

WATER RESOURCES
WESTERN REGION(Received Complete:
2/25/2020-AK)

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Kenneth A. Robert Phone 208-253-6258
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 1591 Goodrich Road City Council
 State ID ZIP 83612 Email wrbobert@msn.com
2. Name of representative, if any _____ Phone _____
 Mailing address _____ City _____
 State _____ ZIP _____ Email _____
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☒ Send original correspondence to the applicant and copies to the representative.
- b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply Ground Water which is a tributary of N/A
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
15N	2W	15		SW	SE		Adams	Ground Water	D-0010589

5. Water will be used for the following purposes:
- Amount 0.11 cfs for Irrigation purposes from 7/1 to 10/15 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 0.11 cfs for Household Use 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)
6. Total quantity to be appropriated is (a) 0.11 cubic feet per second (cfs) and/or (b) 12.29 acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. _____
- 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? 9-24-99; drilling firm Uhlenkott Drilling;
 well was drilled for (well owner) Lonnie Schultz; Drilling Permit No. 67-99-W-0096 -
 000

For Department Use 10:45 a.m.

Received by LE Date 2/10/2020 Time 10:45 Preliminary check by AK
 Fee \$ 100.00 Received by LE Receipt No. W048034 Date 2/10/2020

- [illegible]

Page 2

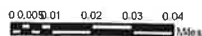
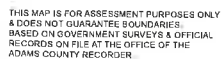
QUESTION 10

I have water rights with Bacon Valley Ditch Company. The engine and pump needed to get the water to my property has not been used in 11 years and the cost is all on me to get the engine and pump up and running. To get water to this proposed property I would have to extend the underground waterline approximately 1500 feet; and it is 25 feet higher which would mean an additional pump. My plan is to use a water cannon and 2" hoses to move around to irrigate this area. I have a riser that is located in the center of the area that I want to irrigate.

QUESTION 12

5.7

My intent is to divide this ~~4.7~~ acres in half and irrigate one half while grazing 2-4 head on the other half. I propose to irrigate 8-10 hours a day, 5 days a week. I plan on doing this for 2 years straight, during the irrigation season, every 2 years. I raise cattle for meat for family and friends. This will help extend the grazing season. My domestic well is rated at 60 gals/min. at 70psi. After pushing the water up the additional elevation I estimate I'm only pumping out 50 gal/min.



 Parcels
  ITD
 County
  Other

RECEIVED

FORM 202 Rev. 01/16

FEB 10 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

Ide o.

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 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 1591 Goodrich Road City Council
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2. Name of representative, if any _____ Phone _____
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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 Ground Water which is a tributary of N/A
 4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
15N	2W	15		SW	SE		Adams	Ground Water	D-0010589

5. Water will be used for the following purposes:

Amount 10 Acre ft for Irrigation purposes from 7/1 to 10/15 (both dates inclusive)
 (cfs or acre-feet per year)
 Amount 2.21 Acre ft for LAWN & GARDEN IRR. purposes from 6/1 to 10/1 (both dates inclusive)
 (cfs or acre-feet per year)
 Amount 0.08 Acre ft for HOUSEHOLD USE 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)

6. Total quantity to be appropriated is (a) 0.11 cubic feet per second (cfs) and/or (b) 12.29 acre-feet per year (af).

7. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source. N/A
 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? 9-24-99; drilling firm Uhlenkott Drilling;
 well was drilled for (well owner) Lonnie Schultz; Drilling Permit No. 67-99-W-0096-000

For Department Use

Received by LE Date 02/10/2020 Time 10:45am Preliminary check by AK
 Fee \$ 100 Received by LE Receipt No. W046034 Date 02/10/2020

RECEIVED

FEB 25 2020
COMPLETE
WATER RESOURCES
WESTERN REGION

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 1
 - 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	
15N	24E	15			X				X				2.5				1.84		4.7
15N	24E	15				X											X		1.84
15N	24E	15			.25				.13				2.66				2.69		
						X			D				D				X		

Total number of acres to be irrigated: ~~5.7~~ ~~5.7~~ 5.7

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? See attached
11. a. Who owns the property at the point of diversion? Kenneth A. Bobert
- b. Who owns the land to be irrigated or place of use? Kenneth A. Bobert
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: N/A
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. See attached

13. Time required for completion of works and application of water to proposed beneficial use is 2 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.

Kenneth A. Bobert
 Signature of Applicant
KENNETH A. BOBERT
 Print Name (and title, if applicable)

 Signature of Applicant

 Print Name (and title, if applicable)

RECEIVED

FORM 202 Rev. 01/16

FEB 10 2020

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

I. No. _____

COPY

1. Name of applicant(s) Kenneth A. Robert Phone 208-253-6258
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 1591 Goodrich Road City Council
 State ID ZIP 83612 Email wrbobert@1591.com

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 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
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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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For Department Use

Received by LE Date 02/10/2020 Time 10:45am Preliminary check by AK
 Fee \$ 100 Receipted by LE Receipt No. 1046034 Date 02/10/2020

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TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	2W	15			.09				.27				2.5				1.84		4.7
15N	2W	15				.50											0.50		1.0
						D											D		

Total number of acres to be irrigated: 5.7

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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.

Kenneth A. Robert
 Signature of Applicant
KENNETH A. ROBERT
 Print Name (and title, if applicable)

 Signature of Applicant

 Print Name (and title, if applicable)

QUESTION 10

I have water rights with Bacon Valley Ditch Company. The engine and pump needed to get the water to my property has not been used in 11 years and the cost is all on me to get the engine and pump up and running. To get water to this proposed property I would have to extend the underground waterline approximately 1500 feet; and it is 25 feet higher which would mean an additional pump. My plan is to use a water cannon and 2" hoses to move around to irrigate this area. I have a riser that is located in the center of the area that I want to irrigate.

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Legend

- Parcels
- County
- ITD
- Other



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

March 25, 2020

BACON VALLEY DITCH CO
C/O CHARLES CARUSO
3100 EASTON AVE
BOISE ID 83726

RE: Application for Permit No. 67-15338

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 revieweing an unprotected 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

March 25, 2020

KENNETH A BOBERT
1591 GOODRICH RD
COUNCIL, ID 83612-5272

RE: Application for Permit No. 67-15338

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 ADAMS COUNTY RECORD, THE RECORD on 4/1/2020 and 4/8/2020. 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

From: Thorneycroft, Kensie
Sent: Wednesday, March 25, 2020 11:17 AM
To: 'Gamaliel Masters'
Subject: Adams Legal Notice
Attachments: CoverLetter.docx; LegalNotice.docx

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 04/01/2020 and 04/08/2020.

Please confirm these are okay to publish as shown.

Kensie Thorneycroft
Administrative Assistant 1
Idaho Dept. of Water Resources
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**

March 25, 2020

LEGAL NOTICE DEPARTMENT
ADAMS COUNTY RECORD
PO BOX R
COUNCIL, ID 83612

RE: Application for Permit No. 67-15338

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 4/20/2020. 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:

67-15338

KENNETH A BOBERT

1591 GOODRICH RD

COUNCIL, ID 83612-5272

Point of Diversion SWSE S15 T15N R02W ADAMS County Source GROUND WATER

Use: IRRIGATION 07/01 to 10/15 0.11 CFS

Use: DOMESTIC 01/01 to 12/31 0.11 CFS

Total Diversion: 0.11 CFS, 12.3 AF

Date Filed: 02-25-2020

Place Of Use: DOMESTIC

T15N R02W S15 NWSE,SWSE

Place Of Use: IRRIGATION

T15N R02W S15 NESW,NWSE,SWSE,SESW

Total Acres: 5.73

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 4/20/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 4/1/2020 and 4/8/2020

HUNTING
— IS —
CONSERVATION

ANNA,

3/17/2020

USED NEW FORM
AS OLD ONE WAS
GETTING VERY CLUTTERED
OLD ONE IS ATTACHED
K & Boben



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

February 27, 2020

KENNETH A BOBERT
1591 GOODRICH RD
COUNCIL ID 83612

Re: Permit Application Additional Information Request

Dear Applicant:

On February 10, 2020, this office received your permit application. On February 18, 2020, I wrote you a letter returning your original application and requesting additional information. On February 15, 2020, I received your revised application for permit. Today I am returning your re-submitted application and requesting a few further revisions:

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

- Lawn and Garden Irrigation qualifies as an irrigation usage. Please combine your proposed "Irrigation" usage and your proposed "Lawn and Garden Irrigation" usage into one usage called "Irrigation."
- Water usage amounts for domestic and irrigation purposes must be listed in cubic feet per second (cfs) rather than acre feet. Please change the "amount" values you provided under part 5 to reflect the cfs used for each purpose.


2) Part 9- "Description of place of use"

- Quarter-quarter sections are written as the 40-acre tract description followed by the 160-acre tract description. For example, SESW means the SE quarter of the SW quarter- the South East 40-acre tract within the South West 160-acre tract.
- The table under part 9 reflects these quarter-quarter descriptions as follows:
 - The 4 larger column sections of the table represent the 4 160-acre tracts within a particular section of land.
 - The 16 smaller column sections below represent the 4 40-acre tracts within each 160-acre tract.
 - So, if you wish to show a place of use in the SESW, for example- you would mark the smaller SE column within the large SW column.
- The table appears to list the reverse of the quarter-quarter sections where you plan to use water.
- Please update your table to accurately reflect the quarter-quarter sections on which you plan to use water. I flagged the places on your application you should mark based on your provided map.

With this letter, I have included the most recent version of your application for permit. Please make the necessary 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,

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

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

Enclosures: Permit 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

February 18, 2020

KENNETH A BOBERT
1591 GOODRICH RD
COUNCIL ID 83612

Re: Permit Application Additional Information Request

Dear Applicant:

This office received your permit application on February 10, 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"

- Part 5 requires you list each water usage purpose and provide a diversion rate for each purpose in cubic feet per second (cfs).
 - The table under part 9 of your application suggests you wish to use water for both irrigation and domestic purposes. If this is the case, please add a domestic purpose to part 5 on your application with an appropriate amount in cfs.
 - Item 12 of your application states you propose pumping water from your well at a rate of 50 gallons per minute (gpm). If you wish to pump at a 50 gpm rate, your irrigation rate and total diversion rate will be 0.11 cfs.
- Please correct part 5 of your application to reflect your proposed water usage.

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

- Please provide the total quantity diverted rate in cfs under part 6(a) of your application based on the rates provided in part 5. The total rate should not exceed 0.11 acres- as described in item 1 of this letter.

3) Part 9- "Description of place of use"

- The table under part 9 of your application requires clarification on the following points:
 - *Irrigation usage:* The map provided with your application, suggests you plan to irrigate Twn15N Rge2W Sec15 as follows: 0.25 acres in the NESW, 2.66 acres in the SESW, 2.69 in the SWSE, and 0.13 in the NWSE, which combined equals a total irrigation of 5.7 acres. If this description is accurate, please correct the table under part 9 to reflect the irrigation shape drawn on the included map. Otherwise, please submit a new map accurately reflecting your place of use table.
 - *Domestic usage:* The table as submitted suggests you plan to use water for domestic purposes in the SENE & the SWSE quarter-quarters of Twn15N Rge2W Sec15. However, the map provided with your application implies your home is located in the NWSE & the SWSE quarter-quarters of Twn15N Rge2W Sec15. Please update the table to reflect your proposed domestic place of use as it appears on the map. Otherwise, please indicate your true domestic place of use on the map if you wish to use water for domestic purposes in an alternative location.
- Please make the necessary changes on part 9 of your application using the example table provided on the top of page 2 of this letter as reference. Please note: since your place of use is within a common township, range, and section, you only need one line for your irrigation place of use and one line for your domestic place of use.

Example:

Twp	Rge	Sec	NE \swarrow $\frac{1}{4}$ of section (160 acres)				NW				SW \swarrow $\frac{1}{4}$ of section (40 acres)				SE				Total
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	1E	14																	
5N	1E	15	25					10	2										12
5N	1E	15				D													25

NOTE: "D" indicates a domestic usage purpose. You do not need to quantify total acreage for your domestic usage.

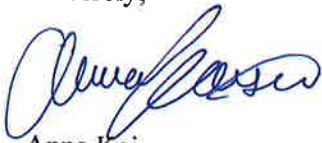
this is SE $\frac{1}{4}$ of NE $\frac{1}{4}$

Total acres (for irrigation use) 37

With this letter, I have included your original application for permit. Please make the necessary 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