

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 89790**

This is to certify that: **MARILYNN SNYDER
STERLING & MARILYNN SNYDER FAMILY TRUST
24562 N MCCOY RD
ATHOL, ID 83801**

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
95-9921	WR/DECREED	7/29/1985	0.010 cfs	9.3 af	N/A	N/A	SAGE CREEK, UNNAMED STREAM

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
95-9921	NO	NO	NO	NO	NO	YES

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
95-9921	95-9921	0.010 cfs	9.3 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.010 cfs	9.3 af	N/A	N/A		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 6th day of March, 2026.

Michelle Richman

Michelle Richman, Northern Regional Manager

WATER RIGHT NO. 95-9921
As Modified by Transfer No. 89790

In accordance with the approval of Transfer No. 89790, Water Right No. 95-9921 is now described as follows:

Right Holder: STERLING & MARILYN SNYDER FAMILY TRUST
 24562 N MCCOY RD
 ATHOL, ID 83801

Priority Date: 7/30/1985

Source: SAGE CREEK
Source: UNNAMED STREAM

Tributary: SINKS
Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
RECREATION STORAGE	01/01	to 12/31		8.6 af
STOCKWATER	01/01	to 12/31	0.010 cfs	0.7 af
			0.010 cfs	9.3 af

LOCATION OF POINT(S) OF DIVERSION

SAGE CREEK	NWSW	Sec 35 Twp 53N Rge 03W KOOTENAI County
UNNAMED STREAM	SESW	Sec 35 Twp 53N Rge 03W KOOTENAI County

PLACE OF USE: RECREATION 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	
53N	03W	35										X		X					

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
53N	03W	35										X		X					0

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. Parcel Nos. 53N03W356600 & 53N03W355000.
3. The quantity of water under this right shall not exceed 13,000 gallons per day.
4. Stockwater use is for 200 head.

Transfer No. 89790

WATER RIGHT NO. 95-9921
As Modified by Transfer No. 89790

CONDITIONS OF APPROVAL

5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Right 95-9921 after Transfer 89790 approval authorizes a total annual storage volume of 8.6 acre-feet, 2.8 acre-feet to be used for the initial filling or carryover storage of the two (2) ponds and 5.8 acre-feet for the replacement of losses caused by seepage and evaporation.

State of Idaho
Department of Water Resources

Attachment to Transfer # 89790

Right 95-9921

(STOCKWATER and RECREATION STORAGE)

This map depicts the STOCKWATER and RECREATION 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.

03W



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



0 0.07 0.14 0.21 0.28 Miles



IDAHO DEPARTMENT OF
WATER RESOURCES
Imagery: 2023 Aerial Photography



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

March 06, 2026

STERLING & MARILYNN SNYDER FAMILY TRUST
24562 N MCCOY RD
ATHOL ID 83801

Re: Transfer No: 89790
Water Right No(s): 95-9921
Transfer Approval Notice

Dear Water Right Holder <and other Interested Persons>:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) 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 by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action 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 Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

CERTIFICATE OF SERVICE

I hereby certify that on March 06, 2026 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 89790

Water Right No(s): 95-9921

**STERLING & MARILYNN SNYDER FAMILY TRUST
24562 N MCCOY RD
ATHOL ID 83801**

**STERLING & MARILYN SNYDER FAMILY TRUST
24562 N MCCOY RD
ATHOL ID 83801**

**MARILYNN SNYDER
24562 N MCCOY RD
ATHOL ID 83801**



**Kristina Hammond
Administrative Assistant 1**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

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

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

PETITION FOR RECONSIDERATION

(See Idaho Code § 67-5243(3))

Any party may file a petition for reconsideration of this preliminary order with the Department within fourteen (14) days of the service date of this order as shown on the certificate of service. **Note: the petition must be received by the Department within this fourteen (14) day period.** The presiding officer 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.

PETITION FOR REVIEW (EXCEPTIONS)

(See Idaho Code § 67-5245)

Within fourteen (14) days after: (a) the service date of this preliminary order, (b) the service date of a denial of a petition for reconsideration of this preliminary order, or (c) the failure within twenty-one (21) days of the presiding officer to act on a petition for reconsideration of this preliminary order, any party may petition the Director in writing to review any part of this preliminary order by filing exceptions, and any supporting brief, with the Department.¹ Any parties opposing the exceptions shall have fourteen (14) days from the service date of the exceptions to file a brief. If the Director determines that oral argument is to be heard, the Director will provide reasonable notice to the parties of the place, date, and hour for the argument.

The Director will issue a final order on exceptions within fifty-six (56) days of receipt of the written briefs or oral argument, whichever is later, unless extended for good cause. The Director may remand the matter for or hold an evidentiary hearing if further factual development of the record is necessary before issuing a final order.

REQUEST FOR HEARING

(See Idaho Code § 42-1701A(3))

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 Idaho Code § 42-1701A(3). A written petition to the Director contesting the preliminary order and requesting a hearing must be filed with the Department

¹ The Director may decide to review this preliminary order upon his own motion. Should the Director decide to do so, the Director will provide written notice to the parties within the period the parties are allowed to petition the director for review of the preliminary order.

by any aggrieved person **within fifteen (15) days after service of this preliminary order.**

CERTIFICATE OF SERVICE

(See IDAPA 37.01.01.053, 37.01.01.202)

All documents filed with the Department in connection with a petition for reconsideration, petition for review, or a request for hearing of this preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 53 and 202.

MEMORANDUM

Date: December 15, 2025
To: Transfer 89790
From: Luke Bates *JSB 12/15/2025*
Re: Review & Evaluation of Sufficiency of Information

The purpose of transfer is to change the nature of use for Stockwater Storage and Stockwater from Storage beneficial use(s) to Recreation Storage beneficial use for two storage ponds associated with historic Right 95-9921.

Authority to File:

The Applicant submitted an acceptable transfer Application. The Applicant is listed as the current owner of the water right covered under this transfer.

Water Right Validity:

95-9921 is a valid active Decreed water right.

Injury to Other Water Rights:

None anticipated; the stockwater storage/stockwater from storage annual volume authorized by 95-9921 equals 8.6 af and two storage pond analysis worksheets evaluated at time of transfer application processing indicate no change to annual volume when changing the nature of use to reflect Recreation Storage.

The Stockwater direct flow beneficial use for 95-9921 remains on the Water Right after transfer approval and maintains the 0.01 cfs and 0.7 af annual volume as Decreed. Due to the maximum diversion rate and diversion volume not changing as a result of the transfer approval, no injury to other water rights is contemplated by the recommended transfer approval.

Enlargement of Use:

None; annual volume for two storage pond(s) does not change as a result of the change in nature of use contemplated by this transfer, which remains 8.6 af. I have added condition 219 to the water right as part of my transfer approval recommendation which details the authorized storage volume for initial fill, seepage loss, and evaporation loss for two storage ponds.

Local Public interest:

The transfer was advertised for two consecutive weeks and no protest or comments from DEQ or IDFG were received.

Beneficial Use/Conservation of Water Resources:

The proposed nature of use change from Stockwater Storage and Stockwater from Storage to Recreation Storage is recognized as a beneficial use of water.

Effect on Economy the Local Area:

In current years the Sage Creek source has gained increased public concern for water availability, but this Transfer doesn't change the historic right's consumptive volume use(s).

Effect on Agricultural Base of the Local Area:

None anticipated.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

Total Storage Calculations		
FILE NUMBER	Transfer 89790	This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total seepage, evaporation and fill capacity required for a pond.
REVIEWER	L.BATES	
DATE	11/12/2025	
NW POND		User Input Calculated value Formula Explanations
Print Page to PDF		
Surface Area (AC.)	0.4	"Surface Area" is automatically carried over from the "Seepage Loss" sheet.
Average Pond Depth (FT.)	3.2	"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)	1.28	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)	0	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)	1.9	The "Estimated Seepage Loss" is automatically carried over from the "Seepage Loss" sheet.
Estimated Evaporation Loss (AF)	0.3	The "Estimated Evaporation Loss" is automatically carried over from the "Evaporation Loss" sheet.
Total Volume Required (AF)	3.5	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.
Total Storage Calculations		
FILE NUMBER	Transfer 89790	This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total seepage, evaporation and fill capacity required for a pond.
REVIEWER	L.BATES	
DATE	11/12/2025	
SE POND		User Input Calculated value Formula Explanations
Print Page to PDF		
Surface Area (AC.)	0.8	"Surface Area" is automatically carried over from the "Seepage Loss" sheet.
Average Pond Depth (FT.)	3.2	"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)	2.56	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)	0	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)	2.0	The "Estimated Seepage Loss" is automatically carried over from the "Seepage Loss" sheet.
Estimated Evaporation Loss (AF)	0.5	The "Estimated Evaporation Loss" is automatically carried over from the "Evaporation Loss" sheet.
Total Volume Required (AF)	5.1	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.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Kootenai)

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

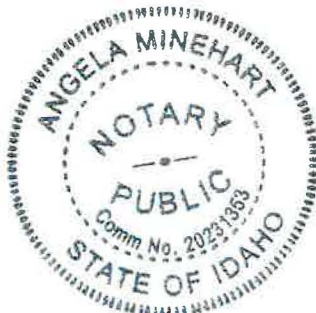
1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

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 6 day of November, 2025, and ending on the 13 day of November, 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. Blundell
On this 13 day of November 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

RECEIVED
NOV 24 2025

RECEIVED
NOV 24 2025
IDWR / NORTH

RECEIVED
NOV 24 2025
WR / NORTH

have been filed to appropriate
the public waters of the State
of Idaho:

95-18702
ROXANN BURTIS LIVING
TRUST
2179 W GARWOOD RD
RATHDRUM, ID 83858-7127
Point of Diversion SWSW
S23 T52N R04W KOOTENAI
County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
0.06 CFS
Use: STOCKWATER
01/01 to 12/31
0.02 CFS
Use: IRRIGATION
03/15 to 11/15
0.15 CFS
Total Diversion:
0.2 CFS
Date Filed: 09-15-2025
Place Of Use: DOMESTIC,
IRRIGATION, STOCKWATER
T52N R04W S23 SWSW
Total Acres: 5

95-18703
RICHARD AND MARY
BUETTCHER LIVING TRUST
1937 W DIAMOND BAR RD
RATHDRUM, ID 83858-8129
Point of Diversion L1(NENE)
S3 T51N R04W KOOTENAI
County
Point of Diversion SENE
S3 T51N R04W KOOTENAI
County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
0.04 CFS
Use: IRRIGATION
03/15 to 11/15
0.15 CFS
Total Diversion:
0.19 CFS
Date Filed: 09-16-2025
Place Of Use: DOMESTIC, IRRIGATION
T51N R04W S3 L1(NENE)
Place Of Use: IRRIGATION
T51N R04W S3 SENE
Total Acres: 5

95-18706
TAVIS W THROM
JOHNNA M THROM
16892 N WILKINSON RD
RATHDRUM, ID 83858-8239
Point of Diversion SWNE
S27 T52N R04W KOOTENAI
County
Source GROUND WATER
Use: IRRIGATION
03/15 to 11/15
0.09 CFS
Total Diversion:
0.09 CFS
Date Filed: 09-23-2025
Place Of Use: IRRIGATION
T52N R04W S27 SWNE
Total Acres: 3

95-18708
JAMIE WISE
26226 N SILVER MEADOWS
LOOP
ATHOL, ID 83801-8692
Point of Diversion SWSW
S29 T53N R03W KOOTENAI
County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
0.04 CFS
Use: IRRIGATION
04/01 to 10/31
0.15 CFS
Total Diversion:
0.19 CFS
Date Filed: 09-25-2025

95-18712
FAMILY HERITAGE PROPERTY LLC
1725 E UPDAHL CT
HARRISON, ID 83833-7784
Point of Diversion L4(SENE)
S7 T49N R03W 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: 10-03-2025
Place Of Use: DOMESTIC
T49N R03W S7 L4(SENE)
T49N R03W S8 SWNW

Permits will be subject to all
prior water rights. For additional
information concerning
the property location, contact
Northern Region office at (208)
762-2800; or for a full description
of the right(s), please see
<https://idwr.idaho.gov/apps/Ext-Search/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 together
with a protest fee of \$25.00 for
each application on or before
11/24/2025. The protestant
must also send a copy of the
protest to the applicant.

NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
TRANSFER NO. 89790
STERLING & MARILYNN SNYDER
FAMILY TRUST, 24562 N
MCCOY RD, ATHOL, ID 83801
has filed Application No. 89790
for changes to the following
water rights within KOOTENAI
County(s): Right No(s).
95-9921. The purpose of the
transfer is to change a portion
of the above rights as follows:
This transfer proposes to
change the nature of use of two
(2) beneficial uses, Stockwater
Storage and Stockwater
from Storage, to Recreation
Storage. The change of beneficial
uses does not enlarge
the Decreed Right. There are
no changes proposed for the
Point(s) of Diversion or Place
of Use.
For additional information concerning
the property location,
contact Northern Region office
at (208)762-2800; or for a full
description of the transfer,
please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers/>.
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 11/24/2025. The
protestant must also send a
copy of the protest to the
applicant.
MATHEW WEAVER Director