State of Idaho
Department of Water Resources

Water Right License

Water Right No. 96-12645

Priority: September 09, 2022 **Maximum Diversion Rate:** 0.02 CFS

It is hereby certified that:

PAUL A COHEN 658 BOWEN ARROW RD SANDPOINT ID 83864-9019

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 09, 2022, and has submitted Proof of Beneficial Use on October 10, 2023. An examination confirms water is diverted from:

Source : SAND CREEK **Tributary:** PACK RIVER

Beneficial Use	Period of Use	Rate of Diversion
IRRIGATION	04/01 to 10/31	0.02 CFS

Location of Point(s) of Diversion
SAND CREEK SW¼ NW¼, Sec. 27, Twp 59N, Rge 01W, 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	
59N	01W	27							0.5										0.5

Total Acres: 0.5

Conditions of Approval

1. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
2. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
3. Point of diversion is located within Lot 2, Sunshine Meadows Subdivision.
4. Place of use is located within Lot 2, Sunshine Meadows Subdivision.
5. Water shall not be diverted under this right when flows in the Pack River are below minimum flow amounts as defined by Right 96-8717. The right holder shall be responsible for monitoring the daily flow of the Pack River using real-time data and shall cease diverting water when flows in the Pack River are below established minimum flow amounts. Unless otherwise specified by the Director of the Department of Water Resources, data from the U.S. Geological Survey gauging station at Colburn, No. 12392300, may be used for purposes of determining the daily flow amounts.
6. This right does not grant any right-of-way or easement across the land of another.
7. This right when combined with all other rights shall provide no more than 0.02 cfs nor more than 1.5 afa at the field headgate for irrigation of the place of use.

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 28th day of March, 2024.

PHILL HUMMER
Water Rights Section Manager

State of Idaho
Department of Water Resources

Attachment to Water Right

96-12645

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.



0 400 800 Feet

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

N

RECEIVED
OCT 16 2023
DEPARTMENT OF WATER RESOURCES

Form 42-217 Rev. 6/22

RECEIVED
OCT 10 2023
IDWR / NORTH

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEMENT OF COMPLETION

FOR SUBMITTING PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY	
Amt. of Fee $	50
Receipt No.	ND49112
Receipted By	PS
Date Receipted	10-10-23

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. 96-12645 Name of Permit Holder(s) PAUL A COHEN

Telephone No. (775) 400-8215 Email YAKINBRACHA@EARTHLINK.NET

Mailing Address 658 BOWEN ARROW RD City SANDPOINT State ID Zip 83864-9019

2. Source of Water SAND CREEK 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) _____ Irrigation (No. acres) 1 Stockwater (No. and stock type) _____

Other _____

4. Total diversion rate or volume (storage only) for which proof is submitted 0.03 cfs OR _____ af

If the total developed water use is 5 acres of irrigation or less, is stockwater storage of 14.6 acre-feet or less, or has a diversion rate of less than 0.24 cfs, attach a map of the place of use and point of diversion and photographs showing beneficial use.

5. Describe the diversion and delivery system from the water source to the use (pump, lift, irrigation method, etc.)

PUMP IN CREEK TO PULL WATER FOR 40 TREES

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: PAUL A COHEN Telephone No. (775) 400-8215 Email YAKINBRACHA@EARTHLINK.NET

Mailing Address 658 BOWEN ARROW RD City SANDPOINT State ID Zip 86864-9019

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.

Paul A Cohen — PAUL A COHEN — 10/1/2023

SIGNATURE OF PERMIT HOLDER* PRINTED NAME AND TITLE DATE

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

State of Idaho
Department of Water Resources

Permit to Appropriate Water

No. 96-12645

Priority: September 09, 2022 **Maximum Diversion Rate:** 0.03 CFS

This is to certify that

PAUL A COHEN 658 BOWEN ARROW RD SANDPOINT ID 83864-9019

has applied for a permit to appropriate water from:

Source : SAND CREEK **Tributary:** PACK RIVER

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

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

Location of Point(s) of Diversion

SAND CREEK SW¼ NW¼, Sec. 27, Twp 59N, Rge 01W, 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	
59N	01W	27							1.0										1.0

Total Acres: 1.0

Conditions of Approval

1. Proof of application of water to beneficial use shall be submitted on or before **December 01, 2023.**
2. Subject to all prior water rights.
3. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
4. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
5. Point of diversion is located within Lot 2, Sunshine Meadows Subdivision.
6. Place of use is located within Lot 2, Sunshine Meadows Subdivision.
7. 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.
8. Water shall not be diverted under this right when flows in the Pack River are below minimum flow amounts as defined by Right 96-8717. The right holder shall be responsible for monitoring the daily flow of the Pack River using real-time data and shall cease diverting water when flows in the Pack River are below established minimum flow amounts. Unless otherwise specified by the Director of the Department of Water Resources, data from the U.S. Geological Survey gauging station at Colburn, No. 12392300, may be used for purposes of determining the daily flow amounts.
9. 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 30 day of NOVEMBER, 2022.

LUKE BATES
Interim Water Rights Supervisor

SCANNED
NOV 30 2022

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

96-12645

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.



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

0 0.035 0.07 0.14 Miles

N

SCANNED
NOV 30 2022

RECEIVED
SEP 09 2022
IDWR / NORTH

FORM 202 Rev. 09/16

Print Single Sided Only

86753

Ident. No. 96-12645

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) PAUL A. COHEN Phone 775-400-8215
   Name connector (check one): ☐ and ☐ or ☐ and/or
   Mailing address 658 BOWEN ARROW RD. City SANDPOINT
   State IDAHO ZIP 83864 Email yakinbracha@earthlink.net
2. Name of representative, if any NA Phone
   Mailing address City
   State ZIP Email
   a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
   ☐ Send original correspondence to the applicant and copies to the representative.
   b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
   ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply SAND CREEK (Bonner County) which is a tributary of PACK RIVER (Bonner County)
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
59 N	1 W	27		SW	NW		BONNER	SAND CREEK	

5. Water will be used for the following purposes:
   Amount .03 (cfs or acre-feet per year) for Irragation of fruit tree orchard purposes from May 1 to Nov 1 (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) .03 cubic feet per second (cfs) and/or (b) ____ acre-feet per year (af).
7. Proposed diverting works:
   a. Describe type and size of devices used to divert water from the source. Removable, electric, 3 gal per min, sump pump, filling 50gal tank with 3/4" hose, driving tank 400ft to 45 fruit trees on 1/2 acre.
   b. Height of storage dam ____ feet; active reservoir capacity ____ acre-feet; total reservoir capacity ____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ No
   c. Proposed well diameter is ____ inches; proposed depth of well is ____ feet.
   d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No
   e. If well is already drilled, when? ____; drilling firm ____;
   well was drilled for (well owner) ____; Drilling Permit No. ____.

SCANNED

For Department Use

Received by JA Date 9-9-22 Time ____ Preliminary check by ____ OCT 03 2022

Fee $ 10000 Receipted by JA Receipt No. N041076 Date 9-9-22

8. Description of proposed uses (if irrigation only, go to item 9):
   a. Hydropower; show total feet of head and proposed capacity in kW. _____
   b. Stockwatering; list number and kind of livestock. _____
   c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
   d. Domestic; show number of households _____
   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	
59 N	1 W	27							1										

Total number of acres to be irrigated: 1

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? NA

11. a. Who owns the property at the point of diversion? myself - Paul A. Cohen
    b. Who owns the land to be irrigated or place of use? myself - Paul A. Cohen
    c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: NA

12. Describe your proposal in narrative form and provide additional explanation for any of the items above. Attach additional pages if necessary. The water is to provide irrigation to feed 45 Mulberry trees for family business, MULBERRY U-PICK CORP. by pumping water out of Sand Creek using an electric sump pump with a 3/4" hose into a 50gal tank. Then driving the tank 400ft away from creek, to 1/2 acre with 45 Mulberry trees.

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.

Paul A. Cohen
Signature of Applicant

Signature of Applicant

Paul A. Cohen
Print Name (and title, if applicable)

Print Name (and title, if applicable)

SCANNED
OCT 03 2022

658 Bowen Arrow Rd

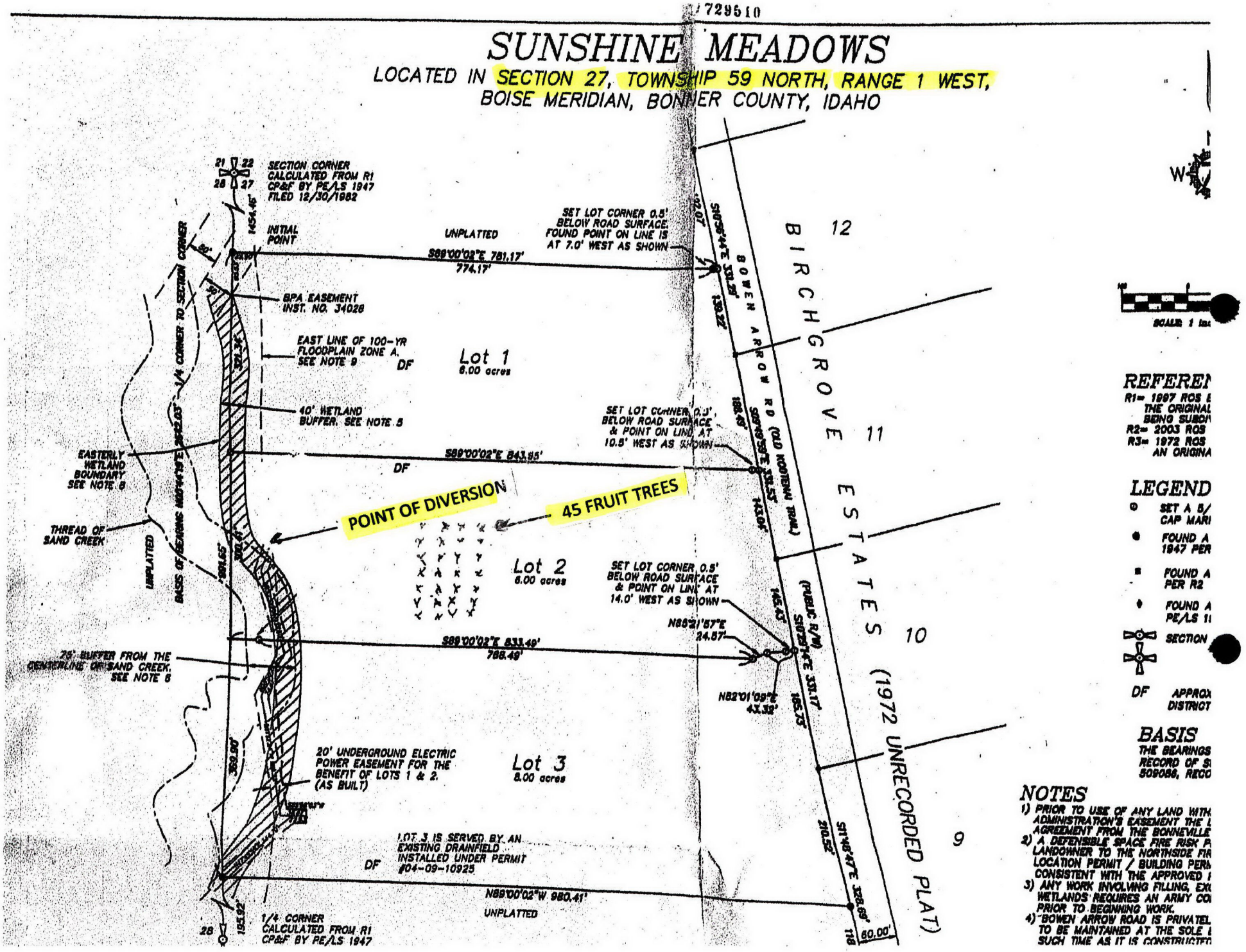
Bilder © 2022 Maxar Technologies,Kartendaten © 2022 50 ft

RECEIVED
OCT 0 3 2022

729510

SUNSHINE MEADOWS

LOCATED IN SECTION 27, TOWNSHIP 59 NORTH, RANGE 1 WEST,
BOISE MERIDIAN, BONNER COUNTY, IDAHO



REFERENCES

R1= 1997 ROS
THE ORIGINAL
BEING SUBDI
R2= 2003 ROS
R3= 1972 ROS
AN ORIGINA

LEGEND

- SET A 5/
CAP MARI
- FOUND A
1947 PER
- FOUND A
PER R2
- FOUND A
PE/LS 1
- SECTION
- DF APPROX
DISTRICT

BASIS

THE BEARINGS
RECORD OF S
509086, RECO

NOTES

1) PRIOR TO USE OF ANY LAND WITH
ADMINISTRATION'S EASEMENT THE L
AGREEMENT FROM THE BONNEVILLE
2) A DEFENSIBLE SPACE FIRE RISK R
LANDOWNER TO THE NORTHSIDE FIR
LOCATION PERMIT / BUILDING PERM
CONSISTENT WITH THE APPROVED
3) ANY WORK INVOLVING FILLING, EX
WETLANDS REQUIRES AN ARMY CO
PRIOR TO BEGINNING WORK.
4) "BOWEN ARROW ROAD IS PRIVATEL
TO BE MAINTAINED AT THE SOLE
SUCH TIME AS IT IS CONSTRUCTED

SCANNED
OCT 03 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

April 02, 2024

PAUL A COHEN
658 BOWEN ARROW RD
SANDPOINT ID 83864-9019

RE: License No. 96-12645

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 Section Manager

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on April 02, 2024, I served a true and correct copy of Water Right License No. 96-12645 by U.S. Mail, postage prepaid, to the following:

PAUL A COHEN (Current Owner)
658 BOWEN ARROW RD
SANDPOINT ID 83864-9019

Debra Mansfield
Technical Records Specialist 1

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.

Permit No: 96-12645 Page 1

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

A. GENERAL INFORMATION

Exam Date: 01/25/2024

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

2. Current Owner: **PAUL A. COHEN**
   Owner of Record Correct? _____N
   Address of Record Correct? _____N
   If No Explain:

3. Beneficial Use Fees have been paid: _X_Y ____N Receipt No: N044112

4. Source: **SAND CREEK** Tributary: **PACK RIVER**

Method of Determination: ArcMap GIS, Aerial Imagery, Taxlot Data.
Change in Source: ____Y __X_N

B. OVERLAP REVIEW

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

Water Right No.	Source	Purpose of Use	Basis
NONE	NA	NA	NA

Comments: There are no rights overlapping the permit place of use (POU).

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

Water Right No.	Source	Purpose of Use	Basis
NONE	NA	NA	NA

Comments: There are no rights sharing the permit point of diversion (POD).

C. DIVERSION AND DELIVERY SYSTEM

1. Location of Point(s) of Diversion:

Source	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge.		County
Sand Creek			SW	NW	27	59N	01W	B.M.	BONNER

Method of Determination: GIS and Taxlot data.

Change in POD? ___Y _X_N Amendment Required? ____Y _X_N

2. Place of Use: IRRIGATION

TWP	RGE	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
59N	01W	27							0.5										0.5
		Lot #																	
																Total Acres =			0.5

Method of Determination: Bonner County Maps, GIS, and Taxlot Data.

Change in POU? ____Y __X_N Amendment Required? ____Y __X_N

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

Indicate weir size/pipe as applicable:

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

__ Photo of Diversion and System Attached

3. Diversion Id No.*	Motor Make	HP	Pump Model	Pump Make	Pump Serial No. or Discharge Size
Screened inlet in Cr	Unknown	½	Unknown	Unknown.	Unknown

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

D. FLOW MEASUREMENTS

1. Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE	NA	NA	NA	NA	NA	NA

2. Measurement Comments: The permit holder provided that the pump used is ½ Hp. A maximum head of less than 20ft was estimated to the licensed POU using the DRG map.

E. FLOW CALCULATIONS ___Additional Computation Sheets Attached

Measured Method:

A theoretical calculation and Administrative Memo #17 were used to determine a reasonable rate of diversion.

Q = (0.5Hp)(8.8)(0.80 efficiency)/(20 ft lift) + (2.31)*(40 psi) = 0.03cfs

Theoretical Calculation= 0.03cfs
Permit allowed = 0.03cfs
Recommendation= 0.02cfs

Comments:

The permit holder stated that the irrigated area within the parcel is 1 acre on the proof of beneficial use. Irrigated areas of approximately 0.5-acre total were confirmed using the Department GIS, Google Earth, and Bonner County GIS imagery. The system was described as a 1/2 Hp pump with fish screened intake used to fill a couple 55-gallon barrels, which are trucked around the parcel and applied via gravity fed hand watering throughout the POU.

Approximately 0.03cfs is possible with the ½ Hp pump. According to Administrative memo #17 up to 0.03cfs per acre is standard for the irrigation of up to 5 acres. I am recommending a diversion rate of 0.02cfs for the license.

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.}$ = (Acres Irrigated) x (Irrigation Requirement) = 0.5 acre x 3.0 AF= 1.5AF

$V_{D.R.}$ = [Diversion Rate (cfs)] x (Days in Irrigation season) x 1.9835 = 0.02cfs x 214 days x 1.9835= 8.5 AF

V = Smaller of $V_{I.R.}$ and $V_{D.R.}$ = 1.5 AF

Comments:

This permit was issued for irrigation use from a natural steam/river source. According to the IDAPA Beneficial Use Examination Rules 37.03.02.35. 01j.viii a diversion volume is not required for irrigation if water is diverted from a natural flowing stream/river or spring.

G. PURPOSE OF USE

Irrigation _X_Y ____N # Stock__NA_____ Domestic # of Homes _NA__

Change in Purpose of Use? ____Y _X_N

Method of Determination: Bonner County Maps, GIS, and Taxlot Data

H. NARRATIVE/REMARKS/COMMENTS

This permit for the irrigation of 1 acre qualifies for an in-office examination for license. The permit holder submitted the Proof of Beneficial Use, received by IDWR on October 10, 2023, stating in section #3 that the beneficial use was developed for 1 acre of irrigation. In section 5 they stated that they were diverting water from the creek for the irrigation of about 40 trees. I was only able to confirm approximately 0.5 acres irrigation was developed using aerial imagery (see figures 1 & 2). I called the permit holder on January 25th, 2024, requesting additional information regarding the irrigated area. He confirmed in our conversation that only 40 trees and the area surrounding them is being watered. The permit holder explained that the irrigation was done by filling 55-gallon drums using a small black ½ Hp pump with a screened intake diverting from the creek then hauling the drums over to the trees where he hand watered the area surrounding the trees. He also identified the location of 6 trees that are along the north property line closer to the house. The permit holder asked if he was doing anything wrong and I explained that as long as the conditions of the license and permit were followed, he should be ok. I explained how he can look up the streamflow for the Pack River using the USGS gauge look up online to make sure he is within compliance.

After reviewing the permit holder's response to the information request an area of approximately 0.5 acres are confirmed for irrigation. A theoretical calculation confirmed that the pump can provide the 0.03cfs rate on the permit. However, as the place of use is approximately 1/2 acre in area I am recommending the license be issued with a rate of 0.02cfs (as per Administrative Memos #17 and 6). As the diversion is from streamflow the volume was not reported on the license (IDAPA Rules 37.03.02.35. 01j.viii). However, since the irrigated area is less than 1 acre condition X31 will carry the annual volume of 1.5 AF, as per the headgate calculation.

I am recommending the license be issued with a rate of 0.02cfs and conditions 004, 227, X15, X16, X60, X59 and X31. Condition R66 was replaced with condition X31 at licensing, as the irrigated area is less than 1 acre. All other conditions were carried on to the license as per current guidance.

Have conditions of permit approval been met? __X__Yes ____No

I. RECOMMENDATIONS

1. Recommended Amounts:

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL VOLUME
IRRIGATION	04/01 TO 10/31	0.02CFS	
	Totals:	0.02CFS	

2. Recommended Amendments:

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

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

Other: < >

J. AUTHENTICATION- Bob Howe- Water Resource Agent

Field Examiner's _____ Date 3/27/24

Reviewer _____ Date 3/28/24



Figure 1- Bonner County GIS image of POU. Outlined Areas sourround about 35 trees to the east of the house, and 6 more trees to the north of the house.



Figure 2- GIS 2021- Image of POU. Outline in light blue. Light blue point is the point of diversion. Red vertical shaded area to the west is a neighboring irrigation right, and the blue diagonal shaded area to the east is an adjudication claim POU.

Beneficial Use Proof Evaluation

Permit Number: 96-12645 Reviewer: AVeibell Review Date: 10/12/2023

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: 10/10/2023
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: -52
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 -- Yes
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: $0.00
5) Remaining fee or (refund): $50.00

Receipt IDs

N041076

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

PAUL A COHEN
658 BOWEN ARROW RD
SANDPOINT ID 83864-9019

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 96-12645

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 0 2 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

November 30, 2022

PAUL A COHEN
658 BOWEN ARROW RD
SANDPOINT ID 83864-9019

RE: Permit No. 96-12645

Permit Approval Notice

Dear Permit Holder(s):

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

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

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

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

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NOV 30 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 Right Supervisor

Enclosure(s)

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NOV 30 2022

CERTIFICATE OF SERVICE

I hereby certify that on November 30, 2022, I served a true and correct copy of Permit to Appropriate Water No. 96-12645 by U.S. Mail, postage prepaid, to the following:

PAUL A COHEN (Current Owner)
658 BOWEN ARROW RD
SANDPOINT ID 83864-9019

Tammy Alleman
Administrative Assistant 1

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NOV 30 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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NOV 30 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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NOV 30 2022

IDAHO DEPARTMENT OF FISH AND GAME
PANHANDLE REGION
2885 West Kathleen Avenue
Coeur d'Alene, Idaho 83815

Brad Little / Governor
Ed Schriever / Director

October 24, 2022

RECEIVED
OCT 24 2022
IDWR/NORTH

Ms. Tammy Alleman
Administrative Assistant
Idaho Department of Water Resources
7600 North Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763

RE: Application 96-~~12371~~ 12645 – Sand Creek -Cohen

Dear Tammy,

We have reviewed the above-named application for a 0.03 cfs irrigation withdrawal from Sand Creek, a tributary to the Pack River in Bonner County. The purpose of these comments is to assist the decision-making authority and applicant by providing technical information addressing potential effects on wildlife and wildlife habitat and how any adverse effects might be mitigated.

The applicant proposes a removable electric pump to fill a 50-gallon tank on a truck to water 45 fruit trees on 1 acre of land. The irrigation use of 0.03 cfs is from May until November on 1.0 acre of land.

The requirement to provide screening can be met by installing **less than 0.25" mesh screen** with **approach velocity of less than 0.5 feet per second** in order to protect juvenile fish from the proposed pump.

The Pack River has been designated as critical habitat for ESA listed (threatened) Bull Trout by the United States Fish and Wildlife Service. Bull Trout depend on cool, clean water and use the Pack River as a migration corridor to their spawning areas. Additionally, native Westslope Cutthroat Trout and Gerrard Rainbow Trout from Lake Pend Oreille use the Pack River for spawning. Because of the importance of these fisheries, the Idaho Water Resources Board created a minimum flow water right for the upper portion of the Pack River to its confluence with Grouse Creek. Water right 96-8717 was created in 1992 to protect the Pack River flows, and therefore the fisheries and fish habitat. The minimum flow held by that water right from November 1 through the end of July is 129 cubic feet per second (cfs). That amount drops to 54 cfs until the end of October to account for lower summer flows. USGS gauge 12392300 on the Pack River at Colburn is consistently below 50% of this amount during the drier months of the year. On September 9, 2022, the instantaneous flow was 22.9 cfs, or 42.4% of the minimum flow

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NOV 30 2022

right. Idaho Department of Fish and Game (IDFG) is concerned about negative effects to fisheries habitat and loss of connectivity with additional water rights being approved for the lower Pack River and its tributaries.

Climate models for Idaho indicate increasing temperatures, decreasing snowpack, and decreasing precipitation leading to low summer stream flows increasing in frequency into the future. Additionally, there is no water master for the Pack River system to ensure that senior water rights are not being negatively impacted by junior rights such as the one proposed. Given that the Pack River system is already consistently less than the granted minimum instream flow, we do not believe it prudent to grant additional water rights in the Pack River or its tributaries; arguably, it is already fully appropriated. If the water right is granted, we recommend it include language that makes it clear no diversion can occur if Pack River is at or below the designated minimum flow. The USGS 12392300 Pack River NR Colburn ID Gauge data can be accessed online at:
https://nwis.waterdata.usgs.gov/id/nwis/uv/?cb_00060=on&cb_00065=on&format=gif_default&site_no=12392300&period=&begin_date=2015-01-01&end_date=2022-07-07

IDFG recommends filling additional storage tanks during periods of high water for use during the hotter and drier portions of the year when the flows are at their lowest point. This will help to ameliorate the effects of additional water withdrawal.

Because the application is asking for additional water, while current water rights held by the Idaho Water Resources Board are not being met, IDFG is concerned about effects to fish and fisheries resources with additional water rights, and their cumulative negative impact on the Pack River system.

Sincerely,

Carson Watkins
Regional Supervisor

CJW:MH:svf
C: eFile M:\

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NOV 30 2022

RECEIVED
OCT 17 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 6th day of October, 2022, and ending on the 13th day of October, 2022

Italia Jimenez

State of Idaho, county of Bonner ss.
On this 14th day of October, in the year of 2022 before me, Katrina George, Notary Public, personally appeared Italia Jimenez known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she (or they) executed the same.

Katrina George
Notary Public
Residing at: Kootenai County

My Commission Expires 8/29/23

KATRINA GEORGE NOTARY PUBLIC COMM. NO. 53674 STATE OF IDAHO

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NOV 30 2022

LEGAL NOTICE

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

96-11524
JEFF MEEKER
9860 WALKER GLEN CT
GREAT FALLS, VA 22066-1931
Point of Diversion L1(NENE)
S9 T57N R01W
BONNER County
Source LAKE PEND ORIELLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.09 CFS
Date Filed: 06-06-2022
Place Of Use: IRRIGATION
T57N R01W S4 SESE
Place Of Use: IRRIGATION
T57N R01W S9 L1(NENE)
Total Acres: 3.1

96-11527
BRIANNE DIRKS
5475 E SARAH LOOP
ATHOL, ID 83801-8011
Point of Diversion NESE
S10 T57N R01W
BONNER County
Source LAKE PEND ORIELLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 06-07-2022
Place Of Use: IRRIGATION
T57N R01W S10 NESE
Total Acres: 0.6

96-11571
MC FALL FAMILY REVOCABLE TRUST
9982 SE 39TH ST
MERCER ISLAND, WA 98040-3786
Point of Diversion SESE
S11 T56N R01E
BONNER County
Source LAKE PEND ORIELLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-10-2022
Place Of Use: DOMESTIC
T56N R01E S11 SESE
Place Of Use: DOMESTIC
T56N R01E S12
L3(SWSW),SWSW

96-11977
DENNIS ERDT
JAMIE ERDT
602 WHISKEY JACK RD
SANDPOINT, ID 83864-8810
Point of Diversion NENW
S7 T57N R01W
BONNER County
Source BOYER SLOUGH
Tributary LAKE PEND OREILLE
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 08-31-2022
Place Of Use: IRRIGATION
T57N R01W S7 NENW
Total Acres: 0.5

96-1251
ANDREW ANGEL
156 PONDER POINT DR
SANDPOINT, ID 83864
Point of Diversion L2(SENE)
S12 T57N R02W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-01-2022
Place Of Use: IRRIGATION
T57N R02W S12
NWNE,L2(SWNE)
Total Acres: 1.1

96-12633
TROY N LOCK
ANN JEAMETTE LOCK
3161 SELKIRK RD
SANDPOINT, ID 83864-7111
Point of Diversion NWNW
S9 T58N R01W
BONNER County
Source UNNAMED STREAM
Tributary PACK RIVER
Use: RECREATION STORAGE
01/01 to 12/31 10.1 AF
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 10.1 AF
Total Diversion: 10.1 AF
Date Filed: 09-08-2022
Place Of Use: FIRE PROTECTION STORAGE,RECREATION STORAGE
T58N R01W S9 NWNW

96-12634
TROY N LOCK
ANN JEAMETTE LOCK
3161 SELKIRK RD
SANDPOINT, ID 83864-7111
Point of Diversion SENENE
S8 T58N R01W
BONNER County
Source SPRING
Tributary SINKS
Use: IRRIGATION
01/01 to 12/31
Total Diversion: 0.15 CFS
Date Filed: 09-08-2022
Place Of Use: IRRIGATION
T58N R01W S8 NENE
Place Of Use: IRRIGATION
T58N R01W S9 NWNW
Total Acres: 5

96-12639
BEATRICE H MIETH
1619 PENINSULA RD
HOPE, ID 83836-9752
Point of Diversion SESE
S11 T56N R01E
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-09-2022
Place Of Use: IRRIGATION
T56N R01E S12 L3(SWSW)
Total Acres: 1

96-12641
HIGHLANDS PARK HO
PO BOX 133
HOPE, ID 83836-0133
Point of Diversion L6(SESW)
S2 T56N R01E
BONNER County
Source GROUND WATER
Point of Diversion L6(SESW)
S2 T56N R01E
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.17 CFS
Date Filed: 08-31-2022
Place Of Use: DOMESTIC
T56N R01E S2
L4(NESW),L5(SWSW),L6(SESW)

96-12642
JAMES CAIN
VICKIE CAIN
PO BOX 444
KOOTENAI, ID 83840-0444
Point of Diversion NESWNW
S24 T59N R01E
BONNER County
Source SPRING
Tributary GROUSE CREEK
Point of Diversion SESWNW
S24 T59N R01E
BONNER County
Source SPRING
Tributary GROUSE CREEK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 09-09-2022
Place Of Use: DOMESTIC
T59N R01E S24 SWNW

96-12645
PAUL A COHEN
658 BOWEN ARROW RD
SANDPOINT, ID 83864-9019
Point of Diversion SWNW
S27 T59N R01W
BONNER County
Source SAND CREEK
Tributary PACK RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-09-2022
Place Of Use: IRRIGATION
T59N R01W S27 SWNW
Total Acres: 1

96-12650
MARKWARDT TRUST
417 MICHIGAN ST
SANDPOINT, ID 83864-1231
Point of Diversion L2(NWNE)
S2 T56N R02W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.05 CFS
Date Filed: 09-09-2022
Place Of Use: IRRIGATION
T56N R02W S2 L2(NWNE)
Total Acres: 1.5

96-12652
BECKY J DEMERS
2900 N GOVERNMENT WAY # 167
COEUR D ALENE, ID 83815-3751
Point of Diversion L6(SWNE)
S7 T55N R02W
BONNER County
Source COCOLALLA LAKE
Tributary COCOLALLA CREEK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-25-2022
Place Of Use: DOMESTIC
T55N R02W S7
L7(NWNE),L6(SWNE)

96-12657
DARYL D WITCRAFT
SHARILYN WITCRAFT
PO BOX 379
CLARK FORK, ID 83811-0379
Point of Diversion NENE
S20 T55N R03E
BONNER County
Source SURFACE RUNOFF
Tributary SINKS
Point of Diversion NENE
S20 T55N R03E
BONNER County
Source SURFACE RUNOFF
Tributary SINKS
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 4.1 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 8.4 AF
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 8.4 AF
Total Diversion: 12.5 AF
Date Filed: 09-12-2022
Place Of Use: FIRE PROTECTION STORAGE,IRRIGATION FROM STORAGE,IRRIGATION STORAGE
T55N R03E S20 NENE
Total Acres: 2.8

96-12658
ROBERT H WHALEY
LUCINDA S WHALEY
2416 S NAPA ST
SPOKANE, WA 99203-3831
Point of Diversion SWNW
S29 T56N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-12-2022
Place Of Use: IRRIGATION
T56N R03W S29 L2(SWNW)
Total Acres: 0.6

96-12661
MICHAEL D SILVERMAN
1612 WARREN AVE N
SEATTLE, WA 98109-3165
Point of Diversion SWNE
S3 T56N R01E
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 09-06-2022
Place Of Use: DOMESTIC
T56N R01E S3
NWNE,SWNE

SCANNED
NOV 30 2022

96-12684
THE CALDWELL LIVING TRUST
PO BOX 1623
SANDPOINT, ID 83864
Point of Diversion SWSE S19 T59N R02E
BONNER County
Source UNNAMED STREAM
Tributary GROUSE CREEK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 09-14-2022
Place Of Use: DOMESTIC T59N R02E S19 SWSE

96-12701
BRYAN R MC KITRICK
NANCY E MC KITRICK
423 BLESSING WAY
SANDPOINT, ID 83864-6021
Point of Diversion NENE S7 T59N R01E
BONNER County
Source UNNAMED STREAM
Tributary SAND CREEK
Use: IRRIGATION STORAGE
01/01 to 12/31 3 AF
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 3 AF
Use: DOMESTIC STORAGE
01/01 to 12/31 0.6 AF
Use: DOMESTIC FROM STORAGE
01/01 to 12/31 0.6 AF
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 1.1 AF
Total Diversion: 4.7 AF
Date Filed: 09-14-2022
Place Of Use: DOMESTIC FROM STORAGE,DOMESTIC STORAGE,FIRE PROTECTION STORAGE,IRRIGATION FROM STORAGE,IRRIGATION STORAGE
T59N R01E S7 NENE
Place Of Use: DOMESTIC STORAGE,FIRE PROTECTION STORAGE,IRRIGATION STORAGE
T59N R01E S8 NWNW
Total Acres: 1

96-12702
DENNIS FAMILY REVOCABLE LIVING TRUST
PO BOX 1833
SANDPOINT, ID 83864-0903
Point of Diversion NWSW S9 T57N R02W
BONNER County
Source UNNAMED STREAM
Tributary CHUCK SLOUGH
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.09 CFS
Date Filed: 09-14-2022
Place Of Use: IRRIGATION T57N R02W S9 NESW,NWSW
Total Acres: 3.1

96-12735
CARLA J COOK
WINSTON H COOK
900 TRESTLE CREEK RD
HOPE, ID 83836-9798
Point of Diversion SENE S16 T57N R01E
BONNER County
Source TRESTLE CREEK
Tributary LAKE PEND OREILLE
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.06 CFS
Date Filed: 09-19-2022
Place Of Use: IRRIGATION T57N R01E S16 SENE
Total Acres: 2

96-[redacted]8
DAVID A FAUSKE
APRIL K FAUSKE
708 E WILD ROSE RD
COLBERT, WA 99005-9059
Point of Diversion NESW S28 T56N R05W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-24-2022
Place Of Use: DOMESTIC T56N R05W S28 NESW

96-12740
TERRY ANDERSON
PO BOX 1729
SANDPOINT, ID 83864-0901
Point of Diversion NESE S10 T57N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Point of Diversion NESE S10 T57N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31 0.05 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 09-19-2022
Place Of Use: FIRE PROTECTION,IRRIGATION
T57N R01W S10 NESE
Total Acres: 1.7

96-12741
TERRY ANDERSON
PO BOX 1729
SANDPOINT, ID 83864-0901
Point of Diversion NESE S10 T57N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 09-19-2022
Place Of Use: FIRE PROTECTION,IRRIGATION
T57N R01W S10 NESE
Total Acres: 0.4

96-12742
TERRY ANDERSON
PO BOX 1729
SANDPOINT, ID 83864-0901
Point of Diversion NESE S10 T57N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31 0.05 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 09-19-2022
Place Of Use: FIRE PROTECTION,IRRIGATION
T57N R01W S10 NESE
Total Acres: 1.5

96-12743
DEVYN L POWELL
KATI L POWELL
PO BOX 333
HOPE, ID 83836-0333
Point of Diversion L3(NENW) S6 T56N R02E
BONNER County
Source RISER CREEK
Tributary LAKE PEND OREILLE
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Total Diversion: 0.09 CFS
Date Filed: 05-09-2022
Place Of Use: DOMESTIC,IRRIGATION
T56N R02E S6 L3(NENW),L4(NWNW)
Total Acres: 1

96-12753
NICOLE E WILSON
3529 WRENCO LOOP
SANDPOINT, ID 83864-5252
Point of Diversion L2(NESWSE) S33 T57N R03W
BONNER County
Source SPRING
Tributary PEND OREILLE RIVER
Point of Diversion L3(SESW) S33 T57N R03W
BONNER County
Source UNNAMED STREAM
Tributary PEND OREILLE RIVER
Point of Diversion L2(SWSE) S33 T57N R03W
BONNER County
Source SURFACE RUNOFF
Tributary PEND OREILLE RIVER
Point of Diversion L2(SWSE) S33 T57N R03W
BONNER County
Source SURFACE RUNOFF
Tributary PEND OREILLE RIVER
Point of Diversion L2(SWSE) S33 T57N R03W
BONNER County
Source SURFACE RUNOFF
Tributary PEND OREILLE RIVER
Point of Diversion L3(SESW) S33 T57N R03W
BONNER County
Source SURFACE RUNOFF
Tributary PEND OREILLE RIVER
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 6.9 AF
Use: RECREATION STORAGE
01/01 to 12/31 6.9 AF
Use: STOCKWATER STORAGE
01/01 to 12/31 0.5 AF
Use: STOCKWATER FROM STORAGE
01/01 to 12/31 0.5 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 21 AF
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 21 AF
Total Diversion: 28.4 AF
Date Filed: 09-21-2022
Place Of Use: FIRE PROTECTION STORAGE
T57N R03W S33 L2(SWSE),L3(SESW)
Place Of Use: IRRIGATION FROM STORAGE,IRRIGATION STORAGE,RECREATION STORAGE,STOCKWATER FROM STORAGE,STOCKWATER STORAGE
T57N R03W S33 L3(SESW)
Place Of Use: IRRIGATION STORAGE,RECREATION STORAGE,STOCKWATER FROM STORAGE,STOCKWATER STORAGE
T57N R03W S33 L2(SWSE)
Total Acres: 7

96-12754
DEVYN L POWELL
KATI L POWELL
PO BOX 333
HOPE, ID 83836-0333
Point of Diversion L4(NENWNW) S6 T56N R02E
BONNER County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Total Diversion: 0.09 CFS
Date Filed: 09-22-2022
Place Of Use: DOMESTIC,IRRIGATION
T56N R02E S6 L3(NENW),L4(NWNW)
Total Acres: 1

96-12759
ERIK ANDERSON
DEBORAH ANDERSON
1745 WOODED ACRES DR
SAGLE, ID 83860-8735
Point of Diversion L3(SWNW) S36 T57N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-22-2022
Place Of Use: IRRIGATION T57N R03W S36 L3(SWNW)
Total Acres: 0.9

96-12760
ERIK ANDERSON
DEBORAH ANDERSON
1745 WOODED ACRES DR
SAGLE, ID 83860-8735
Point of Diversion L3(SWNW) S36 T57N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-22-2022
Place Of Use: IRRIGATION T57N R03W S36 L3(SWNW)
Total Acres: 0.7

SCANNED
NOV 30 2022

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 10/24/2022. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director
Legal#4608
AD#565081
October 6, 13, 2022

SCANNED
NOV 30 2022

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

I.R. # 96 - 12645 APPLICATION ID # 86753 ENT. GB BCA JL OK to Publish _____ AF

INITIAL REVIEW BY GB DATE 9/9/2022

APPLICANT Paul A. Cohen

PROCESSING PRIORITY DATE 9/9/2022

ITEM	REQUIRED INFORMATION	(Yes)(No) PROCESSING
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	✓ (Include Moratorium Remark)
15	(✓) Signature	✓ Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af)
16	(✓) Fee (Amt, receipt, acknowledgement)	

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

ADVERTISE IN Bonner County

Newspaper: Bonner County Daily Bee

Dates scheduled for publication 10-6-22 & 10-13-22

Affidavit of Publication received 10-17-22

Dates actually published 10-6-22 & 10-13-22

Application published correctly Yes X No ____

If not, action taken _____

Final Date for Protest: October 24, 2022

Protests Received Yes ____ No X

LETTERS SENT REQUESTING

( ) Dam Information ( ) Fish Information

( ) Power Information ( ) Other: _____

INFORMATION RECEIVED

( ) Dam Information ( ) Fish Information

( ) Power Information ( ) Other: _____

ADDITIONAL INFORMATION

(Yes)(No)

✓ ___ Shape File Created Date 9/9/2022 By: GB

___ ___ Field check by _____

___ ___ Field report attached

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

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

F+G, DEQ, WB

GROUNDWATER SECTION

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

___ ___ Groundwater management area

___ ___ Critical ground water area

___ ___ Well Drilling Permit required

___ ___ Well Drilling Application and Fees received

___ ___ Well Drilling Application approved?

Remarks _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

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

___ ___ Further information required from applicant _____

___ ___ Measuring device required

___ ___ Measuring port required

___ ___ Special conditions MSF Pack River 96-8717

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

Season of use memo

x59 x60 Lot 2, Sunshine Meadows Sub.

Approval Recommended by _____ Date 10/28/2022 Sr. Agent initial GB Interim Supervisor

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
7600 N. Mineral Drive, Suite 100
Coeur d'Alene, Idaho 83815

Return Service Requested

SPOKANE WA 990
29 SEP 2022 PM 4 L
FIRST-CLASS
US POSTAGE IMI PITNEY BOWES
ZIP 83815
02 7H
0001280624
$ 000.57⁰
SEP 29 2022

RECEIVED
OCT 03 2022
IDWR / NORTH

PAUL A COHEN
658 BOWEN ARROW RD
SANDPOINT, ID 83864-9019

INT

992 DFE 1 922I0909/30/22
RETURN TO SENDER
COHEN
2570 IDLEWILD ST
PAHRUMP NV 89048-6275

RETURN TO SENDER

SCANNED
OCT 03 2022

Alleman, Tammy

From: Alleman, Tammy
Sent: Monday, October 3, 2022 6:33 AM
To: Chantilly Higbee; Anna Moody; Horsmon,Merritt; IWRB Water Use Reviews
Subject: Request for Comments for 96-12645
Attachments: 96-12645 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 October 24, 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
OCT 03 2022

IDAHO DEPARTMENT OF
WATER RESOURCES

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

Governor Brad Little

Director Gary Spackman

September 28, 2022

PAUL A COHEN
658 BOWEN ARROW RD
SANDPOINT, ID 83864-9019

RE: Application for Permit No. 96-12645

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the BONNER COUNTY DAILY BEE on 10/6/2022 and 10/13/2022. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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

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

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

Sincerely,

Tammy Alleman
Administrative Assistant

SCANNED
OCT 03 2022

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, September 29, 2022 12:04 PM
To: bcdblegals@cdapress.com
Subject: Legal Notice
Attachments: Legal Notice.docx

Please publish the enclosed legal notice in the **Bonner County Daily Bee** on the dates indicated **October 6th & October 13th, 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 **October 24, 2022.** Your cooperation is appreciated.

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
OCT 03 2022

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

96-11524
JEFF MEEKER
9860 WALKER GLEN CT
GREAT FALLS, VA 22066-1931
Point of Diversion L1(NENE)
S9 T57N R01W
BONNER County
Source LAKE PEND ORIELLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.09 CFS
Date Filed: 06-06-2022
Place Of Use: IRRIGATION
T57N R01W S4 SESE
Place Of Use: IRRIGATION
T57N R01W S9 L1(NENE)
Total Acres: 3.1

96-11527
BRIANNE DIRKS
5475 E SARAH LOOP
ATHOL, ID 83801-8011
Point of Diversion NESE
S10 T57N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 06-07-2022
Place Of Use: IRRIGATION
T57N R01W S10 NESE
Total Acres: 0.6

96-11571
MC FALL FAMILY REVOCABLE TRUST
9982 SE 39TH ST
MERCER ISLAND, WA 98040-3786
Point of Diversion SESE
S11 T56N R01E
BONNER County
Source LAKE PEND ORIELLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 06-10-2022
Place Of Use: DOMESTIC
T56N R01E S11 SESE
Place Of Use: DOMESTIC
T56N R01E S12
L3(SWSW),SWSW

96-11977
DENNIS ERDT
JAMIE ERDT
602 WHISKEY JACK RD
SANDPOINT, ID 83864-8810
Point of Diversion NENW
S7 T57N R01W
BONNER County
Source BOYER SLOUGH
Tributary LAKE PEND OREILLE
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 08-31-2022
Place Of Use: IRRIGATION
T57N R01W S7 NENW
Total Acres: 0.5

96-12518
ANDREW FINGEL
156 PONDER POINT DR
SANDPOINT, ID 83864

SCANNED
OCT 0 3 2022

Point of Diversion L2(SENE)
S12 T57N R02W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-01-2022
Place Of Use: IRRIGATION
T57N R02W S12
NWNE,L2(SWNE)
Total Acres: 1.1

96-12633
TROY N LOCK
ANN JEAMETTE LOCK
3161 SELKIRK RD
SANDPOINT, ID 83864-7111
Point of Diversion NWNW
S9 T58N R01W
BONNER County
Source UNNAMED STREAM
Tributary PACK RIVER
Use: RECREATION STORAGE
01/01 to 12/31 10.1 AF
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 10.1 AF
Total Diversion: 10.1 AF
Date Filed: 09-08-2022
Place Of Use: FIRE PROTECTION STORAGE,RECREATION STORAGE
T58N R01W S9 NWNW

96-12634
TROY N LOCK
ANN JEAMETTE LOCK
3161 SELKIRK RD
SANDPOINT, ID 83864-7111
Point of Diversion SENENE
S8 T58N R01W
BONNER County
Source SPRING
Tributary SINKS
Use: IRRIGATION
01/01 to 12/31
Total Diversion: 0.15 CFS
Date Filed: 09-08-2022
Place Of Use: IRRIGATION
T58N R01W S8 NENE
Place Of Use: IRRIGATION
T58N R01W S9 NWNW
Total Acres: 5

96-12639
BEATRICE H MIETH
1619 PENINSULA RD
HOPE, ID 83836-9752
Point of Diversion SESE
S11 T56N R01E
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-09-2022
Place Of Use: IRRIGATION
T56N R01E S12 L3(SWSW)
Total Acres: 1

96-12641
HIGHLANDS PARK HOA
PO BOX 133
HOPE, ID 83836-0133
Point of Diversion L6(SESW)
S2 T56N R01E
BONNER County
Source GROUND WATER

SCAN
OCT 03 2022

Point of Diversion L6(SESW)
S2 T56N R01E
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.17 CFS
Date Filed: 08-31-2022
Place Of Use: DOMESTIC
T56N R01E S2
L4(NESW),L5(SWSW),L6(SESW)

96-12642
JAMES CAIN
VICKIE CAIN
PO BOX 444
KOOTENAI, ID 83840-0444
Point of Diversion NESWNW
S24 T59N R01E
BONNER County
Source SPRING
Tributary GROUSE CREEK
Point of Diversion SESWNW
S24 T59N R01E
BONNER County
Source SPRING
Tributary GROUSE CREEK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 09-09-2022
Place Of Use: DOMESTIC
T59N R01E S24 SWNW

96-12645
PAUL A COHEN
658 BOWEN ARROW RD
SANDPOINT, ID 83864-9019
Point of Diversion SWNW
S27 T59N R01W
BONNER County
Source SAND CREEK
Tributary PACK RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-09-2022
Place Of Use: IRRIGATION
T59N R01W S27 SWNW
Total Acres: 1

96-12650
MARKWARDT TRUST
417 MICHIGAN ST
SANDPOINT, ID 83864-1231
Point of Diversion L2(NWNE)
S2 T56N R02W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.05 CFS
Date Filed: 09-09-2022
Place Of Use: IRRIGATION
T56N R02W S2 L2(NWNE)
Total Acres: 1.5

96-12652
BECKY J DEMERS
2900 N GOVERNMENT WAY # 167
COEUR D ALENE, ID 83815-3751
Point of Diversion L6(SWNE)
S7 T55N R02W
BONNER County
Source COCOLALLA LAKE
Tributary COCOLALLA CREEK
Use: DOMESTIC

01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-25-2022
Place Of Use: DOMESTIC
T55N R02W S7
L7(NWNE),L6(SWNE)

96-12657
DARYL D WITCRAFT
SHARILYN WITCRAFT
PO BOX 379
CLARK FORK, ID 83811-0379
Point of Diversion NENE
S20 T55N R03E
BONNER County
Source SURFACE RUNOFF
Tributary SINKS
Point of Diversion NENE
S20 T55N R03E
BONNER County
Source SURFACE RUNOFF
Tributary SINKS
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 4.1 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 8.4 AF
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 8.4 AF
Total Diversion: 12.5 AF
Date Filed: 09-12-2022
Place Of Use: FIRE PROTECTION STORAGE,IRRIGATION FROM STORAGE,IRRIGATION STORAGE
T55N R03E S20 NENE
Total Acres: 2.8

96-12658
ROBERT H WHALEY
LUCINDA S WHALEY
2416 S NAPA ST
SPOKANE, WA 99203-3831
Point of Diversion SWNW
S29 T56N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-12-2022
Place Of Use: IRRIGATION
T56N R03W S29 L2(SWNW)
Total Acres: 0.6

96-12661
MICHAEL D SILVERMAN
1612 WARREN AVE N
SEATTLE, WA 98109-3165
Point of Diversion SWNE
S3 T56N R01E
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 09-06-2022
Place Of Use: DOMESTIC
T56N R01E S3
NWNE,SWNE

96-12684
THE CALDWELL LIVING TRUST
PO BOX 1623
SANDPOINT, ID 83864
Point of Diversion SWSE
S19 T59N R02E
BONNER County
Source UNNAMED STREAM
Tributary GROUSE CREEK

SCANNED
OCT 03 2022

Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 09-14-2022
Place Of Use: DOMESTIC
T59N R02E S19 SWSE

96-12701
BRYAN R MC KITRICK
NANCY E MC KITRICK
423 BLESSING WAY
SANDPOINT, ID 83864-6021
Point of Diversion NENE
S7 T59N R01E
BONNER County
Source UNNAMED STREAM
Tributary SAND CREEK
Use: IRRIGATION STORAGE
01/01 to 12/31 3 AF
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 3 AF
Use: DOMESTIC STORAGE
01/01 to 12/31 0.6 AF
Use: DOMESTIC FROM STORAGE
01/01 to 12/31 0.6 AF
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 1.1 AF
Total Diversion: 4.7 AF
Date Filed: 09-14-2022
Place Of Use: DOMESTIC FROM STORAGE,DOMESTIC STORAGE,FIRE PROTECTION STORAGE,IRRIGATION FROM STORAGE,IRRIGATION STORAGE
T59N R01E S7 NENE
Place Of Use: DOMESTIC STORAGE,FIRE PROTECTION STORAGE,IRRIGATION STORAGE
T59N R01E S8 NWNW
Total Acres: 1

96-12702
DENNIS FAMILY REVOCABLE LIVING TRUST
PO BOX 1833
SANDPOINT, ID 83864-0903
Point of Diversion NWSW
S9 T57N R02W
BONNER County
Source UNNAMED STREAM
Tributary CHUCK SLOUGH
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.09 CFS
Date Filed: 09-14-2022
Place Of Use: IRRIGATION
T57N R02W S9
NESW,NWSW
Total Acres: 3.1

96-12735
CARLA J COOK
WINSTON H COOK
900 TRESTLE CREEK RD
HOPE, ID 83836-9798
Point of Diversion SENE
S16 T57N R01E
BONNER County
Source TRESTLE CREEK
Tributary LAKE PEND OREILLE
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.06 CFS
Date Filed: 09-19-2022
Place Of Use: IRRIGATION
T57N R01E S16 SENE
Total Acres: 2

96-12738
DAVID A FAUSKE
APRIL K FAUSKE
708 E WILD ROSE RD
COLBERT, WA 99005-9059
Point of Diversion NESW

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S28 T56N R05W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-24-2022
Place Of Use: DOMESTIC
T56N R05W S28 NESW

96-12740
TERRY ANDERSON
PO BOX 1729
SANDPOINT, ID 83864-0901
Point of Diversion NESE
S10 T57N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Point of Diversion NESE
S10 T57N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31 0.05 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 09-19-2022
Place Of Use: FIRE PROTECTION,IRRIGATION
T57N R01W S10 NESE
Total Acres: 1.7

96-12741
TERRY ANDERSON
PO BOX 1729
SANDPOINT, ID 83864-0901
Point of Diversion NESE
S10 T57N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 09-19-2022
Place Of Use: FIRE PROTECTION,IRRIGATION
T57N R01W S10 NESE
Total Acres: 0.4

96-12742
TERRY ANDERSON
PO BOX 1729
SANDPOINT, ID 83864-0901
Point of Diversion NESE
S10 T57N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31 0.05 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 09-19-2022
Place Of Use: FIRE PROTECTION,IRRIGATION
T57N R01W S10 NESE
Total Acres: 1.5

96-12743
DEVYN L POWELL
KATI L POWELL
PO BOX 333
HOPE, ID 83836-0333
Point of Diversion L3(NENW)

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S6 T56N R02E
BONNER County
Source RISER CREEK
Tributary LAKE PEND OREILLE
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Total Diversion: 0.09 CFS
Date Filed: 05-09-2022
Place Of Use: DOMESTIC,IRRIGATION
T56N R02E S6
L3(NENW),L4(NWNW)
Total Acres: 1

96-12753
NICOLE E WILSON
3529 WRENCO LOOP
SANDPOINT, ID 83864-5252
Point of Diversion L2(NESWSE)
S33 T57N R03W
BONNER County
Source SPRING
Tributary PEND OREILLE RIVER
Point of Diversion L3(SESW)
S33 T57N R03W
BONNER County
Source UNNAMED STREAM
Tributary PEND OREILLE RIVER
Point of Diversion L2(SWSE)
S33 T57N R03W
BONNER County
Source SURFACE RUNOFF
Tributary PEND OREILLE RIVER
Point of Diversion L2(SWSE)
S33 T57N R03W
BONNER County
Source SURFACE RUNOFF
Tributary PEND OREILLE RIVER
Point of Diversion L2(SWSE)
S33 T57N R03W
BONNER County
Source SURFACE RUNOFF
Tributary PEND OREILLE RIVER
Point of Diversion L2(SWSE)
S33 T57N R03W
BONNER County
Source SURFACE RUNOFF
Tributary PEND OREILLE RIVER
Point of Diversion L3(SESW)
S33 T57N R03W
BONNER County
Source SURFACE RUNOFF
Tributary PEND OREILLE RIVER
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 6.9 AF
Use: RECREATION STORAGE
01/01 to 12/31 6.9 AF
Use: STOCKWATER STORAGE
01/01 to 12/31 0.5 AF
Use: STOCKWATER FROM STORAGE
01/01 to 12/31 0.5 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 21 AF
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 21 AF
Total Diversion: 28.4 AF
Date Filed: 09-21-2022
Place Of Use: FIRE PROTECTION STORAGE
T57N R03W S33
L2(SWSE),L3(SESW)
Place Of Use: IRRIGATION FROM STORAGE,IRRIGATION STORAGE,RECREATION STORAGE,STOCKWATER FROM STORAGE,STOCKWATER STORAGE
T57N R03W S33 L3(SESW)
Place Of Use: IRRIGATION STORAGE,RECREATION STORAGE,STOCKWATER FROM STORAGE,STOCKWATER STORAGE
T57N R03W S33 L2(SWSE)
Total Acres: 7

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96-12754
DEVYN L POWELL
KATI L POWELL
PO BOX 333
HOPE, ID 83836-0333
Point of Diversion L4(NENWNW)
S6 T56N R02E
BONNER County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Total Diversion: 0.09 CFS
Date Filed: 09-22-2022
Place Of Use: DOMESTIC,IRRIGATION
T56N R02E S6
L3(NENW),L4(NWNW)
Total Acres: 1

96-12759
ERIK ANDERSON
DEBORAH ANDERSON
1745 WOODED ACRES DR
SAGLE, ID 83860-8735
Point of Diversion L3(SWNW)
S36 T57N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-22-2022
Place Of Use: IRRIGATION
T57N R03W S36 L3(SWNW)
Total Acres: 0.9

96-12760
ERIK ANDERSON
DEBORAH ANDERSON
1745 WOODED ACRES DR
SAGLE, ID 83860-8735
Point of Diversion L3(SWNW)
S36 T57N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 09-22-2022
Place Of Use: IRRIGATION
T57N R03W S36 L3(SWNW)
Total Acres: 0.7

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 10/24/2022. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director Published on 10/6/2022 and 10/13/2022

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OCT 0 3 2022

MEMORANDUM

To: **Application for Permit 96-12645**

From: **Luke Bates**

Date: **9/9/2022**

Re: **Application for a Permit to Appropriate Water within the State of Idaho.**

An application for permit was received for irrigation use in the name Paul A. Cohen on 9/9/2022. The application was submitted with the season of use of May 1 to Nov 1 assigned to the irrigation beneficial use. The Department's standard season for irrigation at the applicant's property is 4/1-10/31. The season of use was revised prior to advertising review during input to ADHOC to reflect the department standard 4/1-10.31.

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