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NOV 24 2023
DEPARTMENT OF WATER RESOURCES

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IDWR / NORTH

Form 42-217 Rev. 6/22

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEMENT OF COMPLETION

FOR SUBMITTING PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY	
Amt. of Fee $	50.00
Receipt No.	N044212
Receipted By	MS
Date Receipted	11/17/23

The Idaho Department of Water Resources (Department) considers this form a statement that the permit holder(s) applied water to beneficial use and completed development of a water right to the extent described below. **This form must be accompanied by an examination fee, when necessary, or by a completed Beneficial Use Field Report prepared by a certified water right examiner (CWRE).** Please refer to the instructions and fee schedule for this form. If ownership of the permit has changed, complete a Notice of Change in Water Right Ownership form. If you wish to relinquish your permit because you have not established the authorized water use and are not applying for an extension, please notify the Department in writing.

1. Permit No. 96-13242 Name of Permit Holder(s) STEPHEN LARUE & SHIRLEY N BROWN TRUST

Telephone No. (208) 610-4103 Email SLB.208510@GMAIL.COM

Mailing Address 476 EAGLE VIEW LN City SANDPOINT State ID Zip 83864

2. Source of Water UNNAMED STREAM 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 0.08 cfs OR 3 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.)

DIVERSION BOX TO PULL WATER FROM THE STREAM TO THE POND TO IRRIGATE UP TO 1 ACRE OF LAND WITH WATER PUMPED FROM POND TO IRRIGATION LINES

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: SHIRLEY N BROWN Telephone No. (208) 610-4103 Email SLB.208510@GMAIL.COM

Mailing Address 476 EAGLE VIEW LN City SANDPOINT State ID Zip 83864

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

SIGNATURE OF PERMIT HOLDER*	PRINTED NAME AND TITLE	DATE
	SHIRLEY N BROWN	11/17/23

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

State of Idaho
Department of Water Resources

Permit to Appropriate Water

No. 96-13242

Priority: October 17, 2022 **Maximum Diversion Rate:** 0.08 CFS

This is to certify that

STEPHEN LARUE & SHIRLEY N BROWN TRUST C/O STEPHEN LARUE & SHIRLEY N BROWN
476 EAGLE VIEW LN SANDPOINT ID 83864-5384

has applied for a permit to appropriate water from:

Source : UNNAMED STREAM **Tributary:** SMITH CREEK

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

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
IRRIGATION STORAGE	01/01 to 12/31		3.0 AF
IRRIGATION FROM STORAGE	04/01 to 10/31		3.0 AF
FIRE PROTECTION STORAGE	01/01 to 12/31		1.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.08 CFS	

Location of Point(s) of Diversion
UNNAMED STREAM SW¼ NE¼, Sec. 27, Twp 57N, Rge 03W, B.M. BONNER County

Place of Use: IRRIGATION STORAGE & FIRE PROTECTION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	03W	27			X														

Place of Use: IRRIGATION FROM STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	03W	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. 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. Water shall not be diverted from fire protection storage except to fight or repel an existing fire.
5. Right 96-13242 authorizes the storage of an annual total of 4.0 acre-feet, comprised of 0.8 acre-feet to be used for the initial filling or carryover storage of the pond, 0.2 acre-feet for the replacement of losses due to seepage and evaporation, and up to 3.0 acre-feet for additional refills for irrigation from storage use.

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DEC 0 2 2022

State of Idaho
Department of Water Resources

Permit to Appropriate Water

No. 96-13242

6. The pond established by the storage of water under this right shall not exceed a total capacity of 0.8 acre-feet or a total surface area of 0.2 acres.
7. This right when combined with all other rights shall provide no more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
8. 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 01 day of December, 2022.

LUKE BATES
Interim Water Rights Supervisor

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DEC 0 2 2022

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

96-13242

This map depicts the IRRIGATION STORAGE & FIRE PROTECTION STORAGE 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

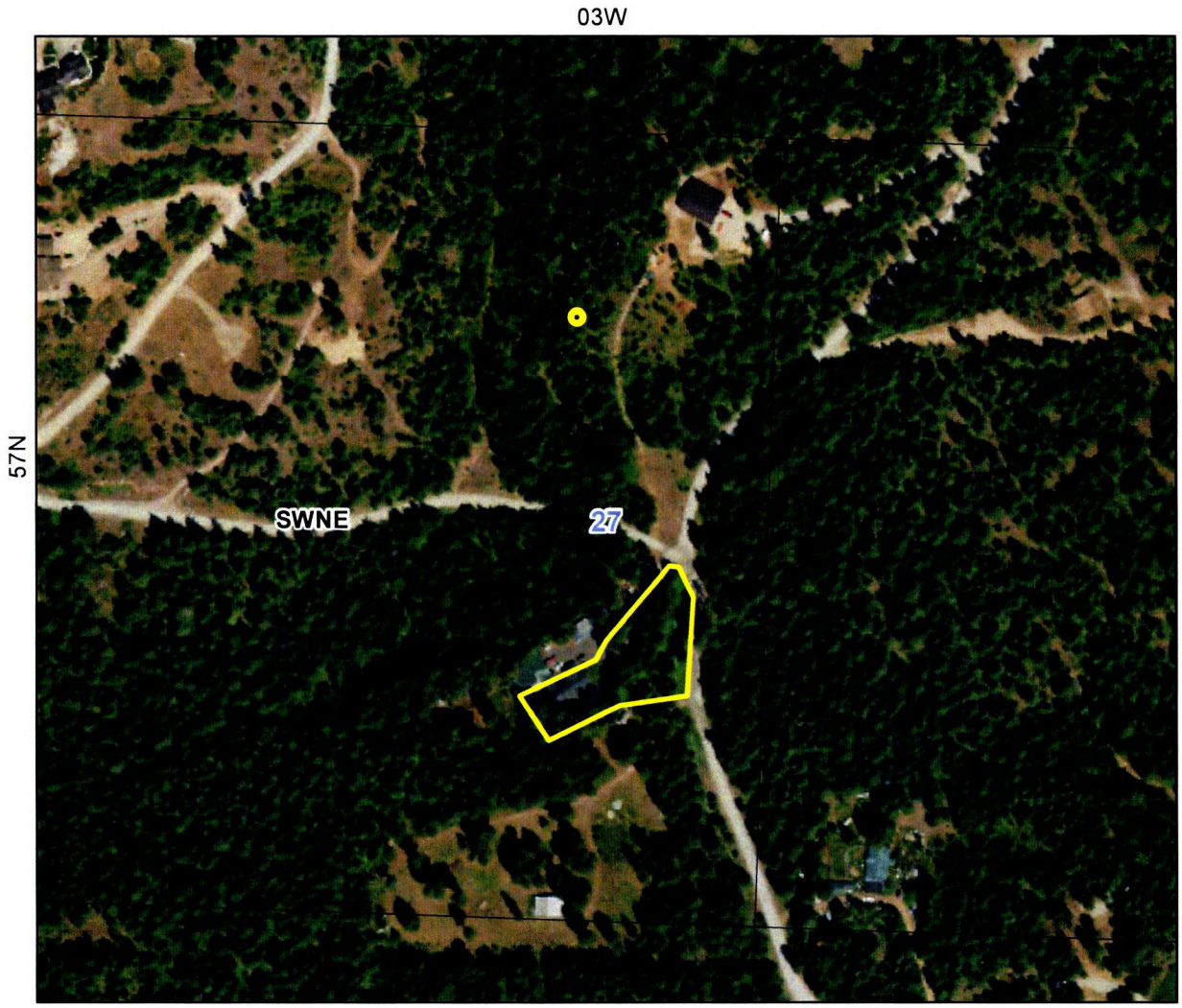
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DEC 0 2 2022

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

96-13242

This map depicts the IRRIGATION FROM STORAGE 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

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DEC 0 2 2022

87054

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho
No. 96-13242

RECEIVED
OCT 17 2022
IDWR / NORTH

1. Applicant(s)

STEPHEN LARUE & SHIRLEY N BROWN TRUST
C/O STEPHEN LARUE & SHIRLEY N BROWN
476 EAGLE VIEW LN
SANDPOINT ID 83864-5384
208-265-5736

2. Representative(s) N/A

3. Source of Water Supply:

Source : UNNAMED STREAM **Tributary:** SMITH CREEK

4. Location of Point(s) of Diversion:

Heading	Point of Diversion # 1
Source	UNNAMED STREAM
Tributary of	SMITH CREEK
Township	57N
Range	03W
Section	27
Govt. Lot	
QQQ/QQ/Quarter	SW¼NE¼
County	BONNER
Diversion Type	
Local name or Tag#	
Type and size of devices	
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 FROM STORAGE	04/01 to 10/31		3.0 AF	
FIRE PROTECTION STORAGE	01/01 to 12/31		1.0 AF	
DIVERSION TO STORAGE	01/01 to 12/31	0.08 CFS		
IRRIGATION STORAGE	01/01 to 12/31		3.0 AF	

6. Total quantity to be appropriated is (a) 0.08 **cubic feet per second (cfs) and/or (b)** Not Stated **acre-feet / year (af).**

7. Proposed diverting works:

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

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NOV 0 2 2022

For Department Use

Received by JA Date 10-17-22 Time _____ Preliminary check by _____
Fee $ 100.00 Receipted by JA Receipt No. N041495 Date 10-17-22

No. 96-13242

8. Describe other proposed water uses : N/A

9. Description of place of use:

Place of Use: IRRIGATION FROM STORAGE

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	
57N	03W	27			1.0															1.0

Total Acres: 1.0

Place of Use: FIRE PROTECTION STORAGE AND IRRIGATION STORAGE

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	
57N	03W	27			X															

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?

,

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:**

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

Applicant diverts water from an unnamed stream to a pond using a float valve to only divert when needed. Applicant then uses water from pond for irrigation around property for fire protection purposes.

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

TRUSTEE

STEPHEN LARUE & SHIRLEY N BROWN TRUST

Signature of Applicant

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NOV 0 2 2022

State of Idaho
Department of Water Resources

Application For Permit

96-13242



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

0 0.035 0.07 0.14 Miles

N

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Prepared By: Web User

State of Idaho
Department of Water Resources

Application For Permit

96-13242



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

0 0.035 0.07 0.14 Miles

N

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NOV 0 2 2022

Prepared By: Web User

Total Storage Calculations

FILE NUMBER	BROWN TRUST
REVIEWER	AFREDERICK
DATE	10/17/2022

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total seepage, evaporation and fill capacity required for a pond.

User Input
Calculated value
Formula Explanations

Surface Area (AC.)	0.2	"Surface Area" is automatically carried over from the "Seepage Loss" sheet.
Average Pond Depth (FT.)	4	"Average Pond Depth" depicts the actual depth of the pond either measured or estimated. Note: If you know the maximum depth and not the average depth, the Field Examiner's Handbook suggests multiplying the maximum depth by 0.4 to get the average depth, or you can use any method that seems reasonable to attain average depth.
Pond Capacity (AF)	0.8	Pond Capacity is calculated by multiplying the Pond Surface Area by the Average Pond Depth. If you know the capacity, divide the capacity by surface area and enter the average pond depth in the space above. Note: If pond capacity is determined using a method shown on the "Pond Capacity" sheet, the user may need to modify the value of "Pond Capacity" (cell B9) manually. Note that if the value is modified manually, the formula will be altered for future use.

Multiple Fill Volume Above Initial Fill to Fulfill From Storage Needs- "Multiple Fills" (AF)	3	The "Multiple Fill Volume Above Initial Fill" is the acre-feet of water required to meet a *from storage* component if the *from storage* component exceeds a one time fill. This section should not include the amount of water needed to fill the pond initially or the amount of water needed to maintain the pond level due to evaporation or seepage. For example: if a pond has a capacity of 5 acre feet and 2.5 acre feet of seepage and evaporation, but the pond is used for irrigation that requires 10 acre feet of from storage for the irrigation use, then you would insert 5 acre feet into this location (10 acre feet needed - 5 acre feet from the initial fill = 5 acre feet of additional storage needed). Note: You must have a "From Storage" component exceeding the initial fill on the permit to include a volume in this space.
Estimated Seepage Loss (AF)	0.0	The "Estimated Seepage Loss" is automatically carried over from the "Seepage Loss" sheet.
Estimated Evaporation Loss (AF)	0.2	The "Estimated Evaporation Loss" is automatically carried over from the "Evaporation Loss" sheet.
Total Volume Required (AF)	4.0	The "Total Volume Required" is calculated by adding the Pond Capacity, Multiple Fills, Seepage Loss, and Evaporation Loss amounts to determine the total amount of storage required.

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NOV 0 2 2022

First American [illegible]

Mail To:
MICHAEL C. STEWART
Attorney at Law
513 North Fourth Avenue
Sandpoint, Idaho 83864
Phone (208) 263-5664

FILED BY _____

'91 AUG 12 PM 4 10

[illegible] SCOTT
RECORDER OF BONNER
COUNTY BY _____ DEP.

393596

EASEMENTS

1. FOR VALUE RECEIVED, KIM FINEGAN and SUSAN FINEGAN, husband and wife, do hereby GRANT, BARGAIN, SELL and CONVEY unto STEVEN B. LITZELL, a single man, an EASEMENT 60 feet in width for ingress, egress and utilities, over, under and across an existing road on the following described real property:

The Southeast Quarter of the Southwest Quarter of the Northeast Quarter, Section 27, Township 57 North, Range 3 West, Boise Meridian, Bonner County, Idaho.

This easement is appurtenant to and for the perpetual benefit of real property owned by the Grantee described as follows:

The Northeast Quarter in Section 27, Township 57 North, Range 3 West, Boise Meridian, Bonner County, Idaho, less the South Half of the Southwest Quarter of the Northeast Quarter; LESS That portion of the Northeast Quarter of Section 27, Township 57 North, Range 3 West, lying West of Spring Creek, excepting therefrom any portion lying within the South Half of the Southwest Quarter of the Northeast Quarter of said Section.

2. FOR VALUE RECEIVED, STEVEN B. LITZELL, a single man, does hereby GRANT, BARGAIN, SELL and CONVEY to KIM FINEGAN and SUSAN FINEGAN, husband and wife, an easement for a domestic water pipeline over, under and across the following described real property:

That portion of the Northeast Quarter of the Southwest Quarter of the Northeast Quarter, Section 27, Township 57 North, Range 3 West, lying East of Spring Creek.

Said pipeline shall connect to a "waterbox" on Spring Creek, which is subject to a water right filed with the Idaho Department of Water Resources as Number A96-02237. Said pipeline shall be installed in a workmanlike manner and shall not interfere with the Grantor's quiet enjoyment of his property described above. Grantees shall have the right to install, maintain, repair and/or replace a domestic waterline over, under and across said easement.

THIS INSTRUMENT FILED FOR RECORD BY
FIRST AMERICAN TITLE COMPANY AS AN
ACCOMMODATION ONLY. IT HAS NOT BEEN
EXAMINED AS TO ITS EXECUTION OR AS
TO ITS EFFECT UPON THE TITLE

SCANNED
NOV 0 2 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

December 07, 2023

STEPHEN LARUE & SHIRLEY N BROWN TRUST
C/O STEPHEN LARUE & SHIRLEY N BROWN
476 EAGLE VIEW LN
SANDPOINT ID 83864-5384

PROOF ACKNOWLEDGEMENT LETTER

RE: Permit No. 96-13242

Dear Permit Holder(s):

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

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

If you have any questions concerning the field examination, please contact the Northern Region Office of the Department located in Coeur d'Alene at (208) 762-280.

Sincerely,

Amanda Veibell
Technical Records Specialist

Enclosure(s)

Beneficial Use Proof Evaluation

Permit Number: 96-13242 Reviewer: AVeibell Review Date: 11/28/2023

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: 11/17/2023
4) Proof Due Date: 12/1/2023
5) Days added for weekend due date? 0
6) Days added for holiday due date? 0
7) Number of days late: -14
8) Proof received timely? Yes

Analysis

1) Are the water uses correct? Yes
2) Are one of the following items required?
    a. Measuring Device -- No
    b. Lockable Device --No
    c. Fish Screen -- No
3) Are the required items installed? Yes
    a. Measuring Device -- No
    b. Lockable Device --No
    c. Fish Screen -- Yes
4) Is there a request to waive the required items? No
5) Drilling Permit Number:
6) Is a drilling permit upgrade needed? No
7) Was a well drillers report filed? No
8) Is proof accepted? Yes

Fees

1) Is a licensing exam fee required? Yes
2) Was proof submitted with an exam report from a CWE? No
3) Filing fee due: $50.00
4) Filing fee submitted: $50.00
5) Remaining fee or (refund): $0.00

Receipt IDs

N041495

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

STEPHEN LARUE & SHIRLEY N BROWN TRUST
C/O STEPHEN LARUE & SHIRLEY N BROWN
476 EAGLE VIEW LN
SANDPOINT ID 83864-5384

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 96-13242

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

December 01, 2022

STEPHEN LARUE & SHIRLEY N BROWN TRUST
C/O STEPHEN LARUE & SHIRLEY N BROWN
476 EAGLE VIEW LN
SANDPOINT ID 83864-5384

RE: Permit No. 96-13242

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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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
Water Resource Agent

Enclosure(s)

SCANNED
DEC 0 2 2022

CERTIFICATE OF SERVICE

I hereby certify that on December 01, 2022, I served a true and correct copy of Permit to Appropriate Water No. 96-13242 by U.S. Mail, postage prepaid, to the following:

STEPHEN LARUE & SHIRLEY N BROWN TRUST (Current Owner)
C/O STEPHEN LARUE & SHIRLEY N BROWN
476 EAGLE VIEW LN
SANDPOINT ID 83864-5384

Tammy Alleman
Administrative Assistant 1

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DEC 0 2 2022

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

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

(Required by Rule of Procedure 730.02)

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

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DEC 0 2 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.

SCANNED
DEC 0 2 2022

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 3rd day of November, 2022, and ending on the 10th day of November, 2022.

Italia Jimenez

State of Idaho, county of Bonner ss.
On this 11th day of November, in the year of 2022 before me, Katrina George, Notary Public, personally appeared Italia Jimenez known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she (or they) executed the same.

Katrina George
Notary Public
Residing at: Kootenai County

My Commission Expires 8/29/23

KATRINA GEORGE NOTARY PUBLIC COMM. NO. 52874 STATE OF IDAHO

RECEIVED
NOV 14 2022
IDWR / NORTH

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

95-18371
GRANITE TRACTS ASSOC INC
67 WILD HORSE TRL
SANDPOINT, ID 83864-8701
Point of Diversion SWSE
S33 T54N R03W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.12 CFS
Date Filed: 09-21-2022
Place Of Use: DOMESTIC
T54N R03W S33
SENE,SWNE,NESE,
NWSE,SESE,SWSE

96-10749
KURT HOOPES
5516 COYOTE FALLS CT
LAS VEGAS, NV 89131
Point of Diversion SESW
S2 T57N R01W
BONNER County
Source GROUND WATER
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.14 CFS
Use: DOMESTIC
1 /1 to 12/31 0.06 CFS
Total Diversion: 0.2 CFS
Date Filed: 04-06-2022
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T57N R01W S2
NESW,NWSW,SWSW,SESW
Total Acres: 7.1

SCANNED
DEC 02 2022

96-10781
HEATH WAKEFIELD
170 PRECISION DR
SANDPOINT, ID 83864
Point of Diversion L1(NWNENE)
S6 T58N R01W
BONNER County
Source SPRING
Tributary SINKS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: DOMESTIC
1 /1 to 12/31 0.06 CFS
Total Diversion: 0.06 CFS
Date Filed: 07-18-2022
Place Of Use: DOMESTIC,STOCKWATER
T58N R01W S6 L1(NENE)
Place Of Use: DOMESTIC,STOCKWATER
T59N R01W S31 SESE

96-11530
MARK F DRYDEN
1840 S LOST SPRINGS RANCH RD
POST FALLS, ID 83854-6761
Point of Diversion NWNE
S12 T58N R01E
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 10-13-2022
Place Of Use: DOMESTIC
T58N R01E S12 NWNE

96-11693
KATHERINE SPANN
PO BOX 242
CLARK FORK, ID 83811-0242
Point of Diversion SWSE
S34 T55N R03E
BONNER County
Source UNNAMED LAKE
Tributary SINKS
Use: IRRIGATION
4 /1 to 10/31 0.03 CFS
Use: STOCKWATER
1 /1 to 12/31 0.02 CFS
Total Diversion: 0.03 CFS
Date Filed: 06-16-2022
Place Of Use: STOCKWATER
T54N R03E S3 L3(NENW)
Place Of Use: IRRIGATION,STOCKWATER
T55N R03E S34 SWSE
Place Of Use: STOCKWATER
T55N R03E S34 SESW
Total Acres: 1

96-11835
HOWE I LLC
PO BOX 55
PRIEST RIVER, ID 83856-0055
Point of Diversion L2(NENE)
S20 T56N R02E
BONNER County
Source GROUND WATER
Use: FIRE PROTECTION
1 /1 to 12/31 9 AF
Use: WILDLIFE
1 /1 to 12/31 9 AF
Total Diversion: 9 AF
Date Filed: 06-30-2022
Place Of Use: FIRE PROTECTION,WILDLIFE
T56N R02E S20 L2(NENE)

96-1[redacted]
JENNIFER COSTICH THOMPSON
PO BOX 508
SAGLE, ID 83860-0508
Point of Diversion SWSW
S33 T56N R02W
BONNER County
Source WESTMOND CREEK
Tributary COCOLALLA LAKE
Use: IRRIGATION
04/1 to 10/31 0.5 CFS
Total Diversion: 0.5 CFS
Date Filed: 07-01-2022
Place Of Use: IRRIGATION
T56N R02W S33
NWSW,SWSW
Total Acres: 80

96-12016
JOHN ERICKSON
JULI ERICKSON
45 CANOE CV
SANDPOINT, ID 83864-8699
Point of Diversion NENW
S28 T57N R02W
BONNER County
Source CHUCK SLOUGH
Tributary PEND OREILLE RIVER
Use: DOMESTIC
04/1 to 10/31
Total Diversion: 0.04 CFS
Date Filed: 07-21-2022
Place Of Use: DOMESTIC
T57N R02W S28 NENW

96-12058
JOHN NEIL
13 E BAYWOOD LN
HOPE, ID 83836-9654
Point of Diversion L2(NESE)
S2 T56N R01E
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 07-28-2022
Place Of Use: DOMESTIC
T56N R01E S2 L2(NESE)

96-12166
MICHAEL ERICKSON
DIANNA ERICKSON
2537 LAKESHORE DRIVE
SAGLE, ID 83860
Point of Diversion L4(SWSE)
S33 T57N R02W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 08-16-2022
Place Of Use: IRRIGATION
T56N R02W S4 L1(NWNE)
Place Of Use: IRRIGATION
T57N R02W S33 L4(SWSE)
Total Acres: 0.4

96-12167
MICHAEL ERICKSON
DIANNA ERICKSON
2537 LAKESHORE DRIVE
SAGLE, ID 83860
Point of Diversion L4(SWSE)
S33 T57N R02W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 09-01-2022
Place Of Use: DOMESTIC
T56N R02W S4 L1(NWNE)
Place Of Use: DOMESTIC
T57N R02W S33 L4(SWSE)

96-12772
GUY HORTON
KATHRYN HORTON
663 BERRY CANYON RD
SANDPOINT, ID 83864-7021
Point of Diversion SWSE
S36 T59N R02W
BONNER County
Source BERRY CREEK
Tributary COLBURN CREEK
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 10-05-2022
Place Of Use: IRRIGATION
T59N R02W S36 SWSE
Total Acres: 1

96-12862
GREEN PARTNERS LLC
437 LAKEVIEW BLVD
SANDPOINT, ID 83864-1117
Point of Diversion SENE
S19 T57N R02W
BONNER County
Source GROUND WATER
Point of Diversion SENE
S19 T57N R02W
BONNER County
Source UNNAMED STREAM
Tributary SINKS
Use: RECREATION STORAGE
01/01 to 12/31 7 AF
Use: STOCKWATER STORAGE
01/01 to 12/31 0.2 AF
Use: STOCKWATER FROM STORAGE
01/01 to 12/31 0.2 AF
Total Diversion: 7.2 AF
Date Filed: 09-19-2022
Place Of Use: RECREATION STORAGE,STOCKWATER FROM STORAGE,STOCKWATER STORAGE
T57N R02W S19 SENE

96-12924
JAMES CLIFFORD
4319 32ND AVE W
SEATTLE, WA 98199-1304
Point of Diversion NENW
S12 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: 10-03-2022
Place Of Use: IRRIGATION
T56N R01E S12
NWNE,NENW
Total Acres: 0.7

96-12940
WILLIAM KOSKENMAKI
LINDA KOSKENMAKI
191 E EVERGREEN RD
SAGLE, ID 83860
Point of Diversion L5(NWSE)
S9 T56N R03W BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Total Diversion: 0.07 CFS
Date Filed: 10-03-2022
Place Of Use: DOMESTIC,IRRIGATION
T56N R03W S9 L5(NWSE)
Place Of Use: IRRIGATION
T56N R03W S9 L6(NESW)
Total Acres: 0.8

96-13012
JEFF BAUGH
JANICE BAUGH
621 RED FIR RD
HOPE, ID 83836-9766
Point of Diversion L2(NESE)
S2 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: 10-04-2022
Place Of Use: DOMESTIC
T56N R01E S2
L2(NESE),SESE

96-13015
JESSICA R GEANETTA
BENJAMIN S GEANETTA
217 CEDAR ST
PMB 274
SANDPOINT, ID 83864-1410
Point of Diversion SESE
S21 T59N R01W
BONNER County
Source GROUND WATER
Tributary SINKS
Point of Diversion SESE
S21 T59N R01W
BONNER County
Source SURFACE RUNOFF
Tributary SINKS
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 1.2 AF
Use: RECREATION STORAGE
01/01 to 12/31 1.2 AF
Use: DIVERSION TO STORAGE
01/01 to 12/31 0.2 CFS
Total Diversion: 0.2 CFS, 1.2 AF
Date Filed: 10-04-2022
Place Of Use: DIVERSION TO STORAGE,FIRE PROTECTION STORAGE,RECREATION STORAGE
T59N R01W S21 SESE

96-13031
THOMAS & DARLA FLETCHER REVOCABLE TRUST
PO BOX 577
COCOLALLA, ID 83813-0577
Point of Diversion NWNE
S27 T56N R03W
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Use: STOCKWATER
01/01 to 12/31 0.03 CFS
Total Diversion: 0.2 CFS
Date Filed: 10-04-2022
Place Of Use: IRRIGATION,STOCKWATER
T56N R03W S27 SWNE
Total Acres: 40

96-13078
PAUL I BARNHART & TRUDY J BARNHART FAMILY TRUST
73 TEAL LN
SAGLE, ID 83860-9181
Point of Diversion L2(NWNE)
S34 T57N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 10-04-2022
Place Of Use: IRRIGATION
T57N R03W S34 L2(NWNE)
Total Acres: 0.2

SCANNED
DEC 0 2 2022

96-13081
ROBERT AGNEW
LORI AGNEW
1675 PENINSULA RD
HOPE, ID 83836
Point of Diversion L3(SWSW)
S12 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: 10-06-2022
Place Of Use: IRRIGATION
T56N R01E S12 L3(SWSW)
Total Acres: 0.8

96-13085
ROY DUGGER
CYNTHIA DUGGER
13720 E BELLESSA LN
SPOKANE VLY, WA 99206-6095
Point of Diversion NWNE
S22 T54N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 10-03-2022
Place Of Use: IRRIGATION
T54N R01W S22 L1(NWNE)
Total Acres: 0.5

96-13091
ROY DUGGER
CYNTHIA DUGGER
13720 E BELLESSA LN
SPOKANE VLY, WA 99206-6095
Point of Diversion L1(NWNE)
S22 T54N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 10-03-2022
Place Of Use: DOMESTIC
T54N R01W S22 L1(NWNE)

96-13174
RICHARD SUGDEN
SUSAN SUGDEN
PO BOX 2468
JACKSON, WY 83001-2468
Point of Diversion NWNE
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: 10-03-2022
Place Of Use: DOMESTIC
T56N R01E S3 NWNE

96-13194
OLMSTEAD ACRES HOA INC
85 CORBETT GLN
SANDPOINT, ID 83864-0598
Point of Diversion SESE
S26 T58N R02W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.11 CFS
Date Filed: 07-18-2022
Place Of Use: DOMESTIC
T58N R02W S26
NESE,NWSE,SESE,SWSE

96-13210
LAWRENCE G COATNEY
DAWN J COATNEY
PO BOX 17
SANDPOINT, ID 83864-0017
Point of Diversion SENW
S17 T58N R01E
BONNER County
Source RAPID LIGHTNING CREEK
Tributary PACK RIVER
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Total Diversion: 0.14 CFS
Date Filed: 05-18-2022
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T58N R01E S17
NENW,SENW
Total Acres: 2

96-13242
STEPHEN LARUE & SHIRLEY N BROWN TRUST
476 EAGLE VIEW LN
SANDPOINT, ID 83864-5384
Point of Diversion SWNE
S27 T57N R03W
BONNER County
Source UNNAMED STREAM
Tributary SMITH CREEK
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 3 AF
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 1 AF
Use: DIVERSION TO STORAGE
01/01 to 12/31 0.08 CFS
Use: IRRIGATION STORAGE
01/01 to 12/31 3 AF
Total Diversion: 0.08 CFS
Date Filed: 10-17-2022
Place Of Use: DIVERSION TO STORAGE,FIRE PROTECTION STORAGE,IRRIGATION FROM STORAGE,IRRIGATION STORAGE
T57N R03W S27 SWNE
Total Acres: 1

96-13266
MARK MOULTON
LISA MOULTON
561 LAKEVIEW WAY
EMERALD HILLS, CA 94062-3320
Point of Diversion SWNWNW
S10 T58N R01E
BONNER County
Source SPRING
Tributary JOHNSON CREEK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 10-14-2022
Place Of Use: DOMESTIC
T58N R01E S10 NWNW

96-13269
MARK MOULTON
LISA MOULTON
561 LAKEVIEW WAY
EMERALD HILLS, CA 94062-3320
Point of Diversion NWNW
S10 T58N R01E
BONNER County
Source JOHNSON CREEK
Tributary RAPID LIGHTNING CREEK
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.15 CFS
Date Filed: 10-14-2022
Place Of Use: IRRIGATION
T58N R01E S10 NWNW
Total Acres: 5

96-13271
JEAN M LE BLANC
KIRSTEN N LE BLANC
122 SABREA SHORES RD
SAGLE, ID 83860-5143
Point of Diversion SENE
S16 T56N R03W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Total Diversion: 0.12 CFS
Date Filed: 10-05-2022
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T56N R03W S16 SENE
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 11/21/2022. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director
Legal#4660
AD#2116
November 3, 10, 2022

SCANNED
DEC 0 2 2022

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

W.R. # 96 - 13242 APPLICATION ID # 87054 ENT. AF BCA JA OK to Publish AF

INITIAL REVIEW

APPLICANT: Stephen Larue & Shirley N Brown Trust BY: AF DATE: 10/17/2022

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

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

PROCESSING

(Yes)(No)

__ X (Include Moratorium Remark)

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

PRIORITY DATE: 10/17/2022

ADVERTISE IN: Bonner County

Newspaper: Bonner County Daily Bee

Dates scheduled for publication 11-3-22 & 11-10-22

Affidavit of Publication received: 11-14-22

Dates actually published: 11-3-22 & 11-10-22

Application published correctly. Yes Y No ____

If not, action taken: ____

Final Date for Protest: November 21, 2022

Protests Received: Yes ____ No Y

LETTERS SENT REQUESTING:

( ) Dam Information ( ) Fish Information

( ) Power Information ( ) Other: ____

INFORMATION RECEIVED:

( ) Dam Information ( ) Fish Information

( ) Power Information ( ) Other: ____

DEQ, F&G, Board

ADDITIONAL INFORMATION

(Yes)(No)

X ___ **Shape File Created** **Date** 10/17/22 **By:** AF

___ ___ Field check: by ____

___ ___ Field report attached

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

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

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.

___ ___ Further information required from applicant ____

Final order response date: ____/____/____

___ ___ Measuring device required

___ ___ Measuring port required

___ ___ Special conditions: ____

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

Approval Recommended by: [signature] Date: 11/22/2022 Sr. Agent initial JB Interim Supervisor

Alleman, Tammy

From: Alleman, Tammy
Sent: Tuesday, November 1, 2022 11:57 AM
To: Chantilly Higbee; Anna Moody; Horsmon,Merritt; IWRB Water Use Reviews
Subject: Request for Comments for 96-13242
Attachments: 96-13242 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 November 21, 2022.

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

Thank you,

IDAHO DEPARTMENT OF WATER RESOURCES

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

SCANNED
NOV 0 2 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

October 28, 2022

STEPHEN LARUE & SHIRLEY N BROWN TRUST
C/O STEPHEN LARUE & SHIRLEY N BROWN
476 EAGLE VIEW LN
SANDPOINT, ID 83864-5384

RE: Application for Permit No. 96-13242

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 11/3/2022 and 11/10/2022. 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
NOV 0 2 2022

Alleman, Tammy

From: Alleman, Tammy
Sent: Friday, October 28, 2022 11:40 AM
To: bcdblegals@cdapress.com
Subject: Legal Notice for Bonner County Daily Bee
Attachments: Legal Notice for BCDB.docx

Please publish the enclosed legal notice in the **Bonner County Daily Bee** on the dates indicated **November 3rd & November 10th, 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 **November 21st, 2022.** Your cooperation is appreciated.

Sincerely,

IDAHO DEPARTMENT OF WATER RESOURCES

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

SCANNED
NOV 0 2 2022

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

95-18371
GRANITE TRACTS ASSOC INC
67 WILD HORSE TRL
SANDPOINT, ID 83864-8701
Point of Diversion SWSE
S33 T54N R03W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.12 CFS
Date Filed: 09-21-2022
Place Of Use: DOMESTIC
T54N R03W S33
SENE,SWNE,NESE,NWSE,SESE,SWSE

96-10749
KURT HOOPES
5516 COYOTE FALLS CT
LAS VEGAS, NV 89131
Point of Diversion SESW
S2 T57N R01W
BONNER County
Source GROUND WATER
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.14 CFS
Use: DOMESTIC
1 /1 to 12/31 0.06 CFS
Total Diversion: 0.2 CFS
Date Filed: 04-06-2022
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T57N R01W S2
NESW,NWSW,SWSW,SESW
Total Acres: 7.1

96-10781
HEATH WAKEFIELD
170 PRECISION DR
SANDPOINT, ID 83864
Point of Diversion L1(NWNENE)
S6 T58N R01W
BONNER County
Source SPRING
Tributary SINKS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: DOMESTIC
1 /1 to 12/31 0.06 CFS
Total Diversion: 0.06 CFS
Date Filed: 07-18-2022
Place Of Use: DOMESTIC,STOCKWATER
T58N R01W S6 L1(NENE)
Place Of Use: DOMESTIC,STOCKWATER
T59N R01W S31 SESE

96-11530
MARK F DRYDEN
1840 S LOST SPRINGS RANCH RD
POST FALLS, ID 83854-6761
Point of Diversion NWNE
S12 T58N R01E
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 10-13-2022

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Place Of Use: DOMESTIC
T58N R01E S12 NWNE

96-11693
KATHERINE SPANN
PO BOX 242
CLARK FORK, ID 83811-0242
Point of Diversion SWSE
S34 T55N R03E
BONNER County
Source UNNAMED LAKE
Tributary SINKS
Use: IRRIGATION
4 /1 to 10/31 0.03 CFS
Use: STOCKWATER
1 /1 to 12/31 0.02 CFS
Total Diversion: 0.03 CFS
Date Filed: 06-16-2022
Place Of Use: STOCKWATER
T54N R03E S3 L3(NENW)
Place Of Use: IRRIGATION,STOCKWATER
T55N R03E S34 SWSE
Place Of Use: STOCKWATER
T55N R03E S34 SESW
Total Acres: 1

96-11835
HOWE I LLC
PO BOX 55
PRIEST RIVER, ID 83856-0055
Point of Diversion L2(NENE)
S20 T56N R02E
BONNER County
Source GROUND WATER
Use: FIRE PROTECTION
1 /1 to 12/31 9 AF
Use: WILDLIFE
1 /1 to 12/31 9 AF
Total Diversion: 9 AF
Date Filed: 06-30-2022
Place Of Use: FIRE PROTECTION,WILDLIFE
T56N R02E S20 L2(NENE)

96-11858
JENNIFER COSTICH THOMPSON
PO BOX 508
SAGLE, ID 83860-0508
Point of Diversion SWSW
S33 T56N R02W
BONNER County
Source WESTMOND CREEK
Tributary COCOLALLA LAKE
Use: IRRIGATION
04/1 to 10/31 0.5 CFS
Total Diversion: 0.5 CFS
Date Filed: 07-01-2022
Place Of Use: IRRIGATION
T56N R02W S33
NWSW,SWSW
Total Acres: 80

96-12016
JOHN ERICKSON
JULI ERICKSON
45 CANOE CV
SANDPOINT, ID 83864-8699
Point of Diversion NENW
S28 T57N R02W
BONNER County
Source CHUCK SLOUGH

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Tributary PEND OREILLE RIVER
Use: DOMESTIC
04/1 to 10/31
Total Diversion: 0.04 CFS
Date Filed: 07-21-2022
Place Of Use: DOMESTIC
T57N R02W S28 NENW

96-12058
JOHN NEIL
13 E BAYWOOD LN
HOPE, ID 83836-9654
Point of Diversion L2(NESE)
S2 T56N R01E
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 07-28-2022
Place Of Use: DOMESTIC
T56N R01E S2 L2(NESE)

96-12166
MICHAEL ERICKSON
DIANNA ERICKSON
2537 LAKESHORE DRIVE
SAGLE, ID 83860
Point of Diversion L4(SWSE)
S33 T57N R02W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
4 /1 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 08-16-2022
Place Of Use: IRRIGATION
T56N R02W S4 L1(NWNE)
Place Of Use: IRRIGATION
T57N R02W S33 L4(SWSE)
Total Acres: 0.4

96-12167
MICHAEL ERICKSON
DIANNA ERICKSON
2537 LAKESHORE DRIVE
SAGLE, ID 83860
Point of Diversion L4(SWSE)
S33 T57N R02W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 09-01-2022
Place Of Use: DOMESTIC
T56N R02W S4 L1(NWNE)
Place Of Use: DOMESTIC
T57N R02W S33 L4(SWSE)

96-12772
GUY HORTON
KATHRYN HORTON
663 BERRY CANYON RD
SANDPOINT, ID 83864-7021
Point of Diversion SWSE
S36 T59N R02W
BONNER County

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Source BERRY CREEK
Tributary COLBURN CREEK
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 10-05-2022
Place Of Use: IRRIGATION
T59N R02W S36 SWSE
Total Acres: 1

96-12862
GREEN PARTNERS LLC
437 LAKEVIEW BLVD
SANDPOINT, ID 83864-1117
Point of Diversion SENE
S19 T57N R02W
BONNER County
Source GROUND WATER
Point of Diversion SENE
S19 T57N R02W
BONNER County
Source UNNAMED STREAM
Tributary SINKS
Use: RECREATION STORAGE
01/01 to 12/31 7 AF
Use: STOCKWATER STORAGE
01/01 to 12/31 0.2 AF
Use: STOCKWATER FROM STORAGE
01/01 to 12/31 0.2 AF
Total Diversion: 7.2 AF
Date Filed: 09-19-2022
Place Of Use: RECREATION STORAGE,STOCKWATER FROM STORAGE,STOCKWATER STORAGE
T57N R02W S19 SENE

96-12924
JAMES CLIFFORD
4319 32ND AVE W
SEATTLE, WA 98199-1304
Point of Diversion NENW
S12 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: 10-03-2022
Place Of Use: IRRIGATION
T56N R01E S12
NWNE,NENW
Total Acres: 0.7

96-12940
WILLIAM KOSKENMAKI
LINDA KOSKENMAKI
191 E EVERGREEN RD
SAGLE, ID 83860
Point of Diversion L5(NWSE)
S9 T56N R03W BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Total Diversion: 0.07 CFS
Date Filed: 10-03-2022
Place Of Use: DOMESTIC,IRRIGATION
T56N R03W S9 L5(NWSE)
Place Of Use: IRRIGATION

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T56N R03W S9 L6(NESW)
Total Acres: 0.8

96-13012
JEFF BAUGH
JANICE BAUGH
621 RED FIR RD
HOPE, ID 83836-9766
Point of Diversion L2(NESE)
S2 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: 10-04-2022
Place Of Use: DOMESTIC
T56N R01E S2
L2(NESE),SESE

96-13015
JESSICA R GEANETTA
BENJAMIN S GEANETTA
217 CEDAR ST
PMB 274
SANDPOINT, ID 83864-1410
Point of Diversion SESE
S21 T59N R01W
BONNER County
Source GROUND WATER
Tributary SINKS
Point of Diversion SESE
S21 T59N R01W
BONNER County
Source SURFACE RUNOFF
Tributary SINKS
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 1.2 AF
Use: RECREATION STORAGE
01/01 to 12/31 1.2 AF
Use: DIVERSION TO STORAGE
01/01 to 12/31 0.2 CFS
Total Diversion: 0.2 CFS, 1.2 AF
Date Filed: 10-04-2022
Place Of Use: DIVERSION TO STORAGE,FIRE PROTECTION STORAGE,RECREATION STORAGE
T59N R01W S21 SESE

96-13031
THOMAS & DARLA FLETCHER REVOCABLE TRUST
PO BOX 577
COCOLALLA, ID 83813-0577
Point of Diversion NWNE
S27 T56N R03W
BONNER County
Source GROUND WATER
Use: IRRIGATION
04/01 to 10/31 0.2 CFS
Use: STOCKWATER
01/01 to 12/31 0.03 CFS
Total Diversion: 0.2 CFS
Date Filed: 10-04-2022
Place Of Use: IRRIGATION,STOCKWATER
T56N R03W S27 SWNE
Total Acres: 40

96-13078
PAUL I BARNHART & TRUDY J BARNHART FAMILY TRUST
73 TEAL LN
SAGLE, ID 83860-9181

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Point of Diversion L2(NWNE)
S34 T57N R03W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 10-04-2022
Place Of Use: IRRIGATION
T57N R03W S34 L2(NWNE)
Total Acres: 0.2

96-13081
ROBERT AGNEW
LORI AGNEW
1675 PENINSULA RD
HOPE, ID 83836
Point of Diversion L3(SWSW)
S12 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: 10-06-2022
Place Of Use: IRRIGATION
T56N R01E S12 L3(SWSW)
Total Acres: 0.8

96-13085
ROY DUGGER
CYNTHIA DUGGER
13720 E BELLESSA LN
SPOKANE VLY, WA 99206-6095
Point of Diversion NWNE
S22 T54N R01W
BONNER County
Source LAKE PEND OREILLE
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.02 CFS
Date Filed: 10-03-2022
Place Of Use: IRRIGATION
T54N R01W S22 L1(NWNE)
Total Acres: 0.5

96-13091
ROY DUGGER
CYNTHIA DUGGER
13720 E BELLESSA LN
SPOKANE VLY, WA 99206-6095
Point of Diversion L1(NWNE)
S22 T54N R01W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 10-03-2022
Place Of Use: DOMESTIC
T54N R01W S22 L1(NWNE)

96-13174
RICHARD SUGDEN
SUSAN SUGDEN
PO BOX 2468
JACKSON, WY 83001-2468

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Point of Diversion NWNE
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: 10-03-2022
Place Of Use: DOMESTIC
T56N R01E S3 NWNE

96-13194
OLMSTEAD ACRES HOA INC
85 CORBETT GLN
SANDPOINT, ID 83864-0598
Point of Diversion SESE
S26 T58N R02W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.11 CFS
Date Filed: 07-18-2022
Place Of Use: DOMESTIC
T58N R02W S26
NESE,NWSE,SESE,SWSE

96-13216
LAWRENCE G COATNEY
DAWN J COATNEY
PO BOX 17
SANDPOINT, ID 83864-0017
Point of Diversion SENW
S17 T58N R01E
BONNER County
Source RAPID LIGHTNING CREEK
Tributary PACK RIVER
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Total Diversion: 0.14 CFS
Date Filed: 05-18-2022
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T58N R01E S17
NENW,SENW
Total Acres: 2

96-13242
STEPHEN LARUE & SHIRLEY N BROWN TRUST
476 EAGLE VIEW LN
SANDPOINT, ID 83864-5384
Point of Diversion SWNE
S27 T57N R03W
BONNER County
Source UNNAMED STREAM
Tributary SMITH CREEK
Use: IRRIGATION FROM STORAGE
04/01 to 10/31 3 AF
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 1 AF
Use: DIVERSION TO STORAGE
01/01 to 12/31 0.08 CFS
Use: IRRIGATION STORAGE
01/01 to 12/31 3 AF
Total Diversion: 0.08 CFS
Date Filed: 10-17-2022

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Place Of Use: DIVERSION TO STORAGE,FIRE PROTECTION STORAGE,IRRIGATION FROM STORAGE,IRRIGATION STORAGE
T57N R03W S27 SWNE
Total Acres: 1

96-13266
MARK MOULTON
LISA MOULTON
561 LAKEVIEW WAY
EMERALD HILLS, CA 94062-3320
Point of Diversion SWNWNW
S10 T58N R01E
BONNER County
Source SPRING
Tributary JOHNSON CREEK
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 10-14-2022
Place Of Use: DOMESTIC
T58N R01E S10 NWNW

96-13269
MARK MOULTON
LISA MOULTON
561 LAKEVIEW WAY
EMERALD HILLS, CA 94062-3320
Point of Diversion NWNW
S10 T58N R01E
BONNER County
Source JOHNSON CREEK
Tributary RAPID LIGHTNING CREEK
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.15 CFS
Date Filed: 10-14-2022
Place Of Use: IRRIGATION
T58N R01E S10 NWNW
Total Acres: 5

96-13271
JEAN M LE BLANC
KIRSTEN N LE BLANC
122 SABREA SHORES RD
SAGLE, ID 83860-5143
Point of Diversion SENE
S16 T56N R03W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: IRRIGATION
04/01 to 10/31 0.06 CFS
Total Diversion: 0.12 CFS
Date Filed: 10-05-2022
Place Of Use: DOMESTIC,IRRIGATION,STOCKWATER
T56N R03W S16 SENE
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 11/21/2022. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director Published on 11/3/2022 and 11/10/2022

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