

State of Idaho
Department of Water Resources
Permit to Appropriate Water
No. 95-18691

Priority: July 01, 2025

Maximum Diversion Rate: 0.03 CFS

This is to certify that

TRAVIS O BRIANT 10923 W CRYSTAL BAY RD POST FALLS ID 83854-4743

has applied for a permit to appropriate water from:

Source : SPOKANE RIVER

Tributary: COLUMBIA RIVER

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

Beneficial Use

IRRIGATION

Period of Use

03/15 to 11/15

Rate of Diversion

0.03 CFS

Location of Point(s) of Diversion

SPOKANE RIVER NW¼ NW¼, Sec. 11, Twp 50N, Rge 05W, B.M. KOOTENAI County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
50N	05W	11						0.3											0.3
50N	05W	11						0.3											0.3
								L4											

Total Acres: 0.6

Conditions of Approval

1. Proof of application of water to beneficial use shall be submitted on or before **November 01, 2026**.
 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. Place of use is located within W2-Lot 5 and Lot 6, Blk 1; Falls River Homes Subdivision.
 5. This right when combined with all other rights shall provide no more than 0.03 cfs nor more than 1.8 afa at the field headgate for irrigation of the place of use.
 6. 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 13th day of November, 2025.


Richman, Michelle
Northern Regional Manager

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water
95-18691

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

05W



0 0.035 0.07 0.14 Miles

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





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

November 13, 2025

TRAVIS O BRIANT
10923 W CRYSTAL BAY RD
POST FALLS ID 83854-4743

RE: Permit No. 95-18691

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.

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 me at 208-762-2803.

Sincerely,



Richman, Michelle
Northern Regional Manager

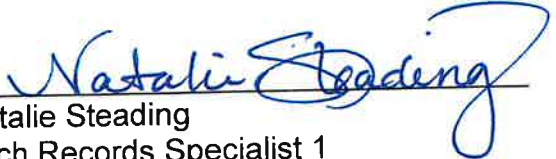
Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on November 13, 2025, I served a true and correct copy of Permit to Appropriate Water No. 95-18691 by U.S. Mail, postage prepaid, to the following:

TRAVIS O BRIANT (Current Owner)
10923 W CRYSTAL BAY RD
POST FALLS ID 83854-4743

SCOTT CARR (Representative)
2000 NORTHWEST BLVD
COEUR D ALENE ID 83814-2632


Natalie Steading
Tech Records Specialist 1

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

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

(Required by Rule of Procedure 730.02)

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

November 05, 2025

Application for Permit: 95-18691

Author: LBates JSB 11/5/2025

Subject: Priority Date Advancement

Original filed application was received on 6/25/2025 and is considered incomplete as it omitted a time period declaration in Step 13 of the application filing – time to develop project works (between 1 and 5 years).

An amended application was received via E-File account on 7/1/2025 which is considered complete for filing; it designates 1 year as the development period for the water right filing.

In accordance with IDAPA 37.03.08 Section 035.03.j – "Period of time required to complete project works and apply water to beneficial use" shall be designated by the applicant.

I have changed to priority date in AdHoc from 6/25/2025 to 7/1/2025; this action took place during permit approval processing after advertisement was complete.

RECEIVED

JUL 28 2025

IDWR / NORTH

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)

) ss.

County of Kootenai)

RikkiJade Lindstrom, being first duly sworn upon oath, deposes and states:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press", a newspaper printed and published daily in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The Legal Notice of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive weeks commencing on the 17 day of July, 2025, and ending on the 24 day of July, 2025, and such publication was made as often during said period as said daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

R. S. Lindstrom
On this 24 day of July in the year of 2025
before me, a Notary Public, personally appeared RikkiJade Lindstrom, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she executed the same.



Angela Minehart
Notary Public for the State of Idaho
Residing in Coeur d'Alene, Idaho

My Commission Expires 03/20/2029

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
TRANSFER NO. 89868**

SPIRIT BEND WATER ASSN,
3935 W SPIRIT BEND AVE,
SPIRIT LAKE, ID 83869 has
filed Application No. 89868 for
changes to the following water
rights within KOOTENAI Coun-
ty(s): Right No(s). 95-9461, 95-
9901; to see a full description of
these rights and the proposed
transfer, please see [https://
research.idwr.idaho.gov/apps/
waterrights/querynewtransfers](https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers).
The purpose of the transfer is to
change a portion of the above
rights as follows:

**This transfer proposes to
add a new point of diversion
to Spirit Bend Water Associ-
ation's municipal system's
existing GW rights 95-9461
& 95-9901 in the NW1/4NE1/4
of Section 21, Twp 53N, Rge
04W.**

For additional information con-
cerning the property location,
contact Northern Region office
at (208)762-2800. Protests
may be submitted based on
the criteria of Idaho Code Sec.
42-222. Any protest against the
proposed change must be filed
with the Department 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 8/4/2025. The prot-
estant must also send a copy of
the protest to the applicant.

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

95-18691

TRAVIS O BRIANT
10923 W CRYSTAL BAY RD
POST FALLS, ID 83854-4743
Point of Diversion NWNW
S11 T50N R05W
KOOTENAI County
Source SPOKANE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
03/15 to 11/15 0.03 CFS
Total Diversion: 0.03 CFS
Date Filed: 06-25-2025
Place Of Use: IRRIGATION
T50N R05W S11 NWNW,
L4(NWNW)
Total Acres: 0.6

95-18693

MICHAEL 2 LLC
C/O DAVID MICHAEL
3500 FACTORIA BLVD SE
BELLEVUE, WA 98006-5276
Point of Diversion NESE
S16 T50N R04W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.12 CFS
Use: IRRIGATION
03/15 to 11/15 0.11 CFS
Total Diversion: 0.2 CFS
Date Filed: 07-08-2025
Place Of Use: DOMESTIC,
IRRIGATION
T50N R04W S16
SENE, NESE, NWSE
Total Acres: 4

95-18694

KARRER IDAHO TRUST
11 MANZANITA PL
MILL VALLEY, CA 94941-1018
Point of Diversion SENW
S23 T49N R04W
KOOTENAI County
Source COEUR D'ALENE
LAKE
Tributary SPOKANE RIVER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 07-10-2025
Place Of Use: DOMESTIC
T49N R04W S23 SENW

Permits will be subject to all
prior water rights. For addition-
al 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/](https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/). Pro-
tests 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 MIN-
ERAL DR STE 100, COEUR D
ALENE ID 83815-7763 together
with a protest fee of \$25.00 for
each application on or before
8/4/2025. The protestant must
also send a copy of the protest
to the applicant.
MATHEW WEAVER, Director
Legal#14656 AD#38608
July 17, 24, 2025