

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

Ident. No. 75-14987
RECEIVED
JUN 29 2020
Department of Water Resources
Eastern Region

AMENDED

1. Name of applicant(s) Panther Creek Properties LLC Phone 208.940.0049
Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address PO Box 728 City Salmon
 State Idaho ZIP 83467 Email sjnafus@hotmail.com
2. Name of representative, if any Steve Nafus Phone 208.940.0049
 Mailing address PO Box 728 City _____
 State Idaho ZIP 83467 Email sjnafus@hotmail.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 Panther Creek 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	18E	34			SW	NW	Lemhi	Panther Creek	

5. Water will be used for the following purposes:
 Amount .06 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) .06 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 in creek to sprinklers
- 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 _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ _____ Receipted by _____ Receipt No. _____ Date _____

75-14987

AMENDED

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JUN 29 2020

Department of Water Resources
Eastern Region

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

a. Hydropower; show total feet of head and proposed capacity in kW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; must complete and attach the Municipal Water Right Application Checklist.

d. Domestic; show number of households _____

e. Other; describe fully. _____

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
19N	18E	34							.5										.5
19N	18E	33	1.4			0.9													2.3

Total number of acres to be irrigated: 2.8

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? None

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. Please note that Lemhi tax lots are not accurate in this area, A portion of POU appears to be on neighboring property but the visible fence line is the property line

13. Time required for completion of works and application of water to proposed beneficial use is 3 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.

Panther Creek Properties, LLC
Signature of Applicant

PANTHER CREEK PROPERTIES, LLC
Print Name (and title, if applicable)

By Rachel Nafus, member
Signature of Applicant

By RACHEL NAFUS, member
Print Name (and title, if applicable)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No.

75-14987

SUPERCEDED**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

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JUN 29 2020

Department of Water Resources
Eastern Region

1. Name of applicant(s) Panther Creek Properties LLC Phone 208.940.0049
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address PO Box 728 City Salmon
 State ID ZIP 83467 Email sjnafus@hotmail.com
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 Mailing address PO Box 728 City Salmon
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- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
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- b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
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3. Source of water supply Panther Creek which is a tributary of Salmon River
4. Location of point(s) of diversion:

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 (cfs or acre-feet per year)
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- e. If well is already drilled, when? _____; drilling firm _____; well was drilled for (well owner) _____; Drilling Permit No. _____

For Department Use

Received by CAH Date 6/29/2020 Time 10:00 am Preliminary check by _____
 Fee \$ 100.00 Receipted by CAH Receipt No. E046060 Date 6/29/2020

75-14987

SUPERCEDED

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- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
- d. Domestic; show number of households _____
- e. Other; describe fully. _____

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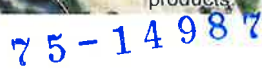
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The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Panther Creek Properties, LLC By Rachel Nafus, member
Signature of Applicant Signature of Applicant
PANTHER CREEK PROPERTIES, LLC By RACHEL NAFUS, MEMBER
Print Name (and title, if applicable) Print Name (and title, if applicable)

75-14987



The USDA-FSA Aerial Photography Field office asks to be credited in derived products.



0003793887

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State

PO Box 83720

Boise, ID 83720-0080

(208) 334-2301

Filing Fee: \$0.00

For Office Use Only

-FILED-

File #: 0003793887

Date Filed: 3/3/2020 9:38:07 AM

Entity Name and Mailing Address:

PANTHER CREEK PROPERTIES L.L.C.

The file number of this entity on the records of the Idaho Secretary of State is: 0000160877

Address

PO BOX 728

SALMON, ID 83467-0728

Entity Details:

Entity Status

Active-Existing

This entity is organized under the laws of:

IDAHO

If applicable, the old file number of this entity on the records of the Idaho Secretary of State was: W49724

The registered agent on record is:

Registered Agent

STEPHEN J NAFUS

Registered Agent

Physical Address

13 THOMAS AVE

SALMON, ID 83467

Mailing Address

Limited Liability Company Managers and Members

Name	Title	Business Address
STEPHEN J NAFUS	Member	P.O. BOX 728 SALMON, ID 83467
RACHEL E NAFUS	Member	P.O. BOX 728 SALMON, ID 83467

The annual report must be signed by an authorized signer of the entity.

Stephen J Nafus03/03/2020

Sign Here

Date

Job Title: Member

DUPLICATE RECEIVED BY ID SECRETARIAL CLERK LAWRENCE DENNEY



State of Idaho

DEPARTMENT OF WATER RESOURCES

EASTERN Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

July 9, 2020

PANTHER CREEK PROPERTIES LLC
PO BOX 738
SALMON, ID 83467

RE: Application for Permit No. 75-14987

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 RECORDER HERALD on 7/16/2020 and 7/23/2020. 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 black ink, appearing to be 'CH' followed by a stylized flourish.

Christina Henman
Administrative Assistant

Henman, Christina

From: Henman, Christina
Sent: Thursday, July 09, 2020 11:46 AM
To: RECORDER HERALD (Rhlegals@custertel.net)
Subject: Legal Ad for Recorder Herald
Attachments: 75-14987 Recorder Herald.doc

Hello,

Please find attached document regarding a legal notice for your paper.

Thank You,

Christina Henman
Administrative Assistant
Idaho Dept. of Water Resources, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 497-3793

July 9, 2020

Legal Notice Department

Recorder Herald
PO Box 310
Salmon ID 83467

RE: Application For Permit No.(s): 74-16229

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 (900 N Skyline Dr Ste A, Idaho Falls ID 83402) along with the publication bill. Please send the affidavit and bill to this office before 8/3/2020. Your cooperation is appreciated.

Sincerely

Christina Henman
Idaho Department of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-497-3793 – telephone
208-525-7177 – Fax
Christina.Henman@idwr.idaho.gov

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

75-14987

PANTHER CREEK PROPERTIES LLC

PO BOX 738

SALMON, ID 83467

Point of Diversion SWNW S34 T19N R18E LEMHI County

Source PANTHER CREEK Tributary SALMON RIVER

Use: IRRIGATION

04/01 to 10/31

0.06 CFS

Total Diversion:

0.06 CFS

Date Filed: 06-29-2020

Place Of Use: IRRIGATION

T19N R18E S33

NENE, SENE

Place Of Use: IRRIGATION

T19N R18E S34

SWNW

Total Acres: 2.8

This application proposes the diversion and use of water from Panther Creek 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 0.06 cfs 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 Eastern office at (208)525-7161; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 8/3/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 7/16/2020 and 7/23/2020

From: Henman, Christina
To: [Yenter, Cindy](#)
Subject: 75-14987 Comment Request
Date: Thursday, July 09, 2020 12:03:00 PM
Attachments: [75-14987 Comment Request.doc](#)

Cindy,

Please see attached comment request for an application in basin 75.

Thank You,

Christina Henman
Administrative Assistant
Idaho Dept. of Water Resources, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 497-3793



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 525-7161 • Fax: (208) 525-7177

Website: idwr.idaho.gov • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

July 9, 2020

Cindy Yenter
102 S Warpath
Salmon ID 83467
Cindy.Yenter@idwr.idaho.gov

RE: Application for Permit 75-14987

Dear Watermaster:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

IDWR's regional offices 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 during regional review. If IDWR has not received your written recommendation within 21 days from the date of this letter, 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.

Sincerely,

Christina Henman
Administrative Assistant

Enclosure(s)

Henman, Christina

From: Henman, Christina
Sent: Thursday, July 09, 2020 11:48 AM
To: 'jeff.richards@idfg.idaho.gov'; 'troy.saffle@deq.idaho.gov'; Chase, Roger (IWRB Member)
Subject: Application for Permit No. 75-14987
Attachments: 75-14987 Interested Parties Comment Request.docx

Dear Interested Party:

Please find attached document regarding a new application to appropriate water relating to the Wild and Scenic Salmon River.

Thank You,

Christina Henman
Administrative Assistant
Idaho Dept. of Water Resources, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 497-3793



State of Idaho

DEPARTMENT OF WATER RESOURCES

EASTERN Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

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Brad Little
Governor

Gary Spackman
Director

July 9, 2020

RE: Application for Permit No. 75-14987

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 within 21 days of the date of this letter.

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.

Sincerely,

Christina Henman
Administrative Asst. I

Enclosure(s)