State of Idaho
Department of Water Resources

# Permit to Appropriate Water

**No. 96-16765**

**Priority**: October 24, 2023 **Maximum Diversion Rate:** 0.04 CFS

This is to certify that

CARLA R WOLFRUM 204 E SUPERIOR ST #9 SANDPOINT ID 83864-1275

has applied for a permit to appropriate water from:

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

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

| Beneficial Use | Period of Use | Rate of Diversion |
|---|---|---|
| IRRIGATION | 04/01 to 10/31 | 0.04 CFS |

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

PEND OREILLE RIVER SE¼ NW¼, Sec. 3, Twp 55N, Rge 04W, B.M. BONNER County

**Place of Use:** IRRIGATION

| Twp | Rng | Sec | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 55N | 04W | 3 | | | | | | | | 0.2 L2 | 1.2 L2 | | | | | | | | 1.4 |
| 55N | 04W | 3 | | | | | | | | 0.1 | | | | | | | | | 0.1 |

Total Acres: 1.5

**Conditions of Approval**

1. Proof of application of water to beneficial use shall be submitted on or before **February 01, 2025.**
2. Subject to all prior water rights.
3. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
4. Place of use is located within Lots 7 and 8, Mountain View Lots Two Subdivision.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
6. This right does not grant any right-of-way or easement across the land of another.

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

Signed this 22 day of January, 2024.

CHACE BELL
Water Rights Supervisor

State of Idaho
Department of Water Resources

# Attachment to Permit to Appropriate Water

96-16765

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




0 0.035 0.07 0.14 Miles

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

N

RECEIVED
Oct 24, 2023
DEPARTMENT OF
WATER RESOURCES



88558

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# AMENDED APPLICATION FOR PERMIT

**To appropriate the public waters of the State of Idaho**
**No. 96-16765**

**1. Applicant(s)**

CARLA R WOLFRUM
204 E SUPERIOR ST #9
SANDPOINT ID 83864-1275
208-290-7735, GRIFWOLFE@SANDPOINT.NET

**2. Representative(s)**

ZACHARY W JONES (Attorney)
120 E LAKE ST STE 202
SANDPOINT ID 83864-1366
208-448-1300, ZJONES@LCLATTORNEYS.COM

a. 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.

**3. Source of Water Supply:**

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

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

| Heading | Point of Diversion # 1 |
|---|---|
| Source | PEND OREILLE RIVER |
| Tributary of | COLUMBIA RIVER |
| Township | 55N |
| Range | 04W |
| Section | 3 |
| Govt. Lot | |
| QQQ/QQ/Quarter | SE¼NW¼ |
| County | BONNER |
| Diversion Type | |
| Local name or Tag# | RP020400000070A & RP020400000080A |
| Type and size of devices | PUMP FROM RIVER. 2 SPRINKLER LINES 3/4" PIPE DRIP LINE 1/4" PIPE. |
| Height of storage dam | |
| Active/ Total Reservoir capacity | |
| Dam Application required? | No |
| Proposed well diameter/ depth | |
| Water Temp > 85°F? | |
| Drilled Date | |
| Drilling firm | |
| Property Owner | Applicant |
| Access Arrangement Description | N/A |

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

| Purposes | Season | Rate | Volume | Description |
|---|---|---|---|---|
| IRRIGATION | 04/01 to 10/31 | 0.04 CFS | | |

**6. Total quantity to be appropriated is (a)** 0.04 **cubic feet per second (cfs) and/or (b)** Not Stated **acre-feet / year (af).**

**7. Proposed diverting works:**

**For Department Use**

Received by NS Date 10/5/23 Time _____ Preliminary check by _____
Fee $ 100.00 Receipted by NS Receipt No. N0441105 Date 10/5/23

**No. 96-16765**

**a. If an existing well, who was the well drilled for? Drilling Permit No.**

**8. Describe other proposed water uses :** N/A

**9. Description of place of use:**

**Place of Use:** IRRIGATION

| Twp | Rng | Sec | NE | | | | NW | | | | SW | | | | SE | | | | | Totals |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | No QQ | |
| 55N | 04W | 3 | | | | | | | | 0.2 L2 | 1.2 L2 | | | | | | | | | 1.4 |
| 55N | 04W | 3 | | | | | | | | 0.1 | | | | | | | | | | 0.1 |

Total Acres: 1.5

**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?**
n/a

**11.**

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

**b. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:** n/a

**12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.**
Use of 2 sprinkler lines with 3/4" pipe and drip lines with 1/4" pipe to pump water from Pend Oreille River for the purpose of irrigation of the parcels of land described herein. Irrigation for lawn/landscaping/gardening only.

**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

Carla R Wolfrum 10-19-23

CARLA R WOLFRUM

Signature of Applicant

_____

Print Single Sided Only

FORM 202 Rev. 09/19

RECEIVED
OCT 0 2 2023
IDWR / NORTH

88558

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. 96-16765

# APPLICATION FOR PERMIT

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

1. Name of applicant(s) Carla R. Wolfrum Phone 208-290-7735

Name connector (check one): ☐ and ☐ or ☐ and/or

Mailing address 204 E. Superior St. #9 City Sandpoint

State ID ZIP 83864 Email grifwolfe@sandpoint.net

2. Name of representative, if any Zachary W. Jones Phone 208-448-1300

Mailing address 120 E. Lake St. Ste. 202 City Sandpoint

State ID ZIP 83865 Email zjones@lclattorneys.com

a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☒ Send original correspondence to the applicant and copies to the representative.

b. ☑ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.

3. Source of water supply Pend Oreille River which is a tributary of Columbia River

4. Location of point(s) of diversion:

| Twp | Rge | Sec | Govt Lot | ¼ | ¼ | ¼ | County | Source | Local name or tag # |
|---|---|---|---|---|---|---|---|---|---|
| 55N | 4W | 03 | 2 | NW | SE | | BONNER | OTHER | RP020400000070A & |
| | | | | | | | | | RP020400000080A |
| | | | | | | | | | |
| | | | | | | | | | |

5. Water will be used for the following purposes:

Amount .04 cfs (cfs or acre-feet per year) for irrigation purposes from 4-1 to 9/30 (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) .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. Pump from river. 2 sprinkler lines 3/4" pipe drip lines 1/4" pipe

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

SUPERSEDED

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. _____.

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**For Department Use**

Received by NS Date 10/5/23 Time _____ Preliminary check by _____

Fee $ 100.00 Receipted by NS Receipt No. N044105 Date 10/5/23

8. Description of proposed uses (if irrigation only, go to item 9):
   a. Hydropower; show total feet of head and proposed capacity in kW. _____
   b. Stockwatering; list number and kind of livestock. _____
   c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
   d. Domestic; show number of households _____
   e. Other; describe fully. _____

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

| TWP | RGE | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTALS |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 55N | 4W | 03 | | | | | | | | | | | | | | 1.41 | | | 1.41 |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Total number of acres to be irrigated: 1.41

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? n/a

11. a. Who owns the property at the point of diversion? Carla R. Wolfrum
    b. Who owns the land to be irrigated or place of use? Carla R. Wolfrum
    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. Use of 2 sprinkler lines with 3/4 " pipe and drip lines with 1/4" pipe to pump water from the Pend Oreille River for the purpose of irrigation of the parcels of land described herein. Irrigation for lawn/landscaping/Gardening only.

SUPERSEDED

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.**

Carla R Wolfrum 9-28-2023

Signature of Applicant

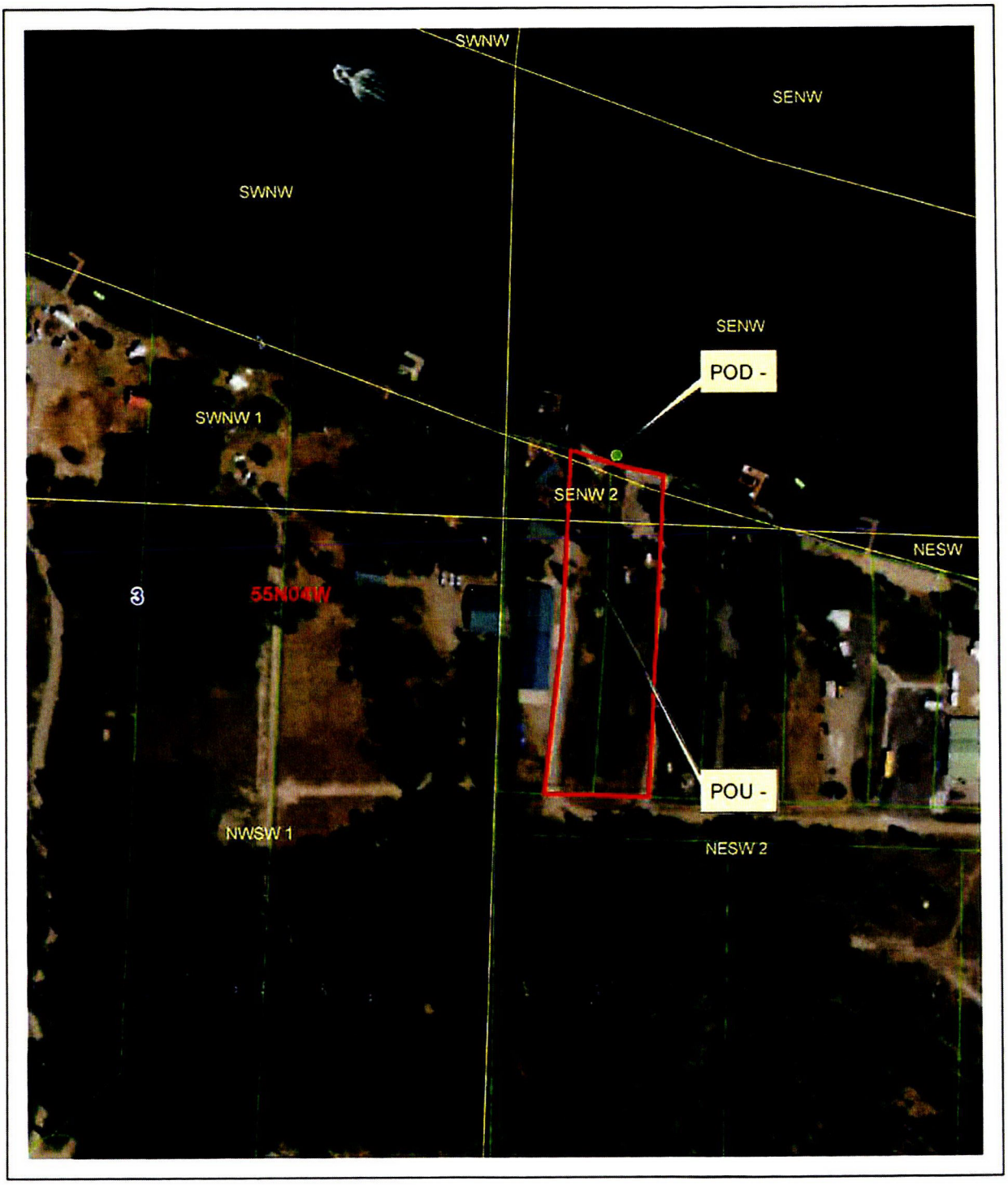
Carla R. Wolfrum

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

SUPERSEDED




**Legend**

- Township/Range
- Sections
- QQ

0 0.02 0.04 0.08 Miles

N

**NOTE: Aerial imagery for illustrative purpose only.**
**Imagery may be shifted compared to survey plat map.**

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 29, 2024

CARLA R WOLFRUM
204 E SUPERIOR ST #9
SANDPOINT ID 83864-1275

**NOTICE: STATEMENT OF COMPLETION DUE**

RE: Permit No. 96-16765

**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, 2025**. 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,

Jean Hersley

Jean Hersley
Technical Records Specialist II

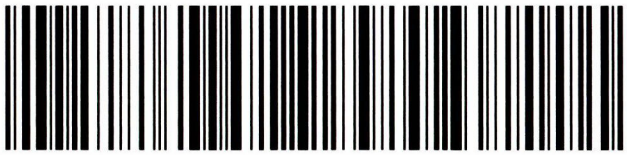
Enclosure(s)

c: ZACHARY W JONES

SCANNED
DEC 03 2024

USPS CERTIFIED MAIL

IDAHO DEPT WATER RESOURCES
322 E FRONT ST
STE 648
BOISE IDAHO 83720-0098



9214 8901 9403 8389 7308 28

CARLA R WOLFRUM
STE 9
204 E SUPERIOR ST
SANDPOINT ID 83864-1275

Banner Page Note:

SCANNED
DEC 03 2024

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

January 22, 2024

CARLA R WOLFRUM
204 E SUPERIOR ST #9
SANDPOINT ID 83864-1275

RE: Permit No. 96-16765

**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.

**Please be advised that Idaho Code § 42-248, requires you or the owner of this water permit to maintain current ownership and address records on file with the Department. Forms to file an assignment of permit and/or a change in the address of the permit owner are available from any Department office or at the Department's website at www.idwr.idaho.gov.**

If you have any questions concerning the enclosed information, please contact me at (208)762-2802.

Sincerely,

Jean Hersley

for
Chace Bell
Water Rights Supervisor

Enclosure(s)

## CERTIFICATE OF SERVICE

I hereby certify that on January 23, 2024, I served a true and correct copy of Permit to Appropriate Water No. 96-16765 by U.S. Mail, postage prepaid, to the following:

CARLA R WOLFRUM (Current Owner)
204 E SUPERIOR ST #9
SANDPOINT ID 83864-1275

ZACHARY W JONES (Attorney)
120 E LAKE ST STE 202
SANDPOINT ID 83864-1366

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.

# MEMORANDUM

January 16, 2024

Water Permit: 96-16765

Author: LBates LSB 1/16/2024

Subject: IWRB Comment Analysis

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The Idaho Water Resource Board's (IDWB) representative, Amy Cassel, commented during the advertisement cycle via email correspondence on 11/27/2023. In IDWB's comments, Minimum Stream Flow (MSF) Water Right 96-8730 for the Pend Oreille River was discussed and how it may impact the applicant's proposed water use.

IDWB asserted the application should be limited to times when the MSF Right was being met. During permit processing I verified the point of diversion (POD) for 96-16765 is located upstream of the Albeni Falls Dam. Due to the location of the POD being upriver from the dam, and the conditions of approval for MSF Right 96-8730, the MSF right is not applicable to this application for permit's proposed water use.

I do not recommend addition of condition 227 related to the MSF WR 96-8730 for permit approval.

AFFIDAVIT OF PUBLICATION

RECEIVED
DEC 04 2023
IDWR / NORTH

STATE OF IDAHO )
) ss.
County of Bonner )

RikkiJade Lindstrom, 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 the State of 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 Legal Clerk 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 15 day of November, 2023, and ending on the 22 day of November, 2023.

RS Lindstrom

State of Idaho, county of Bonner ss.
On this 22 day of November, in the year of 2023, before me, Angela Minehart, Notary Public, personally appeared RikkiJade Lindstrom 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.

Angela Minehart
Notary Public
Residing at: Kootenai County

**My Commission Expires 03/20/2029**

ANGELA MINEHART NOTARY PUBLIC Comm No. 20231353 STATE OF IDAHO

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

**96-16765**
CARLA R WOLFRUM
204 E SUPERIOR ST #9
SANDPOINT, ID 83864-1275
Point of Diversion SENW
S3 T55N R04W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.04 CFS
Date Filed: 10-02-2023
Place Of Use: IRRIGATION
T55N R04W S3
L2(NESW), L2(SENW), SENW
Total Acres: 1.5

**97-9765**
BRADLEY NEWMAN
JOLA SHEPARD NEWMAN
200 MEETING ST STE 206
CHARLESTON,
SC 29401-3187
Point of Diversion SENW
S5 T58N R04W
BONNER County
Source PRIEST RIVER
Tributary PEND OREILLE RIVER
Use: FIRE PROTECTION
01/01 to 12/31 0.2 CFS
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Total Diversion: 0.2 CFS
Date Filed: 11-03-2023
Place Of Use: FIRE PROTECTION, IRRIGATION
T58N R04W S5 SENW
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 12/4/2023. The protestant must also send a copy of the protest to the applicant.
**MATHEW WEAVER**, Director
Legal#5727
AD#16598
November 15, 22, 2023

## Steading, Natalie

**From:** Chantilly Higbee
**Sent:** Monday, December 4, 2023 12:54 PM
**To:** Sharp, Taya
**Subject:** RE: Request for Comments for Water Right 96-16765

**Follow Up Flag:** Follow up
**Flag Status:** Flagged

DEQ has no comment on the application.

Thank you for the opportunity.

Chantilly

**From:** Sharp, Taya <Taya.Sharp@idwr.idaho.gov>
**Sent:** Wednesday, November 8, 2023 10:54 AM
**To:** mahmer <mahmer@idl.idaho.gov>; Chantilly Higbee <Chantilly.Higbee@deq.idaho.gov>; Anna Moody <Anna.Moody@deq.idaho.gov>; Horsmon,Merritt <merritt.horsmon@idfg.idaho.gov>; IWRB Water Use Reviews <WaterUseApprovalReviews@idahogov.onmicrosoft.com>
**Subject:** Request for Comments for Water Right 96-16765

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: https://research.idwr.idaho.gov/apps/waterrights/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 4th, 2023.

Please contact the Northern Region Office at (208) 762-2800 if you have any questions regarding the Permit application.

Thank you,

IDAHO DEPARTMENT OF WATER RESOURCES

**Taya Sharp | 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

## Sharp, Taya

**From:** Cassel, Amy
**Sent:** Monday, November 27, 2023 3:34 PM
**To:** Sharp, Taya; mahmer; Chantilly Higbee; Anna Moody; Horsmon,Merritt; IWRB Water Use Reviews
**Subject:** RE: Request for Comments for Water Right 96-16765
**Attachments:** 96-16765.Pend.Oreille.IWRB Comment Letter.11.27.2023.pdf

Taya,

Please see attached comments regarding water right permit application 96-16765.

Thank you,


***Amy Cassel***
Project Manager
Planning and Water Projects Bureau
IDAHO DEPARTMENT OF WATER RESOURCES
Phone: 208.742.0656 ♦ Mobile: 208.577.1565


**From:** Sharp, Taya <Taya.Sharp@idwr.idaho.gov>
**Sent:** Wednesday, November 8, 2023 11:54 AM
**To:** mahmer <mahmer@idl.idaho.gov>; Chantilly Higbee <Chantilly.Higbee@deq.idaho.gov>; Anna Moody <Anna.Moody@deq.idaho.gov>; Horsmon,Merritt <merritt.horsmon@idfg.idaho.gov>; IWRB Water Use Reviews <WaterUseApprovalReviews@idahogov.onmicrosoft.com>
**Subject:** Request for Comments for Water Right 96-16765

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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

**Taya Sharp | 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

# Memorandum

**To:** IDWR, Northern Regional Office

**From:** Amy Cassel, Project Manager, Planning & Projects Bureau

**Date:** November 27, 2023

**Re:** IDWR Application for Permit No. 96-16765

The Idaho Water Resource Board (Board) would like to submit the following comments for consideration when processing **Application for Permit No. 96-16765** in the name of Carla R Wolfrum. The applicant is requesting a water right for Irrigation with a diversion rate of 0.04 from the Pend Oreille River. Proposed season of use is 4/1 to 10/31.

The applicant should be aware that the Board holds minimum stream flow (MSF) Water Right No. 96-8730 on the Pend Oreille River. The MSF from 1/01 to 12/31 is 10,655.0 cubic feet per second (cfs), priority date is 6/15/1992. The quantification point for 96-8730 is USGS 1239550 PEND OREILLE RIVER AT NEWPORT WA. Gage data analysis of mean daily values from 2009-10-01 to 2022-11-07 indicates that the Board's MSF is not always met from mid-August to mid-September during that period of record. See Attachment A.

Additionally, gage data spanning 2022-11-07 to 2023-11-07 indicates that the MSF is not met a total of 116 days, which is approximately 32% of the proposed application's season of use. Note that gage data spanning that period is provisional and subject to revision. See Attachment B.

Flows measured at the USGS gage should be used to verify current stream flows in the Pend Oreille River prior to allowing diversion under the proposed application. If approved, diversions under the application should be limited to times when the Board's MSF water right is being met or exceeded. The applicant should be aware that, if MSF 96-8730 is not met, diversions under the proposed application may be curtailed.

**Attachment A**

**Mean of daily mean values for each day for water year of record in, ft3/s (Calculation Period 2009-10-01 -> 2022-11-07)**

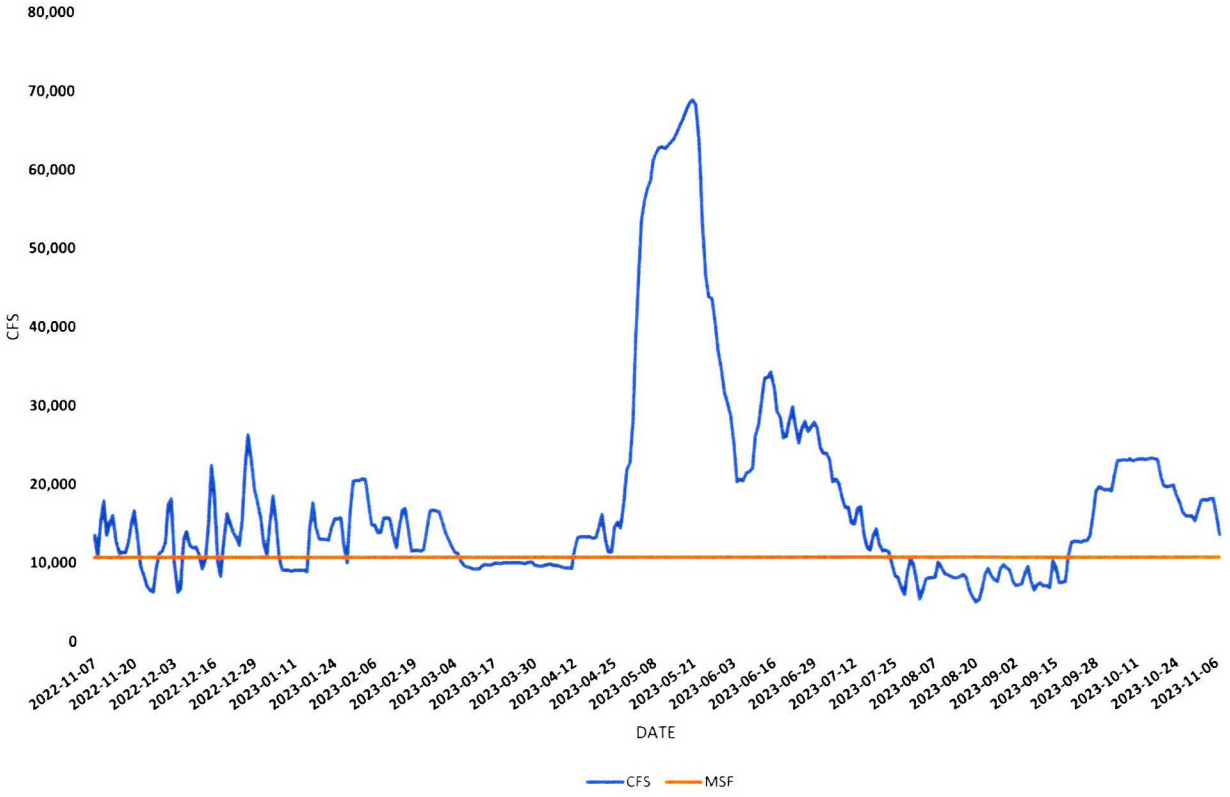
| month | Jan | | | Feb | | | Mar | | | Apr | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Day | Flow | MSF | Deficit | Flow | MSF | Deficit | Flow | MSF | Deficit | Flow | MSF | Deficit |
| 1 | 13,600 | 10,655 | 2,945 | 16,900 | 10,655 | 6,245 | 18,600 | 10,655 | 7,945 | 24,800 | 10,655 | 14,145 |
| 2 | 13,300 | 10,655 | 2,645 | 16,800 | 10,655 | 6,145 | 18,500 | 10,655 | 7,845 | 24,800 | 10,655 | 14,145 |
| 3 | 13,900 | 10,655 | 3,245 | 17,200 | 10,655 | 6,545 | 18,000 | 10,655 | 7,345 | 25,100 | 10,655 | 14,445 |
| 4 | 15,000 | 10,655 | 4,345 | 17,400 | 10,655 | 6,745 | 17,500 | 10,655 | 6,845 | 25,600 | 10,655 | 14,945 |
| 5 | 16,600 | 10,655 | 5,945 | 17,400 | 10,655 | 6,745 | 17,700 | 10,655 | 7,045 | 26,100 | 10,655 | 15,445 |
| 6 | 16,700 | 10,655 | 6,045 | 17,100 | 10,655 | 6,445 | 17,400 | 10,655 | 6,745 | 27,100 | 10,655 | 16,445 |
| 7 | 17,200 | 10,655 | 6,545 | 16,900 | 10,655 | 6,245 | 18,200 | 10,655 | 7,545 | 27,600 | 10,655 | 16,945 |
| 8 | 16,900 | 10,655 | 6,245 | 17,700 | 10,655 | 7,045 | 19,200 | 10,655 | 8,545 | 27,700 | 10,655 | 17,045 |
| 9 | 16,000 | 10,655 | 5,345 | 18,000 | 10,655 | 7,345 | 19,300 | 10,655 | 8,645 | 27,500 | 10,655 | 16,845 |
| 10 | 15,400 | 10,655 | 4,745 | 18,600 | 10,655 | 7,945 | 18,800 | 10,655 | 8,145 | 27,700 | 10,655 | 17,045 |
| 11 | 14,700 | 10,655 | 4,045 | 18,700 | 10,655 | 8,045 | 18,100 | 10,655 | 7,445 | 28,200 | 10,655 | 17,545 |
| 12 | 15,500 | 10,655 | 4,845 | 19,300 | 10,655 | 8,645 | 17,900 | 10,655 | 7,245 | 28,500 | 10,655 | 17,845 |
| 13 | 16,700 | 10,655 | 6,045 | 19,600 | 10,655 | 8,945 | 18,500 | 10,655 | 7,845 | 28,600 | 10,655 | 17,945 |
| 14 | 16,000 | 10,655 | 5,345 | 19,100 | 10,655 | 8,445 | 19,400 | 10,655 | 8,745 | 28,500 | 10,655 | 17,845 |
| 15 | 15,900 | 10,655 | 5,245 | 19,300 | 10,655 | 8,645 | 19,600 | 10,655 | 8,945 | 28,600 | 10,655 | 17,945 |
| 16 | 16,700 | 10,655 | 6,045 | 20,100 | 10,655 | 9,445 | 19,900 | 10,655 | 9,245 | 28,400 | 10,655 | 17,745 |
| 17 | 16,500 | 10,655 | 5,845 | 19,400 | 10,655 | 8,745 | 21,200 | 10,655 | 10,545 | 28,600 | 10,655 | 17,945 |
| 18 | 17,600 | 10,655 | 6,945 | 19,600 | 10,655 | 8,945 | 21,600 | 10,655 | 10,945 | 29,100 | 10,655 | 18,445 |
| 19 | 18,300 | 10,655 | 7,645 | 20,200 | 10,655 | 9,545 | 22,300 | 10,655 | 11,645 | 29,600 | 10,655 | 18,945 |
| 20 | 18,400 | 10,655 | 7,745 | 19,500 | 10,655 | 8,845 | 23,100 | 10,655 | 12,445 | 30,400 | 10,655 | 19,745 |
| 21 | 18,100 | 10,655 | 7,445 | 18,800 | 10,655 | 8,145 | 23,300 | 10,655 | 12,645 | 30,600 | 10,655 | 19,945 |
| 22 | 17,200 | 10,655 | 6,545 | 18,500 | 10,655 | 7,845 | 23,300 | 10,655 | 12,645 | 30,600 | 10,655 | 19,945 |
| 23 | 17,100 | 10,655 | 6,445 | 18,400 | 10,655 | 7,745 | 24,300 | 10,655 | 13,645 | 31,300 | 10,655 | 20,645 |
| 24 | 16,700 | 10,655 | 6,045 | 18,400 | 10,655 | 7,745 | 25,300 | 10,655 | 14,645 | 33,500 | 10,655 | 22,845 |
| 25 | 16,800 | 10,655 | 6,145 | 18,300 | 10,655 | 7,645 | 25,600 | 10,655 | 14,945 | 34,800 | 10,655 | 24,145 |
| 26 | 17,000 | 10,655 | 6,345 | 18,400 | 10,655 | 7,745 | 25,500 | 10,655 | 14,845 | 35,400 | 10,655 | 24,745 |
| 27 | 17,300 | 10,655 | 6,645 | 18,600 | 10,655 | 7,945 | 25,400 | 10,655 | 14,745 | 36,400 | 10,655 | 25,745 |
| 28 | 17,700 | 10,655 | 7,045 | 18,500 | 10,655 | 7,845 | 25,200 | 10,655 | 14,545 | 37,600 | 10,655 | 26,945 |
| 29 | 17,700 | 10,655 | 7,045 | 16,700 | 10,655 | 6,045 | 25,100 | 10,655 | 14,445 | 37,900 | 10,655 | 27,245 |
| 30 | 17,700 | 10,655 | 7,045 | | | | 25,200 | 10,655 | 14,545 | 38,700 | 10,655 | 28,045 |
| 31 | 17,600 | 10,655 | 6,945 | | | | 24,800 | 10,655 | 14,145 | | | |

| month | May | | | Jun | | | Jul | | | Aug | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Day | Flow | MSF | Deficit | Flow | MSF | Deficit | Flow | MSF | Deficit | Flow | MSF | Deficit |
| 1 | 39,000 | 10,655 | 28,345 | 65,500 | 10,655 | 54,845 | 48,400 | 10,655 | 37,745 | 13,500 | 10,655 | 2,845 |
| 2 | 39,300 | 10,655 | 28,645 | 66,100 | 10,655 | 55,445 | 47,200 | 10,655 | 36,545 | 13,200 | 10,655 | 2,545 |
| 3 | 39,600 | 10,655 | 28,945 | 66,400 | 10,655 | 55,745 | 45,300 | 10,655 | 34,645 | 12,900 | 10,655 | 2,245 |
| 4 | 40,400 | 10,655 | 29,745 | 66,700 | 10,655 | 56,045 | 43,900 | 10,655 | 33,245 | 12,700 | 10,655 | 2,045 |
| 5 | 41,300 | 10,655 | 30,645 | 67,800 | 10,655 | 57,145 | 42,300 | 10,655 | 31,645 | 12,200 | 10,655 | 1,545 |
| 6 | 42,400 | 10,655 | 31,745 | 67,600 | 10,655 | 56,945 | 40,200 | 10,655 | 29,545 | 12,600 | 10,655 | 1,945 |
| 7 | 44,000 | 10,655 | 33,345 | 67,900 | 10,655 | 57,245 | 37,800 | 10,655 | 27,145 | 12,700 | 10,655 | 2,045 |
| 8 | 45,500 | 10,655 | 34,845 | 67,600 | 10,655 | 56,945 | 36,300 | 10,655 | 25,645 | 12,500 | 10,655 | 1,845 |
| 9 | 47,100 | 10,655 | 36,445 | 65,600 | 10,655 | 54,945 | 34,200 | 10,655 | 23,545 | 12,200 | 10,655 | 1,545 |
| 10 | 48,700 | 10,655 | 38,045 | 64,100 | 10,655 | 53,445 | 31,600 | 10,655 | 20,945 | 11,800 | 10,655 | 1,145 |
| 11 | 49,300 | 10,655 | 38,645 | 62,400 | 10,655 | 51,745 | 30,100 | 10,655 | 19,445 | 11,100 | 10,655 | 445 |
| 12 | 49,800 | 10,655 | 39,145 | 60,400 | 10,655 | 49,745 | 29,900 | 10,655 | 19,245 | 10,800 | 10,655 | 145 |
| 13 | 50,800 | 10,655 | 40,145 | 58,500 | 10,655 | 47,845 | 28,700 | 10,655 | 18,045 | 10,700 | 10,655 | 45 |
| 14 | 52,500 | 10,655 | 41,845 | 56,900 | 10,655 | 46,245 | 27,100 | 10,655 | 16,445 | 10,500 | 10,655 | -155 |
| 15 | 54,200 | 10,655 | 43,545 | 56,200 | 10,655 | 45,545 | 25,700 | 10,655 | 15,045 | 11,200 | 10,655 | 545 |
| 16 | 55,500 | 10,655 | 44,845 | 56,800 | 10,655 | 46,145 | 24,300 | 10,655 | 13,645 | 11,400 | 10,655 | 745 |
| 17 | 56,200 | 10,655 | 45,545 | 57,400 | 10,655 | 46,745 | 24,200 | 10,655 | 13,545 | 11,200 | 10,655 | 545 |
| 18 | 57,700 | 10,655 | 47,045 | 58,700 | 10,655 | 48,045 | 24,400 | 10,655 | 13,745 | 10,800 | 10,655 | 145 |
| 19 | 58,800 | 10,655 | 48,145 | 59,800 | 10,655 | 49,145 | 23,900 | 10,655 | 13,245 | 10,200 | 10,655 | -455 |
| 20 | 60,000 | 10,655 | 49,345 | 59,700 | 10,655 | 49,045 | 23,200 | 10,655 | 12,545 | 9,750 | 10,655 | -905 |
| 21 | 59,800 | 10,655 | 49,145 | 59,700 | 10,655 | 49,045 | 21,500 | 10,655 | 10,845 | 9,750 | 10,655 | -905 |
| 22 | 59,900 | 10,655 | 49,245 | 58,800 | 10,655 | 48,145 | 19,800 | 10,655 | 9,145 | 9,910 | 10,655 | -745 |
| 23 | 60,900 | 10,655 | 50,245 | 57,700 | 10,655 | 47,045 | 18,700 | 10,655 | 8,045 | 9,870 | 10,655 | -785 |
| 24 | 61,500 | 10,655 | 50,845 | 56,800 | 10,655 | 46,145 | 17,900 | 10,655 | 7,245 | 9,890 | 10,655 | -765 |
| 25 | 62,300 | 10,655 | 51,645 | 55,800 | 10,655 | 45,145 | 17,300 | 10,655 | 6,645 | 9,490 | 10,655 | -1,165 |
| 26 | 63,400 | 10,655 | 52,745 | 55,100 | 10,655 | 44,445 | 16,700 | 10,655 | 6,045 | 8,880 | 10,655 | -1,775 |
| 27 | 64,300 | 10,655 | 53,645 | 54,600 | 10,655 | 43,945 | 16,700 | 10,655 | 6,045 | 8,740 | 10,655 | -1,915 |
| 28 | 64,700 | 10,655 | 54,045 | 53,100 | 10,655 | 42,445 | 16,400 | 10,655 | 5,745 | 8,490 | 10,655 | -2,165 |
| 29 | 64,600 | 10,655 | 53,945 | 51,300 | 10,655 | 40,645 | 16,200 | 10,655 | 5,545 | 8,360 | 10,655 | -2,295 |
| 30 | 64,900 | 10,655 | 54,245 | 49,700 | 10,655 | 39,045 | 15,900 | 10,655 | 5,245 | 8,730 | 10,655 | -1,925 |
| 31 | 65,200 | 10,655 | 54,545 | | | | 14,600 | 10,655 | 3,945 | 9,230 | 10,655 | -1,425 |

| month | Sep | | | Oct | | | Nov | | | Dec | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Day | Flow | MSF | Deficit | Flow | MSF | Deficit | Flow | MSF | Deficit | Flow | MSF | Deficit |
| 1 | 9,210 | 10,655 | -1,445 | 19,200 | 10,655 | 8,545 | 23,200 | 10,655 | 12,545 | 16,600 | 10,655 | 5,945 |
| 2 | 9,120 | 10,655 | -1,535 | 20,600 | 10,655 | 9,945 | 22,600 | 10,655 | 11,945 | 16,600 | 10,655 | 5,945 |
| 3 | 9,050 | 10,655 | -1,605 | 21,500 | 10,655 | 10,845 | 22,600 | 10,655 | 11,945 | 16,800 | 10,655 | 6,145 |
| 4 | 9,080 | 10,655 | -1,575 | 21,800 | 10,655 | 11,145 | 22,900 | 10,655 | 12,245 | 17,500 | 10,655 | 6,845 |
| 5 | 9,340 | 10,655 | -1,315 | 22,500 | 10,655 | 11,845 | 22,700 | 10,655 | 12,045 | 17,500 | 10,655 | 6,845 |
| 6 | 9,630 | 10,655 | -1,025 | 23,000 | 10,655 | 12,345 | 21,600 | 10,655 | 10,945 | 17,000 | 10,655 | 6,345 |
| 7 | 9,650 | 10,655 | -1,005 | 23,200 | 10,655 | 12,545 | 19,700 | 10,655 | 9,045 | 17,100 | 10,655 | 6,445 |
| 8 | 9,680 | 10,655 | -975 | 23,600 | 10,655 | 12,945 | 17,900 | 10,655 | 7,245 | 18,200 | 10,655 | 7,545 |
| 9 | 10,200 | 10,655 | -455 | 23,700 | 10,655 | 13,045 | 17,600 | 10,655 | 6,945 | 19,000 | 10,655 | 8,345 |
| 10 | 10,000 | 10,655 | -655 | 24,000 | 10,655 | 13,345 | 17,400 | 10,655 | 6,745 | 18,800 | 10,655 | 8,145 |
| 11 | 9,460 | 10,655 | -1,195 | 24,500 | 10,655 | 13,845 | 17,300 | 10,655 | 6,645 | 18,400 | 10,655 | 7,745 |
| 12 | 9,270 | 10,655 | -1,385 | 24,700 | 10,655 | 14,045 | 17,100 | 10,655 | 6,445 | 17,700 | 10,655 | 7,045 |
| 13 | 9,760 | 10,655 | -895 | 24,600 | 10,655 | 13,945 | 17,800 | 10,655 | 7,145 | 17,800 | 10,655 | 7,145 |
| 14 | 10,400 | 10,655 | -255 | 24,300 | 10,655 | 13,645 | 18,400 | 10,655 | 7,745 | 17,000 | 10,655 | 6,345 |
| 15 | 11,300 | 10,655 | 645 | 24,300 | 10,655 | 13,645 | 17,000 | 10,655 | 6,345 | 16,600 | 10,655 | 5,945 |
| 16 | 11,800 | 10,655 | 1,145 | 24,300 | 10,655 | 13,645 | 16,200 | 10,655 | 5,545 | 17,400 | 10,655 | 6,745 |
| 17 | 12,000 | 10,655 | 1,345 | 24,200 | 10,655 | 13,545 | 15,800 | 10,655 | 5,145 | 18,200 | 10,655 | 7,545 |
| 18 | 12,100 | 10,655 | 1,445 | 24,900 | 10,655 | 14,245 | 15,600 | 10,655 | 4,945 | 17,700 | 10,655 | 7,045 |
| 19 | 12,900 | 10,655 | 2,245 | 25,500 | 10,655 | 14,845 | 17,200 | 10,655 | 6,545 | 17,600 | 10,655 | 6,945 |
| 20 | 13,800 | 10,655 | 3,145 | 25,500 | 10,655 | 14,845 | 17,400 | 10,655 | 6,745 | 17,800 | 10,655 | 7,145 |
| 21 | 14,900 | 10,655 | 4,245 | 25,600 | 10,655 | 14,945 | 16,800 | 10,655 | 6,145 | 17,000 | 10,655 | 6,345 |
| 22 | 15,500 | 10,655 | 4,845 | 25,300 | 10,655 | 14,645 | 15,200 | 10,655 | 4,545 | 16,400 | 10,655 | 5,745 |
| 23 | 15,300 | 10,655 | 4,645 | 25,100 | 10,655 | 14,445 | 15,200 | 10,655 | 4,545 | 16,400 | 10,655 | 5,745 |
| 24 | 15,200 | 10,655 | 4,545 | 25,300 | 10,655 | 14,645 | 16,800 | 10,655 | 6,145 | 16,200 | 10,655 | 5,545 |
| 25 | 15,200 | 10,655 | 4,545 | 25,600 | 10,655 | 14,945 | 17,100 | 10,655 | 6,445 | 15,700 | 10,655 | 5,045 |
| 26 | 15,400 | 10,655 | 4,745 | 25,800 | 10,655 | 15,145 | 16,400 | 10,655 | 5,745 | 15,800 | 10,655 | 5,145 |
| 27 | 16,200 | 10,655 | 5,545 | 25,900 | 10,655 | 15,245 | 15,500 | 10,655 | 4,845 | 15,900 | 10,655 | 5,245 |
| 28 | 16,700 | 10,655 | 6,045 | 25,500 | 10,655 | 14,845 | 15,500 | 10,655 | 4,845 | 16,100 | 10,655 | 5,445 |
| 29 | 17,200 | 10,655 | 6,545 | 25,000 | 10,655 | 14,345 | 15,900 | 10,655 | 5,245 | 16,100 | 10,655 | 5,445 |
| 30 | 18,000 | 10,655 | 7,345 | 24,500 | 10,655 | 13,845 | 16,400 | 10,655 | 5,745 | 15,900 | 10,655 | 5,245 |
| 31 | | | | 23,800 | 10,655 | 13,145 | | | | 14,800 | 10,655 | 4,145 |

## Attachment B

**Pend Oreille River at Newport WA**
**USGS 12395500**
**11.07.2022 - 11.6.2023**



## Sharp, Taya

**From:** Gwen Victorson <GVictorson@idl.idaho.gov>
**Sent:** Tuesday, November 14, 2023 7:51 AM
**To:** Sharp, Taya
**Cc:** zjones@lclattorneys.com; grifwolfe@sandpoint.net
**Subject:** Idaho Department of Lands - FW: Request for Comments for Water Right 96-16765
**Attachments:** 96-16765 Application for Permit.pdf; L96S1793Permit.pdf

Hi Taya –

I have attached the IDL encroachment permit L96S1793 for the applicant's parcel which does not have an IDL permit for a water intake line.

**Please make the applicant aware the Department of Lands also has jurisdiction over waterlines placed in navigable waters of the state. Per IDAPA 20.03.04.012.02, No encroachment on, in or above the beds or waters of any navigable lake in the state shall hereafter be made unless approval therefore has been given as provided in these rules. An encroachment permit does not guarantee the use of public trust lands without appropriate compensation to the state of Idaho.**

Carla Wolfrum must submit an application along with plans and a $425 application fee to the Idaho Department of Lands.

Application forms and submittal guidelines can be found at: Encroachment Permits - Department of Lands (idaho.gov)

If the applicant has any questions or needs assistance with the permitting process, please contact me at GVictorson@idl.idaho.gov or 208-263-5104 ext. 5117.

Thank you,

**Gwen Victorson**
**Lands Resource Specialist**
**Navigable Waters**
Idaho Department of Lands
2550 Highway 2
Sandpoint, ID 83864
Office: (208) 263-5104
Email: GVictorson@idl.idaho.gov
https://www.idl.idaho.gov

**From:** Sharp, Taya <Taya.Sharp@idwr.idaho.gov>
**Sent:** Wednesday, November 08, 2023 10:54 AM
**To:** Mike Ahmer <mahmer@idl.idaho.gov>; Chantilly Higbee <Chantilly.Higbee@deq.idaho.gov>; Anna Moody <Anna.Moody@deq.idaho.gov>; Horsmon,Merritt <merritt.horsmon@idfg.idaho.gov>; IWRB Water Use Reviews

<[redacted]@idahogov.onmicrosoft.com>
**Subject:** Request for Comments for Water Right 96-16765

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: https://research.idwr.idaho.gov/apps/waterrights/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 4th, 2023.

Please contact the Northern Region Office at (208) 762-2800 if you have any questions regarding the Permit application.

Thank you,

IDAHO DEPARTMENT OF WATER RESOURCES

**Taya Sharp | 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

IDAHO DEPARTMENT OF LANDS

PEND OREILLE LAKE AREA OFFICE
PEND OREILLE FOREST PROTECTIVE DISTRICT
2550 Highway 2 West
Sandpoint, Idaho 83864
Phone: (208) 263-5104
Fax: Area (208) 263-0724
District (208) 265-7263

WINSTON WIGGINS - DIRECTOR

## ENCROACHMENT PERMIT NO. L-96-S-1793

Permission is hereby granted to Carla R. Wolfrum of 204 East Superior, Sandpoint, ID 83864 to install and maintain existing riprap for erosion control, new 10' x 15' pier approach, 34' x 24' single slip pier with boat lift and canopy. Located: Pend Oreille River, Parcel RP00278000016A, Mountain View Lots, Lot 16, Section 3, Township 55 North, Range 4 West, Boise Meridian, Bonner County.

1. All applicable provisions of the Rules for Regulation of Beds, Waters, and Airspace over Navigable Lakes and Streams in the State of Idaho are Incorporated herein by reference and made a part hereof.

2. Construction will follow details and specifications shown on the approved drawings and data provided by the applicant. Should such information and data prove to be materially false, incomplete and/or inaccurate, this authorization may be modified, suspended, or revoked in accordance with the Administrative Procedures Act, Idaho Code Title 67, Chapter 52.

3. This permit does not convey the State's title to nor jurisdiction or management of lands lying below the natural or ordinary high water mark

4. Acceptance of this permit constitutes permission by the Permittee for representatives of the Department of Lands to come upon Permittee's lands at all reasonable times to inspect the encroachment authorized by this permit.

5. The Permittee shall indemnify, defend and save harmless, the state, its officers, agents and employees from and against any liability, claims, damages, losses, debts, obligations, judgments, expenses or actions, including reasonable attorneys' fees from action related to this permit. If it becomes necessary for the State to defend any action seeking to impose any such liability, Permittee agrees to pay the State all costs of court and attorneys' fees incurred by the State in effecting such defense in addition to all other sums that the State may be called upon to pay by reason of the entry of a judgment against it in the litigation in which such is asserted

6. *Idaho Code* §58-1306(e) requires recordation of this permit in the records of respective county assessor's office as a condition of this permit.

7 This permit is not valid until the identification number is displayed on the outermost area of the encroachment.

8. If the activity authorized herein is not completed on or before the 23rd day of December, 2008 (three years from the date of issuance), this permit shall automatically expire unless it was previously revoked or otherwise extended.

9. This permit does not relieve the Permittee from obtaining additional local or federal permits as required.

10. Permanent slip covers will not be permitted. For single-family encroachments a fabric canopy **(canopy top only, no sides are authorized by this permit)** of a color which blends with the surrounding uplands is acceptable These colors shall be shades of browns or greens. However, bright carnival blue color is reserved for use by commercial marinas.

11. Removal and proper disposal of any preexisting or abandoned facilities is a condition of this permit.

12. This permit supersedes and voids any permit previously issued for this property.

13. Construction materials shall be natural or pressure treated utilizing only those preservative chemicals registered for the specific uses by the U.S. Environmental Protection Agency (EPA). All treated wood materials shall be produced in compliance with "Best Management Practices (BMPs) For the Use of Treated Wood in Aquatic Environments" issued by the Western Wood Preservers Institute (WWPI), July 1996 Treated materials not in contact with the water shall be completely dry before use near navigable waters. **Contact Idaho Department of Environmental Quality at (208)769-1422** for information on acceptable treatment methods and materials.

14. All construction material must be stockpiled landward of the artificial high water mark.

15. Operation of excavation equipment will be held to a minimum below the artificial high water mark. Equipment may be operated only on dry land above the present level of the lake. Construction machinery may not be operated in the water.

16. The Permittee shall maintain the structure or work authorized herein in a good and safe condition and in accordance with the plans and drawings attached hereto.

17. All construction will be done according to the specifications detailed in the attached design plan.

18. The disturbed portion of the lakebed shall be shaped to its original contour upon completion of the project.

19. Excavated material not replaced shall be removed to an area above the artificial high water mark and in a position such that it will not reenter the lake.

20. All construction shall be completed in accordance with descriptions and methods provided unless otherwise specified. Any changes shall be approved in writing by the department prior to construction.

21. All wood chips and other construction waste shall be removed from the lake upon completion of project.

22. If any excavation occurs the operator must comply with the provisions of the Underground Facilities Damage Prevention Law (title 55, chapters 2201-2210, Idaho Code). The one-call locator service number is 1-800-342-1585.

23. The Permittee or operator shall have a copy of this permit available on site for inspection at all times during construction.

**UPON TRANSFER OF THIS REAL PROPERTY, YOU ARE REQUIRED TO NOTIFY THIS OFFICE OF THE SUBSEQUENT NAME CHANGE (SEE ENCLOSURE).**

**FOR THE DIRECTOR**

By: Edward Robinson
EDWARD ROBINSON
Area Supervisor – Pend Oreille Lake Area

**STATE OF IDAHO** )
) **ss**
**COUNTY OF BONNER** )

On December 23, 2005, personally appeared before me Edward Robinson, whose identity is personally known to me and who by me duly affirmed that he is the Area Supervisor – Pend Oreille Lake Area of the Idaho Department of Lands, and acknowledged that the foregoing document was signed by him in behalf of said state agency by authority of a Resolution of the State Land Board.

SUSAN L. COPAS
NOTARY PUBLIC
STATE OF IDAHO

Susan L. Copas
Notary Public for Idaho Department of Lands
My commission expires on 2/18/2009

**JOINT APPLICATION FOR PERMIT**
U.S. ARMY CORPS OF ENGINEERS
IDAHO DEPARTMENT OF WATER RESOURCES
IDAHO DEPARTMENT OF LANDS

**SEPARATE PERMIT DECISIONS MUST BE RECEIVED FROM BOTH THE STATE OF IDAHO AND THE CORPS OF ENGINEERS PRIOR TO START OF WORK**

The Department of the Army permit program is authorized by Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act. These laws require permits authorizing structures and work in or affecting navigable waters of the United States and the discharge of dredged or fill material into waters of the United States, including their adjacent wetlands. State permits are required under the State of Idaho, Stream Channel Protection Act (Title 42, Chapter 38, Idaho Code) and the Idaho Lake Protection Act, Section 58-142 et. seq, Idaho Code. This application will meet the requirements of the above agencies.

1. Corps of Engineers # _____
Date Received _____

2. State of Idaho # L-96-S-1793
Date Received _____
$20 Rec'd By: _____ Receipt # _____

**PLEASE TYPE OR PRINT**

3. Applicant Jess Wolfrum
Mailing Address 204 East Superior
Sandpoint, Idaho 83864
Work Phone (Area 208) 255-5577 Home (Area ) _____
Fax Number _____

4. Authorized Agent _____
Mailing Address _____
Work Phone (Area ) _____ Home (Area ) _____

5. Location where proposed activity exists or will occur.
Waterway Pend Oreille River
Tributary of: Columbia River
Assessor's Desc. (Tax No. or Subdivision, Lot & Block No.)
*Mountain View Lots *(See instructions)

| Laclede | Bonner | Idaho |
|---|---|---|
| In/near city or town | County | State |

| | 3 | 55N | 4W | or |
|---|---|---|---|---|
| 1/4 1/4 | Section | Township | Range | |

83841 (Zip Code) Bonner (Local jurisdiction (city or county))

UTM Coordinate Grid Zone _____ Northing _____ Easting _____

6. Describe the proposed activity. Provide a general description of the proposed work including all discharges of fill material and any structures such as piers, floats, boat lifts, bulkheads, and cofferdams.
I propose replacing an existing, deteriorating dock and moving it ten feet from the adjacent property owner. It will be replaced with a steel piling supported pier. I would also like to install a 4000 pound boat lift inside the "F" configuration slip. It will have a removable canopy.

Describe construction methods and equipment:
A crane, tug, pile driver and barge will be needed for construction, along with labor and small tools and welders.

List all soil series located at project site, and indicate if any are on the county's hydric soils list:
Clays and gravels

Length of project along the stream or extension into lake or reservoir: 39 lineal feet

Will material be placed waterward of ordinary high water mark? no If yes, volume: _____ (cubic yards)
(BOTH TEMPORARY AND PERMANENT)

Will material be placed in wetlands? no If yes, total area: _____ (acres)

Type and composition of fill material: n/a (i.e. sand, etc.) Material Source: _____

Will excavation or dredging be required? no If yes, volume: _____ (cubic yards) Composition _____

Disposal site for excavated material: n/a Method of excavation: _____

Stream gradient: n/a

Method of controlling turbidity and/or sedimentation: n/a

7. Size and flow capacity of proposed bridge or culvert and area of drainage served (sq. miles): (Idaho Department of Water Resources requirement.)

8. Preparation of drawings. One set of original or good quality reproducible drawings must be attached to this application. NOTE: DRAWINGS NO LARGER THAN 8-1/2 X 11 INCHES IN SIZE. See the instruction pamphlet for instructions and a checklist for complying the drawings. Include photographs of the project site mounted on 8-1/2 x 11 sheets.

9. Purpose and intended use: Commercial _____ Public _____ Private X Other _____ Describe _____

Necessity and justification for project Replace an old dock with a new one for safer moorage

10. Proposed Starting Date October 30, 2005 Estimated Duration 2 weeks

11. If any portion of the activity is complete, indicate month and year of completion _____
Indicate the existing work on the drawings.

12. Names, addresses, and telephone numbers of adjoining property owners, lessees, etc., whose property also adjoins the waterway.

| | | |
|---|---|---|
| Dave and Karen Warnica | Janet Bernhart | |
| 11015 E. 19th Avenue | 6439 W. Harbor Drive | |
| Spokane, Washington 99206 | Coeur d'Alene, Id. 83814 | |
| (509)926-3944 | (208)664-6948 | |

☐ Check here if the alteration is located on endowment lands administered by the Idaho Department of Lands

13. LEGAL OWNER IF OTHER THAN APPLICANT _____

Mailing Address _____ City, State, Zip Code _____

Phone Area Work(____)_____ Area Home(____)_____

14. List other applications, approvals, or certifications from other Federal, interstate, state, or local agencies for any structures, constructions, discharges, deposits, or other activites described in the application.

| Issuing Agency | Type of Approval | Identification No. | Date of Application | Date of Approval |
|---|---|---|---|---|
| | | | | |
| | | | | |
| | | | | |

15. Has any agency denied approval for the activity described herein or for any activity directly related to the activity described herein? Yes _____ No _____
(If "Yes" explain)

_____

16. Remarks or additional information: _____

17. Application is hereby made for a permit or permits to authorize the activities described herein. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief, such information is true, complete, and accurate. I further certify that I possess the authority to under take the proposed activities. I hereby grant to the agencies to which this application is made, the right to come upon the above-described location to inspect the proposed or completed work.

September 30, 2005 _____
Date Signature of Applicant (ORIGINAL SIGNATURE REQUIRED)

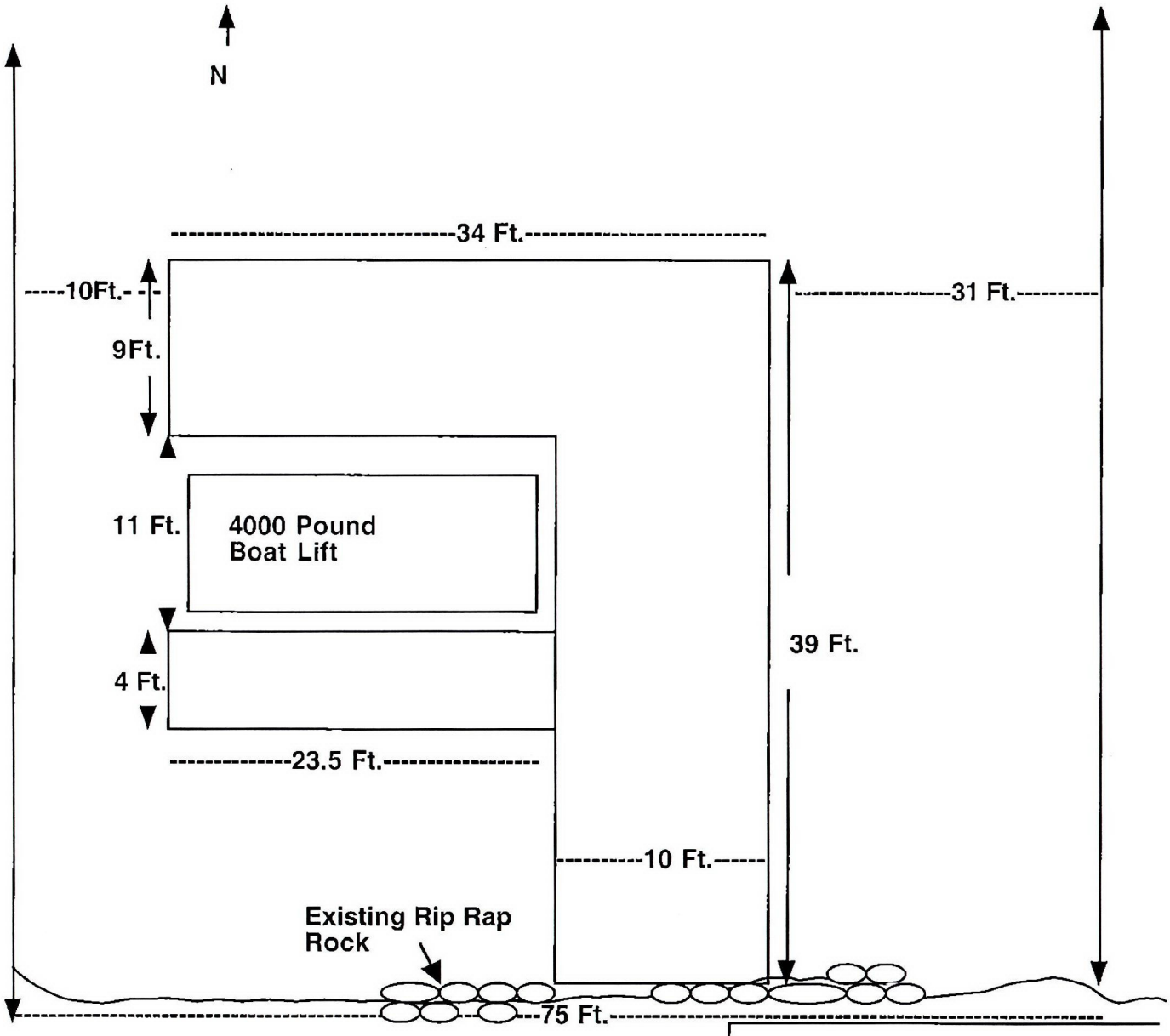
19. If an authorized agent is to be designated, Item 4 and the following information should be completed.

I hereby designate _____ to act as my agent in matters related to this permit application. I understand that if a Federal permit is issued, I must sign the permit.

_____ _____ _____
Date Original Signature of Authorized Agent Original Signature of Applicant

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious, or fraudulent statement or entry, shall be fined not more than $10,000 or imprisoned not more than 5 years or both. Do not sent a Federal permit processing fee with this application. The appropriate fee will be assessed when a permit is issued.

DO NOT SEND FEDERAL PROCESSING FEE WITH APPLICATION




**PROPOSED PROJECT**

In: Pend Oreille River

Near: Laclede, Idaho

County: Bonner

Applicant: Jess Wolfrum

Date: September 30, 2005

Note:

Adjacent Property Owners:

a) Dave and Karen Warnica

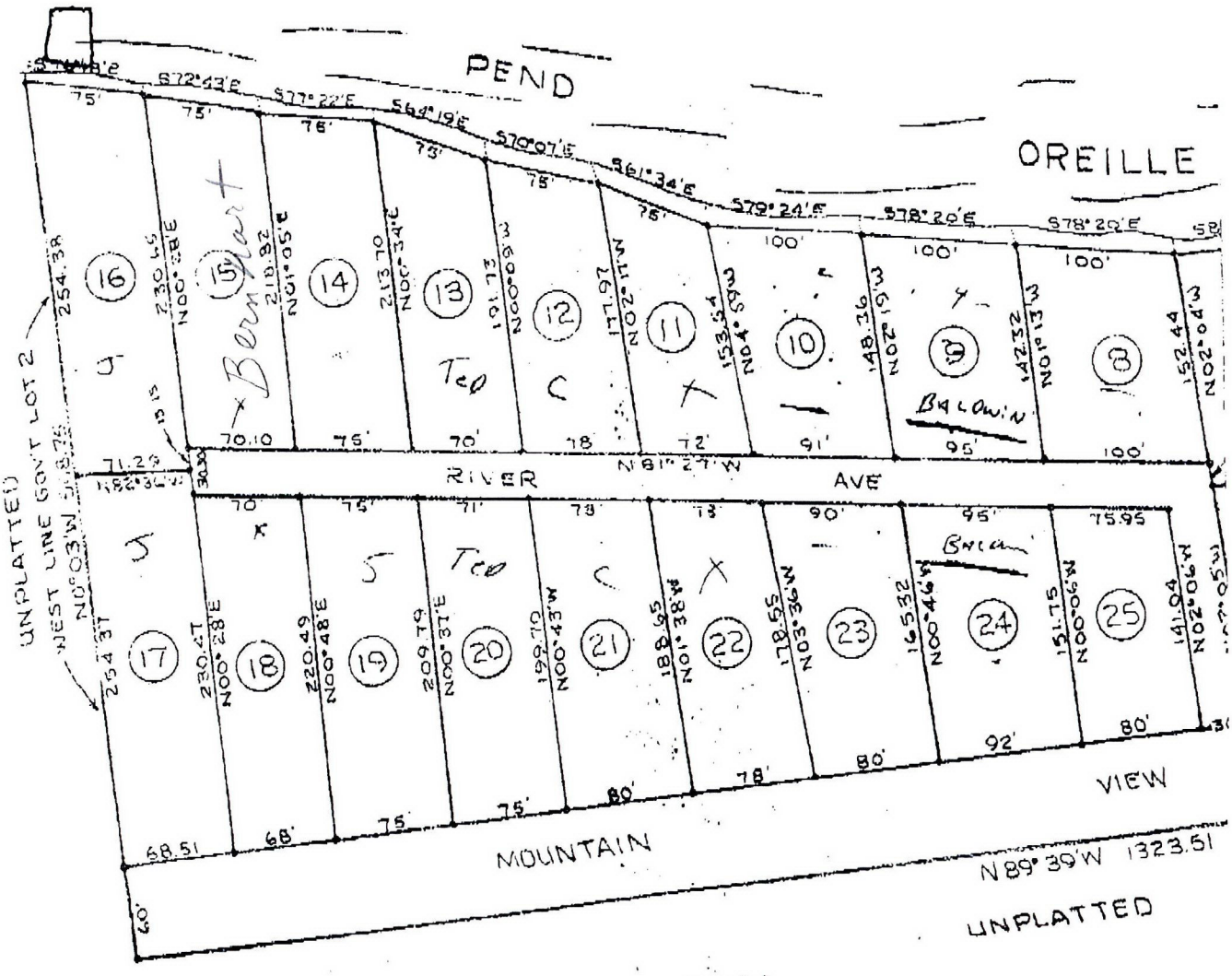
b) Janet Bernhart

REVISED 11/8/05

105081

# MOUNTAIN V

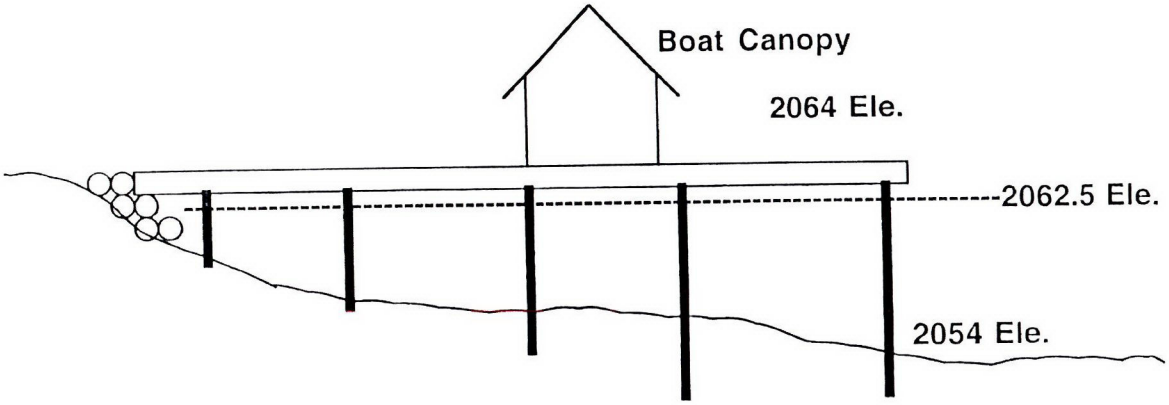
## LOT 2(PORTION T
## T55N, R4W,
## BONNER COUNT

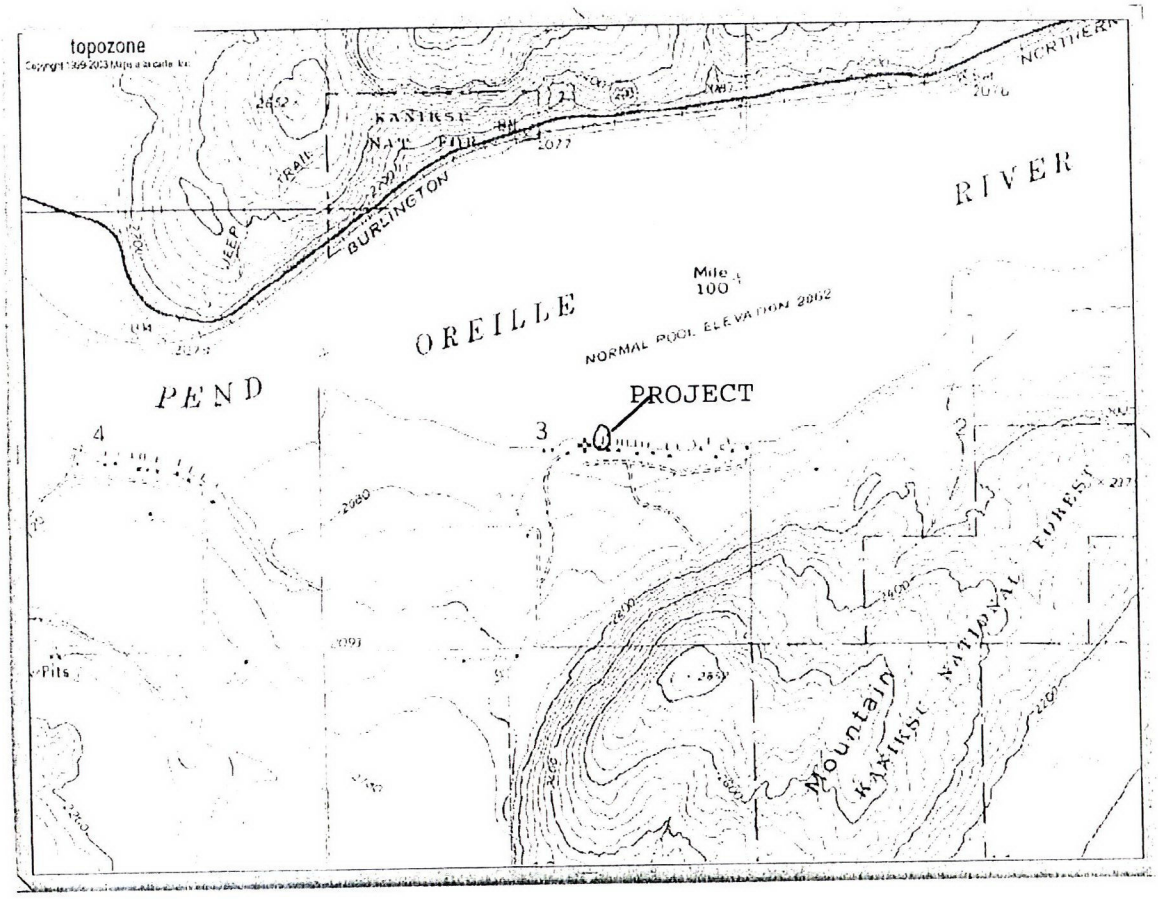



## OWNERS CERTIFICATION

and Bernice Bauer his wife, record owners of the land shown upon the here
the owners of the land embraced by the herein plat of th
B.M. and had the same platted into lo
more specific

## ELEVATIONS AND VICINITY MAP



## Sharp, Taya

**From:** Horsmon,Merritt
**Sent:** Wednesday, November 8, 2023 11:28 AM
**To:** Sharp, Taya
**Subject:** RE: Request for Comments for Water Right 96-16765

Hi Taya,
The Idaho Department of Fish and Game does not have any comments to submit for this application.

Thank you for the opportunity to review and comment,


**Merritt Horsmon**
Regional Technical Assistance Manager
Panhandle Region
2885 W. Kathleen Ave.
Coeur d'Alene, ID 83815
208.769.1414 office
208.251.4509 mobile
merritt.horsmon@idfg.idaho.gov


**From:** Sharp, Taya <Taya.Sharp@idwr.idaho.gov>
**Sent:** Wednesday, November 08, 2023 10:54 AM
**To:** mahmer <mahmer@idl.idaho.gov>; Chantilly Higbee <Chantilly.Higbee@deq.idaho.gov>; Anna Moody <Anna.Moody@deq.idaho.gov>; Horsmon,Merritt <merritt.horsmon@idfg.idaho.gov>; IWRB Water Use Reviews <WaterUseApprovalReviews@idahogov.onmicrosoft.com>
**Subject:** Request for Comments for Water Right 96-16765

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: https://research.idwr.idaho.gov/apps/waterrights/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 4th, 2023.

Please contact the Northern Region Office at (208) 762-2800 if you have any questions regarding the Permit application.

Thank you,

Taya Sharp | 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

# IDAHO DEPARTMENT OF WATER RESOURCES
## APPROPRIATION APPLICATION ANALYSIS SHEET

W.R. # 96 - 16765 APPLICATION ID # 88558 ENT. YB BCA YS OK to Publish MR

INITIAL REVIEW

APPLICANT: Carla R Wolfrum BY: YB DATE: 10/25/23

| ITEM | REQUIRED INFORMATION |
|---|---|
| 1. | (✓) Name and Address |
| 2. | (✓) Source |
| 3. | (✓) Point of Diversion & County |
| 4. | (✓) Quantity |
| | (✓) Nature of Proposed Use |
| | (✓) Period of Use |
| 5. | (✓) Total Quantity |
| 6. | (✓) Description of diverting works |
| 7. | (✓) Time required for b/u |
| 8. | (✓) Proposed use |
| 9. | (✓) Place of use or acres irrigated |
| 10. | (✓) Other water Rights |
| 11. | (✓) Ownership |
| 12. | (✓) Map |
| | (✓) Signature |
| | (✓) Fee (Amt, receipt, acknowledgement) |

*** Send info sheet Y( ) N( )

**ADDITIONAL INFORMATION**

(Yes)(No)

✓ ___ **Shape File Created** **Date** 10/25/23 **By:** YB

___ ___ Field check: by _____

___ ___ Field report attached

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

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

**PROCESSING**

(Yes)(No) **PRIORITY DATE:** 10/24/23

✓ ✓ (Include Moratorium Remark)

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

**ADVERTISE IN:** Bonner County

Newspaper: BCDB Priest River Version

Dates scheduled for publication 11.15.23 & 11.22.23

Affidavit of Publication received: 12-4-23

Dates actually published: 11-15-23 & 11-22-23

Application published correctly. Yes X No ____

If not, action taken: _____

Final Date for Protest: 12.4.23

Protests Received: Yes ____ No X

**LETTERS SENT REQUESTING:**

( ) Dam Information ( ) Fish Information

( ) Power Information ( ) Other: _____

**INFORMATION RECEIVED:**

( ) Dam Information ( ) Fish Information

( ) Power Information ( ) Other: _____

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: priority date advanced see Comment.

**FINAL REGIONAL PROCESSING/REVIEW**

(Yes)(No)

___ ___ Notice of pending void order issued. Final order response date: ____/____/____

___ ___ Further information required from applicant _____

✓029 ✓X60 Lots 7+8, Mountain View Lots Two Sub.

___ ___ Measuring device required ✓R66

___ ___ Measuring port required

___ ___ Special conditions: ✓004 ✓Ref Memo for Comments from IDWR

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

Approval Recommended by: _____ Date: 1/16/2024 Sr. Agent initial _____

## Sharp, Taya

**From:** Sharp, Taya
**Sent:** Wednesday, November 8, 2023 10:54 AM
**To:** 'mahmer'; Chantilly Higbee; Anna Moody; Horsmon,Merritt; IWRB Water Use Reviews
**Subject:** Request for Comments for Water Right 96-16765
**Attachments:** 96-16765 Application for Permit.pdf

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: https://research.idwr.idaho.gov/apps/waterrights/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 4th, 2023.

Please contact the Northern Region Office at (208) 762-2800 if you have any questions regarding the Permit application.

Thank you,

IDAHO DEPARTMENT OF WATER RESOURCES

**Taya Sharp | 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

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 Mathew Weaver

November 8, 2023

CARLA R WOLFRUM
204 E SUPERIOR ST #9
SANDPOINT, ID 83864-1275

CC:
ZACHARY W JONES
120 E LAKE ST STE 202
SANDPOINT, ID 83864-1366

RE: Application for Permit No. 96-16765

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, PRIEST RIVER VERSION on 11/15/2023 and 11/22/2023. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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

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

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

Sincerely,

Taya Sharp
Administrative Assistant

## Sharp, Taya

**From:** Sharp, Taya
**Sent:** Wednesday, November 8, 2023 10:36 AM
**To:** Bonner County Daily Bee (bcdblegals@cdapress.com)
**Subject:** Legal Notice for BCDB, Priest River Version
**Attachments:** 97-09765 96-16765 Legal Notice.docx

Please publish the enclosed legal notice in the **Bonner County Daily Bee, Priest River Version** on the dates indicated **November 15th & November 22nd, 2023** (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before **December 4th, 2023.** Your cooperation is appreciated.

Thank you,

IDAHO DEPARTMENT OF WATER RESOURCES

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

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

**96-16765**
CARLA R WOLFRUM
204 E SUPERIOR ST #9
SANDPOINT, ID 83864-1275
Point of Diversion SENW
S3 T55N R04W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.04 CFS
Date Filed: 10-02-2023
Place Of Use: IRRIGATION
T55N R04W S3
L2(NESW), L2(SENW), SENW
Total Acres: 1.5

**97-9765**
BRADLEY NEWMAN
JOLA SHEPARD NEWMAN
200 MEETING ST STE 206
CHARLESTON, SC 29401-3187
Point of Diversion SENW
S5 T58N R04W
BONNER County
Source PRIEST RIVER
Tributary PEND OREILLE RIVER
Use: FIRE PROTECTION
01/01 to 12/31 0.2 CFS
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Total Diversion: 0.2 CFS
Date Filed: 11-03-2023
Place Of Use: FIRE PROTECTION, IRRIGATION
T58N R04W S5 SENW
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 12/4/2023. The protestant must also send a copy of the protest to the applicant.
MATHEW WEAVER, Director Published on 11/15/2023 and 11/22/2023