

State of Idaho  
Department of Water Resources  
**Permit to Appropriate Water**  
No. 65-24127

Priority: April 25, 2022

Maximum Diversion Rate: 0.02 CFS

This is to certify that

LISE JUMPER 5200 BUTTE RD EMMETT ID 83617

has applied for a permit to appropriate water from:

Source : SPRING

Tributary: SPRING CREEK

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

**Beneficial Use**

STOCKWATER

**Period of Use**

1 /1 to 12/31

**Rate of Diversion**

0.02 CFS

**Location of Point(s) of Diversion**

SPRING L5 (NW¼ SW¼ NW¼), Sec. 1, Twp 07N, Rge 01W, B.M. GEM County

**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 |        |
| 07N | 01W | 1   |    |    |    |    |    | X<br>L4 | X<br>L5 |    |    |    |    |    |    |    |    |    |        |

**Conditions of Approval**

1. Proof of application of water to beneficial use shall be submitted on or before **September 01, 2023**.
2. Subject to all prior water rights.
3. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
4. Stockwater use is for 40 horses.
5. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.

State of Idaho  
Department of Water Resources  
**Permit to Appropriate Water**  
No. 65-24127

This permit is issued pursuant to the provisions of Idaho Code § 42-204.

Signed this 17<sup>th</sup> day of August, 2022.



SCOTT STORMS  
Water Rights Supervisor



State of Idaho  
Department of Water Resources

# Attachment to Permit to Appropriate Water

65-24127

This map depicts the STOCKWATER 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.

01W



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

0 0.035 0.07 0.14 Miles





IDAHO DEPARTMENT OF  
**WATER RESOURCES**

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: [westerninfo@idwr.idaho.gov](mailto:westerninfo@idwr.idaho.gov) • Web: [idwr.idaho.gov](http://idwr.idaho.gov)

Governor Brad Little

Director Gary Spackman

August 17, 2022

LISE JUMPER  
5200 BUTTE RD  
EMMETT ID 83617

RE: Permit No. 65-24127

### 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](http://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](http://www.idwr.idaho.gov).**

If you have any questions concerning the enclosed information, please contact me at (208) 605-4624.

Sincerely,



Scott Storms  
Water Rights Supervisor

Enclosure(s)

## CERTIFICATE OF SERVICE

I hereby certify that on August 18, 2022, I served a true and correct copy of Permit to Appropriate Water No. 65-24127 by U.S. Mail, postage prepaid, to the following:

LISE JUMPER (Current Owner)  
5200 BUTTE RD  
EMMETT ID 83617

WATER DISTRICT #65  
NEIL SHIPPY - WD 65 (Watermaster)  
102 N MAIN ST  
PAYETTE ID 83661-2522



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Scott Storms  
Water Rights Supervisor

## **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.

RECEIVED

AUG 03 2022

WATER RESOURCES  
WESTERN REGION

AFFIDAVIT OF PUBLICATION  
STATE OF IDAHO

County of Gem

23100 255478

1 IDWR - WESTERN REGION

2735 AIRPORT WAY  
BOISE, ID 83705

LEGAL NOTICE

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

65-24127

LISE JUMPER  
5200 BUTTE RD  
EMMETT, ID 83617  
Point of Diversion L5(NWS  
WNW) S1 T07N R01W GEM  
County  
Source SPRING Tributary  
SPRING CREEK  
Use: STOCKWATER  
1 /1 to 12/31  
0.02 CFS  
0 AF  
Total Diversion: 0.02 CFS  
0 AF  
Date Filed: 04-04-2022  
Place Of Use: STOCKWATER  
T07N R01W S1 L5  
(SWNW),L4(NWNW)

65-24138

LISE JUMPER  
GEORGE JUMPER  
5200 BUTTE RD  
EMMETT, ID 83617  
Point of Diversion L5  
(NWSWNW) S1 T07N R01W  
GEM County  
Source SPRINGS Tributary  
SPRING CREEK  
Use: DOMESTIC  
1 /1 to 12/31  
0.02 CFS  
Use: STOCKWATER  
1 /1 to 12/31  
0.02 CFS  
Use: IRRIGATION  
3 /15 to 10/31  
0.09 CFS  
Total Diversion:0.13 CFS  
Date Filed: 04-22-2022  
Place Of Use: DOMESTIC,  
IRRIGATION, STOCKWATER  
T07N R01W S1 L5(SWNW)  
Place Of Use: IRRIGATION  
T07N R01W S1 L4(NWNW)

65-24149

WILLIAMS D. SWADER  
12000 SWEET OLA HWY  
OLA, ID 83657-5032  
Point of Diversion SESW  
S10 T08N R01E GEM County  
Source LITTLE COTTON-  
WOOD CREEK Tributary

SQUAW CREEK  
Source SQUAW CREEK  
Tributary PAYETTE RIVER  
Use: IRRIGATION  
03/15 to 10/31  
0.15 CFS  
Total Diversion:0.15 CFS  
Date Filed: 06-07-2022  
Place Of Use: IRRIGATION  
T08N R01E S10 SESW  
Place Of Use: IRRIGATION  
T08N R01E S15 NENW  
Total Acres: 5

Permits will be subject to all  
prior water rights. For additional  
information concerning the  
property location, contact the  
Western office at (208)334-  
2190; or for a full description  
of the right(s), please see  
[https://idwr.idaho.gov/apps/  
ExtSearch/WRApplication  
Results/](https://idwr.idaho.gov/apps/ExtSearch/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, Western Region,  
2735 W AIRPORT WAY, BOI-  
SE ID 83705-5082 together  
with a protest fee of \$25.00  
for each application on or be-  
fore 7/25/2022. The protestant  
must also send a copy of the  
protest to the applicant.

GARY SPACKMAN, Director

July 6, 13, 2022 255478

SHARON JESSEN

of the State of Idaho, being of first duly sworn, deposes  
and says:

1. That I am a citizen of the United States, and at all  
times hereinafter mentioned was over the age of  
eighteen years, and not a party to the above entitled  
action.
2. That I am the Principle Clerk of the Emmett  
Messenger Index, a weekly newspaper published  
in the State of Idaho; that the said newspaper is  
in general circulation in the said county of Gem,  
and in the vicinity of Emmett, Idaho and has been  
uninterruptedly published in said Counties during a  
period of seventy -eight consecutive weeks prior to  
the first publication of this notice, a copy of which is  
hereto attached.
3. That the notice, of which the annexed is a printed  
copy, was published in said newspaper 2 times(s)  
in the regular and entire issue of said paper, and  
was printed in the newspaper proper, and not in a  
supplement

That said notice was published the following: 07/06/2022,  
07/13/2022

  
SHARON JESSEN  
STATE OF IDAHO

On this 29th day of July, in the year of 2022 before me a  
Notary Public, personally appeared. SHARON JESSEN,  
known or identified to me to be the person whose name is  
subscribed to the within instrument, and being by me first  
duly sworn, declared that the statements therein are true,  
and acknowledge to me that he/she executed the same.





Notary Public of Idaho  
My commission expires

State of Idaho  
Department of Water Resources  
Application for Permit  
RECOMMENDATION FORM

RE: Application for Permit No. 65-24127

New Appropriation Applicant's  
Name:

LISE JUMPER  
5200 BUTTE RD  
EMMETT, ID 83617

RECEIVED  
JUL 01 2022  
WATER RESOURCES  
WESTERN REGION

Watermaster's Recommendation:

- a)   X   I do not oppose approval of this application.
- b)        I do not oppose approval of this application if it is conditioned  
as follows:
- c)        I oppose approval of this application for the following reasons:
- d)        Additional comments:

Dated this 30 day of June, 2022

Neil W Shippy  
Watermaster's Signature



IDAHO DEPARTMENT OF  
**WATER RESOURCES**

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: [westerninfo@idwr.idaho.gov](mailto:westerninfo@idwr.idaho.gov) • Web: [idwr.idaho.gov](http://idwr.idaho.gov)

Governor Brad Little

Director Gary Spackman

April 18, 2022

LISE JUMPER  
5200 BUTTE RD  
EMMETT ID 83617

COPY

**Re: Water Right Application Incomplete - Returned**

Dear Applicant:

This office received your application on April 7, 2022. The application cannot be accepted into the records of the Idaho Department of Water Resources (IDWR) until the following items are complete:

- **Point of Diversion(s).**  
-The location of the Point of Diversion listed in item #4 of the application needs to be listed down to the 10-acre tract (QQQ) for spring sources. Please amend this item to include the 10-acre tract the proposed POD will exist within.

The original incomplete application is enclosed. Please make the necessary amendments to the original form and re-submit within the next thirty (30) days. IDWR forms and other information are available on the Internet at [www.idwr.idaho.gov](http://www.idwr.idaho.gov). Please consult the IDWR website or contact this office at 208-334-2190 and ask for the "office day person" if you have any questions about the necessary information or fee.

Sincerely,

Western Region Water Rights Staff

Enclosure: Original Application

## DEPARTMENT OF WATER RESOURCES

APR 07 2022

## APPLICATION FOR PERMIT

WATER RESOURCES  
WESTERN REGIONTo appropriate the public waters of the State of Idaho  
No. 65-24127

## 1. Applicants

Lise Jumper  
5200 Bulte Rd  
Emmett, ID 83617  
208-365-7120  
lajumper61@gmail.com

COPY

## 2. Representatives

Submitter is one of the applicants

## 3. Source of Water Supply

Source : spring tributary to SPRING CREEK

## 4. Location of Point(s) of Diversion

| POD # | Source | Tributary Of | Diversion Type | Township | Range | Section | Govt Lot | QQQ/QQ/Q | County |
|-------|--------|--------------|----------------|----------|-------|---------|----------|----------|--------|
| 1     | spring | SPRING CREEK |                | 07N      | 01W   | 1       | 5        | /SW/NW   | GEM    |

## 5. Water will be used for the following purposes:

| Purposes   | Season         | Rate     | Volume   | Description                |
|------------|----------------|----------|----------|----------------------------|
| STOCKWATER | 01/01 to 12/31 | 0.02 cfs | 0.00 afa | watering horses year round |

## 6. Total quantity to be appropriated is (a) 0.02 cfs and/or 0 afa

## 7. Proposed Diverting Works:

POD No :1

Description: A pipe/French drain is inserted into the spring horizontally. Water flows through the pipe into a 500 gallon stock tank. The water overflows the tank and flows through a creek/drainage ditch into Spring Creek.

Drill Date :

Metal Tag :

Drilled By :

Drilled For :

Drilling Permit :

GeothermalWater :False

## 8. Description of Place Of Use:

| STOCKWATER |       |         |    |    |        |          |       |
|------------|-------|---------|----|----|--------|----------|-------|
| Township   | Range | Section | QQ | Q  | County | Govt Lot | Acres |
| 07N        | 01W   | 1       | SW | NW | GEM    | 5        |       |
| 07N        | 01W   | 1       | NW | NW | GEM    | 4        |       |

9. 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.

none

## 10. Land Ownership

- Who owns the land to be irrigated or place of use? Applicant
- Who owns the land at the point of diversion? Applicant

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.

This water system was developed when we bought the property 30 years ago. We were under the impression that the water rights were part of the purchase of the property. We have been using the water system for the past 29 years, and only recently discovered that we needed to file for the water rights as the ones filed by the previous owners were on other parts of the property they sold in parcels or moved. We will continue to use the water as we have in the past, as stock water.

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