

RECEIVED

JUN 03 2019

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 79-14272
RECEIVEDJUN 27 2019
COMPLETE
WATER RESOURCES
WESTERN REGION

1. Name of applicant(s) WHITEBIRD CEMETERY DISTRICT Phone _____
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address P O BOX 46 City WHITE BIRD
 State ID ZIP 83554 Email _____
2. Name of representative, if any DONALD SICKELS COMMISSIONER Phone 208-839-2653
 Mailing address P.O.BOX 6 City WHITE BIRD
 State ID ZIP 83554 Email WB Cemetery@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 SALMON RIVER which is a tributary of SNAKE 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 #
28N	01E	27	5	SW	NE		IDAHO	Salmon River	

5. Water will be used for the following purposes:

Amount 220.00 for IRRIGATION purposes from 3/15 to 11/15 (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) 22.00 cubic feet per second (cfs) and/or (b) 20 acre-feet per year (af).

7. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source. 10 hrs pump 4 inch 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 6/3/19 Time 11:09am Preliminary check by TS
 Fee \$ 100 Receipted by KT Receipt No. W047542 Date 6/27/19

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	
28N	01E	22				⚡									.5	.5	.5	3.5	3

Total number of acres to be irrigated: 03

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? 179-10115

Well pumping 1 to 3 gals a min.

- Who owns the property at the point of diversion? STATE OF IDAHO
- Who owns the land to be irrigated or place of use? White Bird Cemetery District
- 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. 10 hrs pump to a 4 inch line buried and pumped to cemetery. 2-5000 gal storage tanks hooked to under ground lines ran with floats + coyote system to shut off when full.

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.

Donald Sickels Commissioner
Signature of Applicant

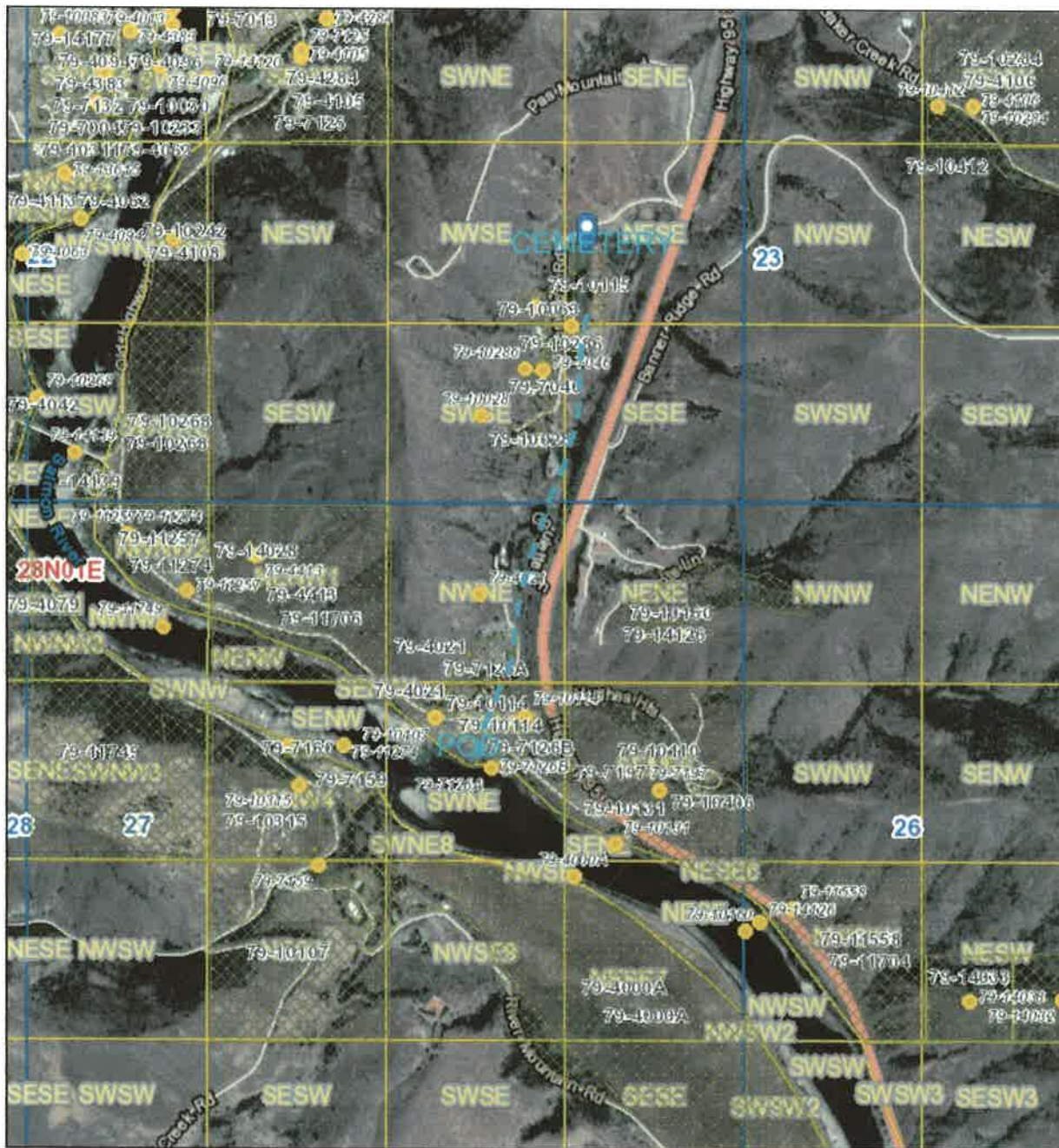
Signature of Applicant

DONALD SICKELS COMMISSIONER

Print Name (and title, if applicable)

Print Name (and title, if applicable)

ArcGIS Web Map



6/23/2019, 3:28:05 PM

POU - Water Rights

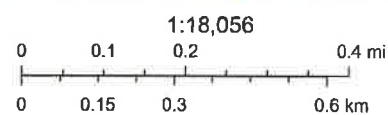
All Other POU (non-provider)

Irrigation Providers and Municipal Service Areas

POD - Water Rights

Quarter Quarter

Section

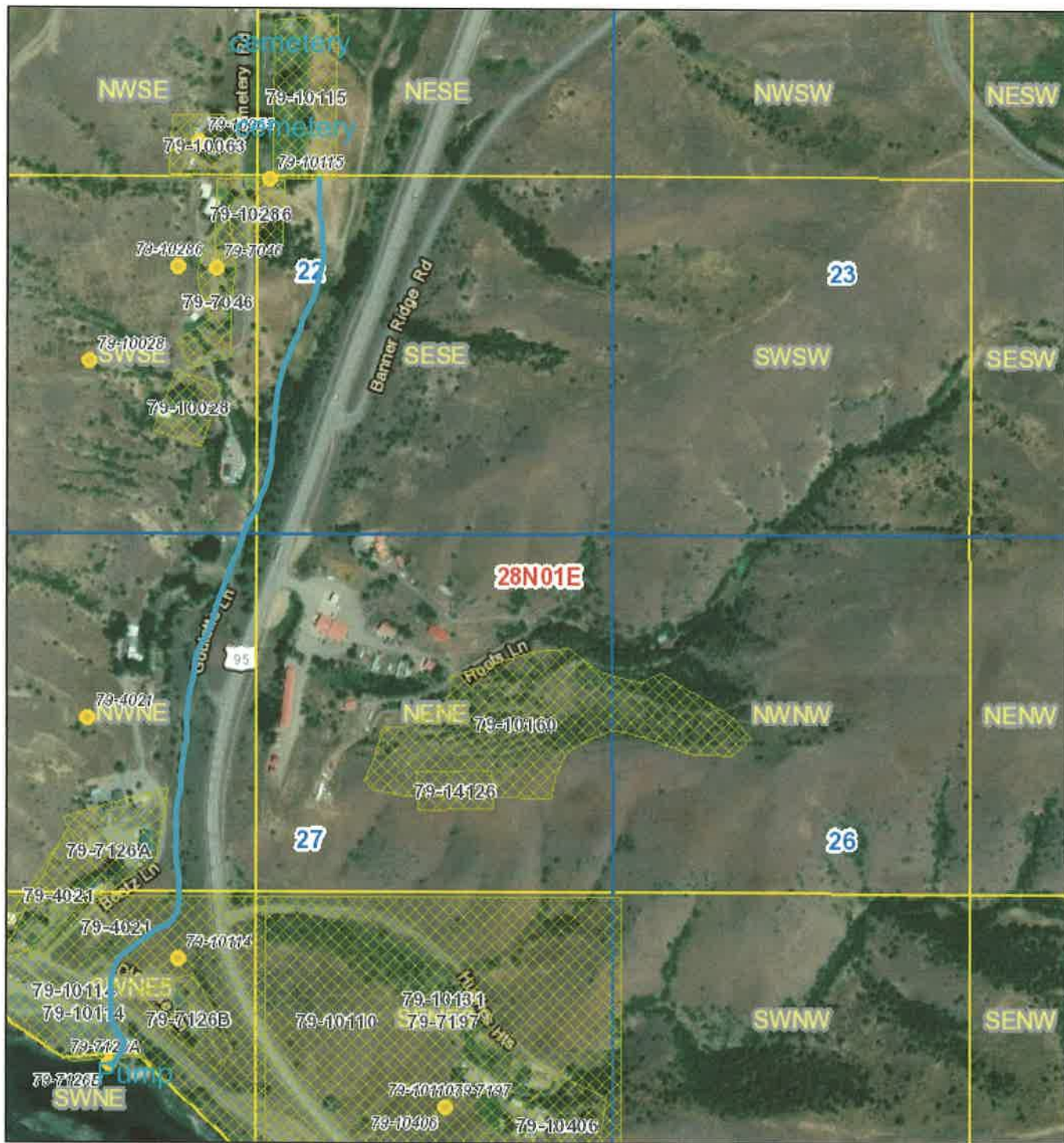


Esri, HERE, Garmin, (c) OpenStreetMap contributors, Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community. Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community, Idaho Department of

Web AppBuilder for ArcGIS

Esri, HERE, IPC | USDA FSA, DigitalGlobe, GeoEye, CNES/Airbus DS | USGS TNM - National Hydrography Dataset. Data Refreshed April, 2019. | Idaho Department of Water Resources | Esri,

ArcGIS Web Map



6/12/2019, 2:18:16 PM

POU - Water Rights



All Other POU (non-provider)



Irrigation Providers and Municipal Service Areas



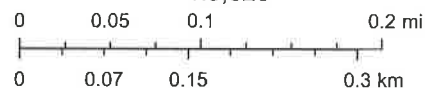
POD - Water Rights

Quarter Quarter



Section

1:9.028



Esri, HERE, Garmin, (c) OpenStreetMap contributors, Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community. Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community, Idaho Department of

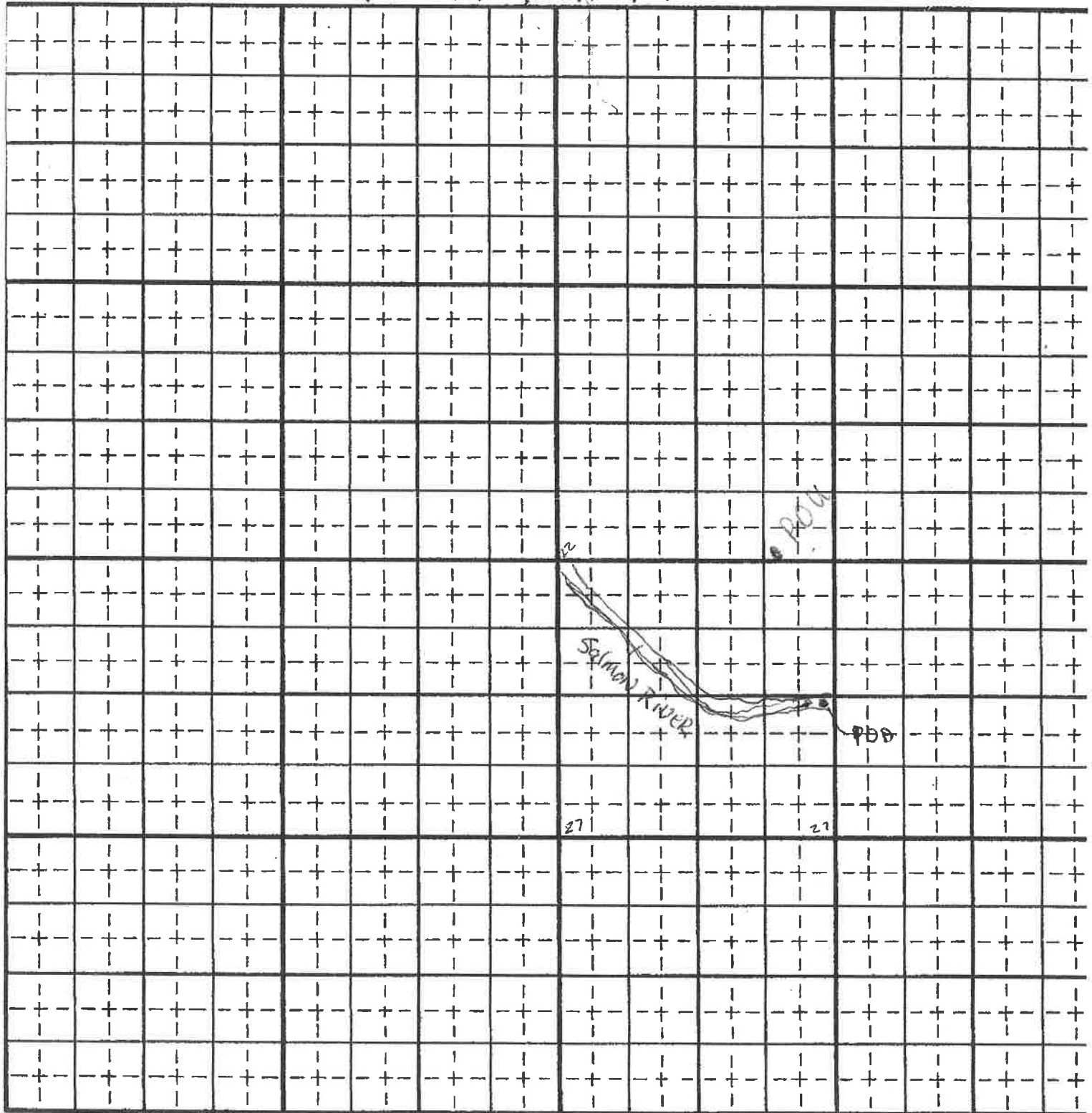
Web AppBuilder for ArcGIS

USDA FSA, DigitalGlobe, GeoEye, CNES/Airbus DS | Esri, HERE, iPC | USGS TNM – National Hydrography Dataset. Data Refreshed April, 2019. | Idaho Department of Water Resources | Esri, Web AppBuilder for ArcGIS

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T 28 N. R 1 E



Last Name Whitebird Cemetery Ident No. _____

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For 01 purposes from 4-1 to 10-1 amount 0.03 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.15 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. 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 use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
28N	1E	22																85	5

Total number of acres irrigated 5

11. In which county (ies) are lands listed above as place of use located? IDAHO

12. Do you own the property listed above as place of use? Yes _____ No ✓
 If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks: because cs collapsed on 1st well.
2nd well drilled to supplement 1st well. Date of
first usage is the same.
Cemetery owned by county district.

MICROFILMED

AUG 08 1984

Last Name Whitebird Cemetery Ident No. _____

Copies: White -State, Yellow-Claimant

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39356
Ident. Number A79-10115
Date Received 7-5-88
Receipt Number LW

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Whitebird Cemetery District Phone (208) 839-2336
Mailing Address HC-01, Box 60 B, Whitebird, ID Zip 83554
2. Date of Priority (Only one (1) per claim) Apr. 20, 1979
3. Source of water supply (a) Well
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 28N Range 1E Section 22,
_____ 1/4 of SE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of IDAHO
Additional points of diversion if any: 2nd well T28N, R1E, Sec. 22, SE 1/4, SE 1/4
- b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Well #1 Collapsed @ Pump set @
113' 1/2 HP Pump
Well #2 - 450' Deep 1 1/2 HP Pump

MICROFILMED

AUG 08 1994
Copies: White-State, Yellow-Claimant

12. Do you own the property listed above as place of use? NO

14. Remarks:
CEMETERY OWNED BY COUNTY. 2ND WELL DRILLED BECAUSE FIRST ONE
COLLAPSED, 450' DEEP, 1 1/2 HP PUMP

16. Signature(s)

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am Sec. Treasure (Clerk) of

Title

White Bird Cemetery Dist, that I have signed the foregoing
Organization

document in the space below as _____ of
Title

Organization _____ and that the statements contained in the foregoing document are true and correct. *Ronald S Mahura*

Signature of Authorized Agent

Title and Organization

July 5, 88 Date

AUG 08 1994

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A79-10115
Date Received: 7/05/1988
Receipt No: m000274
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

208-839-2336

1. Name: WHITEBIRD CEMETERY DISTRICT
Address: HC-01, BOX 60 B
WHITEBIRD, ID 83554

2. Date of Priority: APR 20, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
28N	01E	22		SE	SE		IDAHO

5. Description of diverting works:
WELL 1, COLLAPSED W/PUMP SET AT 113', 1/2 HP PUMP. SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/01	0.030		

7. Total Quantity Appropriated is:
0.150 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
28N	01E	22	SE	SE		IRR	5.0

Section Acres 5.0

Total Acres 5.0

A79-10115

Page 1

Date: 07/05/88

MICROFILMED

AUG 08 1994

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Thursday, January 30, 2020 2:46 PM
To: 'bill.bosworth@idfg.idaho.gov'
Subject: Application for Permit No(s). 57-12011, 63-34820, 79-14272
Attachments: PRMT 63-34820.pdf; PRMT 57-12011.pdf; PRMT 79-14272.pdf; IDFG Recommendation Form.docx

January 30, 2020

STATE OF IDAHO
DEPT OF FISH & GAME
ATTN: BILL BOSWORTH
3101 S POWERLINE RD
NAMPA, ID 83686

RE: Application for Permit No(s). 57-12011, 63-34820, 79-14272

Dear Mr. Bosworth:

The Idaho Department of Water Resources (IDWR) requests written comment and/or recommendation from your agency regarding the above referenced water right applications. A copy of each application is enclosed with this email for your reference. Please review each application, complete the enclosed recommendation form, and submit your reply, if any, to this office by the protest deadline of **February 24, 2020**.

If your agency desires to formally protest approval of these applications, you can file a written protest along with a \$25.00 filing fee for each protested application by the protest deadline.

if you do not respond before the protest deadline, IDWR will assume your agency does not object to the application(s). Please contact me if you have any questions regarding the applications. Thank you for your help.

Sincerely,

Kensie Thorneycroft
Administrative Assistant 1
Idaho Dept. of Water Resources
208-334-2190

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Thursday, January 30, 2020 2:49 PM
To: Skoro, Emily; Golden, Kala
Cc: Clark, Cynthia Bridge
Subject: Application for Permit 79-14272
Attachments: Agency Recommendation Form.docx; PRMT 79-14272.pdf

January 30, 2020

RE: Application for Permit No. 79-14272

Dear Planning Bureau:

The Idaho Department of Water Resources (IDWR) requests written comment and/or recommendation from your agency regarding the above referenced water right application. A copy of the application is enclosed with this email for your reference. Please review the application, complete the enclosed recommendation form, and submit your reply, if any, to this office by the protest deadline of **February 24, 2020**.

If your agency desires to formally protest approval of these applications, you can file a written protest along with a \$25.00 filing fee for each protested application by the protest deadline.

if you do not respond before the protest deadline, IDWR will assume your agency does not object to the application(s). Please contact me if you have any questions regarding the applications. Thank you for your help.

Sincerely,

Kensie Thorneycroft
Administrative Assistant 1
Idaho Dept. of Water Resources
208-334-2190

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Thursday, January 30, 2020 2:40 PM
To: 'TODD.CRUTCHER@DEQ.IDAHO.GOV'; 'Sujata.Connell@deq.idaho.gov'
Subject: Application for Permit No(s). 63-34820 & 79-14272
Attachments: PRMT 63-34820.pdf; PRMT 79-14272.pdf; Agency Recommendation Form.docx

January 30, 2020

TODD CRUTCHER
SUJATA CONNELL
DEPARTMENT OF ENVIRONMENTAL QUALITY

RE: Application for Permit No(s). 63-34820 & 79-14272

Dear Mr. Crutcher and Mrs. Connell:

The Idaho Department of Water Resources (IDWR) requests written comment and/or recommendation from your agency regarding the above referenced water right applications. A copy of each application is enclosed with this email for your reference. Please review each application, complete the enclosed recommendation form, and submit your reply, if any, to this office by the protest deadline of **February 24, 2020**.

If your agency desires to formally protest approval of these applications, you can file a written protest along with a \$25.00 filing fee for each protested application by the protest deadline.

if you do not respond before the protest deadline, IDWR will assume your agency does not object to the application(s). Please contact me if you have any questions regarding the applications. Thank you for your help.

Sincerely,

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

January 29, 2020

WHITEBIRD CEMETERY DISTRICT
PO BOX 46
WHITE BIRD, ID 83554-0046

Application For Permit No. 79-14272

Dear Applicants:

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 COTTONWOOD CHRONICLE on 2/6/2020 and 2/13/2020. 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:
DONALD SICKELS

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Wednesday, January 29, 2020 3:37 PM
To: 'cotchron@qwestoffice.net'
Subject: Idaho Legal Notice
Attachments: Cover Letter.docx; Legal Notice.docx

Follow Up Flag: Follow up
Flag Status: Completed

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 02/06/2020 & 02/13/2020.

Please confirm these are okay to publish as shown.

Kensie Thorneycroft
Administrative Assistant 1
Idaho Dept. of Water Resources
208-334-2190

January 28, 2020

LEGAL NOTICE DEPARTMENT

COTTONWOOD CHRONICLE
PO BOX 157
COTTONWOOD, ID 83522

RE: Application For Permit No.(s): 79-14272

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 2/24/2020. 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:

79-14272

WHITEBIRD CEMETERY DISTRICT

PO BOX 46

WHITE BIRD, ID 83554-0046

Point of Diversion L5(SWNE) S27 T28N R01E IDAHO County Source SALMON RIVER Tributary SNAKE RIVER

Use: IRRIGATION 03/15 to 10/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 6/3/2019

Place Of Use: IRRIGATION

T28N R01E S22 NESE NWSE SWSE SESE

Total Acres: 3

The water proposed in this application will benefit from the subordinated provision because it is for irrigation purposes.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s), please see www.idwr.idaho.gov. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 02/24/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 2/6/2020 and 2/13/2020

MEMORANDUM

January 23, 2020

Application for Permit: 79-14272

Author: TSmith

Subject: Legal Notice Remarks

The water proposed in this application will benefit from the subordinated provision because it is for irrigation purposes.

January 3, 2020

WHITTIER CHARTER DISTRICT
PERMITS
CITY OF WHITTIER, CALIF.

APPLICATION AND PERMIT TO USE PUBLIC RIGHT OF WAY
UTILITIES AND ENCROACHMENTS

COPY OF PERMIT MUST BE PRESENT AT WORK SITE DURING CONSTRUCTION
PUBLIC ROAD SURFACE TYPE: 100% GRAVEL PAVING

NOTICE
This permit shall not be valid for excavation
until all utilities are located and marked
in accordance with the provisions of the code
Title 22, Chapter 22 have been consulted and
PRIOR TO EXCAVATION, CALL ONE NUMBER
LOCATION SERVICE
Toll-free 800-451-7222

START DATE: Nov 12, 2019
LET COMPLETION DATE: Nov 12, 2022
ROAD NAME: Beitz Ln 3018 95
LOCATION: State Rte 4

UTILITY OR OTHER USE	DISTANCE FROM CENTER LINE	RIGHT OF WAY LINE
OVERHEAD <input type="checkbox"/>	ANGLE OF CROSSING: 90°	UTILITY TYPE: WATER
UNDERGROUND <input checked="" type="checkbox"/>	SIZE OF PIPE: 2"	PRESSURE: 250 PSI
	VERTICAL CLEARANCE	DEPTH: 3' MIN.

A PLAN OF PROPOSED WORK AND APPLICABLE TRAFFIC CONTROL PLANS MUST BE ATTACHED.
SPECIAL PROVISIONS:

See General Provisions.

I CERTIFY THAT I AM THE AUTHORIZED UTILITY COMPANY REPRESENTATIVE AND REQUEST PERMISSION TO
CONSTRUCT THE ABOVE FACILITIES WITHIN THE ROADWAY RIGHT-OF-WAY IN ACCORDANCE WITH THE
GENERAL PROVISIONS PRINTED ON THE REVERSE SIDE OF THIS FORM. THE SPECIAL PROVISIONS AND THE PLANS
MADE A PART OF THIS PERMIT.

COMPANY NAME White Bird Cemetery	APPLICANT PLEASE TYPE OR PRINT Signature: Donald F. Suckels
ADDRESS PO Box 46	SIGNATURE AUTHORIZED REPRESENTATIVE Donald F. Suckels
CITY STATE ZIP Whittier, CA 90606	DATE Nov 13, 2019

SUBJECT TO ALL TERMS, CONDITIONS, AND PROVISIONS SHOWN ON THIS FORM OR ATTACHMENTS, PERMISSION IS HEREBY
GRANTED TO THE ABOVE-NAMED APPLICANT TO PERFORM THE WORK DESCRIBED ABOVE.

FOR LOCAL HIGHWAY JURISDICTION USE

TEMPORARY PERMIT

Tentative approval subject to inspection of installation.

Approved by: John Miller, Road Foreman
LHJ Authorized Representative

FINAL PERMIT

Approved ☐ Date: _____ Rejected ☐ Date: _____
Corrections Required: _____

Approved by: _____
LHJ Authorized Representative

RECEIVED
JAN 21 2020
WATER RESOURCES
WESTERN REGION



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

RECEIVED

JAN 21 2020

WATER RESOURCES
WESTERN REGION

1118 F Street • Lewiston, Idaho 83501 • (208) 799-4370
www.deq.idaho.gov

Governor Brad Little
Director John H. Tippetts

July 26, 2019

Donald Sickels
Whitebird Cemetery District
PO Box 46
Whitebird, ID 83554

Subject: Water Right, Salmon River

Dear Mr. Sickels:

We received a copy of your application to the Idaho Department of Water Resources for a water right to withdraw 0.06 cubic feet per second (cfs) from March 15, 2019 through November 15, 2019, from the Salmon River at an access site on state land in Idaho County. The withdrawals will be made through a 4 inch pipe and will be used for irrigation.

In the Idaho Water Quality Standards, the Salmon River at the point of withdrawal is included in waterbody ID 17060209SL008_07 and is protected for cold water aquatic life, primary contact recreation, and domestic water supply. This waterbody ID is listed in section 5 of the Idaho's 2016 Integrated Report for mercury impairment.

DEQ agrees that the withdrawal of 0.06 cfs of water should not impact water quality of the Salmon River. At no time however, should the proposed action be allowed to impair designated beneficial uses of the Salmon River.

Thank you for the opportunity to comment on your application. If you have any questions regarding the Idaho Water Quality Standards, please call the Lewiston Regional Office at (208) 799-4370.

Sincerely,

Sujata Connell

Sujata Connell
Regional Water Quality Manager

c: EDMS



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

January 3, 2020

COPY

WHITEBIRD CEMETERY DISTRICT
PO BOX 46
WHITE BIRD, ID 83554

Re: Notice of Intent to Void Application For Permit 79-14272

Dear Applicant(s),

On June 3, 2019 the Department of Water Resources (IDWR) received your Application for Permit to appropriate water. The Department requested additional information via a letter dated July 1, 2019. On July 25, 2019, the Department received a request for an extension of 6 months in order to gather the information requested in the July 1 2019 letter. The letter stated that a written reply must be made by January 1, 2020 or the Department will void the application. As of January 3, 2020, a written statement was received from Idaho Department of Fish and Game, however a statement from the Idaho Department of Environmental Quality and the Idaho Department of Transportation have not been received. If it is your intent to further pursue your application, please provide written response to the original letter or request additional time to respond. It is the intent of the Department to void your application within the next fourteen (14) days if no response is received.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Sincerely,

Tyler Smith
Water Resource Agent
Idaho Department of Water Resources
Phone: (208) 334-2190
Email: tyler.smith@idwr.idaho.gov

Smith, Tyler

From: Swearingen,Zachary <zachary.swearingen@idfg.idaho.gov>
Sent: Friday, July 26, 2019 2:41 PM
To: white bird; Smith, Tyler
Subject: RE: White Bird Cemetery

Hi Tyler and Cheryl,

I have reviewed the White Bird Cemetery application to withdraw 0.06 CFS from the Salmon River.

Based on my understanding of the application, the proposed location and amount of withdrawal; the withdrawal is unlikely to have a significant impact on fish, wildlife or habitat. Assuming that all federal, state and local permits have been obtained and regulations met, I have no objection to the proposed withdrawal.

I do recommend that the pump intake be screened. I'd recommend a maximum screen mesh size of 3/32- inches. I would also recommend to require that approach velocities at the intake should not exceed 0.5 feet per second. These recommendations meet NOAA standards to limit entrainment of salmonids.

Thank you,

Zach Swearingen
Staff Biologist
Idaho Department of Fish and Game - Clearwater Region
3316 16th St
Lewiston, ID 83501
208-799-5010



From: white bird <wbcmemetery@gmail.com>
Sent: Thursday, July 25, 2019 2:14 PM
To: Swearingen,Zachary <zachary.swearingen@idfg.idaho.gov>
Subject: Fwd: White Bird Cemetery

Please see attached

----- Forwarded message -----

From: **Smith, Tyler** <Tyler.Smith@idwr.idaho.gov>
Date: Thu, Jul 25, 2019, 1:37 PM
Subject: RE: White Bird Cemetery
To: white bird <wbcmemetery@gmail.com>

Sheryl,

Per our phone conversation:

1) A document is needed with White Bird Cemetery District letter head stating that Donald Sickels is the commissioner and has the authority to sign on behalf of the organization. If you wish to type this up yourself that is fine, because if I recall correctly you stated you are the secretary for the District.

2) Since the land at the point of diversion is owned by the Idaho Department of Transportation, you will need to acquire an easement from them in order to access their lands. The IDOT headquarters is located in Boise and a letter can be sent to 3311 W. State Street, P.O. Box 7129 Boise, ID 83707-1129 explaining your situation. Additionally, their website has a "contact us" section where this request could be submitted electronically here:

<https://apps.itd.idaho.gov/Apps/WebCommentsV2/>

I have scanned a copy of your application and attached it to this email. That can be printed and filled out / amended accordingly and returned to the Department to be accepted into our records.

Additionally, I have attached a letter that you will receive in the mail granting you a six month extension for Rule 40 information submittal due to this being the email listed for the representative. The additional information requested shall be received no later than January 1, 2020.

If you have any further questions or concerns I am more than happy to help.

Best,

Tyler Smith

Idaho Dept. of Water Resources

Water Resource Agent

208.334.2190

tyler.smith@idwr.idaho.gov

From: white bird [mailto:wbcemetery@gmail.com]
Sent: Thursday, July 25, 2019 1:53 PM
To: Smith, Tyler <Tyler.Smith@idwr.idaho.gov>
Subject: White Bird Cemetery

Tyler

The white bird Cemetery District would like to request a extension to give us time to get letters from the Idaho Department of Fish and Game and Idaho Department of Environmental Quality and an easement from the state of Idaho and all other necessary forms requested

Thank you

Sheryl Clark



Brad Little
Governor

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

GARY SPACKMAN
Director

July 25, 2019

COPY

WHITE BIRD CEMETERY DISTRICT
P.O. BOX 46
WHITE BIRD ID, 83554

RE: Application for Permit No. 79-14272 Rule 40 Extension Granted

Dear Applicant,

On July 1, 2019, the Idaho Department of Water Resources (Department) sent a letter to request additional information relevant to Application for Permit No. 79-14273. This Rule 40 request is required for any new water right approval within the Salmon River Basin. On July 25, 2019, the Department received an extension request from the Representative to submit the Rule 40 information for up to six months.

This is notice that your request has been granted and the information outlined in IDWR's letter dated July 1, 2019 shall be received no later than January 1, 2020.

Sincerely,

Tyler Smith
Water Resource Agent

Cc: Donald Sickels; Representative via email



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: idwr.idaho.gov • Email: westerninfo@idwr.idaho.gov

COPY

BRAD LITTLE
Governor

GARY SPACKMAN
Director

7/1/2019

WHITEBIRD CEMETERY DISTRICT
P.O. BOX 46
WHITE BIRD, ID 83554

RE: Application for Permit Incomplete

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.

Further application items that need to be addressed as outlined below:

- 1 – Name of applicant(s)
 - The department requires documentation showing Mr. Sickels has authority to sign on behalf of Whitebird Cemetery District.
- 9 – Description of place of use
 - The place of use description in Table 9 of the form must match the map. The map provided suggests your described place of use within the NESE, NWSE, SWSE and SESE QQ's. Table 9 describes the place of use within the SESE. Please amend section 9 accordingly. A suggested map has been enclosed. A map template have been included for your convenience, but must include a proposed point of diversion and place of use if used for your application.
- 11c – Point of diversion arrangement
 - The applicant must request access/easement from the State of Idaho to access the point of diversion, and that documentation must be provided to the Department.

COPY

Please provide the requested information within the next thirty (30) days. Alternately, you may seek up to six months additional time to provide the information. **The application will be voided if a timely written response is not received.** A refund of the filing fee will not be issued for a voided 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,

Tyler Smith
Water Resource Agent, Western Region

Enclosure: Suggested Map, Map Template



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: idwr.idaho.gov • Email: westerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

June 4, 2019

WHITEBIRD CEMETARY DISTRICT
PO BOX 46
WHITE BIRD ID 83554

Re: Water Right Application Incomplete - Returned

Dear Applicant:

This office received your application on 6/3/2019. The application cannot be accepted into the records of the Idaho Department of Water Resources (IDWR) until the following items are addressed:

- Place of Use or acres irrigated was not provided correctly.
- The Map was not provided correctly.
- The Fee was not provided correctly.

The original incomplete application is enclosed. Please make the necessary amendments to the original form and re-submit together with payment of the fee within the next thirty (30) days. This letter is an attempt to ensure that your application is complete in order to establish a priority date. 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. Please consult the IDWR website or contact this office at 208-334-2190 and ask for the "office day person" if you have any questions about the necessary information or fee.

Sincerely,

Western Region Water Rights Staff

Enclosure: Original Application
Application Instructions