

RECEIVED

FORM 202 Rev. 09/16

JAN 06 2022

STATE OF IDAHO

Ident. No. 63-35183

RECEIVED

WATER RESOURCES
WESTERN REGION

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Heather and Michael Benson Phone 208-631-6333
 Name connector (check one): ☒ and ☐ or ☐ and/or
 Mailing address 6619 E Lewis Ln City Nampa
 State ID _____ ZIP 83686 Email heathermbenson1@gmail.com
2. Name of representative, if any _____ Phone _____
 Mailing address _____ City _____
 State _____ ZIP _____ Email _____
- 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 ground water which is a tributary of _____
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
02N	01W	17			NW	NW	Canyon	ground water	

5. Water will be used for the following purposes:
- Amount .08-04 cfs for domestic use purposes from 1-1 to 12-31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 12-04 cfs for irrigation purposes from 3-1 to 11-15 (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) 2-04 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. submersible pump in well, diverting water to 2 homes on the property
- 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 n/a 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? yes, unknown; drilling firm _____; well was drilled for (well owner) _____; Drilling Permit No. _____

For Department Use

Received by LE Date 12/20/2021 Time 11:00 AM Preliminary check by MMW
 Fee \$ 100.00 Receipted by LE Receipt No. W050013 Date 12/20/2021

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 2
- 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	
02N	01W	17						24											4
								D											
								D											

Total number of acres to be irrigated: 24

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? property is 5 acres, 3 or 4 of these acres are planted in alfalfa and are currently irrigated from the canal. We plan to irrigate up to 2 acres around both homes on the property.

- Who owns the property at the point of diversion? applicant
- 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. Plan to irrigated the 2 homes with spigots and hoses.

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
 Heather Benson

 Print Name (and title, if applicable)



 Signature of Applicant
 Michael Benson

 Print Name (and title, if applicable)

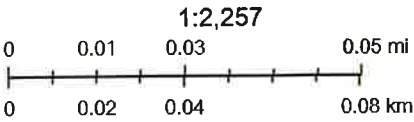
Application for Water Right



1/6/2022, 11:24:59 AM

P.O.S.

- | | |
|---|--|
|  Override 1 |  Township/Range |
|  Counties |  Idaho Outline |
|  Quarter Quarter |  Idaho Mask |
|  Section | |



Maxar, Microsoft, State of Oregon GEO, Esri, HERE, iPC, Created by NRCS from 1:24,000 scale USGS topographic maps., Idaho Department of Water Resources





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 • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

February 9, 2022

HEATHER BENSON
MICHEAL BENSON
6619 E LEWIS LN
NAMPA, ID 83686-9013

RE: Application for Permit No. 63-35183

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 PRESS TRIBUNE on 2/17/2022 and 2/24/2022. 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,

Denise Lauerman
Administrative Assistant



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

February 10, 2022

NAMPA-MERIDIAN IRRIGATION DISTRICT
1503 1ST ST SOUTH
NAMPA ID 83651

RE: Application for Permit No. 63-35183

Dear Interested Party:

The Idaho 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>.

Please review the application, complete the enclosed recommendation form, and return it to this by **03/07/2022**.

IDWR can finish reviewing an unprotested application as soon as the protest period has passed. 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 after final publication.

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

Sincerely,

Denise Lauerman
Administrative Assistant

Enclosure

State of Idaho
Department of Water Resources
RECOMMENDATION FORM

RE: Application for Permit No. 63-35183

New Appropriation Applicant's
Name:

HEATHER BENSON
MICHEAL BENSON
6619 E LEWIS LN
NAMPA, ID 83686-9013

Recommendation:

- a) _____ 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 _____ day of _____.

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 • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

February 10, 2022

BOISE KUNA IRRIGATION DISTRICT
129 N SCHOOL AVE
KUNA, ID 83634

RE: Application for Permit No. 63-35183

Dear Interested Party:

The Idaho 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>. Please review the application, complete the enclosed recommendation form, and submit it to this office within 21 days of the date of this letter.

IDWR can finish reviewing an unprotested application as soon as the protest period has passed. 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 after final publication.

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

Sincerely,

Denise Lauerman
Administrative Assistant

Enclosure

State of Idaho
Department of Water Resources
RECOMMENDATION FORM

RE: Application for Permit No. 63-35183

New Appropriation Applicant's
Name:

HEATHER BENSON
MICHEAL BENSON
6619 E LEWIS LN
NAMPA, ID 83686-9013

Recommendation:

- a) _____ 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 _____ day of _____.

Signature

Lauerman, Denise

From: Lauerman, Denise
Sent: Thursday, February 10, 2022 9:32 AM
To: Legal Clerk
Subject: CANYON COUNTY Legal Notice - Application for Permit No. 63-35164, 63-35076, 63-35163, 63-35162, 63-35176, 63-35183, Transfer No. 85639
Attachments: Cover Letter Canyon County 85639 63-35164 63-35076 63-35163 63-35162 63-35176 63-35183.docx; Legal Notice Ada County 85596 85636 63-35124 63-35166 63-35177 63-35178.docx

Good morning,

This will be my last Legal Notice email to you as I am moving on to a different position with the State of Idaho.

Please email any responses after 02.11.2022 to: westerninfo@idwr.idaho.gov

Please see the attached ad for publication on 02/17/2022 and 02/24/2022.

Please publish the enclosed legal notice 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 before 03/07/2022. Your cooperation is appreciated

Please confirm this is okay to publish as shown and send confirmation and all other correspondence to this email.

Thanks much!

Denise

Denise Lauerman

Administrative Assistant | IDWR - Western Region
2735 W Airport Way, Boise ID 83705-5082

☎ (208) 334.2190 | <http://idwr.idaho.gov/>

✉ denise.lauerman@idwr.idaho.gov





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Governor Brad Little

Director Gary Spackman

February 9, 2022

LEGAL NOTICE DEPARTMENT
PRESS TRIBUNE
PO BOX 9399
NAMPA, ID 83652

**RE: Application for Permit No. 63-35164, 63-35076, 63-35163, 63-35162, 63-35176, 63-35183
Transfer No. 85639
Water Right No. 63-3298**

Dear Legal Notice Department:

Please publish the enclosed legal notice 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 before 3/7/2022. Your cooperation is appreciated.

Sincerely,

Denise Lauerman
Administrative Assistant

Enclosures

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

63-35164

HERB FITZPATRICK

397 CEMETERY RD

MIDDLETON, ID 83644-5189

Point of Diversion SENE S12 T04N R03W ADA County Source WILLOW CREEK Tributary BOISE RIVER

Use: IRRIGATION 03/01 to 11/15 0.15 CFS

Total Diversion: 0.15 CFS

Date Filed: 01-19-2022

Place Of Use: IRRIGATION

T04N R03W S12 SENE

63-35076

GAYLE C DAVIS

19475 MARKET RD

CALDWELL, ID 83607-8662

Point of Diversion SESE S10 T05N R04W CANYON County Source GROUND WATER

Use: IRRIGATION 3 /1 to 11/15 0.15 CFS

Total Diversion: 0.15 CFS

Date Filed: 07-19-2021

Place Of Use: IRRIGATION

T05N R04W S10 SESE

Total Acres: 5

Water bearing zone to be appropriated is from 120 to 250 feet.

63-35162

DORENN A SCHRADER

STACE SCHRADER

8820 DEER FLAT RD

NAMPA, ID 83686-9212

Point of Diversion SWSW S15 T02N R02W CANYON County Source GROUND WATER

Use: DOMESTIC 1 /1 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 11-30-2021

Place Of Use: DOMESTIC

T02N R02W S15 SWSW

Water bearing zone to be appropriated is from 42 to 110 feet.

63-35163

RONALD GROSZ

DOROTHY GROSZ

3007 CAN ADA RD

MELBA, ID 83641

Point of Diversion SESE S13 T01N R02W CANYON County Source GROUND WATER

Use: DOMESTIC 1 /1 to 12/31 0.04 CFS

Use: IRRIGATION 3 /1 to 11/15 0.14 CFS

Total Diversion: 0.18 CFS

Date Filed: 11-30-2021

Place Of Use: DOMESTIC, IRRIGATION

T01N R02W S13 SESE

Water bearing zone to be appropriated is from 250 to 450 feet.

63-35176

STEVE ADDISON

DIANE ADDISON

15007 WILLIS RD

CALDWELL, ID 83607-7895

Point of Diversion L1(NENE) S4 T04N R03W CANYON County Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Use: IRRIGATION 03/01 to 11/15 0.08 CFS

Total Diversion: 0.12 CFS

Date Filed: 12-27-2021

Place Of Use: DOMESTIC, IRRIGATION

T04N R03W S4 L1(NENE)

Total Acres: 2.5

Water bearing zone to be appropriated is from 50 to 150 feet.

63-35183

HEATHER BENSON

MICHEAL BENSON

6619 E LEWIS LN

NAMPA, ID 83686-9013

Point of Diversion: NWNW S17 T02N R01W CANYON County Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31 0.08 CFS

Use: IRRIGATION 03/01 to 11/15 0.12 CFS

Total Diversion: 0.2 CFS

Date Filed: 01-06-2022

Place Of Use: DOMESTIC, IRRIGATION

T02N R01W S17 NWNW

Total Acres: 4

Water bearing zone to be appropriated is from 40 to 200 feet.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 85639

IMH BOISE CIMARRON LLC, 10650 SCRIPPS RANCH BLVD STE 216, SAN DIEGO, CA 92131-2472 has filed Application No. 85639 for changes to the following water rights within CANYON County(s): Right No(s). 63-3298; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows:

to retire 26 acres of irrigation from water right 63-3298 and change the use of that portion to domestic use for 240 homes and add two new points of diversion to the domestic use located in Section 17, T02N,R03W, south of Caldwell and east of Lake Lowell .

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208)334-2190; 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 Sec. Code § 42-203A and/or § 42-222. Any protest against the approval of the application or the proposed change must be filed with the Director, Department of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 3/7/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 2/17/2022 and 2/24/2022