

RECEIVED

FORM 202 Rev. 09/16

JUL 06 2020

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No.

78-12522

WATER RESOURCES
WESTERN REGION

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) City of New Meadows Phone (208) 342-2171
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address P.O. Box 324 City New Meadows
 State Idaho ZIP 83634 Email nmcitysewer@frontiernet.net
2. Name of representative, if any Charles Honsinger, Honsinger Law, PLLC Phone (208) 863-6106
 Mailing address P.O. Box 517 City Boise
 State Idaho ZIP 83712 Email honsingerlaw@gmail.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 Little Salmon River which is a tributary of Salmon River
4. Location of point(s) of diversion:

| Twp | Rge | Sec | Govt Lot | ¼ | ¼ | ¼ | County | Source | Local name or tag # |
|-----|-----|-----|----------|---|----|----|--------|---------------------|---------------------|
| 19N | 1E | 24 | | | NW | NW | Adams | Little Salmon River | River pump |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |

5. Water will be used for the following purposes:
- Amount .32 cfs for Irrigation purposes from 4/1 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) .32 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. Pump from Little Salmon River into irrigation system.
- 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 KT Date 7/6/2020 Time 4:19pm Preliminary check by AK
 Fee \$ 250.00 Received by KT Receipt No. W0480480 Date 7/6/2020

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in kW. _____
 - 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 | |
| 19N | 1E | 13 | | | | | | | | | | | | | | | | | |
| 19N | 1E | 24 | | | | | .06 | 1.74 | | | | | 2.31 | 11.5 | 1.4 | | | | 13.95 |
| | | | | | | | | | | | | | | | | | | | 1.80 |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Total number of acres to be irrigated: 15.75

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? 78-12423 diverted from Goose Creek, and 78-12425 diverted from Goose Creek and wastewater. These water rights are insufficient to irrigate the acreage. During most years, these rights are curtailed. The City is also applying for a groundwater right for the same purpose.
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: _____
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. The City of New Meadows has a DEQ re-use permit for land application of wastewater at the same location as the proposed place of use. The permit requires that the crop on these lands be maintained through the irrigation season. The Goose Creek water rights held by the City are insufficient for this purpose. The City is also applying for a groundwater right for the same purpose.
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)

Application for Permit

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:
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 - 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 | |
| 19N | 1E | 13 | | | | | | | | | | 2.31 | 11.5 | 1.4 | | | | | 13.95 |
| 19N | 1E | 24 | | | | | .06 | 1.74 | | | | | | | | | | | 1.80 |
| | | | | | | | | | | | | | | | | | | | |
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Total number of acres to be irrigated: 15.75

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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

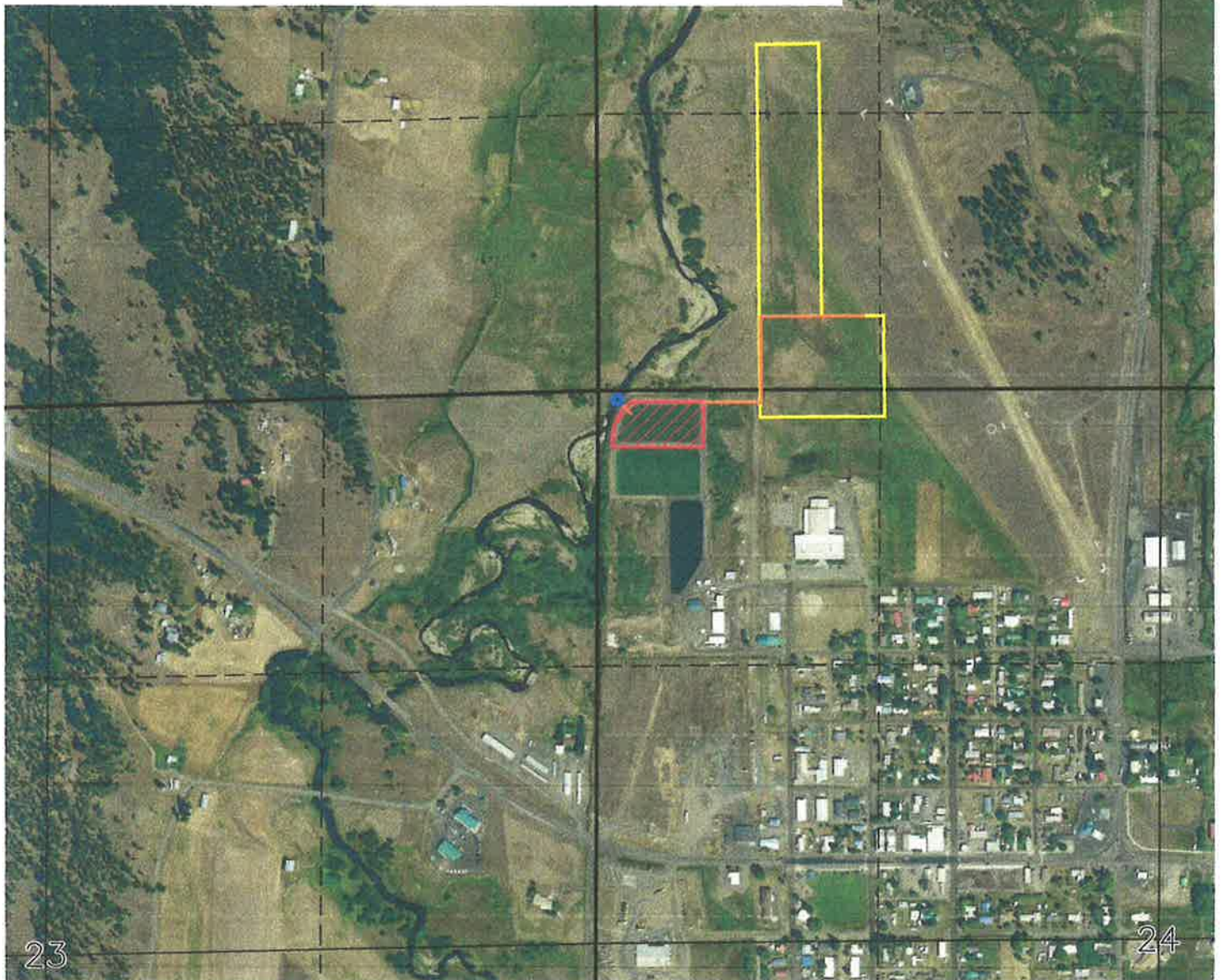
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

LEDGEND:

-  PROPOSED PUMP STATION (POINT OF DIVERSION)
-  EXISTING STORAGE POND
-  EXISTING REUSE SITE PLACE OF USE
-  SECTION
-  QUARTER
-  QUARTER-QUARTER
-  DISTRIBUTION LINE



NORTH
SCALE: 1" = 500'

CRESTLINE
ENGINEERS

323 DEINHARD LANE, SUITE C • PO BOX 2330
McCALL, IDAHO 83638
208.634.4140 • 208.634.4146 FAX

CITY OF NEW MEADOWS
REUSE SITE WATER RIGHT

| | | | |
|---------|----------|-------|------------|
| PROJECT | 15020 | DRAWN | FIGURE NO. |
| DATE | 8/9/2019 | BEJ | 1 OF 1 |

78-12522

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Thursday, July 30, 2020 10:59 AM
To: Skoro, Emily; Golden, Kala
Cc: Clark, Cynthia Bridge
Subject: Application for Permit of 78-12522
Attachments: Agency Recommendation Form.docx

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 on or before 08/24/2020.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. 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.

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

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Thursday, July 30, 2020 10:57 AM
To: Bassista, Tom
Subject: Application for Permit of 78-12522
Attachments: IDFG Recommendation Form.docx

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 on or before 08/24/2020.

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

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

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Thursday, July 30, 2020 10:57 AM
To: Danielle.Merriman@deq.idaho.gov
Cc: Lance.Holloway@deq.idaho.gov
Subject: Application for Permit of 78-12522
Attachments: Agency Recommendation Form.docx

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 on or before 08/24/2020.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. 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.

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

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Thursday, July 30, 2020 10:54 AM
To: tmennf@gmail.com
Subject: Application for Permit of 78-12522
Attachments: RecommendationForm New Appropriation4.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you 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, then complete the enclosed recommendation form and return it to this office by **08/24/2020**.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within by **08/24/2020**, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

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



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

July 30, 2020

BRUNDAGE WATER USERS ASSOCIATION
PO BOX 333
NEW MEADOWS ID 83654

RE: Application for Permit No. 78-12522

Dear Interested Party:

The 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>.

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

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

Sincerely,



Kensie Thorneycroft
Administrative Assistant 1

Enclosure(s)



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

July 30, 2020

CITY OF NEW MEADOWS
PO BOX 324
NEW MEADOWS, ID 83654-0324

RE: Application for Permit No. 78-12521 & 78-12522

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 THE RECORD on 8/6/2020 and 8/13/2020. 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,

Kensie Thorneycroft
Administrative Assistant

CC:
CHARLES L HONSINGER

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Thursday, July 30, 2020 2:14 PM
To: 'Gamaliel Masters'
Subject: Washington & Adams 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 08/05/2020 and 08/12/2020.

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

**Brad Little
Governor**

**Gary Spackman
Director**

August 3, 2020

LEGAL NOTICE DEPARTMENT
THE RECORD
PO BOX R
COUNCIL, ID 83612

RE: Application for Permit No. 67-15358, 67-15359, 67-15360, 67-15361, 78-12521, 78-12522

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 8/24/2020. 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 NWNE S22 T15N R03W WASHINGTON County Source UNNAMED STREAM Tributary RUSH CREEK

Use: IRRIGATION 03/01 to 05/31 0.05 CFS

Total Diversion: 0.05 CFS

Date Filed: 06-22-2020

Place Of Use: IRRIGATION

T15N R03W S22 NWNE

Total Acres: 2

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 04/01 to 05/31 0.05 CFS

Total Diversion: 0.05 CFS

Date Filed: 06-22-2020

Place Of Use: IRRIGATION

T15N R03W S22 NENE

Total Acres: 4.5

67-15360

PAUL POORMAN
GAYLE B POORMAN
PO BOX 62

CAMBRIDGE, ID 83610-0062

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

Use: IRRIGATION 04/01 to 05/31 0.05 CFS

Total Diversion: 0.05 CFS

Date Filed: 06-22-2020

Place Of Use: IRRIGATION

T15N R03W S22 SWSE

Total Acres: 2.5

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: IRRIGATION 04/01 to 05/31 0.05 CFS

Total Diversion: 0.05 CFS

Date Filed: 06-22-2020

Place Of Use: IRRIGATION

T15N R03W S22 SWSE

Total Acres: 3.3

78-12521

CITY OF NEW MEADOWS
PO BOX 324

NEW MEADOWS, ID 83654-0324

Point of Diversion NWNW S24 T19N R01E ADAMS County Source GROUND WATER

Point of Diversion SWSW S13 T19N R01E ADAMS County Source GROUND WATER

Use: IRRIGATION 04/01 to 10/31 0.32 CFS

Total Diversion: 0.32 CFS

Date Filed: 07-06-2020

Place Of Use: IRRIGATION

T19N R01E S13 NWSW,SWSW,SESW

T19N R01E S24 NENW,NWNW

Total Acres: 15.7

78-12522

CITY OF NEW MEADOWS
PO BOX 324

NEW MEADOWS, ID 83654-0324

Point of Diversion: NWNW S24 T19N R01E ADAMS County Source LITTLE SALMON RIVER Tributary SALMON RIVER

Use: IRRIGATION 04/01 to 10/31 0.32 CFS

Total Diversion: 0.32 CFS

Date Filed: 07-06-2020

Place Of Use: IRRIGATION

T19N R01E S13 NWSW,SWSW,SESW

T19N R01E S24 NENW,NWNW

Total Acres: 15.7

This application proposes the diversion and use of water from a tributary of the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

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 8/24/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/5/2020 and 8/12/2020



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

July 20, 2020

CITY OF NEW MEADOWS
PO BOX 324
NEW MEADOWS, ID 83634

RE: Application for Permit No. 78-12522

Dear Applicant(s):

The Idaho Department of Water Resources (IDWR) is reviewing your application for a new water permit from a source within the Salmon River basin. Additional information is needed to fully evaluate your proposal. IDWR is working with other agencies of the State of Idaho regarding projects requiring new water right approval within the Salmon River basin.

Please see the enclosed attachment about additional information for your application. Page 1 of the attachment outlines the legal basis and reasons for this request. That page also provides contact information for the other state agencies that will be involved in this process. Please provide written comments from those other state agencies regarding your application.

Page 2 of the attachment lists Water Appropriations Rules 40.05.c-g. Rule 40.05.g will be covered by written comments from the other state agencies. Rule 40.05c-f is not required for your application.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you have any questions. Thank you for your attention to this matter.

Regards,

Anna Kaiser
Water Resource Agent

CC: CHARLES HONSINGER
HONSINGER LAW PLLC
PO BOX 517
BOISE, ID 83712

Enclosure: Salmon and Clearwater River Basins Info Sheet

IDAHO DEPARTMENT OF WATER RESOURCES

Applying for a Permit to Appropriate Water in the Salmon and Clearwater River Basins

Idaho Code § 42-203A(5) requires IDWR to evaluate the following criteria for applications to appropriate water:

- The potential to reduce the quantity of water under existing water rights
- The sufficiency of the water supply for the proposed appropriation
- The good faith nature of the application
- The adequacy of the applicant's financial resources
- The local public interest in the public water resource
- The conservation of water resources in Idaho
- Impacts to the economy of the local area or watershed

Water Appropriation Rules 40.05.c-g authorize IDWR to seek more information to evaluate the above criteria. Please see the attached copy of those rules.

Because the waters of the Salmon River and Clearwater River drainages are habitat for fish species listed as endangered or threatened under the federal Endangered Species Act, caution is necessary to ensure that new appropriations of water do not undermine efforts to protect and restore the ESA listed fish species and other public values for rivers and streams. IDWR is, therefore, requiring applicants to submit additional information required by Rules 40.05.g, local public interest. Other information in the remainder of those rules is requested only if necessary.

The cover letter included with this attachment identifies the Rule 40.05.c-g information needed for your application.

Idaho Department of Fish & Game and Idaho Department of Environmental Quality representatives will help you respond to the local public interest requirement of Rule 40.05.g. IDWR must receive written comments from both of those agencies.

Idaho Department of Fish & Game contact list for water right applications:

| | |
|--------------------|----------------------------------|
| Panhandle Region: | Mary Terra-Berns at 208-769-1414 |
| Clearwater Region: | Zach Swearingen at 208-799-5010 |
| McCall Subregion: | Dale Allen at 208-634-8137 |
| Salmon Region: | Tom Curet at 208-756-2271 |
| Southwest Region: | Rick Ward at 208-465-8465 |

Idaho Department of Environmental Quality contact list for water right applications:

| | |
|--------------|--|
| Lewiston: | Sujata Connell at 208-799-4370 (Clearwater or lower Salmon River basins) |
| Boise: | Danie Merriman at 208-373-0550 (South Fork Salmon River basin) |
| Idaho Falls: | Troy Saffle at 528-2650 (Upper Salmon, Lemhi, Pahsimeroi basins) |

Water Appropriation Rules 40.05.c through 40.05.g

c. The following information shall be submitted for applications to appropriate unappropriated water. . . .

Information relative to the effect on existing water rights, Section 42-203A(5)(a), Idaho Code, shall be submitted as follows:

- i. For applications appropriating springs or surface streams with five (5) or fewer existing users, either the identification number, or the name and address of the user, and the location of the point of diversion and nature of use for each existing water right shall be submitted.
- ii. For applications appropriating groundwater, a plat shall be submitted locating the proposed well relative to all existing wells and springs and permitted wells within a one-half mile radius of the proposed well.
- iii. Information shall be submitted concerning any design, construction, or operation techniques which will be employed to eliminate or reduce the impact on other water rights.

d. Information relative to sufficiency of water supply, Section 42-203A(5)(b), Idaho Code, shall be submitted as follows:

- i. Information shall be submitted on the water requirements of the proposed project, including, but not limited to, the required diversion rate during the peak use period and the average use period, the volume to be diverted per year, the period of year that water is required, and the volume of water that will be consumptively used per year.
- ii. Information shall be submitted on the quantity of water available from the source applied for, including, but not limited to, information concerning flow rates for surface water sources available during periods of peak and average project water demand, information concerning the properties of the aquifers that water is to be taken from for groundwater sources, and information on other sources of supply that may be used to supplement the applied for water source.

e. Information relative to good faith, delay, or speculative purposes of the applicant, Section 42-203A(5)(c), Idaho Code, shall be submitted as follows:

- i. The applicant shall submit copies of deeds, leases, easements or applications for rights-of-way from federal or state agencies documenting a possessory interest in the lands necessary for all project facilities and the place of use or if such interest can be obtained by eminent domain proceedings the applicant must show that appropriate actions are being taken to obtain the interest. Applicants for hydropower uses shall also submit information required to demonstrate compliance with Sections 42-205 and 42-206, Idaho Code.
- ii. The applicant shall submit copies of applications for other needed permits, licenses and approvals, and must keep the department apprised of the status of the applications and any subsequent approvals or denials.

f. Information Relative to Financial Resources, Section 42-203A(5)(d), Idaho Code, shall be submitted as follows:

- i. The applicant shall submit a current financial statement certified to show the accuracy of the information contained therein, or a financial commitment letter along with the financial statement of the lender or other evidence to show that it is reasonably probable that financing will be available to appropriate the water and apply it to the beneficial use proposed.
- ii. The applicant shall submit plans and specifications along with estimated construction costs for the project works. The plans shall be definite enough to allow for determination of project impacts and implications.

Note: Limited response for Section F is acceptable for projects that will cost less than \$5,000. In those cases, simply state the total cost of the project. Plans and specifications are not required under those circumstances.

g. Information Relative to Conflict with the Local Public Interest, Section 42-203A(5)(e), Idaho Code, shall be submitted as follows:

The applicant shall seek comment and shall submit all letters of comment on the effects of the construction and operation of the proposed project from the governing body of the city and/or county and tribal reservation within which the point of diversion and place of use are located, the Idaho Department of Fish and Game, the Idaho Department of Environmental Quality, and any irrigation district or canal company within which the proposed project is located and from other entities as determined by the director.

Note: Section G is typically satisfied by submitting comments from IDFG and IDEQ. Seeking comments from other entities is not necessary unless the applicant is otherwise notified by IDWR.

Kaiser, Anna

From: Charles Honsinger <honsingerlaw@gmail.com>
Sent: Friday, July 17, 2020 10:24 AM
To: Kaiser, Anna
Cc: Doug Buys; Richard Stubbs; Stuart Hurley
Subject: Re: City of New Meadows Apps (2)
Attachments: 78-12521.p2.corrected.pdf; 78-12522.p2.corrected.pdf

Dear Ms. Kaiser:

Thank you for your email of this morning regarding the conflict between the acreage in the tables, and the "total number of acres to be irrigated" in the referenced applications.

The error is mine. In each case, the acreage in the SESW, Section 13 R1E T19N should read ".14" instead of "1.4". The math will then be accurate. I am attaching the scanned corrected pages on which I have scratched out the decimal located between the "1" and the "4", and placed it before the "1" where it belongs.

Thank you for pointing out the typographical error and for allowing me the quick simple fix of minor interlineation.

Please feel free to contact me with any further questions or concerns.

Sincerely,

Charles L. Honsinger
Honsinger Law, PLLC
P.O. Box 517
Boise, ID 83701
Phone: (208)863-6106
Fax: (208)908-6085
honsingerlaw@gmail.com

CONFIDENTIALITY NOTICE: This message is intended for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination or distribution of this communication to other than the intended recipient is strictly prohibited. If you have received this communication in error, please notify us immediately. Thank you.

On Fri, Jul 17, 2020 at 8:41 AM Kaiser, Anna <Anna.Kaiser@idwr.idaho.gov> wrote:

Good morning,

I am currently reviewing water rights applications 78-12521 and 78-12522 submitted in the name of City of New Meadows. I noticed a discrepancy between the POU table and the "total number of acres to be irrigated" under section 9 of each application. The acreage amounts described within the table total 17– 15.21 *acres in*

section 13, and 1.8 acres in section 24. The “total numbers of acres to be irrigated” under the table describes 15.75 acres.

I attached pg. 2 of each application to this email. Please clarify the proposed acreage under section 9 and return a scan of both applications back to me at anna.kaiser@idwr.idaho.gov.

Thank you,

Anna

Anna Kaiser | Water Resource Agent

IDWR-Western Region

2735 W Airport Way, Boise ID 83705

(208).334.2190 | anna.kaiser@idwr.idaho.gov

Honsinger Law, PLLC
Charles L. Honsinger
(208) 863-6106

July 6, 2020

Mr. Nick Miller
Manager, Western Regional Office
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5084

RECEIVED

JUL 06 2020

**WATER RESOURCES
WESTERN REGION**

Re: City of New Meadows Applications

Dear Mr. Miller:

Enclosed herewith are the following three applications (together with the required processing fees totaling \$550.00) that I submit to IDWR for processing on behalf of this firm's client the City of New Meadows:

1. Application for permit to divert water from the Little Salmon River
2. Application for permit to divert water from groundwater.
3. Application for temporary approval of water use from the Little Salmon River.

You and I have previously discussed the City's situation with respect to its IDEQ wastewater reuse permit. You will recall that IDWR approved an application for temporary approval of water from the Little Salmon River during the 2019 irrigation season to allow the City to supplement its wastewater effluent to ensure the continued survival of the crop on the reuse site (a condition of the DEQ permit). The City is submitting the enclosed Application for temporary approval in the event that a similar situation arises during 2020.

Additionally, the City is submitting the two enclosed Applications for permit in an effort to more permanently solve the water deficiencies on its reuse site caused by the annual curtailment of its Goose Creek/Wastewater right nos. 78-12423 and 78-12425.

We look forward to quick processing and approval of these applications. Please contact me with any questions or concerns. Thank you.

Sincerely,


Charles L. Honsinger

Enclosures

cc: Client
Stuart Hurley