

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
BENEFICIAL USE FIELD REPORT

**A. GENERAL INFORMATION**

**Permit No:** 65-23547  
**Exam Date:** 12/13/2019

1. Current Owner:  
ROGER F BEAL PO BOX 56 OLA ID 83657-0056
2. In-office qualification (IDAPA 035.01.r):  
Total diversion rate  $\leq 0.24$  cfs and not irrigation or storage

3. **SOURCE:**  
SPRING

**Tributary**  
LITTLE SQUAW CREEK

**Method of Determination:** Aerial imagery, digital PLSS map, photographs

**B. OVERLAP REVIEW**

1. Other water rights with the same place of use: NO Overlap

| Water Right No. | Source | Purpose of Use | Basis |
|-----------------|--------|----------------|-------|
|                 |        |                |       |
|                 |        |                |       |

Comments: No POU overlap.

2. Other water rights with the same point-of-diversion: NO Overlap

| Water Right No. | Source | Purpose of Use | Basis |
|-----------------|--------|----------------|-------|
|                 |        |                |       |
|                 |        |                |       |

Comments: No POD Overlap.

**C. DIVERSION AND DELIVERY SYSTEM**

1. **LOCATION OF POINT(S) OF DIVERSION:**  
SPRING SW $\frac{1}{4}$  NW $\frac{1}{4}$  NW $\frac{1}{4}$ , Sec. 13, Twp 10N, Rge 02E, B.M. VALLEY County

**Method of Determination:** Aerial imagery, digital PLSS map, map provided by permit holder

**PLACE OF USE:** STOCKWATER

| Twp | Rng | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 10N | 02E | 13  |    |    |    |    |    | X  |    |    |    |    |    |    |    |    |    |    |        |

**Method of Determination:** Aerial imagery, digital PLSS map

3.

Delivery System Diagram Attached (required). Indicate all major components and distances between components. Indicate weir size/pipe as applicable.

X Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.

X Aerial Photo Attached (required for irrigation of 10+ acres).

X Photo of Diversion and System Attached

4.

| Well or Diversion ID No.* | Motor Make | Hp  | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------|------------|-----|------------------|-----------|-----------------------------------|
| N/A                       | N/A        | N/A | N/A              | N/A       | N/A                               |

#### D. FLOW MEASUREMENTS

1.

| Measurement Equipment | Type | Make | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|------|------|-----------|------------|------|-------------|
| N/A                   | N/A  | N/A  | N/A       | N/A        | N/A  | N/A         |

2. Measurements:

This exam qualified for an in-office exam so no flow measurements were taken.

#### E. FLOW CALCULATIONS

\_\_\_\_\_ Additional Computation Sheets Attached

Measured Method:

Admin AP Memo no. 3 recommends a diversion rate of 0.02 cfs for 26 to 50 range cattle. The proof submitted indicates stockwater use for 50 range cattle. Therefore, 0.02 cfs is recommended for licensing.

#### F. VOLUME CALCULATIONS

1. Volume Calculations for irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 =$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$$

2. Volume Calculations for Other Uses:

Admin AP Memo no. 3 recommends a volume of 0.7 af/yr for 26-50 range cattle. The proof submitted indicates stockwater use for 50 range cattle. Therefore, 0.7 afa is recommended for licensing.

**G. NARRATIVE/REMARKS/COMMENTS**

This permit authorizes the diversion of 0.02 cfs for stockwater use in Valley County. The point of diversion and the place of use were confirmed with aerial imagery and digital PLSS maps, and no changes have been to the POU. The permit holder is the property owner at the place of use according to current tax lot data.

Water is diverted from a spring to a stock tank via a pipe according to the applicant. The permit holder provided pictures of the point of diversion which shows water flowing from the spring through a pipe and into a stockwater trough. There is evidence of stock present in the pictures from the mudding surrounding the troughs. The permit holder also verified the spring location on a high resolution satellite image provided by the Department since he did not have access to any GPS device. This initial verification indicated that the spring location is in the NWNWNW of Sec. 13, Twp 10N, Rge 02E as opposed to the SWNWNW indicated on the permit. When this was brought to the attention of Mr. Beal, he indicated that he incorrectly marked the location of the spring. A second verification of the spring location provided by the applicant indicated a location in the SWNWNW, consistent with the permit. Therefore, no change in POD location is suggested for licensing, as it reflects the most accurate 10 acre tract of the spring.

The point of diversion is within water district 65A and therefore the use of water for this right after June 15 requires approval of the watermaster. According to Admin AP Memo no. 3, the standard diversion rate for stockwater use for 50 range cattle is 0.02 cfs, which was the maximum rate allowed by the permit. A diversion rate of 0.02 cfs is recommended for licensing. The recommended annual volume was taken from Admin AP Memo no. 3 and is recommended at 0.7 af, the rate for 50 range cattle.

Have conditions of permit approval been met? ☒ Yes ☐ No

**H. RECOMMENDATIONS****1. Recommended Amounts**

| <u>Beneficial Use</u> | <u>Period of Use</u> | <u>Rate of Diversion</u> | <u>Annual Volume</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| STOCKWATER            | 01/01 to 12/31       | 0.02 CFS                 | 0.7 AF               |
| <u>Totals:</u>        |                      | 0.02 CFS                 | 0.7 AF               |

**2. Recommended Amendments**

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☒ None

**I. AUTHENTICATION**

Tyler Smith - Water Resource Agent

Field Examiner's Name Tyler Smith Date 4/23/2020

Reviewer Patricia Smith Date 4-28-2020

Tyler,

Enclosed is the map to  
the location of water  
65-23547 which you sent

Hopefully I get it in corre  
time. If I'm not co  
hope I can begin the p  
It's hard to read this m  
all the shadows that cover

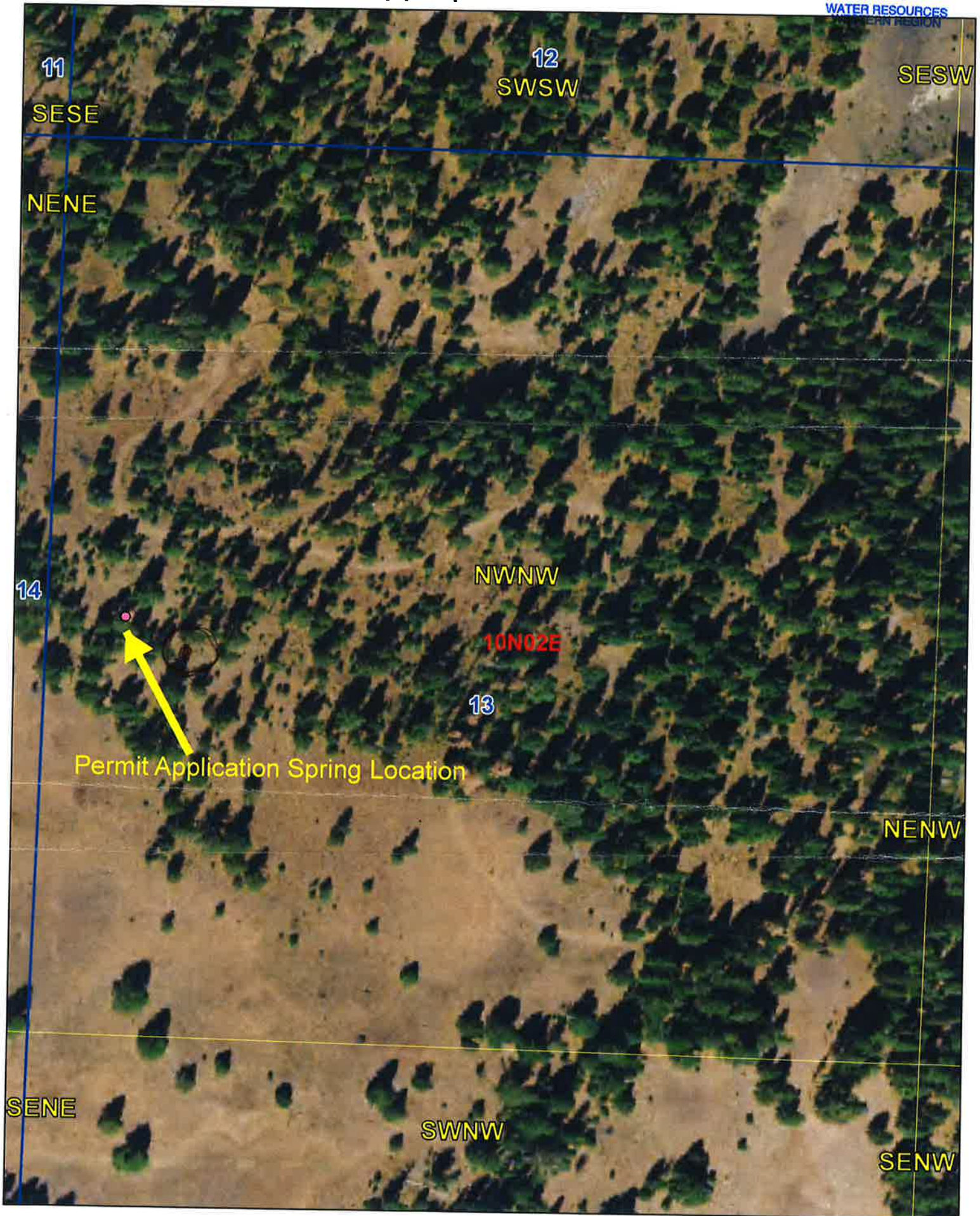
Yours  
Roger



# Permit to Appropriate Water 65-23547

MAR 11 2020

WATER RESOURCES  
SOUTHERN REGION



RECEIVED

FEB 12 2020

WATER RESOURCES  
WESTERN REGION

As per telephone call - Feb 10, 2020  
I am enclosing the numbers and  
pictures of the two springs involved  
in this matter.

Will be expecting your map  
to point out original point of  
diversion on permit 65-123547

Yours truly

Roger J. Seal



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

February 10, 2020

ROGER F. BEAL  
PO BOX 56  
OLA, ID 83657

COPY

**Re: Water Permit 65-23547**

Dear Permit Holder:

As per our phone conversation on February 10, 2020, you were made aware that the spring used as a point of diversion for permit 65-23547 needs to be verified in order for licenses to be issued. You mentioned that you were having health ailments that led to you giving an inaccurate spring location when the map was originally sent to you. This resulted in a different spring location than was indicated on the permit.

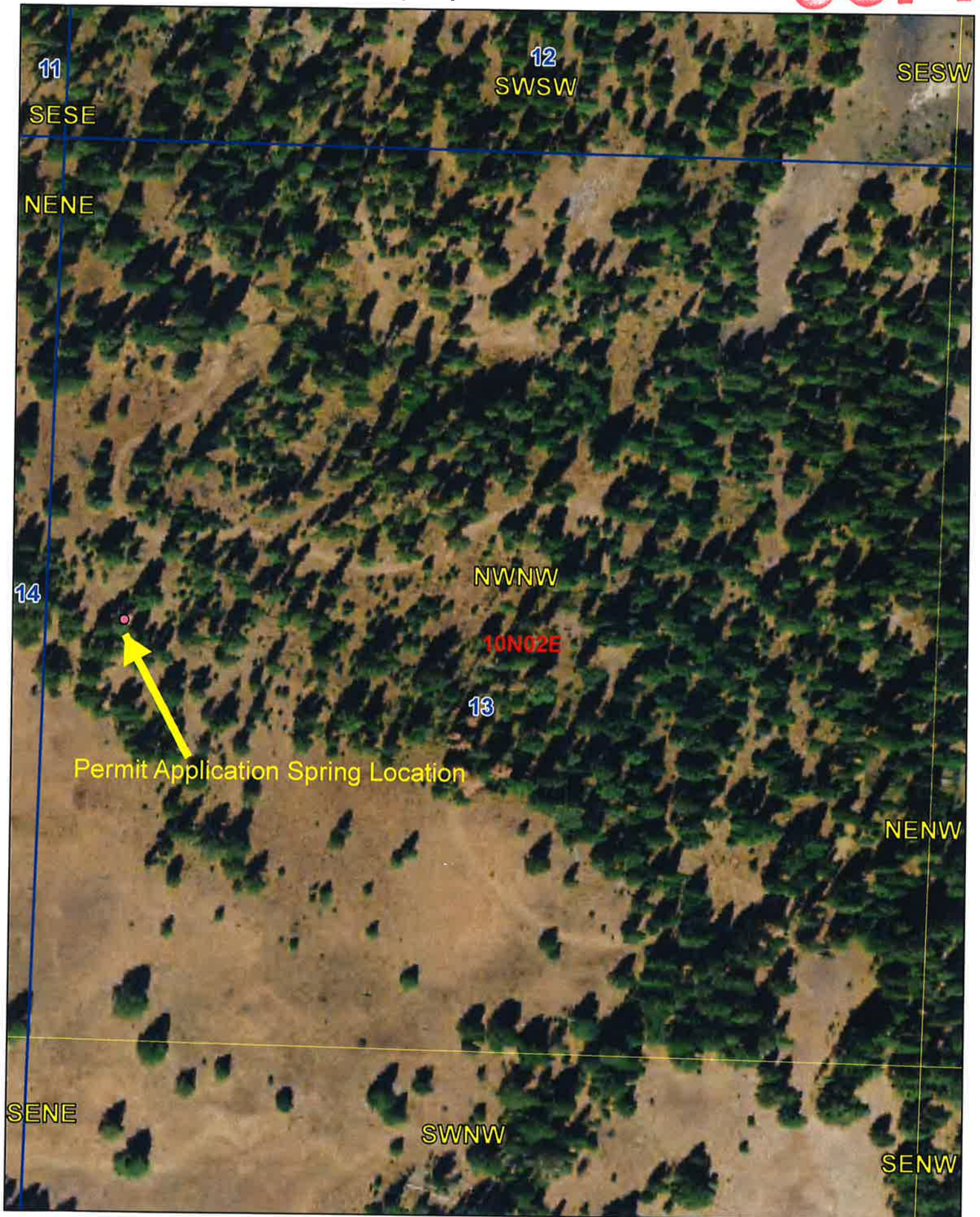
Another detailed map has been included with this letter for you to mark the **exact** locations that the spring has been developed for stockwater purposes. The location of the spring as shown on the permit is indicated as a **pink** dot on the included map, and arrows and text point to this location. If this is indeed the true location of the spring, please circle the pink dot and return the map to this office. If the spring is **not** located where the permit indicates, please mark the exact location of the spring so that our records of the springs location are as accurate as possible.

Please make the necessary amendments to the maps and re-submit within the next thirty (30) days. If IDWR does not receive your written response within thirty (30) days, the permits may begin the process of being voided. You may receive future correspondence regarding more specific details of your application. 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 this office at 208-334-2190 and ask for me if you have any questions about the necessary information.

Sincerely,

Tyler Smith  
Water Resource Agent  
Western Region

Enclosure: Map for verification of spring location





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

February 4, 2020

**COPY**

ROGER F BEAL  
PO BOX 56  
OLA ID 83657-0056

RE: Water Right Permit No. 65-23547

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit(s) referenced above prior to issuing water right license(s). By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit.

The examiner who verified your water use reported that certain elements of the permit(s) have been developed differently than described on your permit(s). The Point of Diversion (POD) was confirmed in the NVNWNW via map submitted by the permit holder, contrasting POD location in the SWNWNW indicated on the permit. Changes that do not increase the authorized use of water under the permit(s) can be requested and approved in accordance with Idaho Code § 42-211. Before license(s) can be issued, your permit(s) must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit(s):

☒ Point(s) of Diversion

☐ Place(s) of Use

☐ Other

The enclosed Application for Amendment form(s) depicts the elements of the water right(s) as they will appear on the license(s) when issued. Please review the amendment form(s) carefully. If you concur with the information presented, please sign and return the form(s) with the filing fee of \$100.00 within fourteen (14) days.

Furthermore, your other stockwater permit, 65-23546, has been reviewed and submitted to the Regional Manager for approval. However, while the pictures provided of the Points of Diversion's (POD) were appreciatively received by the Department, we ask that you indicate next to the pictures which POD belongs to which permit # in order to better clarify for our records. A copy of the pictures has been included with this letter for your convenience.

February 4, 2020

Page 2

If you have any questions, please call me at (208) 334-2190.

Sincerely,

Tyler Smith  
Water Resource Agent

Enclosure(s): Application for Amendment  
Map of Amendment Point of Diversion  
Pictures of Points of Diversion

cc:



State of Idaho  
Department of Water Resources  
**Application for Amendment**  
(For Licensing Purposes)  
Water Right No. 65-23547

COPY

**Priority:** May 30, 2013

**Maximum Diversion Rate:** 0.02 CFS

**Maximum Diversion Volume:** 0.7 AF

The owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 65-23547

ROGER F BEAL PO BOX 56 OLA ID 83657-0056

requests the permit be changed as follows:

**Source :** SPRING

**Tributary:** LITTLE SQUAW CREEK

**Beneficial Use**

STOCKWATER

**Period of Use**

01/01 to 12/31

**Rate of Diversion**

0.02 CFS

**Annual Volume**

0.7 AF

**Location of Point(s) of Diversion**

SPRING NW¼ NW¼ NW¼, Sec. 13, Twp 10N, Rge 02E, B.M. VALLEY County

**Place of Use:** STOCKWATER

| Twp | Rng | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 10N | 02E | 13  |    |    |    |    |    | X  |    |    |    |    |    |    |    |    |    |    |        |

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
(Signature)

State of Idaho  
Department of Water Resources  
**Application for Amendment**  
(For Licensing Purposes)  
**Water Right No. 65-23547**

FOR DEPARTMENT USE ONLY

Preliminary check by \_\_\_\_\_ Fee = \$100 Received by \_\_\_\_\_ # \_\_\_\_\_ Date \_\_\_\_\_

**ACTION OF THE DEPARTMENT OF WATER RESOURCES**

The Idaho Department of Water Resources hereby approves the above Application for Amendment for Permit No. 65-23547 with the following:

**Conditions of Approval**

1. Use of water under this right will be regulated by watermasters with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District Nos. 65A and 65.
2. The right holder shall contact the watermasters by June 15 each year for authorization to continue diverting and using water. The right holder shall not divert water after June 15 each year unless the watermasters authorize continued diversion and use of water under this water right. When the watermasters inform the right holder that water is not available to fill this right, the right holder shall cease diversion, shall rent water from the Payette River Rental Pool, or shall otherwise mitigate for the depletion of water caused by this water use. The department may amend the contact date listed in this administrative provision to more closely coincide with the date when water is not available to fill this water right.
3. No water shall be diverted under this right after June 15 of each year without prior approval of the watermasters.

This amendment is issued pursuant to the provisions of Idaho Code § 42-211.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
NICK MILLER  
Western Regional Manager

State of Idaho  
Department of Water Resources  
**Attachment to Water Right License**  
65-23547

**COPY**

This map depicts the STOCKWATER place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



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

0 0.045 0.09 0.18 Miles



JAN 29 2020

WATER RESOURCES  
WESTERN REGION

Jan 8, 2020

Levi,

Water rights - 65-23546 + 65-23547

Enclosed are the GPS maps you  
sent for marking locations.I sent the photos last time I  
communicated with you.I did call your office last week &  
the phone kept ringing: "no leave  
message" communication.

Sincerely,

Roger T. Seal

208-584-3593

# Permit to Appropriate Water 65-23547



RECEIVED

JAN 13 1966

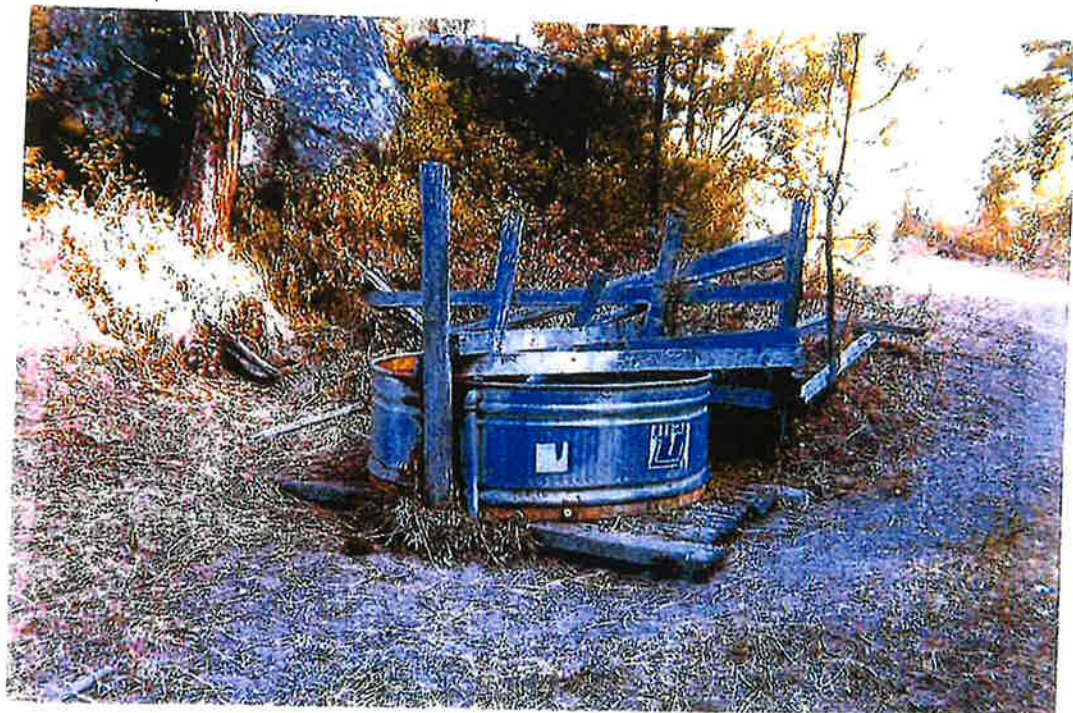
DEPARTMENT OF  
WATER RESOURCES

Enclosed are the pictures your  
department requested for  
renewing licensing on  
permits 64-23546 and  
65-23547. These were requested  
before Christmas, but I had to get  
them copied.

Thank you

Roger F. Seal

208-584-3593







| Process     | BasinSeq | Owner       | Source         | Use | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | TotalAcres |
|-------------|----------|-------------|----------------|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------------|
| Water Right | 65-13318 | BROWN, STEV | GROUND WATER   |     |      |      |      | X    |      |      |      |      |      |      |      |      |      |      |      |      |            |
| Water Right | 65-13826 | BAKER, CONS | UNNAMED STREAM |     |      |      |      |      |      |      |      | X    |      |      |      |      |      |      |      |      |            |
| Water Right | 65-23547 | BEAL, ROGER | SPRING         |     |      |      |      |      |      | X    |      |      |      |      |      |      |      |      |      |      |            |
| Water Right | 65-7444B | BAKER, CONS | SPRINGS        |     | X    |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |            |
| Water Right | 65-7445B | BAKER, CONS | SPRING         |     |      |      |      | X    |      |      |      |      |      |      |      |      |      |      |      |      |            |

No overlap present

## Beneficial Use Field Report

| BasinSeq | Owner         | Source  | Use                | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | TotalAcres |
|----------|---------------|---------|--------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------------|
| 65-13318 | BROWN, STEVE  | GROUND  | DOMESTIC           |      |      |      | X    |      |      |      |      |      |      |      |      |      |      |      |      |            |
| 65-13826 | BAKER, CONSTA | UNNAMEI | STOCKWATER         |      |      |      |      |      |      |      | X    |      |      |      |      |      |      |      |      |            |
| 65-13826 | BAKER, CONSTA | UNNAMEI | STOCKWATER STORAGE |      |      |      |      |      |      |      | X    |      |      |      |      |      |      |      |      |            |
| 65-23547 | BEAL, ROGER F | SPRING  | STOCKWATER         |      |      |      |      | X    |      |      |      |      |      |      |      |      |      |      |      |            |
| 65-7444B | BAKER, CONSTA | SPRINGS | STOCKWATER         | X    |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |            |
| 65-7444B | BAKER, CONSTA | SPRINGS | STOCKWATER STOR    | X    |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |            |
| 65-7445B | BAKER, CONSTA | SPRING  | STOCKWATER         |      |      |      | X    |      |      |      |      |      |      |      |      |      |      |      |      |            |
| 65-7445B | BAKER, CONSTA | SPRING  | STOCKWATER STORAGE |      |      |      | X    |      |      |      |      |      |      |      |      |      |      |      |      |            |

No overlap present

RECEIVED

APR 28 2020

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

Ident. No. 65-23926

1. Name of applicant(s) David Kohtz Laurie Kohtz Phone 208-866-8229  
 Mailing address 5995 S. Eastwood Pl City Boise  
 State Idaho ZIP 83716 Email davidkohtz@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 Middle fork of Payette which is a tributary of South fork of payette River

4. Location of point(s) of diversion:

| Twp | Rge | Sec | Govt Lot | 1/4 | 1/4 | 1/4 | County | Source        | Local name or tag # |
|-----|-----|-----|----------|-----|-----|-----|--------|---------------|---------------------|
| 10N | 4E  | 34  |          | SE  | SE  |     | Boise  | Surface water |                     |
|     |     |     |          |     |     |     |        |               |                     |
|     |     |     |          |     |     |     |        |               |                     |
|     |     |     |          |     |     |     |        |               |                     |

5. Water will be used for the following purposes:

Amount 0.036 for irrigation purposes from Mar-15 to Nov-15 (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) 0.036 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. 1.5-2 hp pump 2" poly pipe  
 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 04/28/2020 Time 10:06am Preliminary check by [Signature]  
 Fee \$ 100.00 Received by KT Receipt No. W048234 Date 04/28/2020

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  |        |
| 10N | 4E  | 34  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 1.8 | 1.8    |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |        |

Total number of acres to be irrigated: 1.8

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? \_\_\_\_\_

11. a. Who owns the property at the point of diversion? David & Laurie Kohtz  
 b. Who owns the land to be irrigated or place of use? David & Laurie Kohtz  
 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. Use surface water from the Middle Fork of the Payette in Boise county to irrigate 1.8 acres using a 1.5-2 hp pump that is placed into the river at the river's bank.

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

David Kohtz  
 Print Name (and title, if applicable)

Signature of Applicant

Laurie Kohtz  
 Print Name (and title, if applicable)

**Q Crouch, ID, USA**

SE¼ of the SE¼ of **Section 34** | **Township 10 North, Range 4 East** | **Boise Principal Meridian** |



**Drawing Tools...**

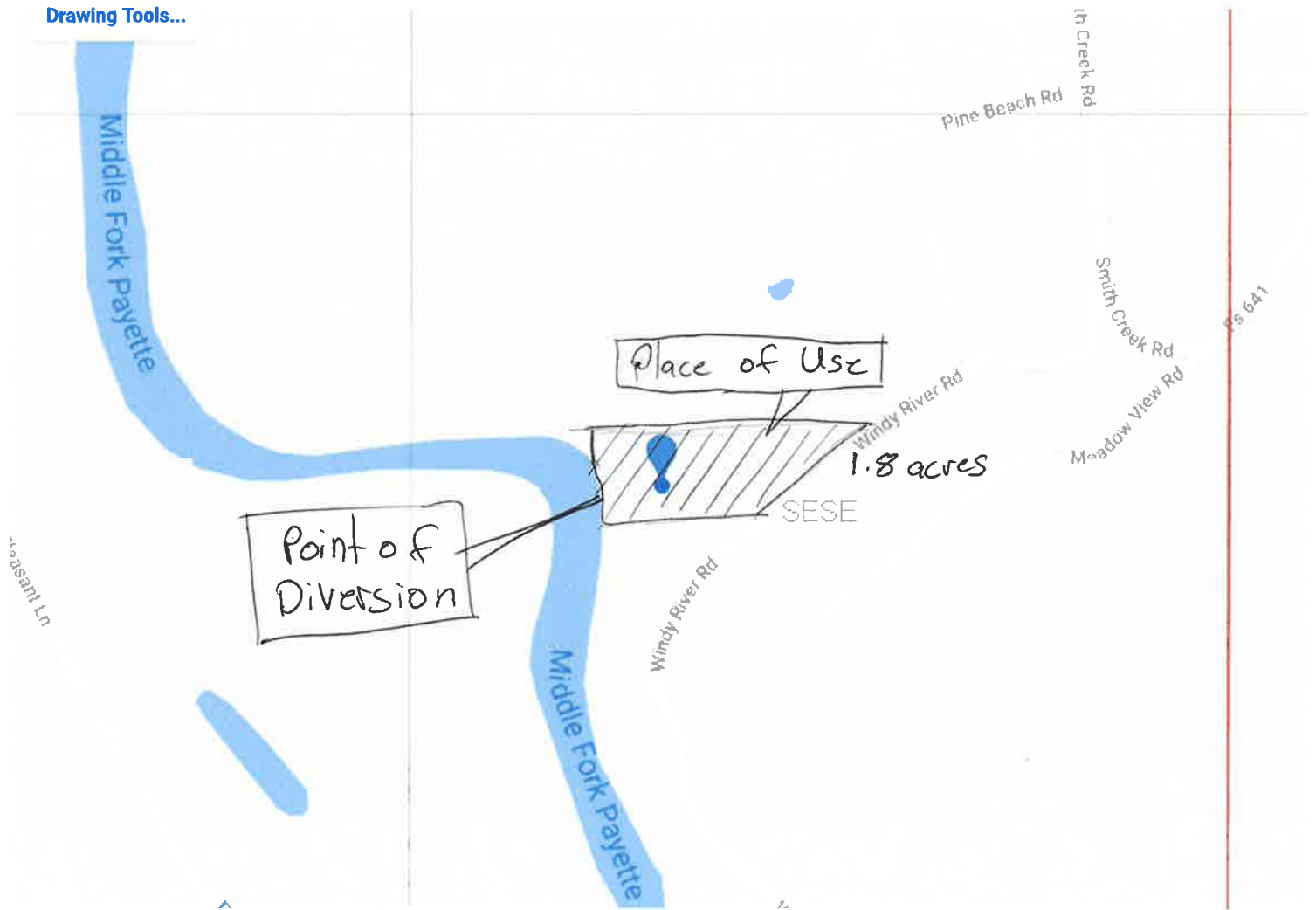


- ☐ Also show US city limits
- ☐ Also show county lines
- ☐ Show Sec Twn Rng labels

Q Crouch, ID, USA

SE¼ of the SE¼ of **Section 34** | **Township 10 North, Range 4 East** | **Boise Principal Meridian** |

Drawing Tools...



- ☐ Also show US city limits
- ☐ Also show county lines
- ☐ Show Sec Twn Rng labels

## Thorneycroft, Kensie

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**From:** Thorneycroft, Kensie  
**Sent:** Friday, May 29, 2020 8:29 AM  
**To:** 'bill.bosworth@idfg.idaho.gov'  
**Subject:** Application for Permit 63-34905, 65-23926, 65-23934, and 65-23867  
**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 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.

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

## Thorneycroft, Kensie

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**From:** Thorneycroft, Kensie  
**Sent:** Friday, May 29, 2020 8:27 AM  
**To:** 'waterdist65@srvinet.com'  
**Subject:** Application for Permit 65-23926, 65-23934, and 65-23867  
**Attachments:** Watermaster 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 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.

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

May 29, 2020

DAVID KOHTZ  
LAURIE KOHTZ  
5995 S EASTWOOD PL  
BOISE, ID 83716-8810

**RE: Application for Permit No. 65-23926**

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 IDAHO WORLD on 6/3/2020 and 6/10/2020. 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

## Thorneycroft, Kensie

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**From:** Thorneycroft, Kensie  
**Sent:** Friday, May 29, 2020 8:32 AM  
**To:** 'Idaho World Editor'  
**Subject:** Boise 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 06/03/2020 and 06/10/2020.

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**

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Gary Spackman  
Director

May 29, 2020

LEGAL NOTICE DEPARTMENT  
IDAHO WORLD  
PO BOX 50248  
BOISE, ID 83705

RE: Application for Permit No. 65-23926, 65-23932, 65-23934

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 6/22/2020. 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:

**65-23926**

DAVID KOHTZ

LAURIE KOHTZ

5995 S EASTWOOD PL

BOISE, ID 83716-8810

Point of Diversion SESE S34 T10N R04E BOISE County Source PAYETTE RIVER Tributary PAYETTE RIVER

Use: IRRIGATION 03/15 to 10/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 04-28-2020

Place Of Use: IRRIGATION

T10N R04E S34 SESE

Total Acres: 1.8

**65-23932**

JOSEFINA R JINDRICH

RANDY HALL

159 ANDERSON CREEK RD

GARDEN VALLEY, ID 83622-8095

Point of Diversion L5(SESW) S14 T09N R04E BOISE County Source ANDERSON CREEK Tributary PAYETTE RIVER

Use: IRRIGATION 03/15 to 10/31 0.03 CFS

Total Diversion: 0.03 CFS

Date Filed: 05-18-2020

Place Of Use: IRRIGATION

T09N R04E S14 L5(SESW)

**65-23934**

DAVID J RATHBUN

ALANA W RATHBUN

PO BOX 129

LA CANADA FLT, CA 91012-0129

Point of Diversion SWNE S23 T10N R04E BOISE County Source PAYETTE RIVER Tributary PAYETTE RIVER

Use: IRRIGATION 03/15 to 10/31 0.03 CFS

Total Diversion: 0.03 CFS

Date Filed: 04-16-2020

Place Of Use: IRRIGATION

T10N R04E S23 SWNE

Total Acres: 2.5

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 6/22/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 6/3/2020 and 6/10/2020