

RECEIVED

FORM 12-1 Rev. 7/7/2024

89201
STATE OF IDAHOIdent. No. 95-18587

IDWR / NORTH

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) STEVE & KELLY WOTHERS POON Phone 208-667-3284
 Attach list of directors, partners, or members names if applicable Name connector (check one): ☒ and ☐ or
 Mailing address 12930 E. REVA RD. City COEUR D'ALENE
 State ID ZIP 83814 Email SCWSPOON2@GMAIL.COM
2. Name of representative, if any N/A 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.
- c. ☐ Check here if applicant or representative will accept service of documents by email at the email address(es) listed above.
3. Source of water supply WOLF LODGE CREEK which is a tributary of COEUR D'ALENE LAKE
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
<u>50N</u>	<u>02W</u>	<u>29</u>			<u>SE</u>	<u>NE</u>	<u>KOOTENAI</u>	<u>WOLF LODGE CREEK</u>	

- a. If this application is in the Swan Falls Trust Water Area, check one box below. If the application is outside the Swan Falls Trust Water Area, skip to item 5 and leave item 4.a. blank. See instructions for map of Swan Falls Trust Water Area and for more information.
- ☐ In Swan Falls Trust Water Area and proposing use of unappropriated water OR
- ☐ In Swan Falls Trust Water Area and proposing a reallocation of trust water.
5. Water will be used for the following purposes:
 Amount 0.04 cfs for DOMESTIC LAWN & GARDEN purposes from 3/15 to 11/15 (both dates inclusive)
 (cfs or acre-feet per year) 4/1 to 10/31
 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)
- ☐ Check if the irrigation use is for a longer season of use and justification for the longer use is included in item 12 or attached to the form. See instructions for season of use details.
6. Total quantity to be appropriated is (a) 0.04 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).

For Department Use

Received by Ja Date 7/26/24 Time _____ Preliminary check by _____
 Fee \$ 100.00 Receipted by Ja Receipt No. N044853 Date 7/26/24

7. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source. List information such as pump, motor, ditch, pipeline, or diversion structure sizes. RED LION 1 1/2 HP PUMP USING A 2" FLEX LINE FROM CREEK. A 1 1/2" DISTRIBUTION LINE (SCH 40) OUTPUT.
- b. If well is already drilled, when? _____; drilling firm _____; well was drilled for (well owner) _____; Drilling Permit No. _____
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
- d. 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](#). Dam application required? ☐ Yes ☐ No

8. Description of proposed uses (if irrigation only, skip to item 9):

- a. Hydropower; attach the [Affidavit For Water Rights To Be Used For Power Purposes](#) and show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and type of livestock _____
- c. Municipal; complete and attach the [Municipal Water Right Application Checklist](#).
- d. Domestic; show number of households. 1
☐ Check if domestic use is for multiple-home subdivision, include ownership plan. See instructions for additional information.
- e. Low Temperature Geothermal; describe how the ground water will be primarily used for heat value or how it is exempt pursuant to Section [42-233\(1\), Idaho Code](#). _____
- f. Other; describe fully. _____

9. Description of place of use (If the place of use is an existing service area place of use, see item 9.c. or 9.d):

- a. If water is for irrigation, indicate number of acres in each quarter-quarter in the table below.
- For irrigation of less than 10 acres, use the nearest one-tenth (0.1) acre.
 - For irrigation greater than or equal to 10 acres, round to the nearest whole acre.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding quarter-quarter in the table 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	
50N	02W	29				D													

Total number of acres to be irrigated: 0.5

c. Irrigation Entities Using Existing Service Area Boundaries:

- Name of established service area. _____
- List the water right number(s) for the established service area. _____
- Total number of acres to be irrigated. _____
- Attach a map depicting the established place of use boundary.

d. Municipal providers supplying water for fire protection attach a map showing the service area.

10. List any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. N/A

a. If applicant is entitled to water delivery from a water delivery entity, explain if the current distribution system is capable of delivering water to the place of use. _____

b. If this application is for domestic purposes, describe how the proposed water, water from another source, or both will be used to irrigate a lawn, garden, and/or landscaping. _____

11. a. Who owns the property at the point of diversion? STEVE & KELLY WOTHERSPOON

b. Who owns the property to be irrigated or place of use? SAME

c. Whose property will the water be conveyed across? SAME

d. 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. PLAN IS TO PULL H₂O FROM WOLF LODGE CREEK AT EDGE OF OUR PROPERTY TO IRRIGATE LAWN, ORCHARD & GARDEN (TO BE INSTALLED) USING A 2" FLEX LINE POWERED BY A 1 1/2 HP RED LION PUMP. IRRIGATED AREA IS LESS THAN 1/2 OF OUR 1 ACRE LOT.

13. Time required to complete project works and application of water to proposed beneficial use is 1 years (1 to 5 years).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8 1/2" x 11" map or maps clearly identifying the proposed point of diversion and place of use. TWO ATTACHED MAPS.

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.

Steve Wotherspoon
Signature of Applicant

STEVE WOTHERSPOON
Print Name (and title, if applicable)

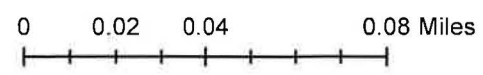
Kelly J. Wotherspoon
Signature of Applicant

Kelly J. Wotherspoon
Print Name (and title, if applicable)



Legend

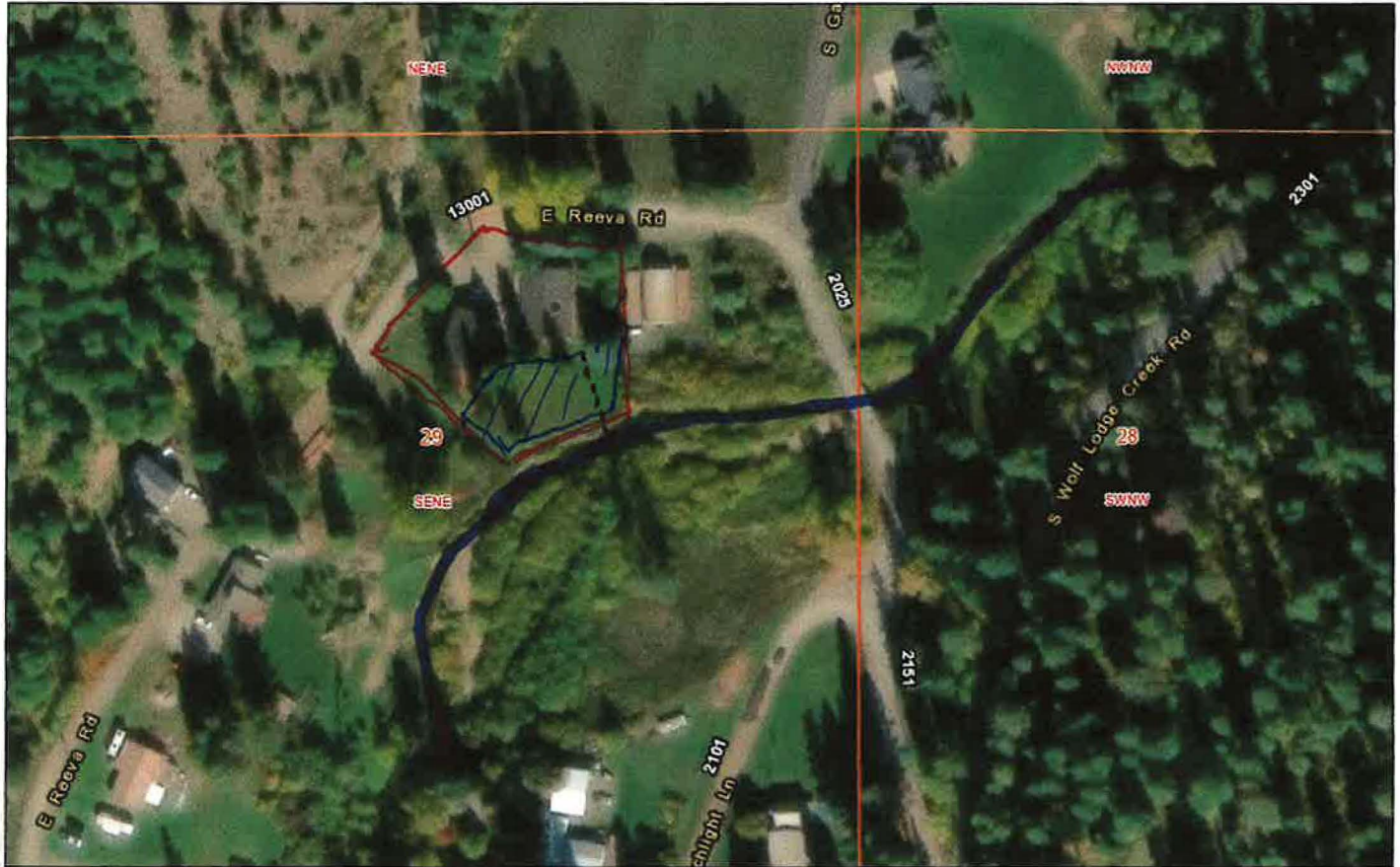
-  Township/Range
-  Sections
-  QQ



ATTACHMENT TO APPLICATION FOR PERMIT ①

WOTHERSPOON, STEVE & KELLY
12930 E. REEVA RD, COEUR D'ALENE

ArcGIS Web Map



 - WOLF LODGE CREEK

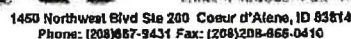
 - SUBJECT PROPERTY

----- - 2" LINE FROM CREEK TO CORNER OF HOUSE (PUMP LOCATION)

 - AREA TO BE IRRIGATED

②

WOTHERSPOON, STEVE & KELLY



This map/plat is being furnished as an aid in locating the herein described land in relation to adjoining streets, natural boundaries and other land, and is not a survey of the land depicted. Except to the extent a policy of title insurance is expressly modified by endorsement, if any, the company does not insure dimensions, distances, location of easements, acreage or other matters shown thereon.



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

August 1, 2024

STEVE WOTHERSPOON
KELLY WOTHERSPOON
12930 E REVA RD
COEUR D ALENE, ID 83814-9587

RE: Application for Permit No. 95-18587

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 COEUR D ALENE PRESS on 8/8/2024 and 8/15/2024. 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,

Tammy Alleman
Water Resource Agent

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, August 1, 2024 3:02 PM
To: Horsmon, Merritt; Chantilly Higbee; IWRB Water Use Reviews
Subject: Request for Comments 95-18587
Attachments: 95-18587 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 August 26, 2024.

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

Thank you,

Tammy Alleman
Water Resources Agent
Idaho Department of Water Resources, Northern Region
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone (208) 762-2809 / 2800
<https://idwr.idaho.gov>



IDAHO DEPARTMENT OF
WATER RESOURCES

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, August 1, 2024 3:04 PM
To: LEGALS@CDAPRESS.COM
Subject: Legal Notice for CDA Press 95-18585 & 95-18587
Attachments: Legal Notice 95-18585 & 95-18587.docx

Please publish the enclosed legal notice in the **Coeur d'Alene Press** on the dates indicated **August 8th & August 15th, 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 **August 26, 2024**. Your cooperation is appreciated.

Thank you,

Tammy Alleman
Water Resources Agent
Idaho Department of Water Resources, Northern Region
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone (208) 762-2809 / 2800
<https://idwr.idaho.gov>



IDAHO DEPARTMENT OF
WATER RESOURCES

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

95-18585

OLD 95 BUSINESS PARK LLC

51337 N OLD HIGHWAY 95

RATHDRUM, ID 83858-7129

Point of Diversion NESW

S24 T52N R04W

KOOTENAI County

Source GROUND WATER

Use: DIVERSION TO STORAGE

01/01 to 12/31 0.3 CFS

Use: COMMERCIAL

01/01 to 12/31 0.3 CFS

Use: FIRE PROTECTION

01/01 to 12/31 0.3 CFS

Use: FIRE PROTECTION STORAGE

01/01 to 12/31 0.2 AF

Use: FIRE PROTECTION FROM STORAGE

01/01 to 12/31 0.2 AF

Use: IRRIGATION

03/15 to 11/15 0.1 CFS

Total Diversion: 0.4 CFS

Date Filed: 07-03-2024

Place Of Use: COMMERCIAL, FIRE PROTECTION, FIRE PROTECTION FROM STORAGE, FIRE PROTECTION STORAGE, IRRIGATION

T52N R04W S24

SWNE, SENW, NESW, NWSE

Total Acres: 3.8

95-18587

STEVE WOTHERSPOON

KELLY WOTHERSPOON

12930 E REVA RD

COEUR D ALENE, ID 83814-9587

Point of Diversion SENE

S29 T50N R02W

KOOTENAI County

Source WOLF LODGE CREEK

Tributary COEUR D ALENE LAKE

Use: DOMESTIC

01/01 to 12/31

Total Diversion: 0.04 CFS

Date Filed: 07-26-2024

Place Of Use: DOMESTIC

T50N R02W S29 SENE

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 8/26/2024. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on 8/8/2024 and 8/15/2024

MEMORANDUM

July 31, 2024

Application for Permit: 95-18587

Author: TAlleman

Subject: Comment/Analysis

Applicant put the Irrigation Season of Use instead of the Domestic Season of Use. I have changed the Season of Use to 01/01 to 12/31 as per Department Standards.