

SEP 28 2021

Department of Water Resources
Eastern Region

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Richard Turville, Patricia Turville, Scott Nixon, Judy Nixon Phone 801-540-6148
 Name connector (check one): ☒ and ☐ or ☐ and/or
 Mailing address c/o Richard Turville, 278 W. 1000 N. City Farmington
 State Utah ZIP 84025 Email pturville1@gmail.com
2. Name of representative, if any Robert L. Harris Phone 208-523-0620
 Mailing address PO Box 50130 City Idaho Falls
 State Idaho ZIP 83405 Email rharris@holdenlegal.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 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 #
14N	43E	36			NW	SE	Fremont	Ground water	

5. Water will be used for the following purposes:
- Amount .08 cfs for Domestic 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) .08 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. Well and pump into water lines
- 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? App. 1970; drilling firm Unknown;
 well was drilled for (well owner) Unknown; Drilling Permit No. _____

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by CAH Receipt No. E047403 Date 9/28/21

21-13312

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
- d. Domestic; show number of households ³ _____
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. 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	
14N	43E	36														D			

Total number of acres to be irrigated: N/A

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? No other water rights. This water WILL NOT be used for irrigation purposes and will only be used for in-house culinary water purposes.

11. a. Who owns the property at the point of diversion? Applicants Richard and Patricia Turville
- b. Who owns the land to be irrigated or place of use? Place of use is owned by the applicants; no irrigation will occur.
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: The parties have a well use agreement. Fremont County Instrument No. 321137.

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. The applicants have a shared well for domestic (residential) purposes that has been in use since at least the 1970s. They only recently became aware that they need a water right for a shared well.

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.

Robert L. Harris
Signature of Applicant
Robert L. Harris, Attorney
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

Rob Harris

From: Patricia Turville <pturville1@gmail.com>
Sent: Thursday, September 23, 2021 1:12 PM
To: Rob Harris
Subject: Approval to sign the Application for Water Permit

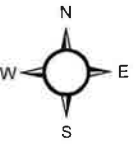
Hello Rob,

You have our permission to sign on behalf of all 4 applicants- Richard Turville, Patricia Turville, Scott Nixon and Judy Nixon on the Application for Water Permit with the State of Idaho Department of Water Resources. We appreciate your assistance with this process. Please let us know if you need anything further.

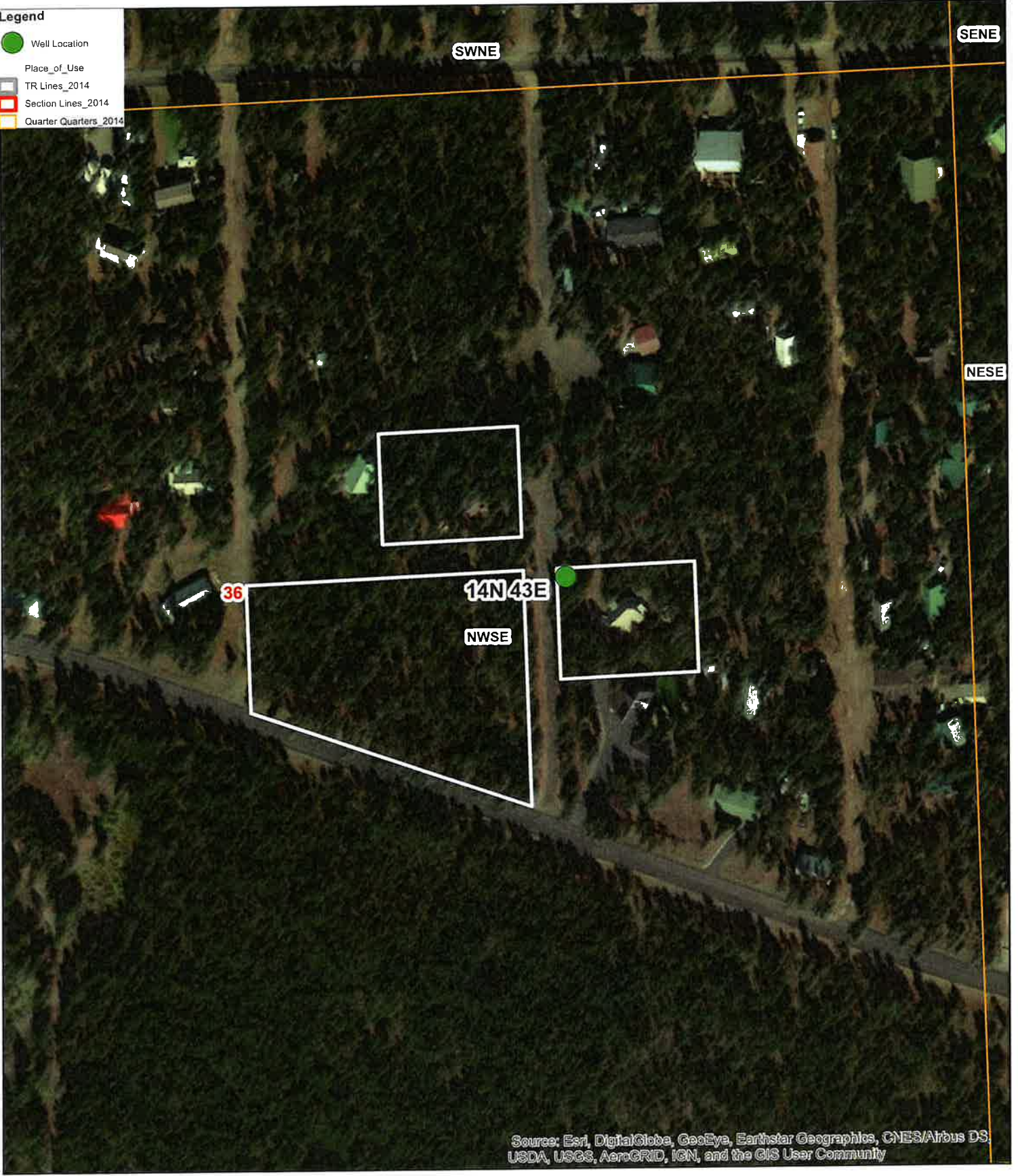
Sincerely,

Patricia and Richard Turville

APPLICATION FOR PERMIT

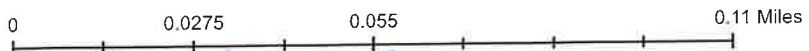


- Legend**
- Well Location
 - Place_of_Use
 - TR Lines_2014
 - Section Lines_2014
 - Quarter Quarters_2014



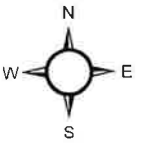
Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

Prepared by:
Robert L. Harris
ESRI Basemap



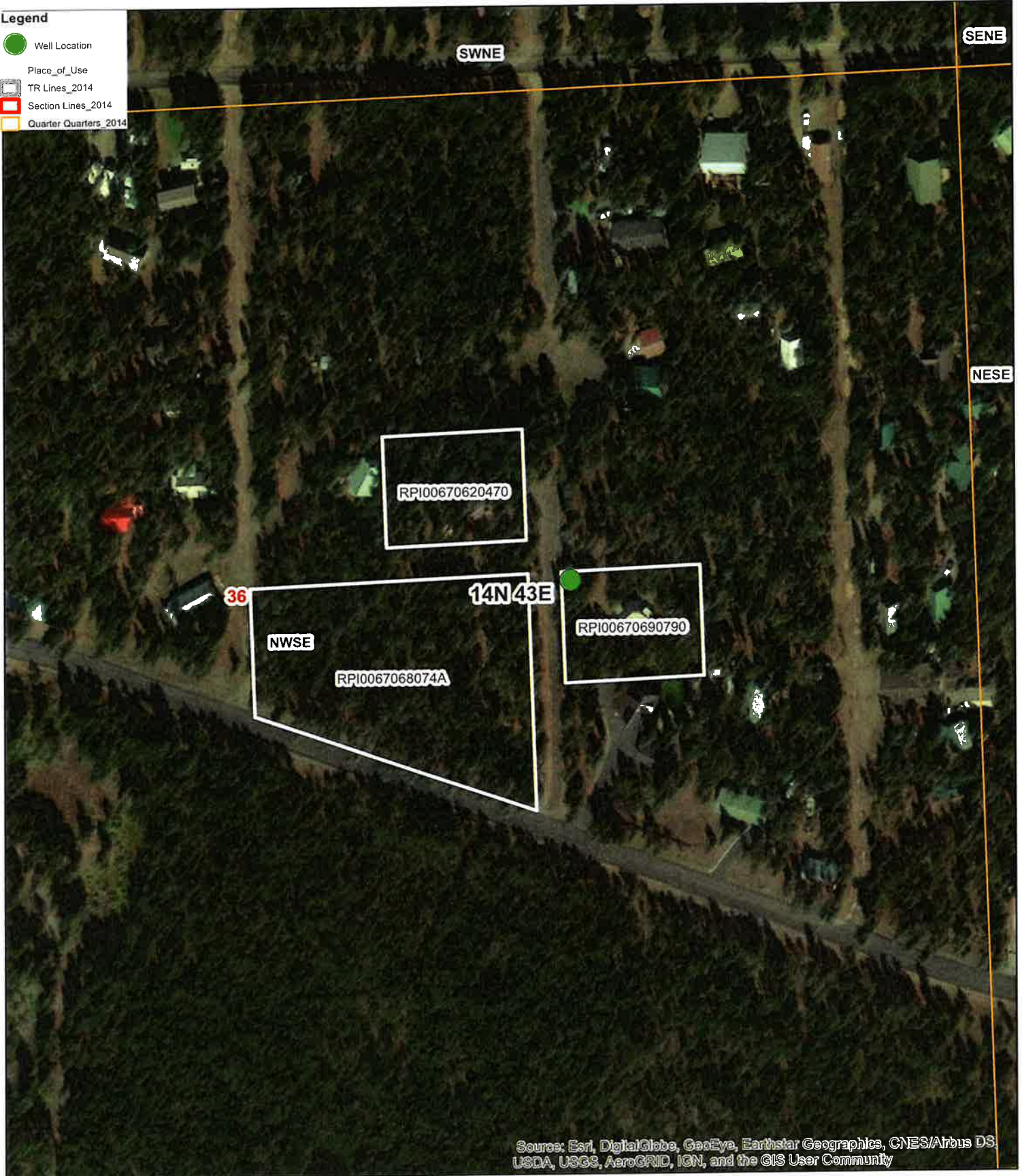
21-13312

APPLICATION FOR PERMIT



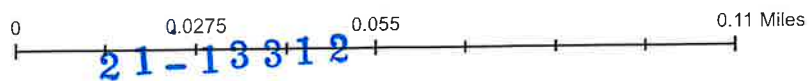
Legend

- Well Location
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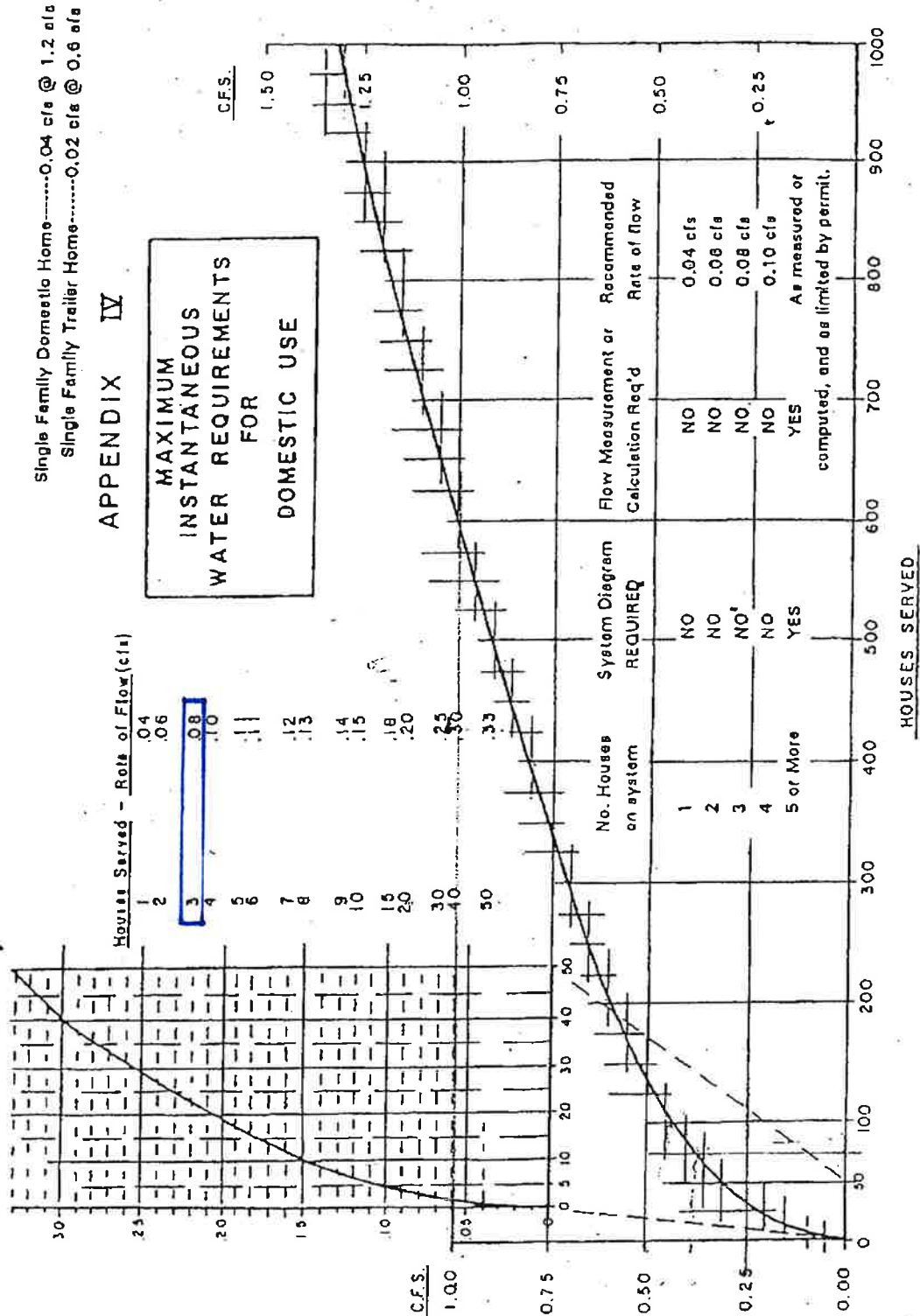
Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

Prepared by:
Robert L. Harris
ESRI Basemap



NOTE:

THESE CHART VALUES ARE USED FOR IN-HOUSE USE ONLY. YOU MUST CALCULATE THE TOTAL ACRES (1/2 ACRE PER LOT), MULTIPLY BY 0.02 CFS/ACRE AND ADD THAT UNDER THE DOMESTIC VALUE. DO NO LIST IRRIGATION AS A SEPARATE ENTITY.



21-13312



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

October 14, 2021

RICHARD TURVILLE
PATRICIA TURVILLE
278 W 1000 N
FARMINGTON, UT 84025-3723

SCOTT NIXON
JUDY NIXON
542 MOUNTAIN VIEW RD
CENTERVILLE, UT 84014-1332

RE: Application for Permit No. 21-13312

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 REXBURG STANDARD JOURNAL on 10/21/2021 and 10/28/2021. 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,

Christina Henman
Administrative Assistant

CC:
ROBERT L HARRIS
PO BOX 50130
IDAHO FALLS, ID 83405-0130

Henman, Christina

From: Henman, Christina
Sent: Thursday, October 14, 2021 9:41 AM
To: legalnotices@postregister.com
Subject: Legal Notice for Standard Journal
Attachments: 21-13312 Standard Journal.docx

LEGAL NOTICE DEPARTMENT
REXBURG STANDARD JOURNAL
PO BOX 10
REXBURG, ID 83440

RE: Application for Permit No. 21-13312

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 11/8/2021. Your cooperation is appreciated.

Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

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

21-13312

RICHARD AND PATRICIA TURVILLE, 278 W 1000 N, FARMINGTON, UT 84025-3723

SCOTT AND JUDY NIXON, 542 MOUNTAIN VIEW RD, CENTERVILLE, UT 84014-1332

Point of Diversion NWSE S36 T14N R43E FREMONT County

Source GROUND WATER Tributary

Use: DOMESTIC

01/01 to 12/31

0.08 CFS

Total Diversion:

0.08 CFS

Date Filed: 09-28-2021

Place Of Use: DOMESTIC

T14N R43E S36

NWSE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Eastern office at (208)525-7161; 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 § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 11/8/2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 10/21/2021 and 10/28/2021