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83787

Ident. No. 85-15805

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

IDWR / NORTH

1. Name of applicant(s) Richard Kelly & Connie Kelly Revocable Living Trust Phone 208-798-9580
Name connector (check one): ☐ and ☐ or ☐ and/or
Mailing address 30880 VOLLMER RD City LEWISTON
State ID _____ ZIP 83501 Email _____
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 GROUNDWATER which is a tributary of _____
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
35N	05W	29			SE	SW	NEZ PERCE	GROUNDWATER	D0035512

5. Water will be used for the following purposes:
- Amount 0.08 CFS for IRRIGATION purposes from 2/15 to 11/30 (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) 0.08 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. APPLICANT HAS WELL AND PUMP FOR USES.
- 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? 10/27/04; drilling firm NAIL & SONS;
well was drilled for (well owner) RICK KELLY; Drilling Permit No. 825741

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
Fee \$ 10000 Received by Ja Receipt No. N035813 Date 12-10-19
12500 Well Upgrade fee

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	
35N	05W	29												2.5					2.5

Total number of acres to be irrigated: 2.5

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? 85-15525 IS FOR THE APPLICANTS HOME AND FROM THE SAME WELL.
11. a. Who owns the property at the point of diversion? APPLICANT
b. Who owns the land to be irrigated or place of use? APPLICANT
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. APPLICANT USES GROUNDWATER FOR THE IRRIGATION OF 2.5 ACRES OF LAND AROUND HOUSE.
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.

Richard L. Kelly
Signature of Applicant
Richard L. Kelly Trustee
Print Name (and title, if applicable)

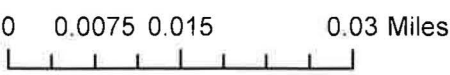
Connie L. Kelly
Signature of Applicant
Connie L. Kelly Trustee
Print Name (and title, if applicable)

APPLICATION MAP



Legend

-  Parcels
-  Township/Range
-  Sections
-  QQ



IDAHO DEPARTMENT OF WATER RESOURCES WELL DRILLER'S REPORT

Office Use Only			
Well ID No.			
Inspected by			
Twp	Rge	Sec	
1/4	1/4	1/4	
Lat:	:	Long:	:

1. WELL TAG NO. D 0035512
 DRILLING PERMIT NO. 825741
 Water Right or Injection Well No. _____

2. OWNER:
 Name ALICK + CONNIE KELLY
 Address 2520 6TH ST
 City LEWISTON State ID Zip 73501

3. LOCATION OF WELL by legal description:

You must provide address or Lot, Blk, Sub. or Directions to well.

Twp. 35 North ☒ or South ☐
 Rge. 5 East ☐ or West ☒
 Sec. 29 SE 1/4 SW 1/4 NE 2 PLACE 1/4
 Gov't Lot _____
 Lat: : : Long: : :
 Address of Well Site MAP City LEWISTON

(Give at least name of road + Distance to Road or Landmark)
 Lt. _____ Blk. _____ Sub. Name _____

4. USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK check all that apply (Replacement etc.)
☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD:

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

Seal Material	From	To	Weight / Volume	Seal Placement Method
DEUTERITE	0	56	6.0	OVER PACK

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____
 Was drive shoe seal tested? ☐ Y ☒ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
8	±1	297	250	STEEL	☒	☐	☒	☐
6	-10	530	270	PVC	☐	☒	☒	☐

Length of Headpipe _____ Length of Tailpipe _____
 Packer ☐ Y ☒ N Type _____

9. PERFORATIONS/SCREENS PACKER TYPE

Perforation Method SPALL
 Screen Type & Method of Installation _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
470	530	4x1	79	6	PVC	☐	☒

10. FILTER PACK

Filter Material	From	To	Weight / Volume	Placement Method
—				

11. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

350 ft. below ground Artesian pressure _____ lb.
 Depth flow encountered _____ ft. Describe access port or control devices: WELL CAP
35 N 56 W 29

12. WELL TESTS:

☐ Pump	☐ Bailor	☒ Air	☐ Flowing Artesian
Yield gal./min.	Drawdown	Pumping Level	Time
75		530	1 hr

Water Temp. 56.0 Bottom hole temp. _____

Water Quality test or comments: GOOD

Depth first Water Encounter 470

13. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
10	0	3	CLAY		☒
10	3	56	CRSALT BROKEN		☒
8	56	76	CLAY MEDIUM		☒
8	76	110	CRSALT BROKEN		☒
8	110	226	CLAY MEDIUM SANDY		☒
8	226	247	SAND		☒
8	247	251	CLAY YELLOW SAND		☒
8	251	461	CRSALT HARD		☒
8	461	500	CLAY	☒	
8	500	530	CRSALT	☒	

Completed Depth 530 (Measurable)

Date: Started 10-27-04 Completed 10-27-04

14. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name MOIL & SONS Firm No. 616

Principal Driller Neil Tait Date 11-19-04

Driller or Operator II _____ Date _____

Operator I _____ Date _____

Principal Driller and Rig Operator Required.
 Operator I must have signature of Driller/Operator II.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene ID 83815-7763

Phone: (208) 762-2800 • Fax: (208) 762-2819

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

BRAD LITTLE
Governor

GARY SPACKMAN
Director

December 23, 2019

RICHARD KELLY & CONNIE KELLY REVOCABLE LIVING TRUST
30880 VOLMER RD
LEWISTON, ID 83501-7011

Application For Permit No. 85-15805

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 LEWISTON TRIBUNE on 1/2/2020 and 1/9/2020. 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,

Tammy Alleman
Administrative Assistant

CC:

CONNIE L KELLY
RICHARD K KELLY
30880 VOLMER RD
LEWISTON, ID 83501-7011

Alleman, Tammy

From: Alleman, Tammy
Sent: Monday, December 23, 2019 1:03 PM
To: 'Swearingen,Zachary'; 'Sujata.Connell@deq.idaho.gov'
Subject: Request for Comments on Transfer 83801
Attachments: 83801 Transfer Application.pdf

Dear Interested Agencies:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced Water Right application. You can find copies of the application attached to the email and also at: <http://www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of the 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. **The deadline for comments on the application is January 21, 2020.**

Please contact the Northern Region Office at (208) 762-2800 if you have any questions regarding the application.

Thank you,

Tammy

*Tammy Alleman
Administrative Assistant
Idaho Department of Water Resources
Email: Tammy.Alleman@idwr.idaho.gov
Phone: (208) 762-2800
Fax (208) 762-2819*

Alleman, Tammy

From: Alleman, Tammy
Sent: Monday, December 23, 2019 12:47 PM
To: 'legals@lmtribune.com'
Subject: Legal Notice
Attachments: Legal Notice.doc

Please publish the enclosed legal notice in the Lewiston Tribune on the dates indicated **January 2nd and January 9th, 2020** (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately. Please send a proof once you have the article ready for print for our review.

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 **January 21, 2020**. Your cooperation is appreciated.

Thank you,

Tammy

*Tammy Alleman
Administrative Assistant
Idaho Department of Water Resources
Email: Tammy.Alleman@idwr.idaho.gov
Phone: (208) 762-2800
Fax (208) 762-2819*

The following application has been filed to appropriate the public waters of the State of Idaho:

85-15805

RICHARD KELLY & CONNIE KELLY REVOCABLE LIVING TRUST

30880 VOLMER RD

LEWISTON, ID 83501-7011

Point of Diversion SESW

S29 T35N R05W

NEZ PERCE County

Source GROUND WATER

Use: IRRIGATION

02/15 to 11/30 0.08 CFS

Total Diversion: 0.08 CFS

Date Filed: 12/10/2019

Place Of Use: IRRIGATION

T35N R05W S29 SESW

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 83801

ARTHUR W EATON JR, 16015 EATON RD, LEWISTON, ID 83501; has filed Application No. 83801 for changes to the following water rights within NEZ PERCE County(s): Right No(s). 86-7304; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows:

This transfer proposes to add a new point of diversion to existing groundwater right 86-7304 in the SW1/4NE1/4 of Section 27, Twp 36N, Rge 05W.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208) 762-2800. 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, Northern Region, 7600 N MINERAL DR STE 100, COEUR D ALENE ID 83815-7763 together with a protest fee of \$25.00 for each application on or before 1/21/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 1/2/2020 and 1/9/2020