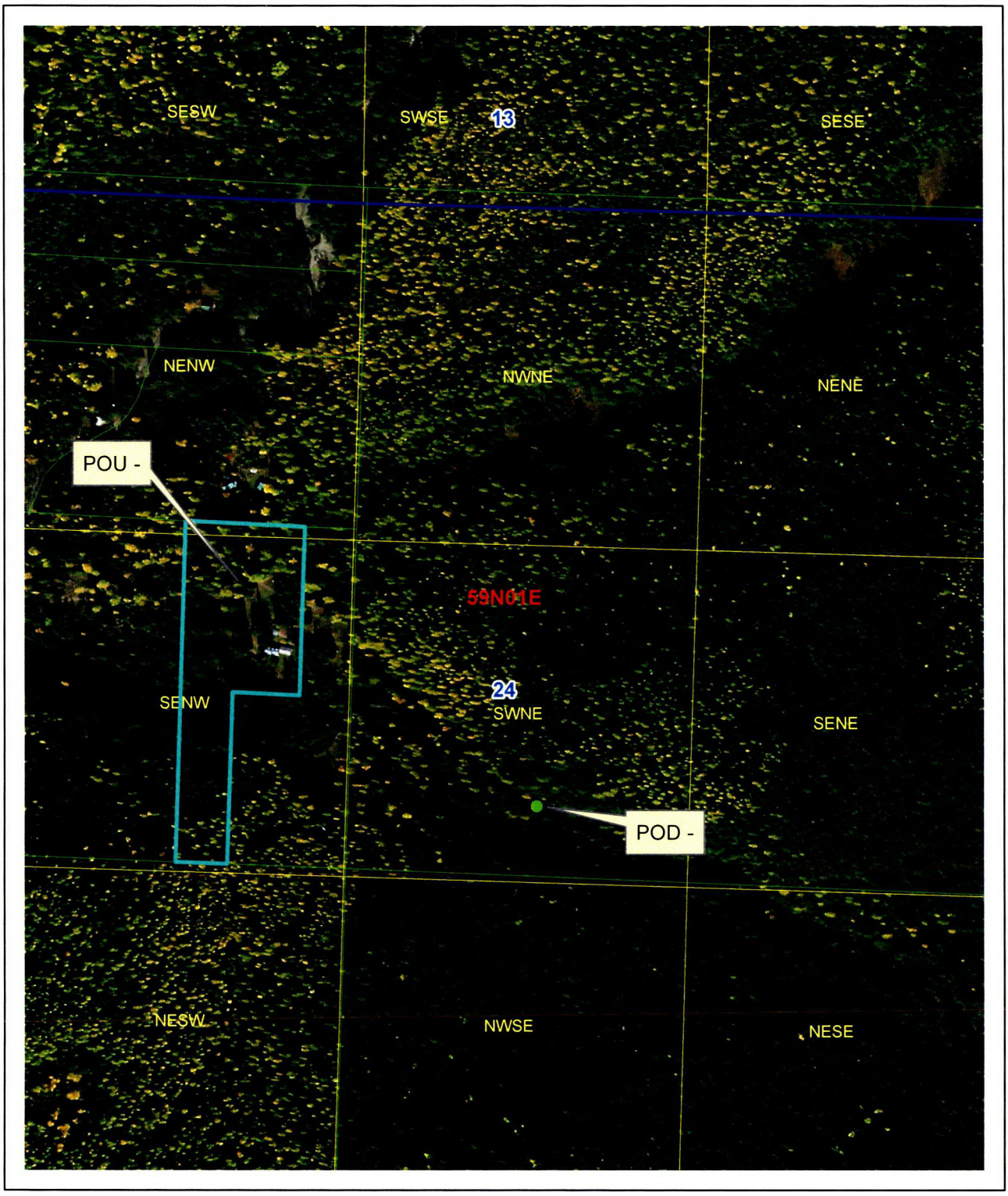
**The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.**

Signature of Applicant

Thomas W. Cometto
Print Name (and title, if applicable)

Signature of Applicant

Lori M. Cometto
Print Name (and title, if applicable)



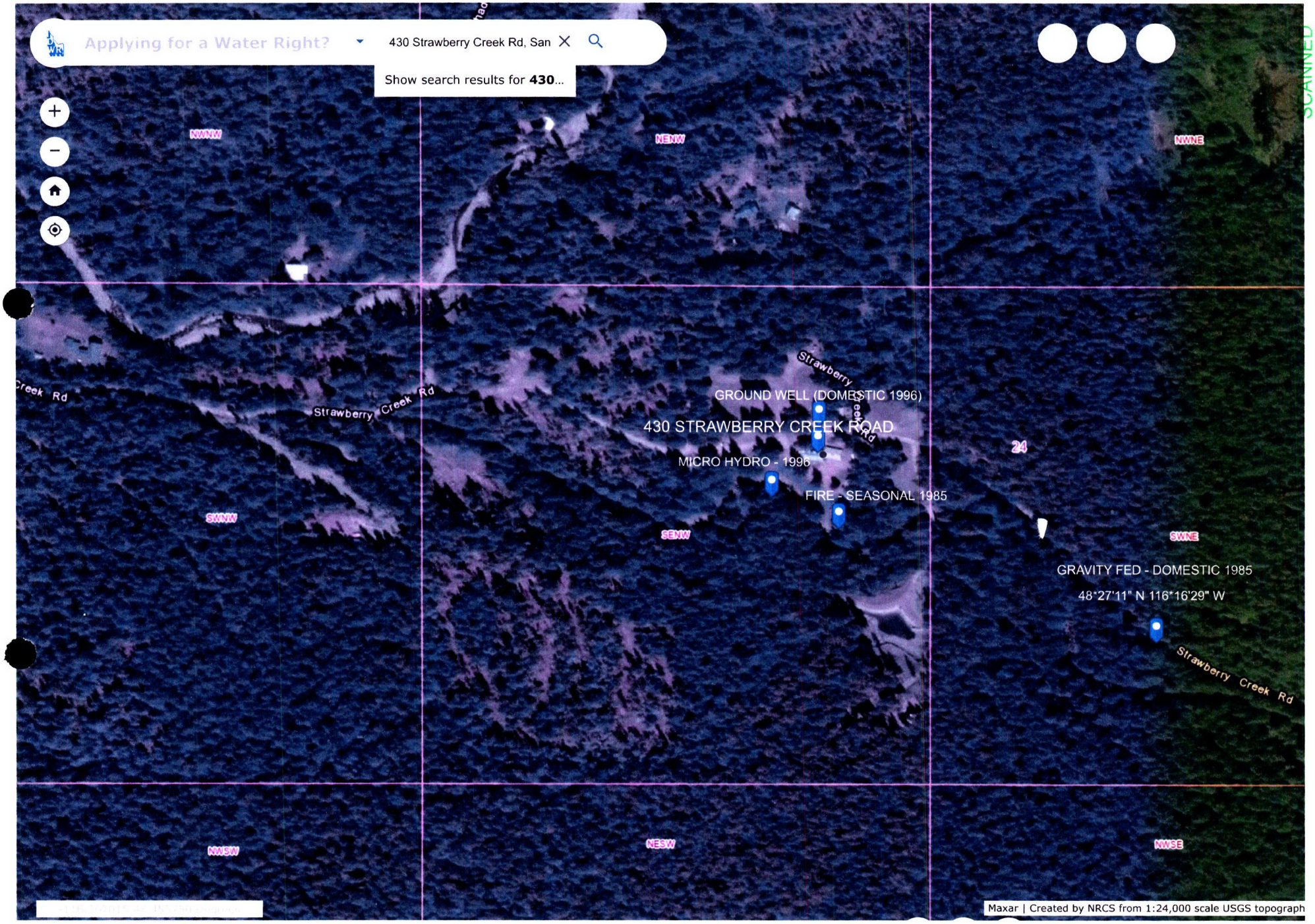

**Legend**

- Township/Range
- Sections
- QQ

0 0.05 0.1 0.2 Miles

N

SCANNED
DEC 12 2022




SCANNED
DEC 1 2 2022

# Beneficial Use Proof Evaluation

Permit Number: 96-13549 Reviewer: AVeibell Review Date: 5/8/2024

## Acceptability

1) Is the contact on the request the current permit holder? Yes
2) Does the address of record need to be updated?
3) Proof Submitted Date: 2/1/2024
4) Proof Due Date: 2/1/2024
5) Days added for weekend due date? 0
6) Days added for holiday due date? 0
7) Number of days late: 0
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

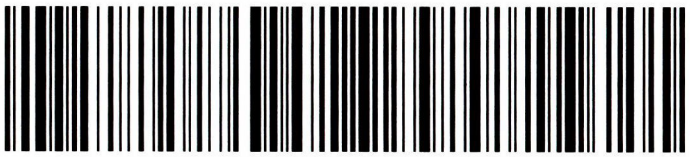
N041699

## 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.

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

USPS CERTIFIED MAIL



9214 8901 9403 8340 2290 64

LORI COMETTO
THOMAS COMETTO
PO BOX 665
PONDERAY ID 83852-0665

96-13549

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

November 30, 2023

LORI COMETTO
THOMAS COMETTO
PO BOX 665
PONDERAY ID 83852-0665

**NOTICE: STATEMENT OF COMPLETION DUE**

RE: Permit No. 96-13549

**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 **February 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)

IDAHO DEPARTMENT OF
WATER RESOURCES

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

Governor Brad Little

Director Gary Spackman

January 18, 2023

THOMAS COMETTO
LORI COMETTO
PO BOX 665
PONDERAY ID 83852-0665

RE: Permit No. 96-13549

**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
JAN 7 0 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
JAN 2 0 2013

## CERTIFICATE OF SERVICE

I hereby certify that on January 18, 2023, I served a true and correct copy of Permit to Appropriate Water No. 96-13549 by U.S. Mail, postage prepaid, to the following:

THOMAS COMETTO (Current Owner)
PO BOX 665
PONDERAY ID 83852-0665

LORI COMETTO (Current Owner)
PO BOX 665
PONDERAY ID 83852-0665

Tammy Alleman
Administrative Assistant 1



SCANNED
JAN 20 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
JAN 2 0 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
JAN 2 0 2023

AFFIDAVIT OF PUBLICATION

RECEIVED
DEC 27 2022
IDWR/NORTH

STATE OF IDAHO )
) ss.
County of Bonner )

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

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

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

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

4. The attached Notice was published in the regular and entire issue of the Bonner County Daily Bee for a period of 2 consecutive weeks, commencing on the 15th day of December, 2022, and ending on the 22nd day of December, 2022.

State of Idaho, county of Bonner ss.
On this 22nd day of December, in the year of 2022, before me, Katrina George, Notary Public, personally appeared Italia Jimenez known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she (or they) executed the same.

Katrina George
Notary Public
Residing at: Kootenai County

**My Commission Expires 8/29/23**

KATRINA GEORGE NOTARY PUBLIC COMM. NO. 57814 STATE OF IDAHO

SCANNED
JAN 20 2023

## LEGAL NOTICE

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

**96-11572**
PETE BIELAWSKI
10 E SUNNYSIDE RD
SANDPOINT, ID 83864-8841
Point of Diversion L1(NENE)
S3 T57N R01W
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/1 to 10/31
Total Diversion: 0.14 CFS
Date Filed: 06-11-2022
Place Of Use: IRRIGATION
T57N R01W S3
L8(NENE),L1(NENE)
Total Acres: 6.9

**96-11585**
RANDEL MCLAIN
ROSALIND MCLAIN
PO BOX 189
LACLEDE, ID 83841
Point of Diversion L7(SESE)
S30 T56N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 06-13-2022
Place Of Use: IRRIGATION
T56N R03W S30 L7(SESE)
Total Acres: 0.7

**96-11835**
HOWE I LLC
PO BOX 55
PRIEST RIVER, ID 83856-0055
Point of Diversion L2(NENE)
S20 T56N R02E
BONNER County
Source GROUND WATER
Use: WILDLIFE STORAGE
01/01 to 12/31 9 AF
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 9 AF
Total Diversion: 9 AF
Date Filed: 06-30-2022
Place Of Use: FIRE PROTECTION STORAGE,WILDLIFE STORAGE
T56N R02E S20 L2(NENE)

**96-13254**
GOLD CREEK RANCH INC
ROLEY SCHOONOVER
1413 UPPER GOLD CREEK RD
SANDPOINT, ID 83864
Point of Diversion L1(NENE).
S6 T58N R01E
BONNER County
Source GROUND WATER
Use: COMMERCIAL
01/01 to 12/31 0.2 CFS
Use: STOCKWATER
01/01 to 12/31 0.05 CFS
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 10-17-2022
Place Of Use: COMMERCIAL,IRRIGATION,STOCKWATER
T58N R01E S6
L1(NENE),SENE
Place Of Use: COMMERCIAL,IRRIGATION,STOCKWATER
T59N R01E S31 SESE
Total Acres: 10

**96-13649**
THOMAS COMETTO
LORI COMETTO
PO BOX 665
PONDERAY, ID 83852-0665

Point of Diversion SWNE
S24 T59N R01E
BONNER County
Source GROUSE CREEK
Tributary GROUSE CREEK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 10-28-2022
Place Of Use: DOMESTIC
T59N R01E S24 SENW

**96-13690**
SAN GUISEPPE HOLDINGS LLC
1778 SELLE RD
SANDPOINT, ID 83864-7536
Point of Diversion NWNE
S35 T58N R02W
BONNER County
Source UNNAMED STREAM
Tributary SAND CREEK
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 32.7 AF
Use: RECREATION STORAGE
01/01 to 12/31 32.7 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 15 AF
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 15 AF
Total Diversion: 47.7 AF
Date Filed: 11-15-2022
Place Of Use: FIRE PROTECTION STORAGE,IRRIGATION FROM STORAGE,IRRIGATION STORAGE,RECREATION STORAGE
T58N R02W S35
NENE,NWNE
Total Acres: 5

**96-13708**
ROLAND D NACCARATO
PATTI R NACCARATO
11614 N KING ARTHUR DR
SPOKANE, WA 99218-1833
Point of Diversion SESESW
S3 T53N R01W
BONNER County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 11-16-2022
Place Of Use: DOMESTIC
T53N R01W S3 SESW

**96-13733**
PHILIP L UNDERHILL
JEZAMYN B UNDERHILL
134 DUNN CREEK RD
SANDPOINT, ID 83864-8958
Point of Diversion NWSE
S14 T58N R01E
BONNER County
Source UNNAMED STREAM
Tributary DONE CREEK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 11-14-2022
Place Of Use: DOMESTIC
T58N R01E S14 NWSE

**96-13734**
MULGREW CAPITAL LLC
309 W MAIN AVE APT 303
SPOKANE, WA 99201-5008
Point of Diversion L1(NENW)
S29 T56N R03W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 11-14-2022
Place Of Use: DOMESTIC,FIRE PROTECTION
T56N R03W S29 L1(NENW)

**96-13756**
KARLA HAMMER
WILLIAM HAMMER
34168 HIGHWAY 41
OLDTOWN, ID 83822-9205
Point of Diversion SENE
S15 T54N R01W
BONNER County
Source CANYON CREEK
Tributary CEDAR CREEK
Point of Diversion SENE
S15 T54N R01W
BONNER County
Source CANYON CREEK
Tributary CEDAR CREEK
Use: DOMESTIC
01/01 to 12/31 0.08 CFS
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 11.8 AF
Use: DOMESTIC STORAGE
01/01 to 12/31 1.8 AF
Use: DOMESTIC FROM STORAGE
01/01 to 12/31 1.8 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 6 AF
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 6 AF
Use: STOCKWATER STORAGE
01/01 to 12/31 0.4 AF
Use: STOCKWATER FROM STORAGE
01/01 to 12/31 0.4 AF
Total Diversion: 0.16 CFS
Date Filed: 11-21-2022
Place Of Use: DOMESTIC,DOMESTIC FROM STORAGE,DOMESTIC STORAGE,FIRE PROTECTION STORAGE,IRRIGATION,IRRIGATION FROM STORAGE,IRRIGATION STORAGE,STOCKWATER,STOCKWATER FROM STORAGE,STOCKWATER STORAGE
T54N R01W S15 SENE
Total Acres: 2

**96-13807**
MELISSA HENDRICKSON
JAMES KARAMBAY
495 W GOLD CREEK RIDGE RD
SANDPOINT, ID 83864
Point of Diversion NENESW
S7 T58N R01E
BONNER County
Source SPRING
Tributary SINKS
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 6 AF
Use: RECREATION STORAGE
01/01 to 12/31 6.2 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 6 AF
Total Diversion: 12.2 AF
Date Filed: 11-03-2022
Place Of Use: IRRIGATION FROM STORAGE,IRRIGATION STORAGE,RECREATION STORAGE
T58N R01E S7 NESW
Total Acres: 2

**96-13809**
SEAN O NEILL
CAROLINE O NEILL
35 LARIAT CT
SAGLE, ID 83860-8503
Point of Diversion L3(SWNE)
S29 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: 11-10-2022
Place Of Use: IRRIGATION
T56N R03W S29
L3(SWNE),L3(SENE)
Total Acres: 0.9

**96-13861**
SHAY CASLER
RHIANNA BEDIENT
627 N I ST
TACOMA, WA 98403-2009
Point of Diversion SESE
S36 T56N R02E
BONNER County
Source MOSQUITO CREEK
Tributary CLARK FORK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 11-30-2022
Place Of Use: DOMESTIC
T56N R02E S36 SESE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Northern office at (208)762-2800; or for a full description of the right(s), please see https://idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 N MINERAL DR STE 100, COEUR D ALENE ID 83815-7763 together with a protest fee of $25.00 for each application on or before 1/3/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director

Legal#4748
AD#3484
December 15, 22, 2022

SCANNED
JAN 2 0 2023

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

OK to Publish MJC

R. # 96 13549 APPLICATION ID # 87157 ENT. GB BCA JA

INITIAL REVIEW BY GB DATE 10/28/2022

PPLICANT Thomas Cornetto and/or Lori Cornetto

| 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 10/28/2022

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

ADVERTISE IN Bonner County

Newspaper Bonner County Daily Bee

Dates scheduled for publication 12-15-22 & 12-22-22

Affidavit of Publication received 12-27-22

Dates actually published 12-15-22 & 12-22-22

Application published correctly Yes X No ___

If not, action taken ___

Final Date for Protest January 3, 2023

Protests Received Yes ___ No X

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 10/31/2022 By: GB

___ ___ Field check by ___

___ ___ Field report attached

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

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

USFS (Panhandle Nat. Forest) [POD]
F+G, DEQ, WB

GROUNDWATER SECTION

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

___ ___ Groundwater management area

MODC ___ Critical ground water area

___ ___ Well Drilling Permit required

___ ___ Well Drilling Application and Fees received

___ ___ Well Drilling Application approved?

Remarks easement Ok ☐

FINAL REGIONAL PROCESSING/REVIEW

Final order response date ___/___/___

(Yes)(No)

___ ___ Notice of pending void order issued

___ ___ Further information required from applicant ___

___ ___ Measuring device required ✓ MSF 46-7980-WBA

___ ___ Measuring port required

___ ___ Special conditions ___

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

Approval Recommended by ___ Date 1/13/23 Sr. Agent initial GB Interim Supervisor

## Alleman, Tammy

**From:** Alleman, Tammy
**Sent:** Friday, December 9, 2022 4:17 PM
**To:** Horsmon,Merritt; Chantilly Higbee; Anna Moody; IWRB Water Use Reviews; 'steve.spencer@usda.gov'
**Subject:** Request for Comments WR#96-13549
**Attachments:** 96-13549 Application for Permit.pdf

Dear Interested Agencies:

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

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of the application(s), you may do so after the notice is published by filing a written protest along with a $25.00 filing fee within 10 days after final publication. The deadline for comments on the applications is January 3, 2022.

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
DEC 12 2022

IDAHO DEPARTMENT OF
WATER RESOURCES

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

Governor Brad Little

Director Gary Spackman

December 7, 2022

THOMAS COMETTO
LORI COMETTO
PO BOX 665
PONDERAY, ID 83852-0665

RE: Application for Permit No. 96-13549

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 12/15/2022 and 12/22/2022. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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

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

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

Sincerely,

Tammy Alleman
Administrative Assistant

SCANNED
DEC 12 2022

## Alleman, Tammy

**From:** Alleman, Tammy
**Sent:** Wednesday, December 7, 2022 2:55 PM
**To:** bcdblegals@cdapress.com
**Subject:** Legal Notice for BCDB
**Attachments:** Legal Notice BCDB.docx

Please publish the enclosed legal notice in the **Bonner County Daily Bee** on the dates indicated **December 15th & December 22nd, 2022** (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before **January 3, 2022.** Your cooperation is appreciated.

Sincerely,

IDAHO DEPARTMENT OF WATER RESOURCES

**Tammy Alleman | Administrative Assistant**
**Idaho Department of Water Resources**
Northern Regional Office
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone: (208) 762-2800



SCANNED
DEC 12 2022

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

**96-11572**
PETE BIELAWSKI
10 E SUNNYSIDE RD
SANDPOINT, ID 83864-8841
Point of Diversion L1(NENE)
S3 T57N R01W
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/1 to 10/31
Total Diversion: 0.14 CFS
Date Filed: 06-11-2022
Place Of Use: IRRIGATION
T57N R01W S3
L8(NENE),L1(NENE)
Total Acres: 6.9

**96-11585**
RANDEL MCLAIN
ROSALIND MCLAIN
PO BOX 189
LACLEDE, ID 83841
Point of Diversion L7(SESE)
S30 T56N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 06-13-2022
Place Of Use: IRRIGATION
T56N R03W S30 L7(SESE)
Total Acres: 0.7

**96-11835**
HOWE I LLC
PO BOX 55
PRIEST RIVER, ID 83856-0055
Point of Diversion L2(NENE)
S20 T56N R02E
BONNER County
Source GROUND WATER
Use: WILDLIFE STORAGE
01/01 to 12/31 9 AF
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 9 AF
Total Diversion: 9 AF
Date Filed: 06-30-2022
Place Of Use: FIRE PROTECTION STORAGE,WILDLIFE STORAGE
T56N R02E S20 L2(NENE)

**96-13254**
GOLD CREEK RANCH INC
ROLEY SCHOONOVER
1413 UPPER GOLD CREEK RD
SANDPOINT, ID 83864
Point of Diversion L1(NENE)
S6 T58N R01E
BONNER County
Source GROUND WATER
Use: COMMERCIAL
01/01 to 12/31 0.2 CFS
Use: STOCKWATER
01/01 to 12/31 0.05 CFS
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 10-17-2022
Place Of Use: COMMERCIAL,IRRIGATION,STOCKWATER
T58N R01E S6
L1(NENE),SENE
Place Of Use: COMMERCIAL,IRRIGATION,STOCKWATER
T59N R01E S31 SESE
Total Acres: 10

SCANNED
DEC 1 2 2022

**96-13549**
THOMAS COMETTO
LORI COMETTO
PO BOX 665
PONDERAY, ID 83852-0665
Point of Diversion SWNE
S24 T59N R01E
BONNER County
Source GROUSE CREEK
Tributary GROUSE CREEK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 10-28-2022
Place Of Use: DOMESTIC
T59N R01E S24 SENW

**96-13690**
SAN GUISEPPE HOLDINGS LLC
1778 SELLE RD
SANDPOINT, ID 83864-7536
Point of Diversion NWNE
S35 T58N R02W
BONNER County
Source UNNAMED STREAM
Tributary SAND CREEK
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 32.7 AF
Use: RECREATION STORAGE
01/01 to 12/31 32.7 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 15 AF
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 15 AF
Total Diversion: 47.7 AF
Date Filed: 11-15-2022
Place Of Use: FIRE PROTECTION STORAGE,IRRIGATION FROM STORAGE,IRRIGATION STORAGE,RECREATION STORAGE
T58N R02W S35
NENE,NWNE
Total Acres: 5

**96-13708**
ROLAND D NACCARATO
PATTI R NACCARATO
11614 N KING ARTHUR DR
SPOKANE, WA 99218-1833
Point of Diversion SESESW
S3 T53N R01W
BONNER County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 11-16-2022
Place Of Use: DOMESTIC
T53N R01W S3 SESW

96-13733
PHILIP L UNDERHILL
JEZAMYN B UNDERHILL
134 DUNN CREEK RD
SANDPOINT, ID 83864-8958
Point of Diversion NWSE
S14 T58N R01E
BONNER County
Source UNNAMED STREAM
Tributary DONE CREEK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 11-14-2022
Place Of Use: DOMESTIC
T58N R01E S14 NWSE

**96-13734**
MULGREW CAPITAL LLC
809 W MAIN AVE APT 303

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SPOKANE, WA 99201-5008
Point of Diversion L1(NENW)
S29 T56N R03W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 11-14-2022
Place Of Use: DOMESTIC,FIRE PROTECTION
T56N R03W S29 L1(NENW)

**96-13756**
KARLA HAMMER
WILLIAM HAMMER
34168 HIGHWAY 41
OLDTOWN, ID 83822-9205
Point of Diversion SENE
S15 T54N R01W
BONNER County
Source CANYON CREEK
Tributary CEDAR CREEK
Point of Diversion SENE
S15 T54N R01W
BONNER County
Source CANYON CREEK
Tributary CEDAR CREEK
Use: DOMESTIC
01/01 to 12/31 0.08 CFS
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 11.8 AF
Use: DOMESTIC STORAGE
01/01 to 12/31 1.8 AF
Use: DOMESTIC FROM STORAGE
01/01 to 12/31 1.8 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 6 AF
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 6 AF
Use: STOCKWATER STORAGE
01/01 to 12/31 0.4 AF
Use: STOCKWATER FROM STORAGE
01/01 to 12/31 0.4 AF
Total Diversion: 0.16 CFS
Date Filed: 11-21-2022
Place Of Use: DOMESTIC,DOMESTIC FROM STORAGE,DOMESTIC STORAGE,FIRE PROTECTION STORAGE,IRRIGATION,IRRIGATION FROM STORAGE,IRRIGATION STORAGE,STOCKWATER,STOCKWATER FROM STORAGE,STOCKWATER STORAGE
T54N R01W S15 SENE
Total Acres: 2

**96-13807**
MELISSA HENDRICKSON
JAMES KARAMBAY
495 W GOLD CREEK RIDGE RD
SANDPOINT, ID 83864
Point of Diversion NENESW
S7 T58N R01E
BONNER County
Source SPRING
Tributary SINKS
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 6 AF
Use: RECREATION STORAGE
01/01 to 12/31 6.2 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 6 AF
Total Diversion: 12.2 AF
Date Filed: 11-03-2022
Place Of Use: IRRIGATION FROM STORAGE,IRRIGATION STORAGE,RECREATION STORAGE
T58N R01E S7 NESW
Total Acres: 2

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**96-13809**
SEAN O NEILL
CAROLINE O NEILL
35 LARIAT CT
SAGLE, ID 83860-8503
Point of Diversion L3(SWNE)
S29 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: 11-10-2022
Place Of Use: IRRIGATION
T56N R03W S29
L3(SWNE),L3(SENE)
Total Acres: 0.9

**96-13861**
SHAY CASLER
RHIANNA BEDIENT
627 N I ST
TACOMA, WA 98403-2009
Point of Diversion SESE
S36 T56N R02E
BONNER County
Source MOSQUITO CREEK
Tributary CLARK FORK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 11-30-2022
Place Of Use: DOMESTIC
T56N R02E S36 SESE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Northern office at (208)762-2800; or for a full description of the right(s), please see https://idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 N MINERAL DR STE 100, COEUR D ALENE ID 83815-7763 together with a protest fee of $25.00 for each application on or before 1/3/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director Published on 12/15/2022 and 12/22/2022

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DEC 1 2 2022

# MEMORANDUM

**To:** **Water Right Permit 96-13549**

**From:** **Luke Bates** LSB

**Date:** **10/31/2022**

**Re:** **Application for Water Permit and associated Government Lot Designation**

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An application for permit was received in the office on 10/28/2022 under the name Thomas and/or Lori Cometto, which proposed using S.F. Grouse Creek source water for domestic use.

The application was initiated for processing in ADHOC when it was found the POD is located on Panhandle National Forest land. I spoke with the applicant, and they stated they entered "applicant" under step No. 11.a. Who owns the property at the point of diversion because they have a recorded easement to the intake pipe that routes along the road for their use which began back 1987.

A copy of the recorded easement was requested prior to advertising review & USFS (Panhandle Nat. Forest) was added to the list of agencies comments are being requested from during advertising.

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