

RECEIVED

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OCT 19 2020

FORM 202 Rev. 09/16

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO

Ident. No. 79-14279

DEPARTMENT OF WATER RESOURCES

OCT 06 2020
incomplete
DEPARTMENT OF
WATER RESOURCES**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Larry Bratcher or Michael Larry Bratcher Phone 208-413-3214
 Name connector (check one): ☐ and ☒ or ☐ and/or
 Mailing address PO Box 71 City Whitebird
 State ID ZIP 83554 Email l_bratcher@aol.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 Bear Gulch Creek which is a tributary of Getta Creek
4. Location of point(s) of diversion:

TwP	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
28N	01W	21		NW	NW		Idaho	surface water	

5. Water will be used for the following purposes:
- Amount 0.04 for domestic purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 0.04 for hydropower 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)
6. Total quantity to be appropriated is (a) 0.04 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. system is already in place and being utilized: See attached description of diversion works
- 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 10-6-2020 Time 12:20 Preliminary check by AB
 Fee \$ 100 Received by Ku Receipt No. C109341 Date 10-6-2020

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in kW. system produces 2 - 5 amps with 10-20 gal/min
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; must complete and attach the Municipal Water Right Application Checklist.
 - Domestic; show number of households 1 household with gardening up to 1/2 acre
 - 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	
28N	01W	21						D											
								P											

Total number of acres to be irrigated: _____

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? application for permit has been submitted for domestic use from a spring source, spring source is only to be utilized for drinking water, this permit seeks to supplement the spring water permit (the spring water application for permit will utilize a separate system)
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: N/A
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. _____
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

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

Diversion Works: System is already in place and being utilized: constructed dam on creek (already in place concrete dam; approx. 4 feet wide by 2 feet tall) A 6-inch pipe embedded in concrete dam with 6 inch overflow, diverts to plastic water trough then to (3) 2-inch lines to (3) settling barrels (in series), (settling barrels have six filter screens for debris) then to (1) 8-inch line approx. 450 feet length to a Pelton wheel box (hydropower turbine), this pressurizes water through a 1.5 inch line to supply the house and garden. Water ran through the Pelton wheel is discharged back into Bear Gulch Creek approximately 450 feet downstream from the original point of diversion.



Kaiser, Anna

From: Kaiser, Anna
Sent: Friday, November 13, 2020 2:51 PM
To: Skoro, Emily; Golden, Kala
Cc: Clark, Cynthia Bridge
Subject: Applications 65-23986 & 79-14279
Attachments: Agency Recommendation Form.docx; 65-23986.pdf; 79-14279.pdf

November 13, 2020

RE: Application for Permit No(s). 65-23986 & 79-14279

Dear Planning Bureau:

The Idaho Department of Water Resources (IDWR) requests written comment and/or recommendation from your agency regarding the above referenced water right applications. A copy of each application is enclosed with this email for your reference. Please review each application, complete the enclosed recommendation form, and submit your reply, if any, to this office by the protest deadline of **December 7, 2020**.

If your agency desires to formally protest approval of these applications, you can file a written protest along with a \$25.00 filing fee for each protested application by the protest deadline.

if you do not respond before the protest deadline, IDWR will assume your agency does not object to the application(s). Please contact me if you have any questions regarding the applications. Thank you for your help.

Sincerely,

Anna Kaiser | Water Resource Agent
IDWR-Western Region
2735 W Airport Way, Boise ID 83705
(208).334.2190 | anna.kaiser@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

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

BRAD LITTLE
Governor

GARY SPACKMAN
Director

November 13, 2020

BLM
1387 S VINNELL WAY
BOISE ID 83709-1657

Re: Application for Permit No. 79-14279

Dear BLM:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed with this letter for your reference. Please review the application, complete the enclosed recommendation form, and submit your reply, if any, to this office by **December 7, 2020**.

If your agency desires to formally protest approval of this application, you may do so by filing a written protest along with a \$25.00 filing fee by December 7.

IDWR will assume your agency does not object to this application if a timely response is not received. Please contact me if you have any questions regarding the application. Thank you for your help.

Sincerely,

Anna Kaiser
Water Resource Agent

Enclosure(s)

Kaiser, Anna

From: Kaiser, Anna
Sent: Friday, November 13, 2020 2:30 PM
To: 'danielle.merriman@deq.idaho.gov'
Cc: 'lance.holloway@deq.idaho.gov'
Subject: Application 79-14279
Attachments: Agency Recommendation Form.docx; 79-14279.pdf

November 13, 2020

DEPARTMENT OF ENVIRONMENTAL QUALITY

RE: Application for Permit No. 79-14279

Dear IDEQ:

The Idaho Department of Water Resources (IDWR) requests written comment and/or recommendation from your agency regarding the above referenced water right applications. A copy of the application is enclosed with this email for your reference. Please review the application, complete the enclosed recommendation form, and submit your reply, if any, to this office by the protest deadline of **December 7, 2020**

If your agency desires to formally protest approval of these applications, you can file a written protest along with a \$25.00 filing fee for each protested application by the protest deadline.

if you do not respond before the protest deadline, IDWR will assume your agency does not object to the application(s). Please contact me if you have any questions regarding the applications. Thank you for your help.

Sincerely,

Anna Kaiser | Water Resource Agent
IDWR-Western Region
2735 W Airport Way, Boise ID 83705
(208).334.2190 | anna.kaiser@idwr.idaho.gov

Kaiser, Anna

From: Kaiser, Anna
Sent: Friday, November 13, 2020 2:06 PM
To: 'casey.pozzanghera@idfg.idaho.gov'
Subject: Application for Permit No(s). 65-24001, 65-23994, 65-23995, 79-14279
Attachments: 65-42001.pdf; 65-23994.pdf; 65-23995.pdf; 79-14279.pdf; IDFG Recommendation Form.docx

November 13, 2020

STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA, ID 83686

RE: Application for Permit No(s). 65-24001, 65-23994, 65-23995, 79-14279

Dear IDFG:

The Idaho Department of Water Resources (IDWR) requests written comment and/or recommendation from your agency regarding the above referenced water right applications. A copy of the application is enclosed with this email for your reference. Please review the application, complete the enclosed recommendation form, and submit your reply, if any, to this office by the December 7, 2020.

if you do not respond before December 7, IDWR will assume your agency does not object to the application(s). Please contact me if you have any questions regarding the applications. Thank you for your help.

Sincerely,

Anna Kaiser | Water Resource Agent
IDWR-Western Region
2735 W Airport Way, Boise ID 83705
(208).334.2190 | anna.kaiser@idwr.idaho.gov



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

November 13, 2020

LARRY BRATCHER
MICHAEL BRATCHER
PO BOX 71
WHITE BIRD, ID 83554-0071

RE: Application for Permit No. 79-14279

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 11/19/2020 and 11/26/2020. 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,

A handwritten signature in blue ink, appearing to read 'Anna Kaiser'.

Anna Kaiser
Water Resource Agent

CC:
CHARLIE S BASER
PO BOX 2720
BOISE, ID 83701-2720

Kaiser, Anna

From: Kaiser, Anna
Sent: Friday, November 13, 2020 10:34 AM
To: 'Chronicle Editor'
Subject: IDAHO Legal Notice
Attachments: IDAHO Cover Letter.docx; IDAHO Legal Notice.docx

Follow Up Flag: Follow up
Flag Status: Flagged

Good Afternoon Legal Clerk,

Please see the attached ad for publication on 11/19/2020 and 11/26/2020.

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

Thank you,

Anna Kaiser | Water Resource Agent
IDWR-Western Region
2735 W Airport Way, Boise ID 83705
(208).334.2190 | anna.kaiser@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Brad Little
Governor

Gary Spackman
Director

November 13, 2020

LEGAL NOTICE DEPARTMENT
IDAHO COUNTY FREE PRESS
PO BOX 690
GRANGEVILLE, ID 83530

RE: Application for Permit No. 79-14279

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 12/7/2020. Your cooperation is appreciated.

Sincerely,

Anna Kaiser
Water Resource Agent

Enclosure(s)

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

79-14279

LARRY BRATCHER

MICHAEL BRATCHER

PO BOX 71

WHITE BIRD, ID 83554-0071

Point of Diversion NWNW S21 T28N R01W IDAHO County Source BEAR GULCH CREEK Tributary GETTA CREEK

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

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

Total Diversion: 0.04 CFS

Date Filed: 10-19-2020

Place Of Use: DOMESTIC, POWER

T28N R01W S21 NWNW

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/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, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 12/7/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 11/19/2020 and 11/26/2020