State of Idaho
Department of Water Resources

Water Right License

Water Right No. 96-13241

Priority: November 02, 2022

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 1.2 AF

It is hereby certified that:

BRIAN COLLINS 10126 E FERRET DR SPOKANE VALLEY WA 99206

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 17, 2022, and has submitted Proof of Beneficial Use on October 17, 2023. An examination confirms water is diverted from:

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

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
DOMESTIC	1 /1 to 12/31	0.04 CFS	1.2 AF

Location of Point(s) of Diversion
PEND OREILLE RIVER SE¼ SW¼, Sec. 36, Twp 56N, Rge 04W, 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	
56N	04W	36												X L2					

Conditions of Approval

1. Domestic use is for 1 home.
2. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
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 8th day of November, 2023.

PHILL HUMMER
Water Rights Supervisor

State of Idaho
Department of Water Resources

Attachment to Water Right

96-13241

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.



Form 42-217 Rev. 6/22

RECEIVED
OCT 17 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.	C117179
Receipted By	KM
Date Receipted	10.17.23

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. 96-13241 Name of Permit Holder(s) Brian Collins

Telephone No. 509 499 7791 Email BrianCollins509@gmail.com

Mailing Address 10126 E Ferret Dr. City Spokane State WA Zip 99206

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) 1 Irrigation (No. acres) _____ Stockwater (No. and stock type) _____

Other _____

4. Total diversion rate or volume (storage only) for which proof is submitted .04 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.)

Pump to pressure tank.

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: Brian Collins Telephone No. 509 499 7791 Email BrianCollins509@Gmail.Com

Mailing Address 10126 E Ferret Dr. City Spokane State WA Zip 99206

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

SIGNATURE OF PERMIT HOLDER*	PRINTED NAME AND TITLE	DATE
[signature]	Brian Collins	10-5-23

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

State of Idaho
Department of Water Resources

Permit to Appropriate Water

No. 96-13241

Priority: November 02, 2022 **Maximum Diversion Rate:** 0.04 CFS

This is to certify that

BRIAN COLLINS 10126 E FERRET DR SPOKANE VALLEY WA 99206

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
DOMESTIC	1 /1 to 12/31	0.04 CFS

Location of Point(s) of Diversion

PEND OREILLE RIVER SE¼ SW¼, Sec. 36, Twp 56N, Rge 04W, 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	
56N	04W	36												X L2					

Conditions of Approval

1. Proof of application of water to beneficial use shall be submitted on or before **December 01, 2023.**
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. 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 12 day of December, 2022.

LUKE BATES
Interim Water Rights Supervisor

SCANNED
DEC 14 2022

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

96-13241

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 0.035 0.07 0.14 Miles

N

SCANNED
DEC 14 2022

87138

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED
Nov 02, 2022
DEPARTMENT OF
WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho
No. 96-13241

1. **Applicants**
Brian Collins
10126 E Ferret dr
spokane valley, WA 99206
5094897791
briancollins509@gmail.com

2. **Representatives**
~~Submitter is one of the applicants~~ BBC 11-2-22

3. **Source of Water Supply**
Source : river tributary to ~~Pend Oreille~~ Pend oreille River tributary to Columbia River

4. **Location of Point(s) of Diversion**

POD #	Source	Tributary Of	Diversion Type	Township	Range	Section	Govt Lot	QQQ/QQ/Q	County
1	~~river~~	~~Pend~~ Columbia		56N	04W	36		/SE/SW	BONNER

Pend Oreille River ~~Oreille~~ River

BBC 11-2-22

5. **Water will be used for the following purposes:**

Purposes	Season	Rate	Volume	Description
DOMESTIC	01/01 to 12/31	~~1.00 cfs~~ 0.04 CFS	0.00 afa	household use

6. **Total quantity to be appropriated is ~~(a) 1 cfs and/or~~ 0 afa** 0.04 CFS

7. **Proposed Diverting Works:** 0.04 CFS
POD No :1
Description: water pump
BBC 11-2-22

8. **Description of Place Of Use:**

DOMESTIC							
Township	Range	Section	QQ	Q	County	Govt Lot	Acres
56N	04W	36	SE	SW	BONNER	2	

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 does not own~~ Applicant owns land at interest
   - **Who owns the land at the point of diversion?** Applicant

11. **Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.**
in water pump Domestic use includes 1/2 acre Irrigation BBC 11-2-22

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

T114320 $250.00 10/17/2022

SCANNED
NOV 07 2022

State of Idaho
Department of Water Resources

Application For Permit

96-13241



0 0.035 0.07 0.14 Miles

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

N

SCANNED
NOV 07 2022

Prepared By: Web User

87138

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho
No. 96-13241

SUPERSEDED

1. **Applicants**
Brian Collins
10126 E Ferret dr
spokane valley, WA 99206
5094997791
briancollins509@gmail.com

2. **Representatives**
Submitter is one of the applicants

3. **Source of Water Supply**
Source : river tributary to Pend Oreille

4. **Location of Point(s) of Diversion**

POD #	Source	Tributary Of	Diversion Type	Township	Range	Section	Govt Lot	QQQ/QQ/Q	County
1	river	Pend Oreille		56N	04W	36		/SE/SW	BONNER

5. **Water will be used for the following purposes:**

Purposes	Season	Rate	Volume	Description
DOMESTIC	01/01 to 12/31	1.00 cfs	0.00 afa	household use

6. **Total quantity to be appropriated is (a)** 1 cfs **and/or** 0 afa

7. **Proposed Diverting Works:**
POD No :1
Description: water pump

8. **Description of Place Of Use:**

DOMESTIC							
Township	Range	Section	QQ	Q	County	Govt Lot	Acres
56N	04W	36	SE	SW	BONNER	2	

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 does not own
   - **Who owns the land at the point of diversion?** Applicant

11. **Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.**
in water pump

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

T114320 $250.00

10/17/2022

SCANNED
NOV 07 2022

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 08, 2023

BRIAN COLLINS
10126 E FERRET DR
SPOKANE VALLEY WA 99206

RE: License No. 96-13241

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,

Phill Hummer

Phill Hummer
Water Rights Supervisor

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on November 08, 2023, I served a true and correct copy of Water Right License No. 96-13241 by U.S. Mail, postage prepaid, to the following:

BRIAN COLLINS (Current Owner)
10126 E FERRET DR
SPOKANE VALLEY WA 99206

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.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 96-13241
Exam Date: 11/03/2023

1. Current Owner:
BRIAN COLLINS 10126 E FERRET DR SPOKANE VALLEY WA 99206

Does this qualify for an in-office field exam (IDAPA 37.03.02.035.01.r)? _X___Y ____N

a. ____ Irrigation of 5 acres or less
b. ____ Storage of up to 14.6 AF for stockwater purposes only
c. __X__ Any use other than irrigation or storage, if the combined diversion rate is 0.24 cfs or less
d. ____ Other < >

3. **SOURCE:**
PEND OREILLE RIVER

Tributary
COLUMBIA RIVER

Method of Determination: __application and permit

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NO Overlap

Water Right No.	Source	Purpose of Use	Basis

Comments: _____NA_____

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

Water Right No.	Source	Purpose of Use	Basis

Comments: _____NA_____

C. DIVERSION AND DELIVERY SYSTEM

1. **LOCATION OF POINT(S) OF DIVERSION:**
PEND OREILLE RIVER SE¼ SW¼, Sec. 36, Twp 56N, Rge 04W, B.M. BONNER County

Method of Determination: application and permit

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	
56N	04W	36												X L2					

Method of Determination: Application, permit, ArcMap

3.

_____ Delivery System Diagram Attached (required). Indicate all major components and distances between components. Indicate weir size/pipe as applicable.

_____ Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.

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

_____ Photo of Diversion and System Attached

4.

Well or Diversion ID No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

E. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

F. VOLUME CALCULATIONS

1. Volume Calculations for irrigation:

$V_{I.R}$ = (Acres Irrigated) x (Irrigation Requirement) =

$V_{D.R}$ = [Diversion Rate (cfs)] x (Days in Irrigation season) x 1.9835 =

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

2. Volume Calculations for Other Uses: Domestic, 1 home 1.2 af as per Application Processing Memo #22.

G. NARRATIVE/REMARKS/COMMENTS:

This qualifies for an in-house exam per IDAPA 37.03.02.035.01.r. Bonner County confirms dwelling on property and Bonner County and ArcMap show permit holder as current owner. Condition 029 requires permit holder to comply with Fish & Game screening requirements, which the permit holder indicates on his Statement of Completion has been done. Condition 029 was removed. There are no overlapping water rights and currently no WD in the Basin.

Have conditions of permit approval been met? _X_ Yes ____ No

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
DOMESTIC	1 /1 to 12/31	0.04 CFS	1.2 AF
	Totals:	0.04 CFS	1.2 AF

2. Recommended Amendments

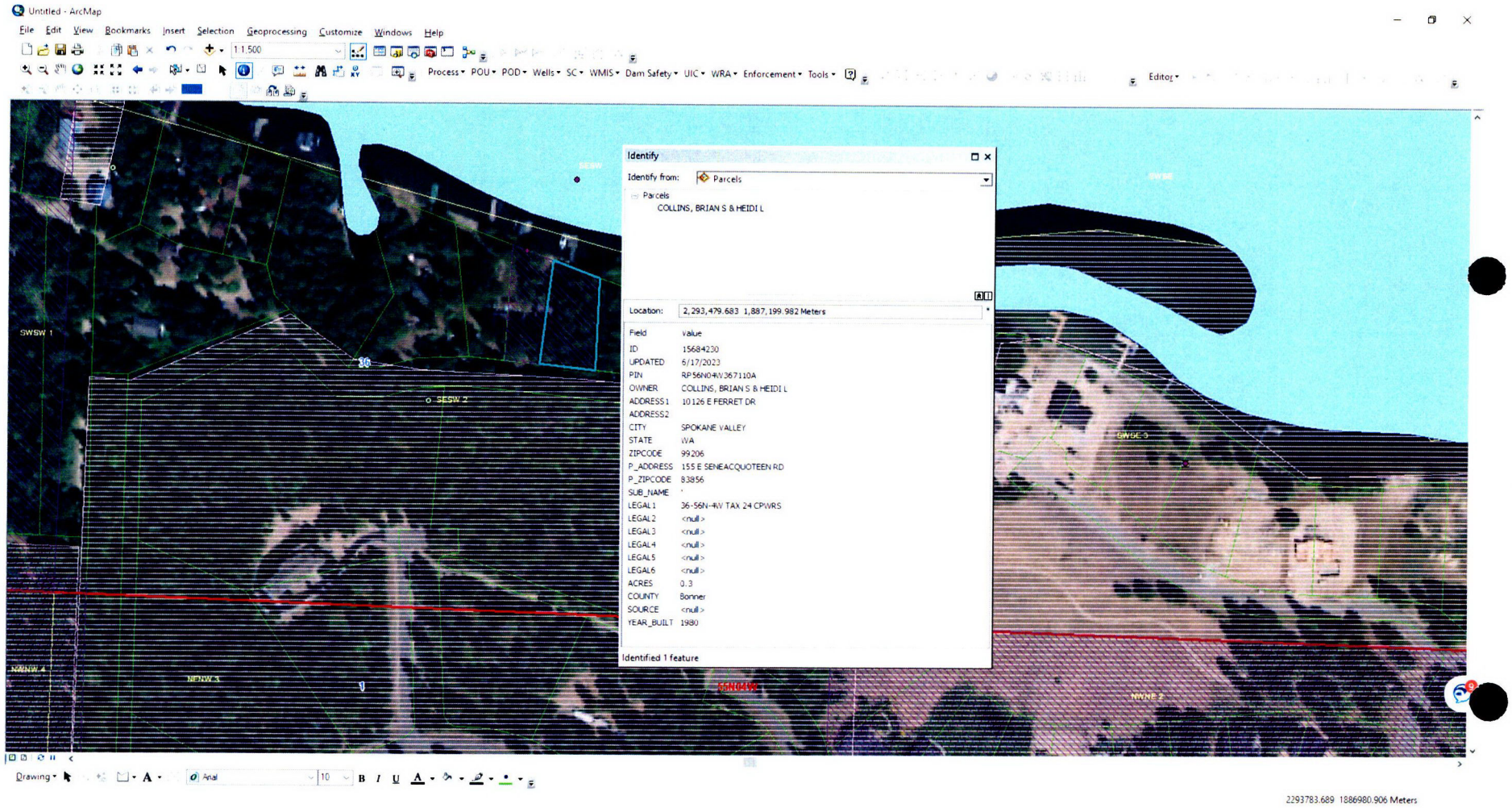
____ Change P.D. as reflected above ____ Add P.D. as reflected above _x_ None

____ Change P.U. as reflected above ____ Add P.U. as reflected above _x_ None

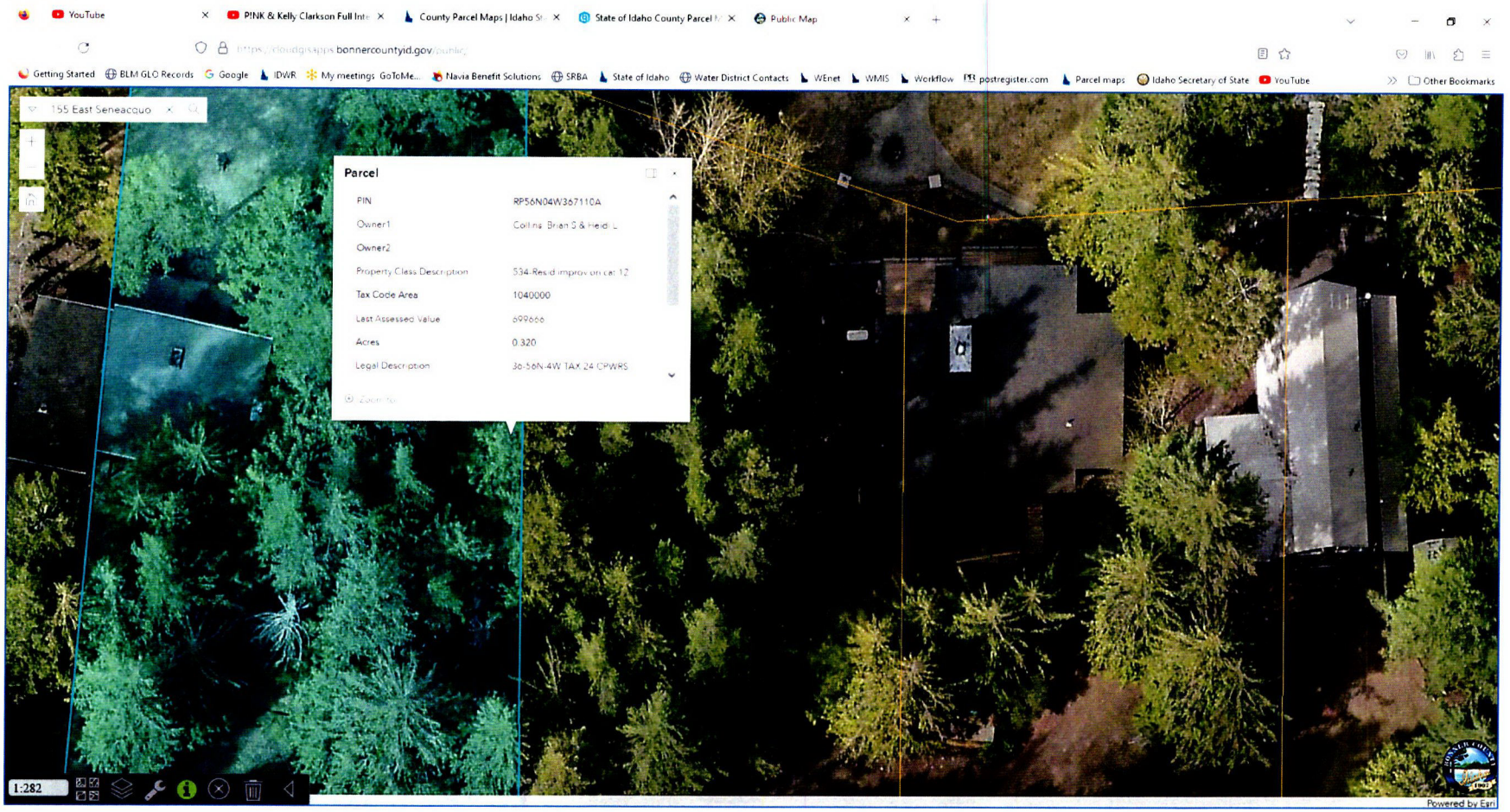
I. AUTHENTICATION Jean Hersley -

Field Examiner's Name Jean Hersley Date 11-3-23

Reviewer PH Date 11/8/23



ArcMap lists permit holder as current owner. The home was built in 1980.



Bonner County shows dwelling on property and lists permit holder as current owner.

Beneficial Use Proof Evaluation

Permit Number: 96-13241 Reviewer: AVeibell Review Date: 10/18/2023

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: 10/17/2023
4) Proof Due Date: 12/1/2023
5) Days added for weekend due date? 0
6) Days added for holiday due date? 0
7) Number of days late: -45
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 -- Yes
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

T114320

Comments

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

IDAHO DEPARTMENT OF
WATER RESOURCES

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

Governor Brad Little

Director Mathew Weaver

September 29, 2023

BRIAN COLLINS
10126 E FERRET DR
SPOKANE VALLEY WA 99206

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 96-13241

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 **December 01, 2023**. 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)

SCANNED
OCT 02 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

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

Governor Brad Little

Director Gary Spackman

December 13, 2022

BRIAN COLLINS
10126 E FERRET DR
SPOKANE VALLEY WA 99206

RE: Permit No. 96-13241

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
DEC 14 2022

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)

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DEC 14 2022

CERTIFICATE OF SERVICE

I hereby certify that on December 13, 2022, I served a true and correct copy of Permit to Appropriate Water No. 96-13241 by U.S. Mail, postage prepaid, to the following:

BRIAN COLLINS (Current Owner)
10126 E FERRET DR
SPOKANE VALLEY WA 99206

Tammy Alleman
Administrative Assistant 1

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DEC 14 2022

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

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

(Required by Rule of Procedure 730.02)

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

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DEC 14 2022

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

> Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:
>
> (a) The petition for reconsideration is disposed of; or
> (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

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DEC 14 2022

RECEIVED
DEC 05 2022
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 16th day of November, 2022, and ending on the 23rd day of November, 2022

Italia Jimenez

State of Idaho, county of Bonner ss.
On this 29th day of November, 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 NO. 68[illegible] STATE OF IDAHO

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DEC 14 2022

LEGAL NOTICE

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

96-9988
ROBERT ALFIERI
ALEXI ALFIERI
217 CEDAR ST # 301
SANDPOINT, ID 83864-1410
Point of Diversion SWSW
S25 T56N R04W
BONNER County
Source UNNAMED STREAM
Tributary PEND OREILLE RIVER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 10-19-2022
Place Of Use: DOMESTIC
T56N R04W S25 SWSW

96-12876
DOERING TRUST
PO BOX 837
NEWMAN LAKE, WA 99025-0837
Point of Diversion SENE
S17 T54N R04W
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Use: DOMESTIC
1 /1 to 12/31 0.06 CFS
Total Diversion: 0.2 CFS
Date Filed: 11-01-2022
Place Of Use: DOMESTIC,IRRIGATION
T54N R04W S17
SENE,NESE
Total Acres: 10

96-13241
BRIAN COLLINS
10126 E FERRET DR
SPOKANE VALLEY, WA 99206
Point of Diversion SESW
S36 T56N R04W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 11-02-2022
Place Of Use: DOMESTIC
T56N R04W S36 L2(SESW)

97-9045
THOMAS BARBIERI
5520 S SOUTHVIEW LN
SPOKANE, WA 99223-1595
Point of Diversion SWSE
S27 T62N R04W
BONNER County
Source PRIEST LAKE
Tributary PEND OREILLE RIVER
Use: FIRE PROTECTION
1 /1 to 12/31 0.02 CFS
Use: IRRIGATION
1 /1 to 12/31 0.02 CFS
Total Diversion: 0.02 CFS
Date Filed: 10-28-2022
Place Of Use: FIRE PROTECTION,IRRIGATION
T62N R04W S27
SWSE,L4(SWSE)
Total Acres: 0.6

97-922[redacted]
MEGHAN HARWOOD
3661 EVERGREEN DR
COEUR D ALENE, ID 83815
JESSICA HONICAN
3415 S GLENROSE RX
SPOKANE, WA 99223
Point of Diversion SWSW
S9 T58N R04W
BONNER County
Source PRIEST RIVER
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31 0.09 CFS
Use: DOMESTIC
01/01 to 12/31 0.08 CFS
Total Diversion: 0.09 CFS
Date Filed: 10-24-2022
Place Of Use: DOMESTIC,IRRIGATION
T58N R04W S9
SWSW,SESW
Total Acres: 3

97-9591
KATHLEEN WHITEHOUSE
C/O JERRY WHITEHOUSE
906 COYOTE TRL
NEWPORT, WA 99156-9715
Point of Diversion SENW
S6 T56N R05W
BONNER County
Source FREEMAN CREEK
Tributary FREEMAN LAKE
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-24-2022
Place Of Use: DOMESTIC
T56N R05W S6 L9(NWSW)

97-9596
CHARLAINE CARD
1050 CURTIS CREEK RD
PRIEST RIVER, ID 83856
Point of Diversion NESENE
S32 T55N R04W
BONNER County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Total Diversion: 0.2 CFS
Date Filed: 10-26-2022
Place Of Use: DOMESTIC,IRRIGATION
T55N R04W S32 NENE
Total Acres: 5

97-9599
ALAN D BRADSHAW
MELVA BRADSHAW
PO BOX 668
PRIEST RIVER, ID 83856-0668
Point of Diversion NWSW
S9 T58N R04W
BONNER County
Source PRIEST RIVER
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Use: STOCKWATER
01/01 to 01/31 0.02 CFS
Total Diversion: 0.08 CFS
Date Filed: 10-20-2022
Place Of Use: IRRIGATION,STOCKWATER
T58N R04W S8 NESE
Place Of Use: IRRIGATION,STOCKWATER
T58N R04W S9 NWSW
Total Acres: 2

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 12/5/2022. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director
Legal#4684
AD#2463
November 16, 23, 2022

SCANNED
DEC 14 2022

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

W.R. # 96 - 13241 APPLICATION ID # 87138 ENT. YB BCA Ja OK to Publish MR

INITIAL REVIEW BY: YB DATE: 11/2/2022

APPLICANT: Brian Collins

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: 11/2/2022

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

ADVERTISE IN: Bonner County

Newspaper: BC DB Priest River Version

Dates scheduled for publication 11-16-22 & 11-23-22

Affidavit of Publication received: 12-5-22

Dates actually published: 11-16-22 & 11-23-22

Application published correctly. Yes Y No ____

If not, action taken: ____

Final Date for Protest: December 5, 2022

Protests Received. Yes ____ No Y

LETTERS SENT REQUESTING:

( ) Dam Information ( ) Fish Information

( ) Power Information ( ) Other: ____

INFORMATION RECEIVED:

( ) Dam Information ( ) Fish Information

( ) Power Information ( ) Other: ____

ADDITIONAL INFORMATION (Yes)(No)

___ ___ **Shape File Created** Date 11/2/22 validated online shapes By: YB

___ ___ Field check: by ____

___ ___ Field report attached

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

___ ___ Water delivered by water master? Water District # ____ IDL, DEQ, F+G, WB

GROUNDWATER SECTION

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

___ ___ Groundwater management area

___ ___ Critical ground water area

___ ___ Well Drilling Permit required

___ ___ Well Drilling Application and Fees received

___ ___ Well Drilling Application approved?

Remarks: * Refund request following revision of app. Refund = $150.00 see attached.

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

Final order response date: ___/___/___

___ ___ Notice of pending void order issued.

___ ___ Further information required from applicant ____

___ ___ Measuring device required

___ ___ Measuring port required

___ ___ Special conditions: ____

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

Approval Recommended by: ____ Date: 12/8/2022 Sr. Agent initial YB 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

November 7, 2022

BRIAN COLLINS
10126 E FERRET DR
SPOKANE VALLEY, WA 99206

RE: Application for Permit No. 96-13241

Dear Applicant:

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, PRIEST RIVER VERSION on 11/16/2022 and 11/23/2022. 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

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NOV 07 2022

Alleman, Tammy

From: Alleman, Tammy
Sent: Monday, November 7, 2022 3:40 PM
To: 'Mike Ahmer'; Chantilly Higbee; Anna Moody; Horsmon,Merritt; IWRB Water Use Reviews
Subject: Request for Comments for WR#96-13241
Attachments: 96-13241 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 December 5, 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
NOV 07 2022

Alleman, Tammy

From: Alleman, Tammy
Sent: Monday, November 7, 2022 2:53 PM
To: bcdblegals@cdapress.com
Subject: Legal Notice for Priest River version of BCDB
Attachments: Legal Notice For Priest River Version BCDB.docx

Please publish the enclosed legal notice in the **Bonner County Daily Bee, Priest River Version** on the dates indicated **November 16th & November 23rd, 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 **December 5, 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
NOV 07 2022

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

96-9988
ROBERT ALFIERI
ALEXI ALFIERI
217 CEDAR ST # 301
SANDPOINT, ID 83864-1410
Point of Diversion SWSW
S25 T56N R04W
BONNER County
Source UNNAMED STREAM
Tributary PEND OREILLE RIVER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 10-19-2022
Place Of Use: DOMESTIC
T56N R04W S25 SWSW

96-12876
DOERING TRUST
PO BOX 837
NEWMAN LAKE, WA 99025-0837
Point of Diversion SENE
S17 T54N R04W
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Use: DOMESTIC
1 /1 to 12/31 0.06 CFS
Total Diversion: 0.2 CFS
Date Filed: 11-01-2022
Place Of Use: DOMESTIC,IRRIGATION
T54N R04W S17
SENE,NESE
Total Acres: 10

96-13241
BRIAN COLLINS
10126 E FERRET DR
SPOKANE VALLEY, WA 99206
Point of Diversion SESW
S36 T56N R04W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 11-02-2022
Place Of Use: DOMESTIC
T56N R04W S36 L2(SESW)

97-9045
THOMAS BARBIERI
5520 S SOUTHVIEW LN
SPOKANE, WA 99223-1595
Point of Diversion SWSE
S27 T62N R04W
BONNER County
Source PRIEST LAKE
Tributary PEND OREILLE RIVER
Use: FIRE PROTECTION
1 /1 to 12/31 0.02 CFS
Use: IRRIGATION
1 /1 to 12/31 0.02 CFS
Total Diversion: 0.02 CFS
Date Filed: 10-28-2022
Place Of Use: FIRE PROTECTION,IRRIGATION
T62N R04W S27

SCANNED
NOV 07 2022

SWSE,L4(SWSE)
Total Acres: 0.6

97-9227
MEGHAN HARWOOD
3661 EVERGREEN DR
COEUR D ALENE, ID 83815
JESSICA HONICAN
3415 S GLENROSE RX
SPOKANE, WA 99223
Point of Diversion SWSW
S9 T58N R04W
BONNER County
Source PRIEST RIVER
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31 0.09 CFS
Use: DOMESTIC
01/01 to 12/31 0.08 CFS
Total Diversion: 0.09 CFS
Date Filed: 10-24-2022
Place Of Use: DOMESTIC,IRRIGATION
T58N R04W S9
SWSW,SESW
Total Acres: 3

97-9591
KATHLEEN WHITEHOUSE
C/O JERRY WHITEHOUSE
906 COYOTE TRL
NEWPORT, WA 99156-9715
Point of Diversion SENW
S6 T56N R05W
BONNER County
Source FREEMAN CREEK
Tributary FREEMAN LAKE
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-24-2022
Place Of Use: DOMESTIC
T56N R05W S6 L9(NWSW)

97-9596
CHARLAINE CARD
1050 CURTIS CREEK RD
PRIEST RIVER, ID 83856
Point of Diversion NESENE
S32 T55N R04W
BONNER County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Use: IRRIGATION
04/01 to 10/31 0.15 CFS
Total Diversion: 0.2 CFS
Date Filed: 10-26-2022
Place Of Use: DOMESTIC,IRRIGATION
T55N R04W S32 NENE
Total Acres: 5

97-9599
ALAN D BRADSHAW
MELVA BRADSHAW
PO BOX 668
PRIEST RIVER, ID 83856-0668
Point of Diversion NWSW
S9 T58N R04W
BONNER County

SCANNED
NOV 07 2022

Source PRIEST RIVER
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Use: STOCKWATER
01/01 to 01/31 0.02 CFS
Total Diversion: 0.08 CFS
Date Filed: 10-20-2022
Place Of Use: IRRIGATION,STOCKWATER
T58N R04W S8 NESE
Place Of Use: IRRIGATION,STOCKWATER
T58N R04W S9 NWSW
Total Acres: 2

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 12/5/2022. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director Published on 11/16/2022 and 11/23/2022

SCANNED
NOV 0 7 2022

Bates, Luke

From: Bates, Luke
Sent: Tuesday, November 1, 2022 3:38 PM
To: briancollins509@gmail.com
Subject: IDWR app for permit 96-13241
Attachments: 96-13241 - original filing app for permit & revision sheet with refund doc.pdf; 0. Application-Permit-License process notes.pdf

Mr. Brian Collins,
Good afternoon.

I am requesting a courtesy response to this correspondence; it will let me know I didn't error in entering your email address. Thank you!

Your online filing app for permit No. 96-13241 has been moved to my desk due to discrepancies with water source & diversion rate which may not be accurate. This email is an attempt to initiate conversation toward revising/amending your initial filing prior to advertising review.

Attachments:

- 96-13241 original filing plus mark up sheet & refund sheet
- 2 pg PDF that explains each step in the application-permit-license process.

Once you get the chance to review the original filing & revision in red mark up sheet, please do consider my recommendations toward amending your app for permit.

Steps with guidance to change (if applicable):

Step 3 – Source of water should state Pend Oreille River, which is tributary to the Columbia River as per USGS mapping designated name(s).
Step 4 – Point of Diversion should reflect the source/tributary listed above.
Step 5 – Water uses – Domestic use for 1 home with up to ½ acre is authorized a diversion rate of 0.04 cfs; you applied for 1.0 cfs. If left unchanged, the Department will reduce this value during permit processing as IDWR can't recommend higher than the standard rate authorized without reasonable explanation why the increased diversion rate should be authorized.

Step 6 – Total quantity to be appropriated – If step 5 reduces to 0.04 cfs please make changes to reflect the total quantity to be appropriated equal to step 5.

Step 10 – Who owns land at POU? – you entered you do not, I believe this occurs automatically if the map selection includes parcels not owned by you. If you are filing for only your parcel you will need to revise this to state "applicant"

Step 11 – recommend adding the wording "includes ½ acre irrigation"; IDWR definition of domestic use includes a ½ acre irrigation while not calling it irrigation by beneficial use description.

In order to make corrections please do the following:

1. Print off Page 1 of original filing app and make pen and ink changes. Please initial & date next to changes. Please use the red mark up page as a guideline on how to make those corrections.
2. Review and sign the refund page, which results in $150.00 refunded due to reduced diversion rate and associated fee requirement.

SCANNED
NOV 07 2022

3. You may then scan and email the corrected forms (2 pages) C/O Luke Bates to the email address listed below (**not my personal email**)

file@idwr.idaho.gov

Please do give me a call if you've any questions and we can discuss the "why" of the changes recommended. I recommend carbon copying me on the email you send to the state office file@idwr.idaho.gov

Thank you,

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

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

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NOV 07 2022