

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

Ident. No. 74-16229

RECEIVED

JAN 09 2020

Department of Water Resources
Eastern Region

1. Name of applicant(s) Boyd Foster Phone 208-768-2300
 Mailing address PO Box 118 City Leadore
 State ID ZIP 83464 Email boydnjill@msn.com
 Name connector (check one): ☐ and ☐ or ☐ and/or
2. Name of representative, if any N/A 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 Groundwater 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 #
16N	26E	33			NE	SE	Lemhi	Groundwater	

5. Water will be used for the following purposes:

Amount 3.8 cfs 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) 3.8 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. Groundwater well with pump to pivots on property
- 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 14 inches; proposed depth of well is 160 feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? N/A; drilling firm _____; well was drilled for (well owner) _____; Drilling Permit No. _____

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 450.00 Received by CH Receipt No. E045554 Date 1/9/2020

#80 refund requested 1/28/20

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	
16N	26E	33	3.4												38	34		37	112.4
16N	26E	34										41	40						81

Total number of acres to be irrigated: 193.4

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? Water Right 74-51 from Big Timber Creek for irrigation purposes. Same POU.

- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant
- 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. This water will be used for supplemental uses when water from Big Timber Creek is insufficient for irrigation of crops. No more than 6.4 cfs will be used at the place of use at any given time. Big Timber Creek water (water right 74-51) will always be used first.

13. Time required for completion of works and application of water to proposed beneficial use is 5 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.

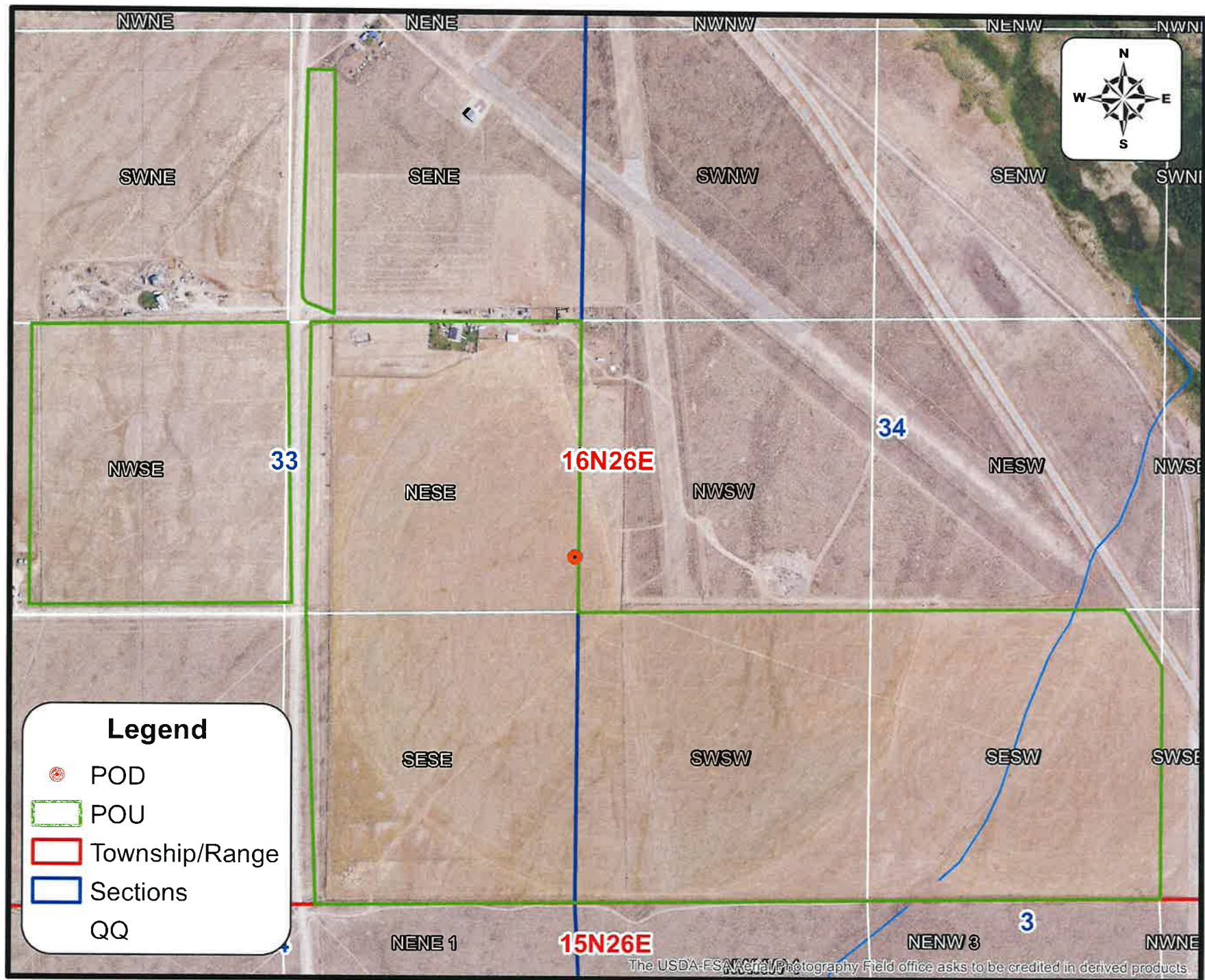
The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Boyd Foster
Signature of Applicant

Boyd Foster
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)



From: [Henman, Christina](#)
To: [Nield, Jeff](#)
Subject: RE: Application for Permit 74-16229 - Refund
Date: Tuesday, January 28, 2020 10:19:39 AM
Attachments: [image001.png](#)

I sent this to state. I'll let you know when they confirm the refund or if they need more info from you.

Thank You,

Christina Henman

From: Nield, Jeff
Sent: Tuesday, January 28, 2020 10:10 AM
To: Henman, Christina <Christina.Henman@idwr.idaho.gov>
Subject: Application for Permit 74-16229 - Refund

Christina,

Boyd Foster needs refunded \$80 for Application for Permit 74-16229. The rate that was initially applied for (5.6 cfs) was too much, and the corrected rate (3.8 cfs) falls within the lower filing fee.

Refund Amount: \$80
Receipt Number: E045554
Name: Boyd Foster
Address: PO Box 118, Leadore, ID 83464

Please let me know if you need anything else to get the refund processed.

Thank you,

Jeff Nield

Stream Protection Specialist/Water Resource Agent, Sr.

Idaho Dept. of Water Resources

900 N Skyline Dr, Suite A

Idaho Falls, ID 83402-1718

(208)497-3786

<https://idwr.idaho.gov/>





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

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

BRAD LITTLE
Governor

GARY SPACKMAN
Director

January 29, 2020

BOYD D FOSTER
PO BOX 118
LEADORE, ID 83464-0118

Application For Permit No. 74-16229

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the RECORDER HERALD on 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,

Christina Henman
Administrative Assistant

Henman, Christina

From: Henman, Christina
Sent: Wednesday, January 29, 2020 3:56 PM
To: RECORDER HERALD (Rhlegals@custertel.net)
Subject: Legal Ad for Recorder Herald
Attachments: 74-16229 Recorder Herald.doc

Hello,

Please see attached document regarding legal ads for your paper.

Thank You,

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

January 29, 2020

Legal Notice Department

Recorder Herald
PO Box 310
Salmon ID 83467

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

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department (900 N Skyline Dr Ste A, Idaho Falls ID 83402) along with the publication bill. Please send the affidavit and bill to this office before 2/24/2020. Your cooperation is appreciated.

Sincerely

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

The following application(s) have been filed to appropriate the public waters of the State of Idaho:
74-16229

BOYD D FOSTER
PO BOX 118
LEADORE, ID 83464-0118
Point of Diversion NESE
S33 T16N R26E
LEMHI County
Source GROUND WATER Tributary
Use: IRRIGATION
03/15 to 11/15 3.8 CFS
Total Diversion: 3.8 CFS
Date Filed: 1/9/2020
Place Of Use: IRRIGATION
T16N R26E S33 SWNE NESE NWSE SESE
T16N R26E S34 SWSW SESW
Total Acres: 193.3

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 2/24/2020. 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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

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

BRAD LITTLE
Governor

GARY SPACKMAN
Director

January 29, 2020

Derek Papatheodore
Watermaster 74W
PO Box 82
Leadore ID 83464-0022

RE: Application for Permit 74-16229

Dear Watermaster:

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

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has passed. Your prompt response to this request will ensure that your recommendation can be considered during regional review. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

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

Sincerely,

Christina Henman
Administrative Assistant

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

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

BRAD LITTLE
Governor

GARY SPACKMAN
Director

January 29, 2020

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

RE: Application for Permit 74-16229

Dear Watermaster:

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

Sincerely,

Christina Henman
Administrative Assistant

Enclosure(s)