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FORM 202 Rev. 10/19

IDWR / NO. 88902

STATE OF IDAHO

Ident. No.

97-9806

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) LYNN A BERG Phone 509-847-8772Name connector (check one): ☐ and ☐ or ☐ and/orMailing address PO BOX 106 City COOLINState ID ZIP 83821-0106 Email BUTCHBERG@GMAIL.COM

2. Name of representative, if any _____ Phone _____

Mailing address _____ City _____

State _____ ZIP _____ Email _____

a. ☐ Send all correspondence for this application to the representative and not to the applicant OR☐ Send original correspondence to the applicant and copies to the representative.b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.3. Source of water supply GROUNDWATER which is a tributary of _____

4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
59N	04W	3	4		NE	SW	BONNER	GROUNDWATER	

5. Water will be used for the following purposes:

Amount 0.04 CFS for DOMESTIC purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)6. Total quantity to be appropriated is (a) 0.04 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).

7. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. EXISTING SHARED OLD WELL WITH PUMP AND SERVICE LINE TO WATER USEb. 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. _____

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ 100.00 Received by YMB Receipt No. N044549 Date 4/19/24

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in kW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
 - Domestic; show number of households 1 HOME
 - Other; describe fully. _____

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
59N	04W	3												D					
														GL5					

Total number of acres to be irrigated: _____

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? _____

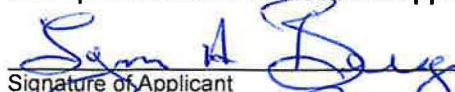
11. a. Who owns the property at the point of diversion? SHARED WELL ON PLUMBAGO RD RIGHT OF WAY EASEMENT
 b. Who owns the land to be irrigated or place of use? APPLICANT
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: RECORDED WASEMENT AUTHORIZING LOT 2, LBK C SHERWOOD FOREST SUB TO CONNECT

12. Describe your proposal in narrative form and provide additional explanation for any of the items above. Attach additional pages if necessary. APPLICANT WANTS TO SECURE WATER RIGHTS FOR DOMESTIC USE OF ONE HOME WITH 1/2 ACRE IRRIGATION INCLUDED FROM AN EXISTING GROUNDWATER WELL.

13. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).

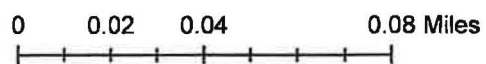
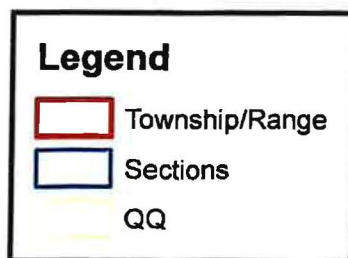
14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

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
LYNN A. BERKE
 Print Name (and title, if applicable)

 Signature of Applicant

 Print Name (and title, if applicable)



381783

PERPETUAL DEDICATION, DISCLAIMER,
AND GRANT OF RIGHT OF USE

FILED BY *Larkin*
90 OCT 15 AM 10 48
RECORDED
BONNER
COUNTY B. J. DER.

KNOW ALL MEN BY THESE PRESENTS:

THAT WE, JAMES A. SCOTT and MAXINE SCOTT, husband and wife,
and CLARICE D. BROWN, formerly CLARICE D. DYE, for herself and
as successor in interest to ROBERT J. DYE, dealing with her sole
and separate property, do hereby make this Perpetual Dedication,
Disclaimer, and Grant of Right of Use, as follows:

WITNESSETH:

WHEREAS the undersigned were the developers of Sherwood
Forest Subdivision, a platted subdivision within Bonner County,
Idaho, as recorded in Book 3 of Plats, Page 120, records of
Bonner County, Idaho, and,

WHEREAS the undersigned have drilled and developed three
wells for the production of domestic water for purchasers and
future owners of land within the subdivision, and,

WHEREAS the undersigned now desire to perpetually dedicate
said three wells to the use of said purchasers and future
owners, upon certain terms and conditions including the
disclaiming of future responsibility for the same and the
perpetual granting of right of use of the water from said wells
to those herein identified,

NOW, THEREFORE, the undersigned do hereby declare as
follows:

1. The undersigned do hereby perpetually dedicate the
following described real property and the existing water well
situated thereon:

A tract of land located in Government Lot 4,
Section 3, Township 59 North, Range 4W., B.M.,
Bonner County, Idaho, more particularly described
as follows:

COXIE, LAMANNA
SMITH & COGSWELL
CHARTERED
ATTORNEYS AT LAW
HINCHY RIVER
PROFESSIONAL CENTER
PHONE 4-2700, 4-2701
TEL. NO. 1200 4-48-1201
FAX NO. 1200 4-48-1210

PERPETUAL DEDICATION
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Beginning at a point which is N 83°23'06" W, along the line between Lots 1 and 2, Block C of "Sherwood Forest" extended westerly, 110 feet, and N 2°35'00" E 90 feet all from the common lot corner between said Lots 1 and 2 on the easterly right of way line of "Sherwood Beach Road" thence N 2°35'00" E 90 feet; thence northeasterly to its intersection with the easterly right of way line of "Sherwood Beach Road" at a point which is southerly 180 feet (measured along said right of way line) from the northeasterly corner of Lot 1, Block A of "Sherwood Forest"; thence southerly, along said easterly right of way line of "Sherwood Beach Road" to a point which is northerly 120 feet (measured along said right of way line) from the common corner of Lots 1 and 2 of Block C of said "Sherwood Forest"; thence southwesterly to the point of beginning. Said tract subject to all easements, rights of way and reservation of record,

onto the owners of Lots 2, 3, and 4 in Block A and Lot 1 in Block B of the Sherwood Forest Subdivision.

2. The undersigned do hereby perpetually dedicate the following described real property and the existing water well situated thereon:

A tract of land located in Government Lot 4, Section 3, Township 59 North, Range 4 W., B.M., Bonner County, Idaho, more particularly described as follows:

Beginning at a common lot corner between Lots 1 and 2, Block C of "Sherwood Forest", said common lot corner being on the easterly right of way line of "Sherwood Beach Road"; thence N 83°23'06"W, along the line between said Lots 1 and 2 extended westerly, 110 feet; thence N 2°35'00" E, 90 feet; thence northeasterly to an intersection with the easterly right of way line of "Sherwood Beach Road" at a point which is 120 feet (measured along said right of way line) northerly of the point of beginning; thence southerly along said easterly right of way line of "Sherwood Beach Road", 120 feet to the point of beginning. Said tract subject to all easements, rights of way and reservations of record,

onto the owners Lots 3 and 4 in Block C, and Lots 1 and 2 in Block D of Sherwood Forest Subdivision.

3. The undersigned do hereby perpetually dedicate the following described real property and the existing water well

COOKE, LAMANNA
SMITH & COGSWELL
CHARTERED
ATTORNEYS AT LAW
PRIEST RIVER
PROFESSIONAL CENTER
PO BOX 1000, IDAHO 83855
TEL. NO. 1208-445-1231
FAX NO. 1208-445-1514

PERPETUAL DEDICATION
Page Two

SYSTEM
MICROFILM

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situated thereon:

A tract of land located in Government Lot 4, Section 3, Township 59 North, Range 4 W., S.M., Bonner County, Idaho, more particularly described as follows:

A tract with a radius of 10 feet measured from the existing well in the extreme northeast corner of Lot 1 in Block C, Sherwood Forest. Said tract subject to all easements, rights of way and reservations of record.

RP0042200E0020A

onto the owners of Lots 1 and 2 in Block C, and Lot 1 in Block A of Sherwood Forest Subdivision.

4. The purchasers and future owners of the hereinabove described lots in the Sherwood Forest are hereby granted the right of connection to the well located on the respective tract indicated, at their sole expense. Future costs of further development, improvement, water extraction, and any other costs associated with the use of said wells shall also be born by the said lot owners either per capita, pro rata, or upon such other basis as the parties may mutually agree upon between themselves.

5. The undersigned makes no representations as to quantity or quality of water available from said wells. During any future times of shortage in the water available from any of said wells, it is the intention of the undersigned that the available water be divided equally between the respective parties using any of said wells, unless the parties shall mutually agree to the contrary.

6. No lot not herein specifically indicated shall be permitted to connect to any of the wells, and there shall be no use of any water allocated to any particular lot herein upon property other than that particular lot.

7. Any real property taxes levied upon any of the well parcels hereinabove described shall be divided equally among all users of that particular well.

COCKE, LANANNA
SMITH & COGSWELL
CHIEF OF
ATTORNEYS AT LAW
PIRETT RIVER
PROFESSIONAL CENTER
PIRETT RIVER, IDAHO 83859
TEL. NO. 12081 648-1221
FAX NO. 12081 648-1214

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8. Compliance with any regulation or ordinance of any future duly constituted authority regulating water systems in Bonner County, Idaho shall be the responsibility of the owners of the respective properties being served by each individual well, per lot basis.

9. This dedication shall be effective upon its execution and recording in the official records of Bonner County, Idaho.

IN WITNESS WHEREOF, we have hereon to set our hands the day of Oct. 4, 1990.

James A. Scott
James A. Scott

Maxine Scott
Maxine Scott

Clarice D. Brown
Clarice D. Brown, formerly
Clarice D. Dye

STATE OF WASHINGTON,)
County of Garfield.) ss.

On this 4th day of October, 1990, before me, the undersigned, a Notary Public in and for the State of Washington, personally appeared JAMES A. SCOTT and MAXINE SCOTT, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.

Patricia L. Anderson
Notary Public, State of Washington
Residing at Liberty therein.
My commission expires: 2-7-1994

COOKE, LAMANNA
SMITH & COGSWELL
CHARTERED
ATTORNEYS AT LAW
PRIEST RIVER
PROFESSIONAL CENTER
Priest River, Idaho 83856
TEL. NO. (208) 448-1221
FAX NO. (208) 448-1314

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STATE OF WASHINGTON,)
) ss.
County of Garfield.)

On this 4th day of October, 1990, before me, the under-
signed, a Notary Public in and for the State of Washington,
personally appeared CLARICE D. BROWN, formerly CLARICE D. DYE,
known to me to be the person whose name is subscribed to the
within instrument and acknowledged to me that she executed the
same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal
the day and year first above written.


John L. Chiles
Notary Public - State of Washington
Residing at Leavenworth therein.
My commission expires: 29.9.1994.

COOKE, LAMANNA
SMITH & COGSWELL
CHARTERED
ATTORNEYS AT LAW
PUEBLO BLVD
PROFESSIONAL CENTER
PUEBLO, CO 81001-4400
TEL. NO. 781-640-1231
FAX NO. 781-640-1231

PERPETUAL DEDICATION
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IDAHO DEPARTMENT OF
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763

Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

April 23, 2024

LYNN A BERGE
PO BOX 106
COOLIN, ID 83821-0106

RE: Application for Permit No. 97-9806

Dear Applicant:

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

A legal notice of the application has been prepared and is scheduled for publication in the BONNER COUNTY DAILY BEE, PRIEST RIVER VERSION on 5/1/2024 and 5/8/2024. 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,

Micki Bowman
Administrative Assistant

Bowman, Micki

From: Bowman, Micki
Sent: Tuesday, April 23, 2024 8:57 AM
To: bcdblegals@cdapress.com
Subject: Legal Notice for Bonner County Dail Bee - Priest River Version
Attachments: 95-18554, 96-16923, 97-9806 Legal Notice.docx

Please publish the attached legal notices in the **Bonner County Daily Bee – Priest River Version** on the dates indicated **May 1 and May 8, 2024** (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 **May 20, 2024**. Your cooperation is appreciated.

Micki Bowman | Administrative Assistant 1
Idaho Department of Water Resources
Northern Regional Office
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone (208) 762-2807



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

95-18554

DOUG MATHER
BONNI MATHER
285 PEACOCK LN
SPIRIT LAKE, ID 83869-5122
Point of Diversion SWSE
S21 T54N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 03-20-2024
Place Of Use: DOMESTIC
T54N R04W S21 NWSE,SWSE

96-16923

JEFF LYNCH
SHERRI LYNCH
18613 E LINDSAY LN
GREENACRES, WA 99016
Point of Diversion L1 (SWNW)
S28 T56N R05W
BONNER County
Source PEND ORIELLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Total Diversion: 0.03 CFS
Date Filed: 04-16-2024
Place Of Use: IRRIGATION
T56N R05W S28 L1(SWNW)
Total Acres: 0.3

97-9806

LYNN A BERGE
PO BOX 106
COOLIN, ID 83821-0106
Point of Diversion L4 (NESW)
S3 T59N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 04-19-2024
Place Of Use: DOMESTIC
T59N R04W S3 L5(SESW)

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/WRAApplicationResults/>. 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 5/20/2024. The protestant must also send a copy of the protest to the applicant.
MATHEW WEAVER, Director Published on 5/1/2024 and 5/8/2024