

RECEIVED

MAR 04 2022

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho
No. 78-12552

1. Applicant(s)

~~RICHARD W MOULTON
237 SEVEN DEVILS RD
RIGGINS ID 83549-5000
208-628-3469~~

OR

ALLECIA R MOULTON
237 SEVEN DEVILS RD
RIGGINS ID 83549-5000
208-315-0405, missymoulton16@gmail.com

2. Representative(s) N/A**3. Source of Water Supply:**

Source : SPRING

Tributary: SINKS

4. Location of Point(s) of Diversion:

Heading	Point of Diversion # 1
Source	SPRING
Tributary of	SINKS
Township	24N
Range	01E
Section	21
Govt. Lot	
QQQ/QQ/Quarter	SW¼NE¼NW¼
County	IDAHO
Diversion Type	
Local name or Tag#	
Type and size of devices	15 ft. deep by 3 ft diameter metal culvert with 5 HP sub. pump, Standard plastic water piped to house-installed by professional plumbing company.
Height of storage dam	
Active/ Total Reservoir capacity	
Dam Application required?	No
Proposed well diameter/ depth	
Water Temp > 85°F?	
Drilled Date	
Drilling firm	
Property Owner	Applicant
Access Arrangement Description	N/A

5. Water will be used for the following purposes:

Purposes	Season	Rate	Volume	Description
DOMESTIC	01/01 to 12/31	0.04 CFS		1 Home(s)

6. Total quantity to be appropriated is (a) 0.04 cubic feet per second (cfs) and/or (b) Not Stated acre-feet / year (af).**7. Proposed diverting works:**

a. If an existing well, who was the well drilled for? Drilling Permit No.

8. Describe other proposed water uses : N/A**For Department Use**

Received by ___KM___ Date 1-24-22 Time _____ Preliminary check by SN
Fee \$ 100 Receipted by ___KM___ Receipt No. C111770 Date 1/24/22

9. Description of place of use:**Place of Use:** DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				No QQ	Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
24N	01E	21					X													

10. 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?

- 11.**
- Who owns the land to be irrigated or place of use?** Applicant.
 - 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.

15 ft. deep by 3 ft diameter metal culvert with 5 HP sub. pump, Standard plastic water piped to house- installed by professional plumbing company.

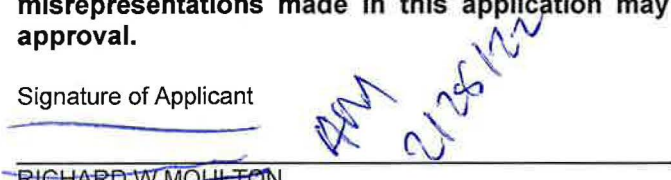
13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).

14. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

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.

Signature of Applicant

Signature of Applicant


 RICHARD W MOULTON


 ALLECIA R MOULTON

Deceased ↑



RECEIVED

JAN 24 2022

RECEIVED

FORM 202 Rev. 09/16

FEB 18 2022

DEPARTMENT OF
WATER RESOURCESDEPARTMENT OF
WATER RESOURCES

Print Single Sided Only

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 78-

1. Name of applicant(s) Allecia R. Moulton or Richard W. Moulton Phone 208-315-0405
 Name connector (check one): ☐ and ☒ or ☐ and/or
 Mailing address 237 Seven Devils Road City Riggins
 State Idaho ZIP 83549 Email missymoulton16@gmail.com
2. Name of representative, if any Vickie Heath Phone 208-469-0032
 Mailing address P.O. Box 398 City Riggins
 State Idaho ZIP 83549 Email vicktoriaheath@gmail.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.
3. Source of water supply SPRING which is a tributary of Sinks
4. Location of point(s) of diversion: NE of NW

Twp	Rge	Sec	Govt Lot	1/4	1/4	County	Source	Local name or tag #
24N	1E	21		NW	NW	IDAHO	SPRING	

5. Water will be used for the following purposes:
- Amount .04 for Domestic & 1/2 acre irrigation purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- 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)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) .04 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. 15 ft. deep by 3 ft diameter metal culvert with 5 HP sub. pump, Standard plastic water piped to house - installed by professional plumbing company.
- b. 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. Application required? ☐ Yes ☐ No
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? _____; drilling firm _____;
 well was drilled for (well owner) _____; Drilling Permit No. _____.

For Department Use

Received by Ku Date 1.24.22 Time 12:15 Preliminary check by _____
 Fee \$ 100- Receipted by Ku Receipt No. C111770 Date 1.24.22

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in kW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; must complete and attach the Municipal Water Right Application Checklist.
 - Domestic; show number of households One household & 1/2 acre irrigation for yard, garden etc...
 - Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use 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	
24N	1E	21					X	1/4											

Total number of acres to be irrigated: 1/2

10. 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? _____
11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? Applicant
- c. 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. See Item 7-a, page 1
13. Time required for completion of works and application of water to proposed beneficial use is 1 ^{year} years (minimum 1 year).
14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

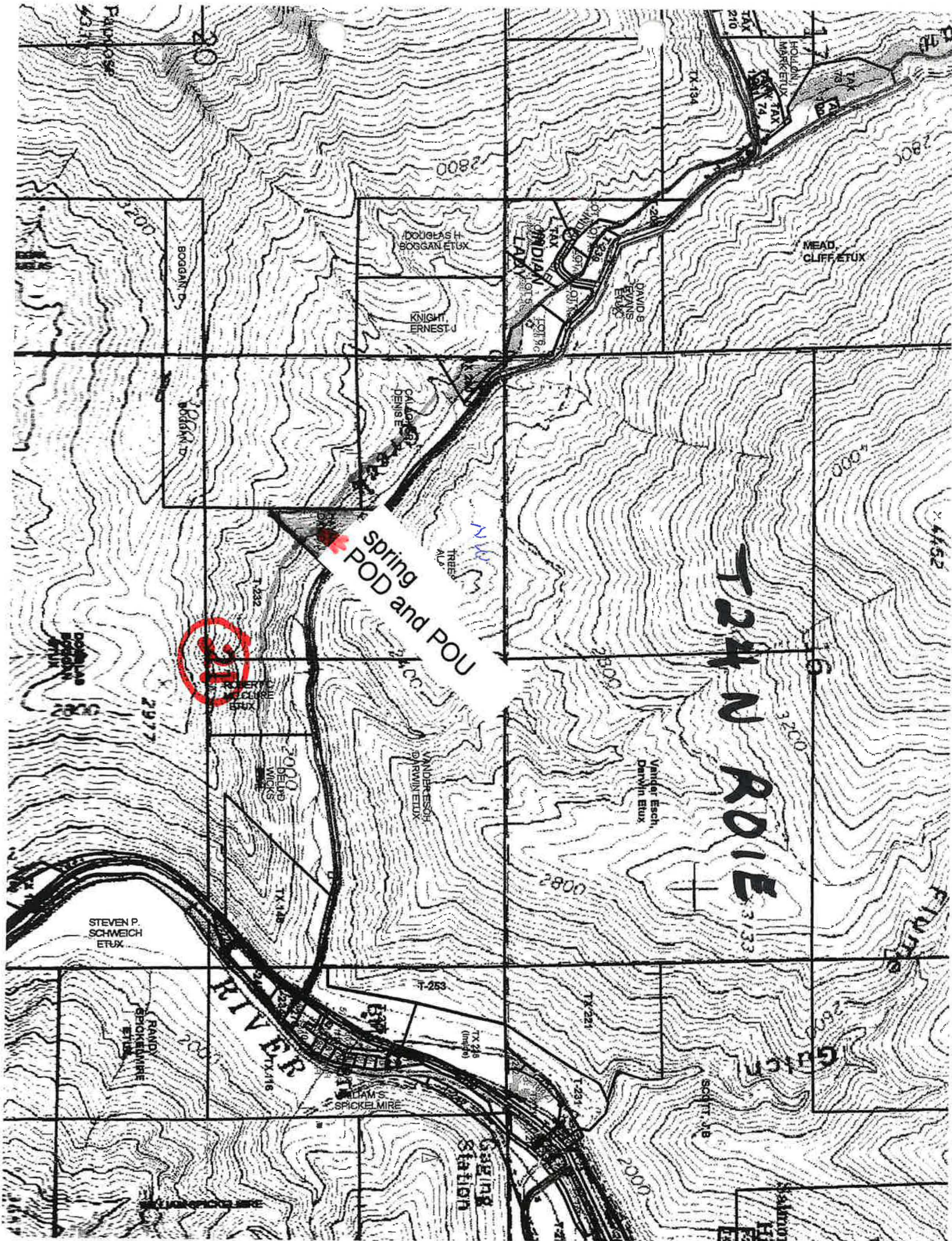
The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

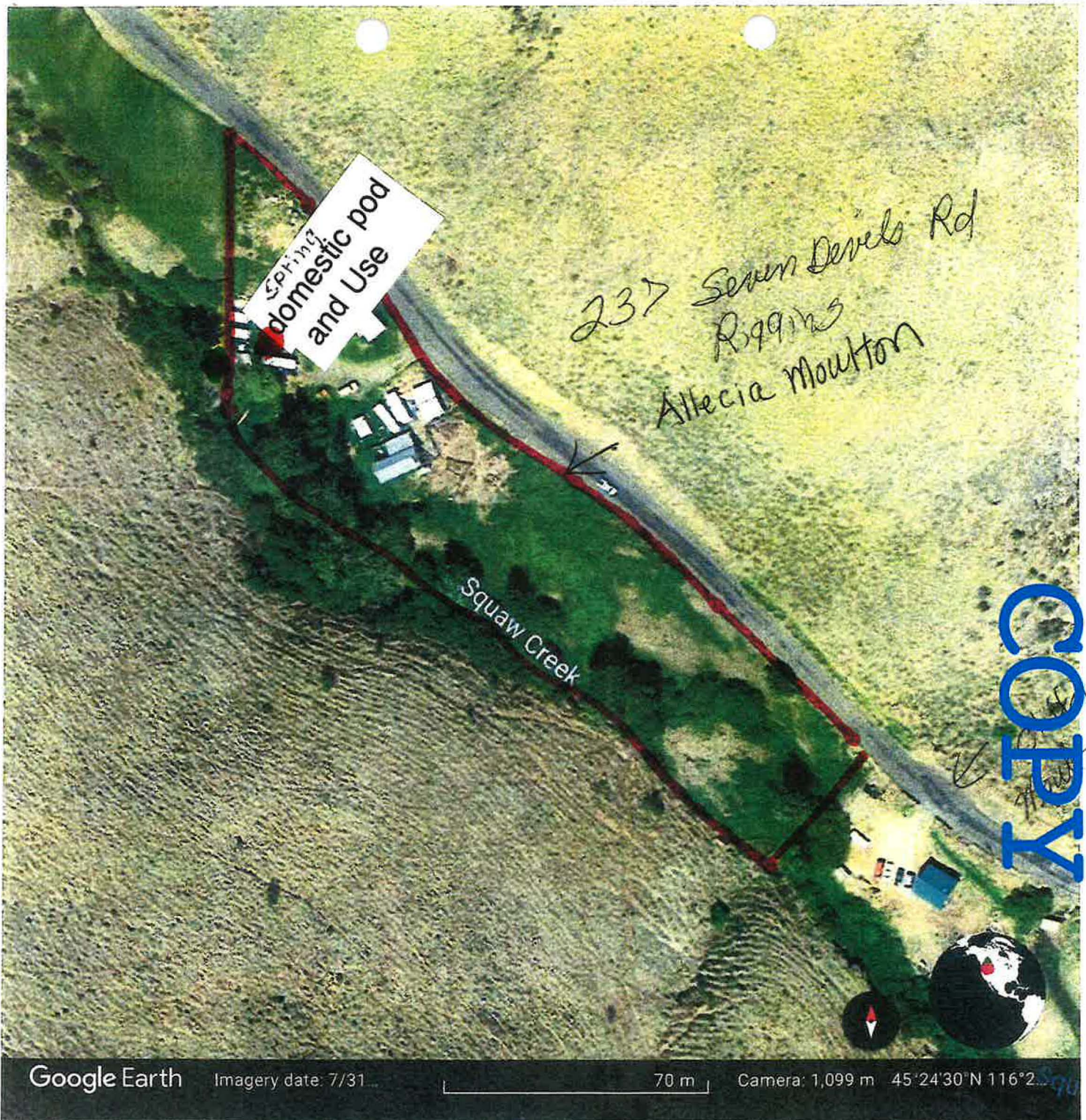
Allecia R. Moulton
 Signature of Applicant
 Allecia R. Moulton
 Print Name (and title, if applicable)

Richard W. Moulton
 Signature of Applicant
Richard W. Moulton *Dec 2022*
 Print Name (and title, if applicable)

AM 2/14/22
AM 2/14/22







7/31/16

T24 N, R1E sec 21

Current
Moulton
Warranty Deed.

Instrument # 513171

IDAHO COUNTY, IDAHO,
4-30-2019 02:14:32 PM No. of Pages: 4
Recorded for : IDAHO COUNTY TITLE
KATHY M. ACKERMAN Fee: 15.00
Ex-Officio Recorder Deputy

WARRANTY DEED

Broken

DAVID J. HAYNIE, Deceased, by and through MARVIN
ative, acting under authority of Idaho County Case
nes Ave., Eagle, ID 83616, for good and valuable

is hereby acknowledged, does hereby grant, bargain,
y to RICHARD W. MOULTON, a married man, and ALLECIA R. MOULTON, a
single woman, of P.O. Box 273, Riggins, ID 83549, and the Grantees' heirs and assigns
forever, all of the following described real estate located in the County of Idaho, State of
Idaho, to wit:

See Schedule C, attached hereto and incorporated herein by this reference.

TOGETHER WITH, all improvements, water, water rights, ditches, ditch rights,
easements, hereditaments, and appurtenances thereto.

SUBJECT TO:

- 1) General taxes for the year 2019, which are a lien, not yet due and payable.
- 2) Right of Way Deed for Squaw Creek Road Project 517, including the terms and provisions thereof, by and between ROY WISDOM and META WISDOM, his wife, and UNITED STATES OF AMERICA, recorded March 4, 1959, under Instrument No. 125481, Book 68 page 181; Assigned by Easement, recorded January 16, 1968, under Instrument No. 229342, Book 108 page 55; all records of Idaho County, Idaho.
- 3) Power Line Easement, including the terms and provisions thereof, by and between ROY D. WISDOM and META T. WISDOM, husband and wife, and the IDAHO POWER COMPANY, a corporation, recorded April 24, 1948, under Instrument No. 159357, Book 80 page 558, records of Idaho County, Idaho.
- 4) Easement Agreement, including the terms and provisions thereof, by and between ROY WISDOM and META WISDOM, husband and wife, and RIGGINS T. V. CABLE CO., INC., an Idaho corporation, recorded December 22, 1972, under Instrument No. 247974, records of Idaho County, Idaho.
- 5) Right of Way Easement, including the terms and provisions thereof, by and between DONALD R. EBERLY and SELMA A. EBERLY and IDAHO COUNTY, a

municipal corporation, recorded September 30, 1991, under Instrument No. 360455; Amended Right of Way Easement, recorded March 25, 2008, under Instrument No. 460094; all records of Idaho County, Idaho.

6) Matters as shown on Survey No. S-810, recorded February 15, 1993, under Instrument No. 367381 and Survey No. S-2054, recorded June 27, 2013, under Instrument No. 429772; all records of Idaho County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their heirs and assigns, forever. And the said Grantor does hereby covenant to and with the said Grantees that it is the owner in fee simple of said premises; that it is free from all encumbrances, and that it will warrant and defend the same from all lawful claims whatsoever, EXCEPT General taxes, easements, reservations, restrictions, and rights of way of record or in use.

Except as otherwise expressly provided in this instrument, Grantor hereby declares, pursuant to Title 5, Chapter 2 of the Idaho Code, that in the event Grantor shall have permitted or suffered, at any time prior to the making of this instrument, any person or entity to possess, use, or occupy the above-described premises, or any portion thereof, for any purpose, with or without the knowledge of Grantor, it was not the intent of Grantor, by permitting or suffering such possession, use, or occupation to thereby define property boundaries or ownership thereof.

In construing this Deed, and where the context so requires, the singular includes the plural and the masculine, the feminine, and the neuter.

IN WITNESS WHEREOF, the said Grantor has hereunto set its hand and seal.

THE ESTATE OF DAVID J. HAYNIE, Deceased

By

Marvin Leroy Bradley
MARVIN LEROY BRADLEY,
Personal Representative

STATE OF Idaho)
County of Ada)
SS

On this 26th day of April, 2019, before me, a Notary Public in and for said County and State, personally appeared MARVIN LEROY BRADLEY, Personal Representative of the ESTATE OF DAVID J. HAYNIE, Deceased, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he freely executed the same in the capacity described above.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Amanda L. Knipe
Notary Public for the State of Idaho
Residing at Ada County, therein.
My commission expires 8/24/19.

File No.: 29826

SCHEDULE C

This only
Township 24 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 21:

That portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying South and West of the existing County Road (United States Forest Service Papoose Creek Road Number 517) centerline.

LESS

Township 24 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 21:

A parcel of land located in the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ lying southerly of the southerly right of way line of Squaw Creek Road more particularly described as follows:

Beginning at the W $\frac{1}{4}$ corner of said Section 21;
thence N 89°50'15" E, 1320.427 feet to the CW 1/16th corner, to the Initial Point of Beginning;
thence N 00°18'44" W, 554.408 feet along the West line of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ to a 5/8"x30" rebar with survey cap by PLS 9166;
thence N 46°52'24" E, 763.856 feet to a point on the southerly right of way line Squaw creek Road;
thence S 45°08'22" E, 76.721 feet along said right of way;
thence S 47°16'17" E, 82.644 feet along said right of way;
thence S 66°16'48" E, 106.686 feet along said right of way;
thence S 67°23'41" E, 99.050 feet along said right of way;
thence S 86°20'14" E, 280.837 feet along said right of way;
thence N 80°22'54" E, 145.225 feet along said right of way;
thence N 81°41'36" E, 32.165 feet along said right of way to a point on the East line of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$;
thence S 00°25'41" E, 892.863 feet to the C 1/4 corner;
thence S 89°50'15" W, 1320.427 feet back to the Initial Point of Beginning
Sometimes known as Assessor's Tax No. 232.

(end schedule c)

Governor Brad Little

Director Gary Spackman

April 1, 2022

ALLECIA R MOULTON
237 SEVEN DEVILS RD
RIGGINS, ID 83549-5000

RE: Application for Permit No. 78-12552

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 COTTONWOOD CHRONICLE on 4/7/2022 and 4/14/2022. 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,



Jean Hersley
Technical Records Specialist

CC: VICKIE S HEATH
318 S MAIN
PO BOX 398
RIGGINS, ID 83549-0398

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

77-14376

JST PROPERTIES LLC
9364 W PEBBLE BROOK LN
BOISE, ID 83714-1756
Point of Diversion L5(SESENE) S1 T23N R03E IDAHO County
Source SPRING Tributary FRENCH CREEK
Use: POWER
01/01 to 12/31
0.2 CFS
Total Diversion:
0.2 CFS
Date Filed: 05-05-2021
Place Of Use: POWER
T23N R03E S1 SWNE

This application proposes the diversion and use of water from a Spring tributary to French Creek, a tributary of the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for hydropower purposes.

78-12552

ALLECIA R MOULTON
237 SEVEN DEVILS RD
RIGGINS, ID 83549-5000
Point of Diversion SWNENW S21 T24N R01E IDAHO County
Source SPRING Tributary SINKS
Use: DOMESTIC
01/01 to 12/31
0.04 CFS
Total Diversion:
0.04 CFS
Date Filed: 02-18-2022
Place Of Use: DOMESTIC
T24N R01E S21 NENW

79-14294

ROBINSON FAMILY TRUST
C/O JERRY ROBINSON
321 FINN CHURCH LN
MCCALL, ID 83638-5326
Point of Diversion NWNE S23 T27N R01E IDAHO County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
0.04 CFS
Use: IRRIGATION
02/15 to 11/30
0.06 CFS
Total Diversion:
0.1 CFS
Date Filed: 02-25-2022
Place Of Use: DOMESTIC, IRRIGATION
T27N R01E S23 NWNE, L5(NWNE)
Total Acres: 2

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the State office at (208) 287-4800; or for a full description of the right(s), please see <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, State Office, 322 E Front St, PO Box 83720, Boise, ID 83720 together with a protest fee of \$25.00 for each application on or before 4/25/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 4/7/2022 and 4/14/2022

Hersley, Jean

From: Hersley, Jean
Sent: Friday, April 1, 2022 10:31 AM
To: Chronicle Editor
Subject: Legal Notice for the Cottonwood Chronicle for Applications for Permit No. 77-14376, 78-12552, 79-14294
Attachments: Legal Notice.docx

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in the **COTTONWOOD CHRONICLE** on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately. An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office, PO Box 83720, Boise, Idaho, 83720-0098 before April 25, 2022. Your cooperation is appreciated.

Sincerely

Jean Hersley
Technical Records Specialist II
IDWR State Office
322 E Front St
Boise ID 83720
208-287-4942
jean.hersley@idwr.idaho.gov

Hersley, Jean

From: Hersley, Jean
Sent: Friday, April 1, 2022 10:31 AM
To: IWRB Water Use Reviews
Subject: Application for Permit 77-14376, 78-12552 & 79-14294

Dear Interested Party:

The Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your organization regarding the above referenced water right application. You can find a copy of the application at: <https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days of the final publication.

Please contact this office if you have any questions regarding the application.

*Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942*

MEMORANDUM

Date: March 18, 2022
To: WR No. 78-12552
From: Shilynn Novak
Re: Pre-Advertisement Application Review

Applicant

Application for Permit 78-12552 was submitted by Allecia Moulton. Vickie Heath also acts as a representative who can submit information on behalf of the applicant but does not have the authority to sign on behalf of the applicant.

The original application was originally received by IDWR State Office on January 24, 2022. After the application was amended, it was received by IDWR State Office on February 18, 2022. The POU and POD were clarified, and the application was accepted by IDWR State Office on March 4, 2022.

Source & Diversion System

The source is a developed spring which fills a 15 ft (length) by 3 ft (round) culvert with a 5-horsepower pump. The water is pumped from the spring to the one home for domestic purposes. The applicant only requested 0.04 cfs which is the general standard that IDWR uses for domestic use for a single home. Irrigation of one-half acre is included in the definition of domestic purposes.

Additional Comments

The applicant originally requested "Domestic & ½ acre Irrigation". Since "Domestic purposes" is defined by statute as "a) the use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to one-half (1/2) acre of land, if the total use is not in excess of thirteen thousand (13,000) gallons per day..." only the domestic use will be listed on the application.

There is a discrepancy between the projection of the PLSS layer in ArcMap and the actual location of the POD and POU. In ArcMap, the POD appears to be on neighboring property which is also outside of the QQ. In reality, the POD is located on the same property as the home which is inside the same QQ. A map was printed 3/16/2022 from the Idaho County Assessors website which showed the QQ line (red) in the correct location going east/west, but was also slightly off in the north/south orientation. Using the copy of the Warranty Deed, the property is in the SENW and NENW. With all provided information, the location of the POU should be located in the NENW and the POD should be located in the SWNENW.

The application stated that the spring was tributary to sinks, but the location of the spring was close to Squaw Creek. The applicant and Ms. Heath were asked to clarify if the spring did sink or was tributary to the creek. Ms. Heath stated the spring does sink per 3/18/2022 email.

Idaho County Parcel Map



3/16/2022, 11:17:20 AM

Parcel ID
Parcels Green
Idaho County Boundary

NAIP_2019
Red: Red
Green: Green
Blue: Blue

1:2,257
0 0.01 0.03 0.05 mi
0 0.02 0.04 0.08 km

The USDA-FSA Aerial Photography Field office asks to be credited in derived products., Esri Community Maps Contributors, © OpenStreetMap, Microsoft, Esri Canada, Esri, HERE, Garmin, SafeGraph, GeoTechnologies, Inc., METI/NASA, USGS, Bureau of Land Management, EPA, NPS, US

Idaho County GIS
This map is for reference only.

Novak, Shilynn

From: Novak, Shilynn
Sent: Friday, March 18, 2022 1:44 PM
To: Vickie Heath
Subject: RE: IDWR App for Permit 78-12552 Question

Thank you for confirming this for me! I will continue processing the application.

Sincerely,
Shilynn

From: Vickie Heath <vicktoriaheath@gmail.com>
Sent: Friday, March 18, 2022 11:26 AM
To: Novak, Shilynn <Shilynn.Novak@idwr.idaho.gov>
Subject: Re: IDWR App for Permit 78-12552 Question

Re: Moulton Spring

I discussed this Spring with you co-worker Jean Hersley and since the spring does not flow into Squaw Creek – it “sinks”.

Hope this answers your questions. Please let me know if not.

Thanks,

Vickie S. Heath, Broker
Heath Realty
P.O Box 398, 318 S. Main
Riggins, Id 83549
cell 208-469-0032
vicktoriaheath@gmail.com

From: [Novak, Shilynn](#)
Sent: Wednesday, March 16, 2022 2:39 PM
To: missymoulton16@gmail.com ; vicktoriaheath@gmail.com
Subject: IDWR App for Permit 78-12552 Question

Hello,

I am processing Application for Permit 78-12552 and wanted to verify that the spring truly sinks. If the spring were running its natural course without any manmade diversion system in place, would the water either 1) flow into Squaw Creek or 2) come to the surface and then sink back into the ground without going into Squaw Creek? Any insight would be greatly appreciated! You may reach me on my direct line listed in my email signature or you may email a response or if you have any questions.

Sincerely,

Shilynn Novak

Water Resource Agent, Sr. | Water Rights
Idaho Dept. of Water Resources
322 E Front St Ste 648 | Boise ID 83702-7371

Hersley, Jean

From: Hersley, Jean
Sent: Thursday, February 24, 2022 8:17 AM
To: Vickie Heath
Cc: missymoulton16@gmail.com
Subject: RE: application for permit Point of Diversion clarification
Attachments: Application For Permit 78-12552 0.docx; Capture.PNG

Most of her property is in the SENW however, the home and POD marked on the map are in the NENW. Her spring location should be SWNENW according to our map.

I have attached a corrected application. Please have Alecia look it over and if she agrees with everything, she needs to sign it and return to me. If she does not want Richard on the application, she should cross out his name, initial and date the correction.

*Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942*

From: Vickie Heath <vicktoriaheath@gmail.com>
Sent: Wednesday, February 23, 2022 3:49 PM
To: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Subject: Re: application for permit Point of Diversion clarification

Jean,
Re: Moulton – Spring POD:
Try as I may, I cannot get your grid (legal) to match what Idaho County's maps show.
If I remember correctly you sent me the geo map attached as "Moulton corrected app. for spring water right" and I marked where the POD & POU were as per where the buildings, road etc.. are located & sent it back to you. I did not double check the actual quarter. quarter etc. on that geo map which I now think are incorrect. Please see attached maps I scanned today. So far as I can see -most of Her property (Sec. 21) lies in the SE4,NW4, then a little corner lies in the NE4NW4 (broke down -SWNENW) below the county road. As I see it, her POD should be located in **NWSENW, SEC. 21**.
I marked the POD (which is also the POU) on a county map that shows the whole sec. 21. Also in the new PDF of today – there is a County topo map (triangle that says "Haynie") & her legal description.
Please review and let me know what you think??

Thanks,
Vickie S. Heath, Broker
Heath Realty
P.O Box 398, 318 S. Main
Riggins, Id 83549
cell 208-469-0032
vicktoriaheath@gmail.com

From: [Hersley, Jean](#)

Sent: Wednesday, February 23, 2022 8:14 AM
To: missymoulton16@gmail.com ; [Vickie Heath](#)
Subject: application for permit Point of Diversion clarification

Dear Applicant(s):

The Department of Water Resources has received your water right application. Preliminary review of the application indicates that it is incomplete and cannot be accepted for processing. The required information is described below.

- The Point of Diversion was not provided correctly. Spring sources must be described to the nearest 10-acre tract. I have enclosed a map with the 10-acre tracts mark and circled. Please update the POD on the attached application according to the location on the map and return to me.

Please provide the requested information within 30 days or your application will be returned unprocessed, and a refund will be requested. You can provide the information by fax to (208)287-6700, mail to: 322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098 , or email to Jean.Hersley@idwr.idaho.gov.

*Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942*



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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 Gary Spackman

January 24, 2022

ALLECIA R MOULTON
RICHARD W MOULTON
237 SEVEN DEVILS RD
RIGGINS ID 83549

RE: Application for Permit

Dear Applicant(s):

The Department of Water Resources has received your water right application. Preliminary review of the application indicates that it is incomplete and cannot be accepted for processing. We are returning your application to allow you to complete the necessary items. The required information is described below.

- Item 3- The tributary of the spring was not provided.
- Item 4- The Point of Diversion (POD) was not provided correctly. Spring sources should be described to the nearest 10-acre tract. Also, your property is in T24N, R01E, Sec 21, NENW. I have enclosed a map with the 10-acre tracts marked. Please update the POD according to the location on the map.
- Item 9-The Place of Use (POU) was not provided correctly. The POU does not match the map you enclosed. Again, your property is in T24N, R01E, Sec 21, NENW. Mark on the grid the correct POU, see below to see which box to mark.

			NE			NW				SW				SE						
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals	
24N	01E	21					x													

- Item 13-The Time required for beneficial use of water was not provided correctly. This is the number of years it will take you to complete the system and put this water to beneficial use. 5 years is recommended.

Please make the corrections on the application, initial and date the corrections and return to the Department within 30 days or your application will be returned unprocessed, and a refund will be requested. You can provide the information by mail to: 322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098.

Please feel free to contact me at (208) 287-4942 if you have any questions.

Sincerely,

Jean Hersley

Enclosures

c: Vickie Heath