

RECEIVED

MAR 27 2025

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. 97-9921

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

IDWR / NORTH

1. Name of applicant(s) Suzanne Hadway, Jack Best, Joshua Nelson, Rick Nelson Phone 509-994-8628

Attach list of directors, partners, or members names if applicable

Name connector (check one): ☒ and ☒ or

Mailing address W 5808 EXCELL AVE

City SPOKANE

State WA

ZIP 99208

Email SHADWAY@MSN.COM

2. Name of representative, if any SUZANNE HADWAY Phone 509-994-8628

Mailing address W 5808 EXCELL AVE

City SPOKANE

State WA

ZIP 99208

Email SHADWAY@MSN.COM

- a. ☒ Send all correspondence for this application to the representative and not to the applicant OR
☐ Send original correspondence to the applicant and copies to the representative.
- b. ☒ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
- 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 GROUND WATER which is a tributary of N/A

4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
60N	04W	34	3		NW	SE	BONNER	GROUNDWATER	D0046044

- 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 purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)Amount 0.03 CFS for IRRIGATION purposes from 4/1 to 10/31 (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) 0.07 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ 100⁰⁰ Receipted by MB Receipt No. N045318 Date 3/27/25

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. _____

EXISTING SHARED WELL CONSTRUCTED FOR PREVIOUS OWNER EVERETT BEST. PUMP SYSTEM SCHEMATIC ATTACHED.

- b. If well is already drilled, when? 11/9/2006; drilling firm INTERMOUNTAIN DRILLING & DEVELOPMENT INC.; well was drilled for (well owner) EVERETT BEST; Drilling Permit No. 843458

- c. Proposed well diameter is 6 inches; proposed depth of well is 82 feet.

- d. Height of storage dam N/A feet; active reservoir capacity _____ acre-feet; total reservoir capacity N/A 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. SMALL LOT IRRIGATION UP TO 0.3 ACRES.

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	
60N	04W	34														D			
																0.3			0.3
																GL3			

Total number of acres to be irrigated: 0.3

- c. Irrigation Entities Using Existing Service Area Boundaries:

i. Name of established service area. N/A

ii. List the water right number(s) for the established service area. N/A

iii. Total number of acres to be irrigated. N/A

iv. 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. N/A
- 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. N/A
11. a. Who owns the property at the point of diversion? LITTLE BEAR PRIEST LAKE LLC
- b. Who owns the property to be irrigated or place of use? APPLICANT
- c. Whose property will the water be conveyed across? Well on Little Bear Priest Lake LLC lot, piped to Applicant lot.
- d. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. WELL USER AGREEMENT BETWEEN PROPERTY OWNERS; SEE ATTACHED DOCUMENT.
12. Describe your proposal in narrative form and provide additional explanation for any of the items above. Attach additional pages if necessary. APPLICANT SEEKS TO SECURE RECORDED RIGHTS, WITH APPLICATION FILED BASED ON A NOTICE OF CLAIM THAT WAS DISALLOWED IN THE ONGOING CFPRBA. THE SHARED WELL IS ON THE NEIGHBORS PROPERTY WITH ELECTRIC ON APPLICANT'S PROPERTY WITH WELL USER AGREEMENT IN PLACE. WATER USE IS FOR DOMESTIC PURPOSES 1 HOME WITH 1/2 ACRE IRRIGATION INCLUDED.
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 8½" x 11" map or maps clearly identifying the proposed point of diversion and place of use.

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.

Suzanne Hadway
Signature of Applicant
Suzanne Hadway
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

WELL WATER USERS AGREEMENT

PARTIES AND PROPERTY OWNERS:

~~Robert and Barbara Parks,~~ Daniel Garske
~~Robert and Ann Wallace~~
Mike and Sue Hadway
Jack and Cindy Best
Rick and Karla Nelson
Josh Nelson

are the owner(s) of the following described property: Lots 6 & 7 of Sherwood Beach Addition #1, Bonner County, Idaho

WELL: The well subject to this Agreement is located on: Lot 7 and water pump control on Lot 6, of Sherwood Beach Addition #1, Bonner County, Idaho. Schematic of well with water and electrical connections included.

OWNERSHIP OF THE WELL AND WATERWORKS

It is agreed by the parties that each of the said parties shall be and is hereby granted an undivided interest in and to the use of the well and water system. Each party shall be entitled to receive a supply of water equal to 1/2 the available water supply on any given day. Both potable and irrigation water is available from this water system. Each party shall be furnished a reasonable supply of potable and healthful water for domestic purposes.

COST OF MAINTENANCE OF WATER SYSTEM

Each party hereto covenants and agrees that they shall equally share the maintenance and operational costs of the well and water system herein described. The expense of water quality sampling as required by the State of Idaho shall be shared equally by both parties.

EASEMENT OF WELL SITE, PUMP AND CONTROL PANEL

There shall be an easement for the purpose of maintaining or repairing the well and appurtenances thereto, within 10 feet of the well site in any direction. Said easement shall allow the installation of well house, pumps, water storage reservoirs, pressure tanks, and anything necessary to the operation of the water system.

WATER LINE EASEMENTS

An easement for the use and purpose of conveying water from the well to the properties involved (Lots 6 & 7) is hereby declared and shown on the water system plans which is from the well head due west to the residences of both lots.

MAINTENANCE AND REPAIR OF PIPELINES

All pipelines in the water system shall be maintained so that there will be no leakage or seepage, or other defects which may cause contamination of the water, or injury, or damage to persons or property. Pipe material used in repairs shall meet approval of the Health Officer. Cost of repairing or maintaining common distribution pipelines shall be born equally by both properties. Each party in this agreement shall be responsible for the maintenance, repair, and replacement of pipe supplying water from the common water distribution piping to their own particular dwelling and property. Water pipelines shall not be installed within 10 feet of a septic tank or within 10 feet of sewage disposal lines.

PROHIBITED PRACTICES

The parties herein, their heirs, successors and/or assigns, will not construct, maintain or suffer to be constructed or maintained upon the said land and within 10 feet of the well herein described, so long as the same is operated to furnish water for consumption, any potential source of contamination such as cesspools, sewers, privies, septic tanks, drainfields, manure piles, garbage of any kind or description, barns, chicken houses, rabbit hutches, pigpens, or other enclosures or structures for the keeping or maintenance of fowls or animals, or storage of liquid or dry chemicals, herbicides, or insecticides. The parties will not cross connect any portion or segment of the water system with any other water source without prior written approval of the Bonner County Health District and/or other appropriate governmental agency.

PROVISIONS FOR CONTINUATION OF WATER SERVICE

The parties agree to maintain a continuous flow of water from the well and water system. In the event that the quality or quantity of water from the well becomes unsatisfactory as determined by the Health Officer, the parties shall develop a new source of water. Prior to development of, or connection to a new source of water, the parties shall share equally in the cost of developing the new source of water and installing the necessary equipment associated with the new source.

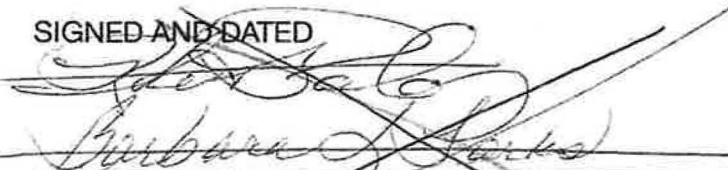
RESTRICTION ON FURNISHING WATER TO ADDITIONAL PARTIES

It is further agreed by the parties hereto that they shall not furnish water from the well and water system herein above described to any other persons, properties or dwellings without majority consent of the properties.

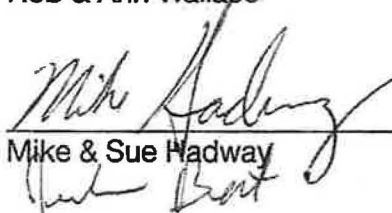
HEIRS, SUCCESSORS AND ASSIGNS

These covenants and agreements shall run with the land and shall be binding on all parties having or acquiring any right, title, or interest in this land described herein or any part hereof, and it shall pass to and be for the benefit of each owner thereof.

SIGNED AND DATED

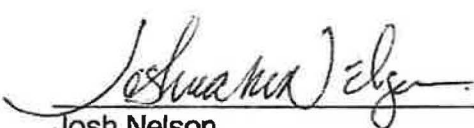

Bob & Barbara Parks 4/4/19


Rob & Ann Wallace 4/7/19

 Sue Hadway 5/26/19
Mike & Sue Hadway

 5/5/19
Jack & Cindy Best

 Karen Nelson 5/26/19
Rick and Carla Nelson

 5/26/19
Josh Nelson

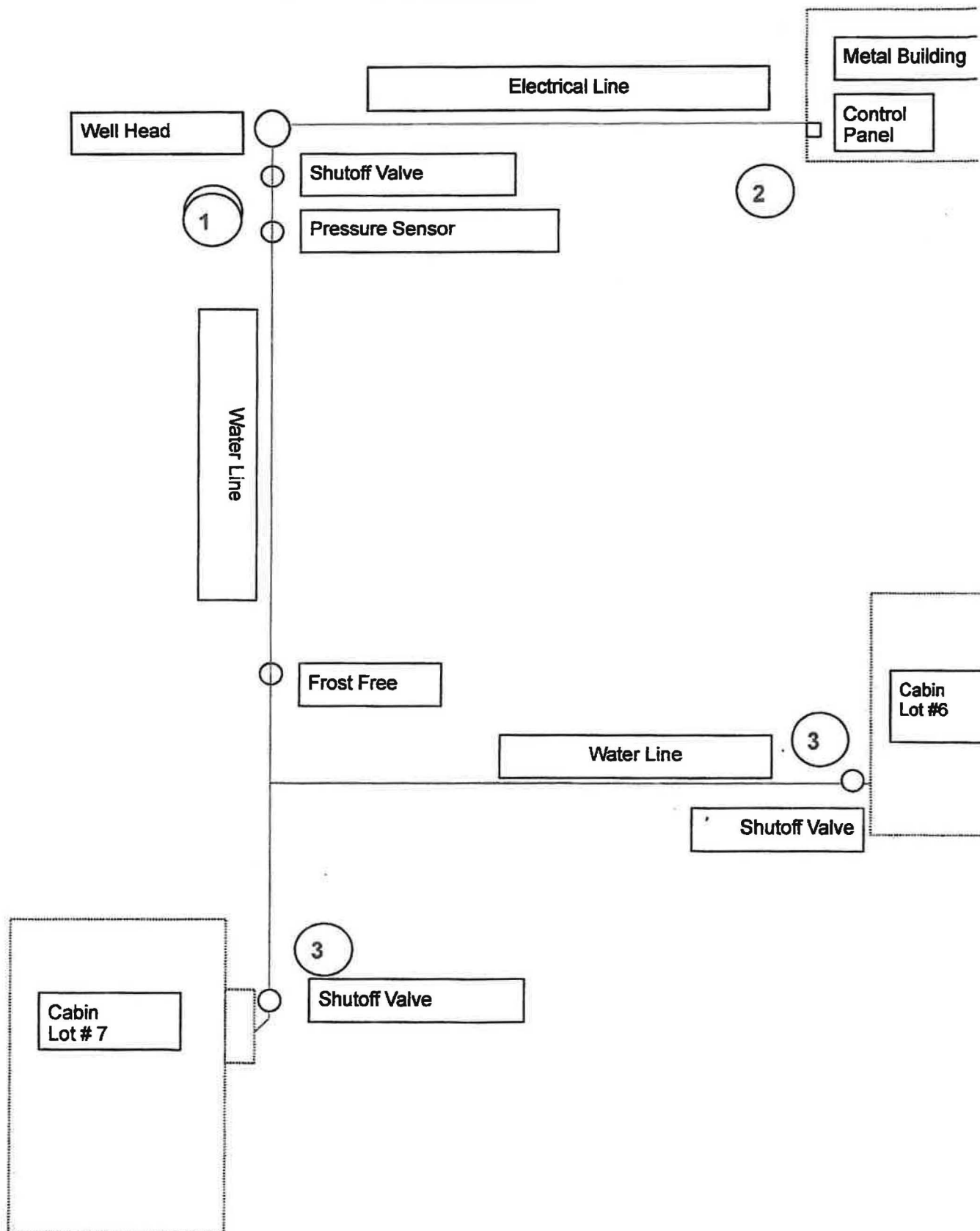
NEW OWNER AS OF 2021

(of adjacent property)

DANIEL T. GARDNER



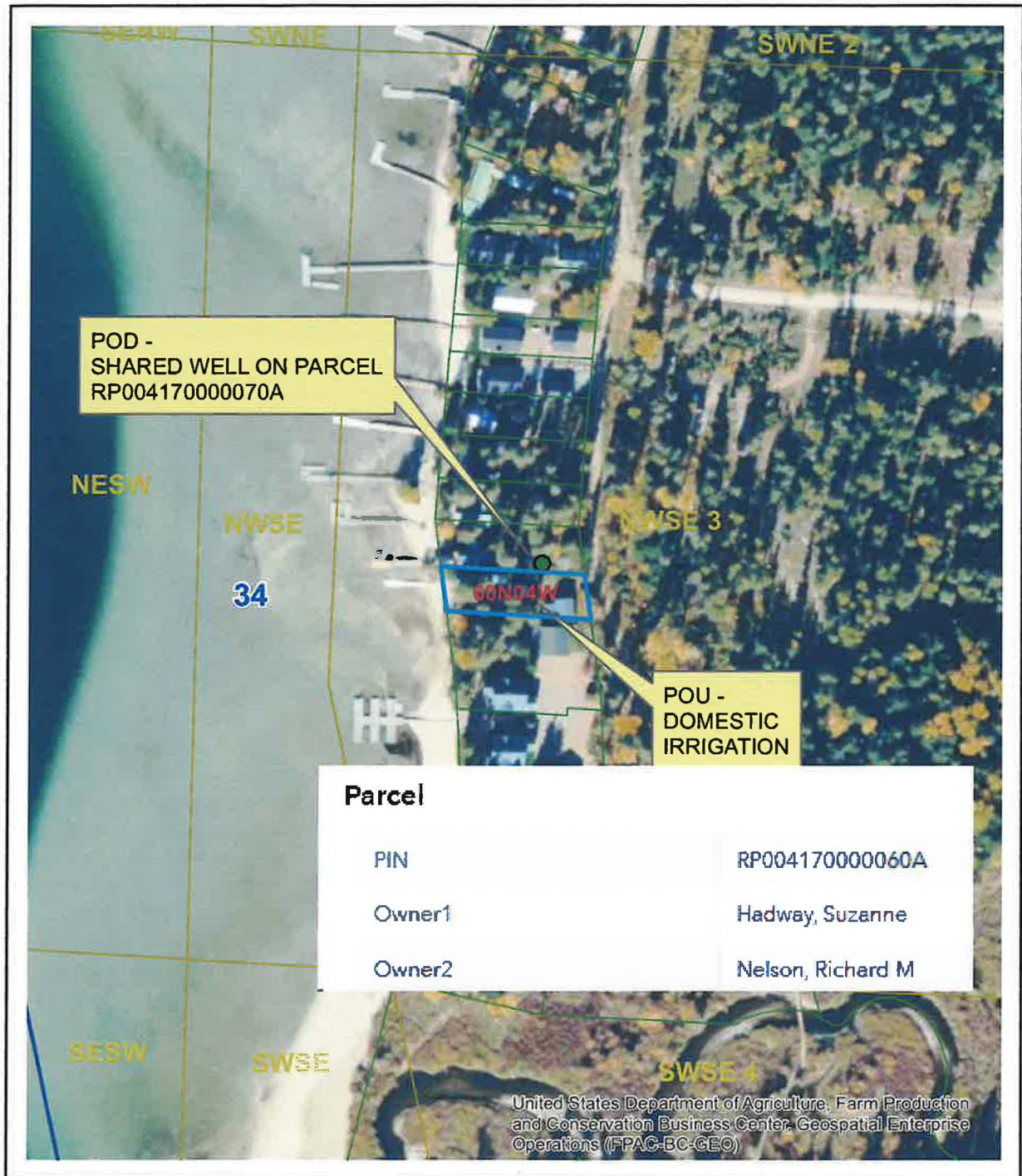
Schematic of Well and Connections at Priest Lake Cabins



Shutoff Valves: Turn $\frac{1}{4}$ turn clockwise to shut off
Turn $\frac{1}{4}$ turn counter clockwise to open

Turn off power supply at control panel before valves are closed (2).
Turn off cabins first (3) and well head last (1).

APPLICATION MAP



Legend

- Township/Range
- Sections
- QQ

0 0.02 0.04 0.08 Miles



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



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

March 27, 2025

SUZANNE HADWAY, JACK BEST,
JOSHUA NELSON, RICK NELSON
5808 W EXCELL AVE
SPOKANE, WA 99208-3897

RE: Application for Permit No. 97-9921

Dear Applicants:

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 4/2/2025 and 4/9/2025. 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

CC:
LITTLE BEAR PRIEST LAKE LLC
C/O DANIEL GARSKE
2423 E GOLDEN RD
SPOKANE, WA 99208-8501

Bowman, Micki

From: Bowman, Micki
Sent: Thursday, March 27, 2025 2:05 PM
To: bcdblegals@cdapress.com
Subject: Legal Notice for Bonner County Daily Bee, Priest River Version
Attachments: 97-9916, 97-9919, 97-9921 Legal Notice.docx

Please publish the attached legal notice in the **Bonner County Daily Bee, Priest River Version** on the dates indicated **April 2 & 9, 2025** (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 **April 21, 2025**. 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:

97-9916

KATHLYN N LUCAS LIVING TRUST
3123 W FAIRVIEW AVE
SPOKANE, WA 99205-3920
Point of Diversion L4 (NESE)
S9 T61N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 03-17-2025
Place Of Use: DOMESTIC
T61N R04W S9 L4(NESE)

97-9919

RICHARD W HARDAN
DIANNE L HARDAN
2319 S STARLIGHT LN
SPOKANE VLY, WA 99016-8770
Point of Diversion L4 (NESE)
S9 T61N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: IRRIGATION
04/01 to 10/31 0.03 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.03 CFS
Total Diversion: 0.06 CFS
Date Filed: 03-24-2025
Place Of Use: FIRE PROTECTION, IRRIGATION
T61N R04W S9 L4(NESE)
Total Acres: 0.2

97-9921

SUZANNE HADWAY
JACK BEST
JOSHUA NELSON
RICK NELSON
5808 W EXCELL AVE
SPOKANE, WA 99208-3897
Point of Diversion L3 (NWSE)
S34 T60N R04W
BONNER County
Source GROUND WATER
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: 03-27-2025
Place Of Use: DOMESTIC, IRRIGATION
T60N R04W S34 L3(NWSE)
Total Acres: 0.3

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 4/21/2025. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director Published on 4/2/2025 and 4/9/2025