

RECEIVED

JUN 17 2020

WATER RESOURCES  
WESTERN REGION

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**  
To appropriate the public waters of the State of Idaho

Ident. No. 67-15364

1. Name of applicant(s) James & Lisa McDonald Phone 208-355-3329  
 Name connector (check one): ☒ and ☐ or ☐ and/or  
 Mailing address 2004 Granger Road City Indian Valley  
 State Idaho ZIP 83632 Email jandllivestockllc@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 n/a
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
13N	01W	28			NW	NW	WASHINGTON		

5. Water will be used for the following purposes:
- Amount 1.8 cfs for irrigation purposes from 03/15 to 10/31 (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) 1.8 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. We are in the preliminary stages of drilling an irrigation well.
- 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 12" inches; proposed depth of well is 1050 feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? n/a; drilling firm \_\_\_\_\_; well was drilled for (well owner) \_\_\_\_\_; Drilling Permit No. \_\_\_\_\_

## For Department Use

Received by LE Date 06/17/2020 Time 11:30AM Preliminary check by \_\_\_\_\_  
 Fee \$ 190 Receipted by LE Receipt No. W048396 Date 06/17/2020  
+100 LE W048284 05-18-2020

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 \_\_\_\_\_
- 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	
13N	01W	28					1		13	21	18	38							91

Total number of acres to be irrigated: 91

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? WR # 67-15123

- Who owns the property at the point of diversion? JAMES & LISA MCDONALD
- Who owns the land to be irrigated or place of use? JAMES & LISA MCDONALD
- 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. Develop irrigated pasture and hay ground. We are currently seeking bids from "Dig Well" and "Water Pro". We lease the majority of our grazing and hay ground, this would enable us to be more productive and cost efficient.

13. Time required for completion of works and application of water to proposed beneficial use is 5 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.

James R. McDonald  
Signature of Applicant  
James R. McDonald  
Print Name (and title, if applicable)

Lisa B. McDonald  
Signature of Applicant  
Lisa B. McDonald  
Print Name (and title, if applicable)

Select search method

Coordinates and Results

Longitudes in Idaho must be preceded by a minus sign. For example: (degrees decimal minutes): -116 28 31.24 W

44.44024, -116.47109

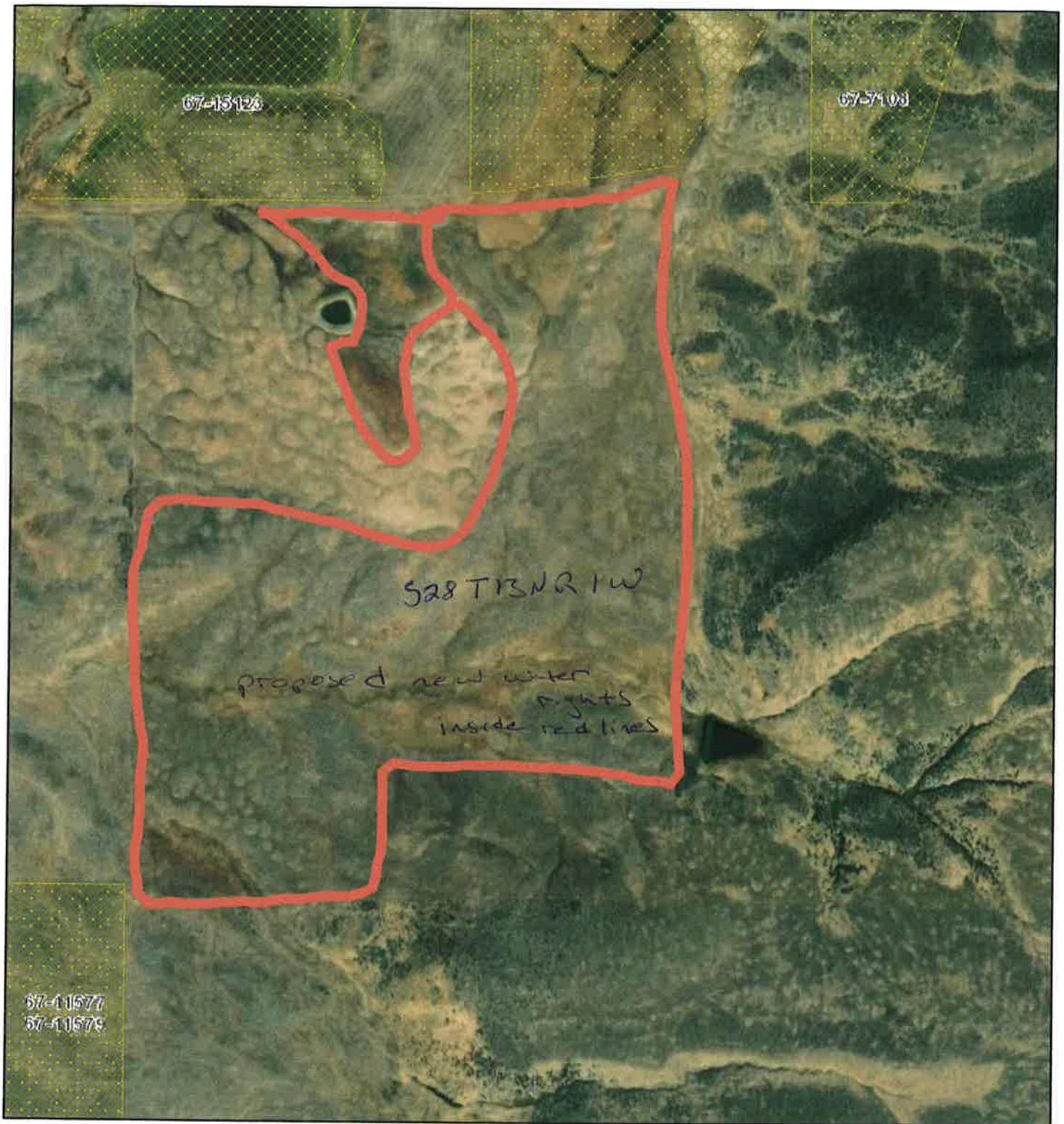
Map and convert

Create PDF

**Results**  
The coordinates you provided are  
44.26.41.24 N 116.28.31.24 W  
NW quarter of the NW quarter of Section 26 Township  
13N Range 01W  
IDTM NAD83 coord nates:  
Easting=2303281.1 Northing=1273967  
The site is in Washington County







5/14/2020, 5:59:09 PM

POU - Water Rights



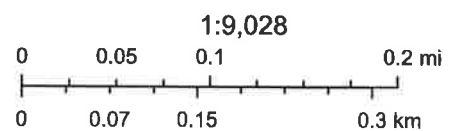
All Other POU (non-provider)



Irrigation Providers and Municipal Service Areas



POD - Water Rights



Esri, HERE, Garmin, (c) OpenStreetMap contributors, Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community, Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

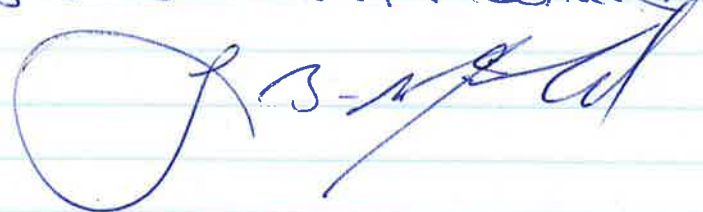
RECEIVED

JUN 17 2020

WATER RESOURCES  
WESTERN REGION

Dept. of Water Resources,

We decided to submit a new application, due to many necessary changes. Please use amount previously paid toward our new application.

Thank you  
James & Lisa McDonald  


Check # 922 - Transfer

Check # 923 - app. for permit



MAY 18 2020  
INCOMPLETE  
WATER RESOURCES  
WESTERN REGION

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**  
To appropriate the public waters of the State of Idaho

Ident. No. \_\_\_\_\_

1. Name of applicant(s) James & Lisa McDonald Phone 208 355 3329  
Name connector (check one): ☒ and ☐ or ☐ and/or  
Mailing address 2004 Geringer Rd City Indian Valley  
State ID ZIP 83632 Email jandl123456789@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 groundwater which is a tributary of n/a
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
<u>13N</u>	<u>9W</u>	<u>28</u>		<u>NW</u>	<u>NW</u>		<u>Washington</u>		

5. Water will be used for the following purposes:
- Amount .02 for irrigation 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)
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- b. Height of storage dam n/a 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
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- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? n/a; drilling firm    ; well was drilled for (well owner)    ; Drilling Permit No.

For Department Use

Received by LE Date 05/18/2020 Time 11:30AM Preliminary check by      
Fee \$ 100 Receipted by LE Receipt No. W048284 Date 05/18/2020

Add'l Fee \$190 W048396

- [illegible]

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? Water right No. 67-15123

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Develop irrigated pasture & hay ground, we are currently seeking well drilling bids from "Digwell" and "Waterpro". we currently leave the majority of our grazing & hay ground, this would enable us to be more productive & cost efficient.

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Signature of Applicant James B Mc Donald

Print Name (and title, if applicable) Jim McDonald

Page 2



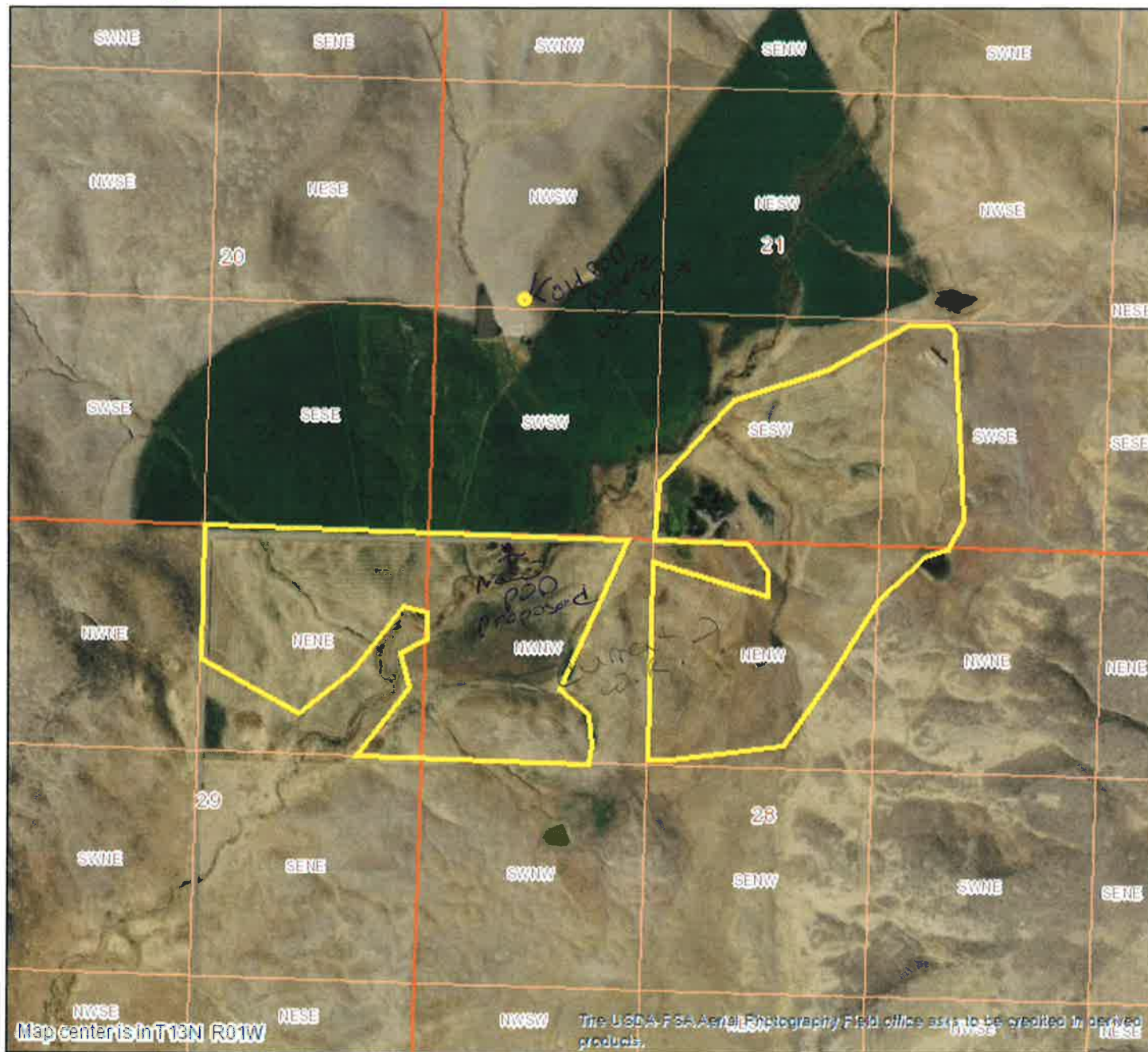
State of Idaho  
Department of Water Resources

# Water Right

67-15123

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



## Legend

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



Date created: 5/12/2020





IDAHO DEPARTMENT OF WATER RESOURCES  
Proof Report

9/18/2014

Water Right 67-15123

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JAMES MC DONALD 2004 GRANGER RD INDIAN VALLEY, ID 83632 (208)355-3329
Current Owner	LISA MC DONALD 2004 GRANGER RD INDIAN VALLEY, ID 83632 (208)355-3329
Original Owner	ANN R MEYER INDIAN VALLEY, ID 83632 (208)355-2400
Previous Owner	THE MILTON & ANN MEYER FAMILY TRUST C/O MILTON MEYER JR 2004 GRANGER RD INDIAN VALLEY, ID 83632 (208)355-2400
Previous Owner	VERDENE MEYER 2004 GRANGER RD INDIAN VALLEY, ID 83632 (208)355-2500
Previous Owner	MILTON L MEYER 2004 GRANGER RD INDIAN VALLEY, ID 83632 (208)355-2500

Priority Date: 10/1/1972

Basis: Decreed

Status: Active

Source  
GROUND WATER

Tributary

Beneficial Use  
IRRIGATION

<u>From</u>	<u>To</u>
04/01	10/31
<u>Total Diversion</u>	

<u>Diversion Rate</u>
0.630 CFS
0.630 CFS

<u>Volume</u>
269.9 AF
269.9 AF

Source and Point(s) of Diversion

GROUND WATER

NWSW

Sec. 21, Twp 13N, Rge 01W, WASHINGTON County

Place Of Use

IRRIGATION within WASHINGTON County

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

9/18/2014

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	01W	21												26.0			13.0		39.0
13N	01W	28		1.0			28.0	28.0											57.0
13N	01W	29	28.0																28.0

POU Total Acres: 124.0

**Conditions of Approval:**

1. S39 The use of water for irrigation under this right may begin as early as March 15 provided other elements of the right are not exceeded. The use of water before April 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

**Comments:**

1. agrimm 9/18/2014 Split Right  
Water Right No. 67-7108 has been split creation new Water Right No. 67-15123 for the new owner.
2. agrimm 9/18/2014 POD  
Updated Shape
3. agrimm 9/18/2014 POU  
Updated Shape

**Dates and Other Information**

Decreed Date: 3/23/2009  
Civil Case Number: 39576  
Judicial District: FIFTH  
State or Federal: S  
Owner Name Connector: And  
Water District Number: 67  
Mitigation Plan: False

**Combined Use Limits**

N/A

**SubCase:**

N/A

**Water Supply Bank:**

N/A





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

September 30, 2014

JAMES MC DONALD  
2004 GRANGER RD  
INDIAN VALLEY ID 83632

RE: Notice of Change in Water Right Ownership No. 67-7108

*Original:* Water Right No. 67-7108  
*Split Into:* Water Right No. 67-15123

Dear Water Right Holders:

The Department has received and processed a Change of Ownership for a portion of the original Water Right as referenced above. This Change of Ownership required a split of the original water right. Referenced above is a new number that has been created to represent your portion of the water right. A proof report for this right is enclosed.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Sections 42-222 and 42-223, Idaho Code.

Your portion of this water right has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form or you can find the forms at [www.idwr.idaho.gov](http://www.idwr.idaho.gov). If you do not plan on changing any items on your water right, then no further action is required at this time.

Thank you for your patience, as we have had several water right changes to process. Please contact this office at 334-2190 if you have any questions concerning the enclosed information or this letter.

Sincerely,

Rachel Sommer  
Administrative Assistant I  
Western Regional Office

Enclosures



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

Brad Little  
Governor

Gary Spackman  
Director

September 11, 2020

JAMES MCDONALD  
LISA MCDONALD  
2004 GRANGER RD  
INDIAN VALLEY, ID 83632-5101

**RE: Application for Permit No. 67-15364**

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 UPPER COUNTRY NEWS REPORTER on 9/16/2020 and 9/23/2020. 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 'Kensie Thorneycroft', is written over a light blue circular stamp.

Kensie Thorneycroft  
Administrative Assistant



## Thorneycroft, Kensie

---

**From:** Thorneycroft, Kensie  
**Sent:** Friday, September 11, 2020 10:00 AM  
**To:** 'Gamaliel Masters'  
**Subject:** Washington Legal Notice  
**Attachments:** CoverLetter.docx; LegalNotice.docx

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Good Morning Legal Clerk,

I am sending you the new legal notices, please send confirmation to my email.

Please see the attached ad for publication on 09/16/2020 and 09/23/2020.

Please confirm these are okay to publish as shown.

Kensie Thorneycroft  
Administrative Assistant  
IDWR Western Region  
208-334-2190



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

Brad Little  
Governor

Gary Spackman  
Director

September 11, 2020

LEGAL NOTICE DEPARTMENT  
UPPER COUNTRY NEWS REPORTER  
PO BOX 9  
CAMBRIDGE, ID 83601-0009

RE: Application for Permit No. 67-15358, 67-15359, 67-15360, 67-15361, 67-15364

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 10/5/2020. Your cooperation is appreciated.

Sincerely,

Kensie Thorneycroft  
Administrative Assistant

Enclosure(s)



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

**67-15358**

PAUL POORMAN  
GAYLE B POORMAN  
PO BOX 62

CAMBRIDGE, ID 83610-0062

Point of Diversion NENE S22 T15N R03W WASHINGTON County Source UNNAMED STREAM Tributary RUSH CREEK

Use: IRRIGATION STORAGE 01/01 to 12/31 0.1 AF

Use: DIVERSION TO STORAGE 01/01 to 04/15 0.05 CFS

Use: IRRIGATION FROM STORAGE 03/15 to 10/31 0.1 AF

Total Diversion: 0.05 CFS & 0.1 AF

Date Filed: 06-22-2020

Place Of Use: DIVERSION TO STORAGE, IRRIGATION FROM STORAGE, IRRIGATION STORAGE

T15N R03W S15 SESE

T15N R03W S22 NENE

Total Acres: 0.7

**67-15359**

PAUL POORMAN  
GAYLE B POORMAN  
PO BOX 62

CAMBRIDGE, ID 83610-0062

Point of Diversion NENE S22 T15N R03W WASHINGTON County Source UNNAMED STREAM Tributary RUSH CREEK

Use: IRRIGATION STORAGE 01/01 to 12/31 0.1 AF

Use: IRRIGATION FROM STORAGE 03/15 to 10/31 0.1 AF

Use: DIVERSION TO STORAGE 01/01 to 04/15 0.05 CFS

Total Diversion: 0.05 CFS & 0.1 AF

Date Filed: 06-22-2020

Place Of Use: DIVERSION TO STORAGE, IRRIGATION FROM STORAGE, IRRIGATION STORAGE

T15N R03W S22 NENE

Total Acres: 1

**67-15360**

PAUL POORMAN  
GAYLE B POORMAN  
PO BOX 62

CAMBRIDGE, ID 83610-0062

Point of Diversion SWSE S22 T15N R03W WASHINGTON County Source RUSH CREEK SPRING Tributary RUSH CREEK

Use: IRRIGATION STORAGE 01/01 to 12/31 0.1 AF

Use: IRRIGATION FROM STORAGE 03/15 to 10/31 0.1 AF

Use: DIVERSION TO STORAGE 01/01 to 04/15 0.05 CFS

Total Diversion: 0.05 CFS & 0.1 AF

Date Filed: 06-22-2020

Place Of Use: DIVERSION TO STORAGE, IRRIGATION FROM STORAGE, IRRIGATION STORAGE

T15N R03W S22 SWSE

Total Acres: 2.2

**67-15361**

PAUL POORMAN  
GAYLE B POORMAN  
PO BOX 62

CAMBRIDGE, ID 83610-0062

Point of Diversion SWSE S22 T15N R03W WASHINGTON County Source UNNAMED STREAM Tributary RUSH CREEK

Use: DIVERSION TO STORAGE 01/01 to 04/15 0.05 CFS

Use: IRRIGATION STORAGE 01/01 to 12/31 0.1 AF

Use: IRRIGATION FROM STORAGE 03/15 to 10/31 0.1 AF

Total Diversion: 0.05 CFS & 0.1 AF

Date Filed: 06-22-2020

Place Of Use: DIVERSION TO STORAGE, IRRIGATION FROM STORAGE, IRRIGATION STORAGE

T15N R03W S22 SWSE

Total Acres: 1.2

**67-15364**

JAMES MCDONALD  
LISA MCDONALD  
2004 GRANGER RD

INDIAN VALLEY, ID 83632-5101

Point of Diversion NWNW S28 T13N R01W WASHINGTON County Source GROUND WATER

Use: IRRIGATION 03/15 to 10/31 1.8 CFS

Total Diversion: 1.8 CFS

Date Filed: 06-17-2020  
Place Of Use: IRRIGATION  
T13N R01W S28 NENW,NESW,NWSW,SWNW,SEnw

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 10/5/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 9/16/2020 and 9/23/2020

## Novak, Shilynn

---

**From:** Novak, Shilynn  
**Sent:** Friday, June 12, 2020 4:18 PM  
**To:** 'jandllivestockllc@gmail.com'  
**Subject:** Follow Up 6/12  
**Attachments:** McDonald Transfer.pdf

Hi Lisa,

I just wanted to follow up my call with an email as I am heading out of the office for the day.

### #5 – Proposed use

IDWR uses 0.02 cfs/acre for irrigation. So you can leave the 0.02, but clarify that it is cfs.

Action: If you can either write or circle the “cfs” on the Application for permit that will clear things up.

### #6 – Total Quantity

Since IDWR uses 0.02 cfs/acre for irrigation, this is where you state the total amount that will be diverted. (You will have 0.02 cfs on #5 and 1.8 cfs on #6)

Action: Write 1.8 in the blank for cfs and cross out 0.2 acre-feet. (The acre feet will be determined at a later date by the Department.)

### Fee

I misread my note for the fee and the amount for the transfer is \$500 not \$660. So \$450 is left due for that.

The application for permit is \$290. \$190 is left due for it.

The total for both of them (if you would like to submit one lump sum) is **\$640**. (Not \$800 as stated in the letter. I will correct it on my end.)

When you send the payment in, please include a small note that states \$450 is for the transfer application and \$190 is for the application for permit. This will make it easier for our staff to keep track of.

Action: Pay \$640 for transfer and application for permit. Write small note that states \$450 is for the transfer application and \$190 is for the application for permit.

I will be in the office Monday at 8 am in case you have any other questions. I've also included a copy of your application for transfer for your reference.

Kindest regards,

**Shilynn Novak | Water Resource Agent**  
Idaho Department of Water Resources  
Western Regional Office  
Phone: (208) 334-2190





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

BRAD LITTLE  
Governor

GARY SPACKMAN  
Director

June 5, 2020

JAMES AND LISA MC DONALD  
2004 GRANGER RD  
INDIAN VALLEY ID 83632

COPY

### Re: Water Right Application & Transfer Application Incomplete

Dear Applicant:

This office received your Application for Permit and Application for Transfer on May 18, 2020. The applications cannot be accepted into the records of the Idaho Department of Water Resources (IDWR) until the following items are addressed:

- **#5 – Proposed Use**
  - Please clarify if 0.02 is cfs or af
    - Irrigation is considered a rate and is 0.02 cfs/acre
  - Season of Use: from 3/15 to 10/31
- **#6 – Total Quantity**
  - The application for permit listed 0.02 af per year, but irrigation is determined using 0.02 cfs/acre rate. If the place of use (POU) is 91.2 acres (91.2 acres was determined using the original map attached to the application), then the cfs will be 1.82 cfs.
    - $0.02 \text{ cfs/acre} \times 91.2 \text{ acres} = 1.824 \text{ cfs} = \underline{1.82 \text{ cfs}}$
  - Volume (af) is generally reserved for ponds/storage water on applications.
- **#9 – Place of Use**
  - For irrigation use, please indicate the number of acres in the table on the application.
    - A map has been included that was generated using the original POU submitted. The numbers of acres in each QQ is listed. 38 acres in NWSW, 13 acres in SWNW, 1.2 acres in NENW, etc. Use this information to complete the table if this POU on the map is correct.
    - For the 38 acres in NWSW, you will find the smaller NW under the larger SW and write 38 in the space. This indicates 38 acres in the NW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$ . You will write the number of acres in the NENW, SWNW, SENW, NWSW, and NESW QQs.
  - Total number of acres to be irrigated: 91.2 acres (if irrigating the whole area within POU)
- **#11 – Ownership**
  - Who owns the property at the point of diversion?
- **The Fee**
  - The Application for Permit only listed 0.02 af which is likely incorrect. If the POU is 91.2 acres, then 1.82 cfs is used to determine the correct fee. If the POU is incorrect,

determine the total number of acres and multiply it by 0.02 cfs/acre. This will give the correct cfs to base the fee on.

- $0.02 \text{ cfs/acre} \times 91.2 \text{ acres} = 1.824 \text{ cfs} = \underline{1.82 \text{ cfs}}$  **OR**
- $0.02 \text{ cfs/acre} \times \# \text{ total acres} = \text{total cfs}$
- The Application for Transfer lists 0.63 cfs and 269.9 af and \$50 was paid. \$50 is only used if there is no physical change on an application according to Idaho Code §42-221.O.8. There is a physical change in POD location so 269.9 af was used to determine the fee.
- Using the fee schedule for each application, the following amounts were determined due in order to continue processing your applications:

	Amount of Water	Fee for Amount	Paid	Due
App for Permit	1.82 cfs	\$ 290	\$ 100	\$ 190
Transfer	269.9 af	\$ 660	\$ 50	\$ 610
<b>Total Due</b>				<b>\$ 800</b>

**\*Any changes to the original application should be initialed and dated with the date the change took place. A new application may be submitted, but should be accompanied with a note stating to use previous amount paid towards new application.**

The original incomplete Application for Permit is enclosed. Please make the necessary amendments to the original form and re-submit together with payment of the fee within the next thirty (30) days. If IDWR does not receive your written response within thirty (30) days, a refund will be issued for both filings. This letter is an attempt to ensure that your application is complete in order to establish a priority date on your Application for Permit. You may receive future correspondence regarding more specific details of your applications. 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 me via email at [Shilynn.Novak@idwr.idaho.gov](mailto:Shilynn.Novak@idwr.idaho.gov) or call this office at 208-334-2190 if you have any questions about the necessary information or fee.

Sincerely,

Shilynn Novak  
Water Resource Agent

Enclosure:   Original Application for Permit  
                  Application for Permit Fee Schedule  
                  Transfer Application Fee Schedule  
                  Copy of Idaho Code §42-221.O.8  
                  Map for Application for Permit