

RECEIVED

AUG 1 2020
COMPLETE
WATER RESOURCES
WESTERN REGION

DEPARTMENT OF WATER RESOURCES

RECEIVED
AUG 3 2020
AMENDED
WATER RESOURCES
WESTERN REGION

57-12018

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Charles Maxwell Wand Maxwell Phone 208-573-2343Name connector (check one): ☐ and ☐ or ☒ and/orMailing address 1769 RIVER ROAD City HomedaleState Idaho ZIP 83628 Email _____

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 well 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 #
4N	6W	24		SE	NE	SE	Owyhee	well	

5. Water will be used for the following purposes:

Amount 02 cfs for Industrial purposes from 1/1 to 12/31 (both dates inclusive)Amount 02 for Stock water purposes from 1/1 to 12/31 (both dates inclusive)Amount 0 for Fire fighting purposes from 1/1 to 12/31 (both dates inclusive)Amount 04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)6. Total quantity to be appropriated is (a) 0.26 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. 8" 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 ☐ Noc. Proposed well diameter is 8" 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 LE Date 07/23/2020 Time 10:00AM Preliminary check by AKFee \$ 100.00 Received by LE Receipt No. W048539 Date 07/23/2020Add'l \$ 150.00 LE W048626 08/17/2020

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. 50 Angus Beef Cows
- c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households 1
- e. Other; describe fully. Supply WATER for concrete Batch Plant
Fire Fighting

9. Description of place of use: IS

- 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	
<u>4N</u>	<u>6W</u>	<u>24</u>				<u>IS</u>									<u>IDS</u>				

Total number of acres to be irrigated: 0

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? Charles and/or Wanda Maxwell
- b. Who owns the land to be irrigated or place of use? Charles & Wanda Maxwell SEE MAP - 14
2035 RIVER ROAD
- 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. Supply Water for MAKING Concrete, Fire Fighting
HOUSING, DOMESTIC, STOCK WATER
90 GPM - use in Batch Plant for
Industrial use - MAKING concrete

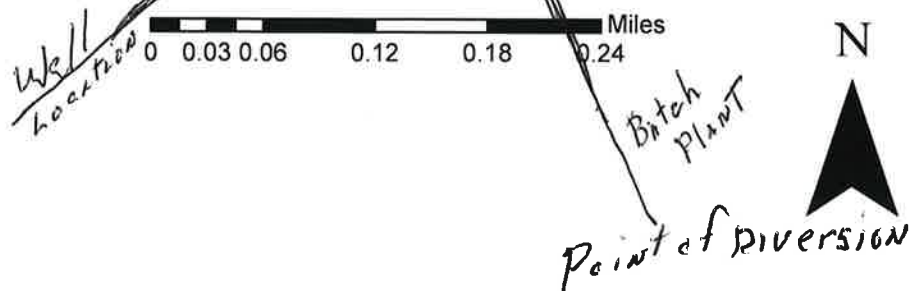
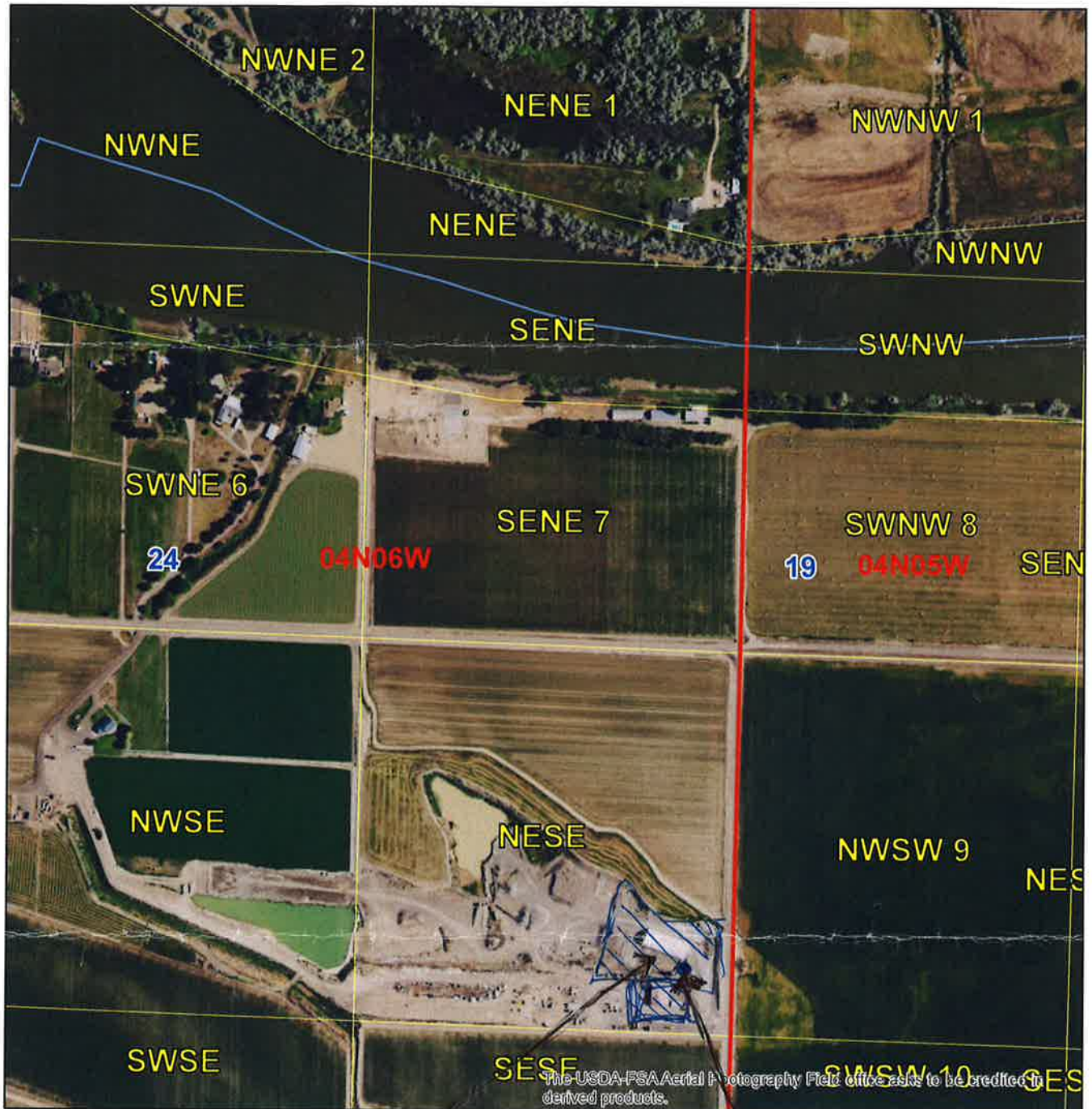
13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).

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.

Charles W. Maxwell
Signature of Applicant
Charles W. Maxwell
Print Name (and title, if applicable)

Wanda L Maxwell
Signature of Applicant
Wanda L Maxwell
Print Name (and title, if applicable)



RECEIVED

AUG 17 2020

COMPLETE
WATER RESOURCES
WESTERN REGION

FORM 202 Rev. 09/16

STATE OF IDAHO

Ident. No. 57-12018

RECEIVED

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

JUL 23 2020

INCOMPLETE
WATER RESOURCES
WESTERN REGION1. Name of applicant(s) Charles Maxwell Wand Maxwell Phone 208-573-3343Name connector (check one): ☐ and ☐ or ☒ and/orMailing address 1769 RIVER ROAD City HomedaleState Idaho ZIP 83628 Email _____

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 well 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 #
<u>4N</u>	<u>6W</u>	<u>24</u>		<u>SE</u>	<u>NE</u>	<u>SE</u>	<u>Owyhee</u>	<u>well</u>	

5. Water will be used for the following purposes:

Amount 0.2 cfs for Industrial purposes from 1/1 to 12/31 (both dates inclusive)Amount 0.02 for Stock water purposes from 1/1 to 12/31 (both dates inclusive)Amount 0 for Fire fighting purposes from 1/1 to 12/31 (both dates inclusive)Amount 0.04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)6. Total quantity to be appropriated is (a) 0.26 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. 8" wellb. 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 ☐ Noc. Proposed well diameter is 8" 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 LE Date 07/23/2020 Time 10:00AM Preliminary check by AKFee \$ 100.00 Received by LE Receipt No. W046539 Date 07/23/2020Add'l \$ 150.00 LE W046626 08/17/2020

Superseded By Amendments Received 9/3/2020

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. 50 Angus Beef Cows
- c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households 1
- e. Other; describe fully. Supply WATER for concrete Batch Plant
Fire Fighting

9. Description of place of use: IS

- 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	
<u>4N</u>	<u>6W</u>	<u>24</u>				<u>IS</u>													

Total number of acres to be irrigated: 0

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? _____

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- b. Who owns the land to be irrigated or place of use? Charles & Wanda Maxwell SEE MAP - 14
2085 RIVER ROAD
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HEATING, DOMESTIC, STOCK WATER
90 GPM - use in Batch Plant for
Industrial use - MAKING concrete

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.

Charles W. Maxwell
Signature of Applicant
Charles W. Maxwell
Print Name (and title, if applicable)

Wanda L. Maxwell
Signature of Applicant
Wanda L. Maxwell
Print Name (and title, if applicable)

RECEIVED

JUL 23 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. _____

COPY

1. Name of applicant(s) Charles Maxwell Wand Maxwell Phone 208-573-3343Name connector (check one): ☐ and ☐ or ☒ and/orMailing address 1769 RIVER ROAD City HomedaleState Idaho ZIP 83628 Email _____

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Amount 0.2 cfs for Industrial 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) _____ cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).

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dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate Applicationfor Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ Noc. Proposed well diameter is 8" 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 LE Date 07/23/2020 Time 10:00AM Preliminary check by _____Fee \$ 100 Receipted by LE Receipt No. W046539 Date 07/23/2020

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- d. Domestic; show number of households _____
- e. Other; describe fully. Supply WATER for concrete Batch Plant

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			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>4N</u>	<u>6W</u>	<u>24</u>				<u>X</u>													

Total number of acres to be irrigated: 0

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Charles W. Maxwell
Signature of Applicant
Charles W. Maxwell
Print Name (and title, if applicable)

Wanda L Maxwell
Signature of Applicant
Wanda L Maxwell
Print Name (and title, if applicable)



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

September 11, 2020

CHARLES MAXWELL
WANDA MAXWELL
1769 RIVER RD
HOMEDALE, ID 83628-3583

RE: Application for Permit No. 57-12018

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 OWYHEE AVALANCHE 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'.

Kensie Thorneycroft
Administrative Assistant

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Friday, September 11, 2020 9:59 AM
To: 'Avalanche Office'
Cc: 'jon@owyhee.com'
Subject: Owyhee 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



Brad Little
Governor

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

Gary Spackman
Director

September 11, 2020

LEGAL NOTICE DEPARTMENT
OWYHEE AVALANCHE
PO BOX 97
HOMEDALE, ID 83628

RE: Application for Permit No. 57-12018

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:

57-12018

CHARLES MAXWELL

WANDA MAXWELL

1769 RIVER RD

HOMEDALE, ID 83628-3583

Point of Diversion NESE S24 T04N R06W OWYHEE County Source GROUND WATER

Use: INDUSTRIAL 01/01 to 12/31 0.2 CFS

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

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

Total Diversion: 0.26 CFS

Date Filed: 08-17-2020

Place Of Use: DOMESTIC,INDUSTRIAL,STOCKWATER

T04N R06W S24 NESE

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



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

August 28, 2020

CHARLES MAXWELL
WANDA MAXWELL
1769 RIVER RD
HOMEDALE ID 83628

Application for Permit No. 57-12018 – Correction Needed

Dear Applicants,

After further reviewing your permit application, I noticed one small error. The table under part 9.b. lists the quarter-quarters as opposite of what is outlined on your map. The table suggests your intended place of use is within the SENE quarter-quarter. It should indicate the NESE quarter-quarter.

With this letter, I enclosed a copy your application. Please make the necessary change and send back to me at the address below.

Thank you for your patience and I apologize for not catching this error earlier. If you have any questions please do not hesitate to call me at (208).334.2190.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Anna Kaiser', is written over a light blue circular stamp.

Anna Kaiser
Water Resource Agent
2735 W Airport Way
Boise ID 83705

Enclosure(s): Application



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

August 6, 2020

CHARLES MAXWELL
WANDA MAXWELL
1769 RIVER RD
HOMEDALE ID 83628

Re: Permit Application Additional Information Request

Dear Applicant:

This office received your permit application on July 23, 2020. The Idaho Department of Water Resources (Department) cannot process your application until the following items are addressed:

1) Part 5- "Water will be used for the following purposes"

- Your application part 5 lists industrial as your only proposed usage. Parts 8b and 12 suggest you may wish to propose water for stockwater, domestic, and fire suppression uses as well.
- If you intend to use water for only industrial purposes, please edit parts 8b and 12 accordingly.
- If you intend to use water for other purposes in addition to industrial, please add each proposed usage to part 5 of your application.

2) Part 6- "Total quantity to be appropriated"

- Please provide a total quantity of water to be appropriated under part 6 of your application.

3) Part 11b- "Who owns the land to be irrigated or place of use?"

- Please indicate who owns the land where you propose to use water under part 11b.
- If this land is owned by someone other than the applicant, please fill out part 11c accordingly.

4) Part 12- "Describe your proposal in narrative form..."

- Your industrial usage requires further description to justify the diversion rate proposed in part 5.
- Please further describe your concrete processing – include how many gallons per minute of water your concrete processing plant requires and any other information your

5) Part 14- "MAP OF PROPOSED PROJECT REQUIRED"

- Please include a map identifying the proposed place of use and point of diversion with your re-submitted application
- With this letter, I attached an aerial map of the quarter-quarter section you identified as your intended place of use under part 9b.
- Please draw your proposed place of use and point of diversion on this map and attach it to your application

With this letter, I have included your original application for permit marked with the areas needing completion and/or correction. Please make the necessary additions and changes to your application, and submit your updated application by mail or in person to me at the address listed below or email a scanned copy to me at anna.kaiser@idwr.idaho.gov. If you have any questions please do not hesitate to call me at (208)-334-2190.

You may seek additional time to provide the information by making a written request to interrupt processing for up to six months. The application will be returned and refunded without a timely reply within the next thirty (30) days.

Sincerely,



Anna Kaiser
Water Resource Agent
Idaho Dept. of Water Resources | Western Regional Office
2735 W Airport Way, Boise ID 83705

Enclosures: Original Permit Application