

RECEIVED

MAY 28 2019

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESIdent. No. 2-10576

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Desert Farms Real Estate LLC Phone 208-896-5990
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 8222 Desert Dr. City Marsing
 State ID _____ ZIP 83639 Email dalevanes@aol.com
2. Name of representative, if any SPF Water Engineering Phone 208-383-4140
 Mailing address 300 E Mallard Dr, Ste 350 City Boise
 State ID _____ ZIP 83706 Email lgraves@spfwater.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 Snake River which is a tributary of Columbia 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 #
2N	4W	23	1		NW	NW	Owyhee	Snake River	

5. Water will be used for the following purposes:
- Amount *2.48 cfs for Stockwater 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)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) *2.48 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. Four pumps, intake pipes, 15-inch buried main
- 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 5/28/19 Time 11:35am Preliminary check by P.K.
 Fee \$ 330.00 Received by KT Receipt No. W047435 Date 5/28/19

*Allowed per IDWR standards: 3200 x 0.00065 factor = 2.08 cfs

1800 x 0.00022 factor = 0.40 cfs

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. 3,200 milkers @ 35 gpd/cow, 1,800 replacements @ 12 gpd/cow
- c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households _____
- e. Other; describe fully. _____

9. 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 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	
2N	4W	28									X	X	X						
		29			X										X	X		X	

Total number of acres to be irrigated: _____

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? 57-11673, 2-10465

11. a. Who owns the property at the point of diversion? Morgan and Ruth Reche

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: Existing easement

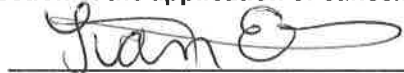
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Permit 2-10465 (Snake River) and license 57-11673 (ground water) currently cover 4,500 milkers and 3,000 replacements. More water is being proposed for an additional 3,200 milkers and 1,800 replacements via this application and an accompanying application for ground water. The proposed pod is an existing pump station serving the applicants' Snake River irrigation rights and permit 2-10465.

13. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).

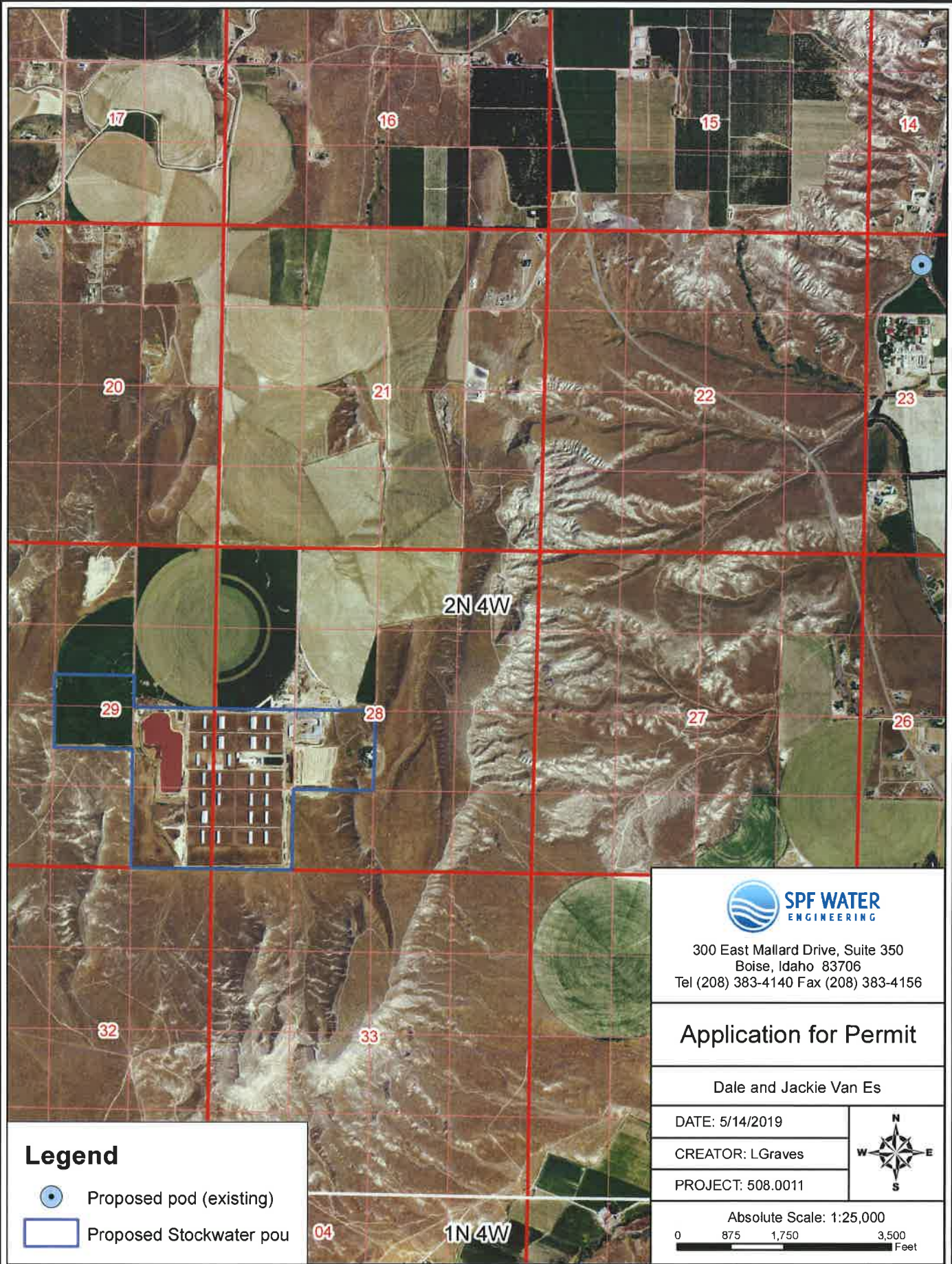
14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

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.


Signature of Applicant
Dale Van Es
Print Name (and title, if applicable)


Signature of Applicant
Jackie VAN Es
Print Name (and title, if applicable)

Path: S:\PROJECTS\15 thru 2\Projects\15\Projects\Van Es_5080011_Dairy Water Rights\PROJECT\GIS\AcMap_Project\Map (Snake R).mxd



300 East Mallard Drive, Suite 350
Boise, Idaho 83706
Tel (208) 383-4140 Fax (208) 383-4156

Application for Permit

Dale and Jackie Van Es

DATE: 5/14/2019

CREATOR: LGraves

PROJECT: 508.0011



Absolute Scale: 1:25,000

0 875 1,750 3,500
Feet

Kaiser, Anna

From: Kaiser, Anna
Sent: Thursday, June 13, 2019 3:56 PM
To: 'Bosworth,Bill'
Subject: Application for Permit Nos. 2-10576 & 78-12512
Attachments: IDFG Recommendation Form.docx; 2-10576.pdf; 78-12512.pdf

June 13, 2019

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

RE: Application for Permit Nos. 2-10576 & 78-12512

Dear Mr. Bosworth:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendation(s) from your agency regarding the above referenced water right application(s). Copy(s) of the application(s) are enclosed with this email for your reference. Please review the application(s), complete the enclosed recommendation form, and submit your reply, if any, to this office by the protest deadline of **July 8, 2019**.

If your agency desires to formally protest approval of this application, you may do so by filing a written protest along with a \$25.00 filing fee for each protested application by the protest deadline.

IDWR will assume your agency does not object to this application if a timely response is not received. Please contact me if you have any questions regarding the application. Thank you for your help.

Sincerely,

Anna Kaiser | Administrative Assistant I
IDWR-Western Region
2735 W Airport Way, Boise ID 83705
(208).334.2190 | anna.kaiser@idwr.idaho.gov

Kaiser, Anna

From: Kaiser, Anna
Sent: Thursday, June 13, 2019 3:44 PM
To: 'TODD.CRUTCHER@DEQ.IDAHO.GOV'
Subject: Application for Permit Nos 2-20576, 63-34733, 78-12512, 57-12006 Transfer No. 83343
Attachments: Agency Recommendation Form.docx; 2-10576.pdf; 63-34733.pdf; 78-12512.pdf; 83343.pdf; 57-12006.pdf

June 13, 2019

TODD CRUCHER
DEPARTMENT OF ENVIRONMENTAL QUALITY

RE: Application for Permit No: 2-20576, 63-34733, 78-12512, 57-12006
Application for Transfer No: 83343

Dear Mr. Crutcher:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendation(s) from your agency regarding the above referenced water right application(s). Copy(s) of the application(s) are enclosed with this email for your reference. Please review the application(s), complete the enclosed recommendation form, and submit your reply, if any, to this office by the protest deadline of **July 8, 2019**.

If your agency desires to formally protest approval of this application, you may do so by filing a written protest along with a \$25.00 filing fee for each protested application by the protest deadline.

IDWR will assume your agency does not object to this application if a timely response is not received. Please contact me if you have any questions regarding the application. Thank you for your help.

Sincerely,

Anna Kaiser | Administrative Assistant I
IDWR-Western Region
2735 W Airport Way, Boise ID 83705
(208).334.2190 | anna.kaiser@idwr.idaho.gov



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

June 14, 2019

DESERT FARMS REAL ESTATE LLC
8222 DESERT DR
MARSING, ID 83639-8264

Application for Permit No. 2-10576 & 57-12006

Dear Applicant:

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 OWYHEE AVALANCHE on 6/19/2019 and 6/26/2019. 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,

Anna Kaiser
Administrative Assistant

CC:
SPF WATER ENGINEERING LLC
C/O LORI GRAVES
300 E MALLARD DR STE 350
BOISE, ID 83706-6660

Kaiser, Anna

From: Kaiser, Anna
Sent: Thursday, June 13, 2019 11:48 AM
To: 'joe@owyhee.com'; 'jennifer@owyheeavalanche.com'; 'Kara Morris'
Subject: OWYHEE Legal Ad
Attachments: Cover Letter.docx; Legal Notice.docx

Follow Up Flag: Follow up
Flag Status: Flagged

Good Afternoon Legal Clerk,

Please see the attached ad for publication on 6/19/2019 & 6/26/2019.

Please confirm these are okay to publish as shown.

Thank You,
Anna Kaiser | Administrative Assistant I
IDWR-Western Region
2735 W Airport Way, Boise ID 83705
(208).334.2190 | anna.kaiser@idwr.idaho.gov

June 13, 2019

LEGAL NOTICE DEPARTMENT

OWYHEE AVALANCHE
PO BOX 97
HOMEDALE, ID 83628

RE: Application For Permit Nos: 55-13969, 55-13970, 2-10576, 57-12006, 57-12007

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 7/8/2019. Your cooperation is appreciated.

Sincerely,

Anna Kaiser
Administrative Assistant

Enclosures

The following applications have been filed to appropriate the public waters of the State of Idaho:

2-10576

DESERT FARMS REAL ESTATE LLC
8222 DESERT DR
MARSING, ID 83639-8264
Point of Diversion L1(NWNW) S23 T02N R04W OWYHEE County Source SNAKE RIVER Tributary COLUMBIA RIVER
Use: STOCKWATER 01/01 to 12/31 2.48 CFS
Total Diversion: 2.48 CFS
Date Filed: 5/28/2019
Place Of Use: STOCKWATER
T02N R04W S28 NESW NWSW SWSW
T02N R04W S29 SWNE NESE NWSE SESE

55-13969

IDAHO DEPARTMENT OF LANDS
8355 W STATE ST
BOISE, ID 83714
Point of Diversion SESE S24 T07S R05W OWYHEE County Source SPRING
Use: STOCKWATER 01/01 to 12/31 0.03 CFS
Total Diversion: 0.03 CFS
Date Filed: 5/22/2019
Place Of Use: STOCKWATER
T07S R05W S24 SESE

55-13970

IDAHO DEPARTMENT OF LANDS
8355 W STATE ST
BOISE, ID 83714
Point of Diversion NENE S25 T07S R05W OWYHEE County Source SPRING
Use: STOCKWATER 01/01 to 12/31 0.03 CFS
Total Diversion: 0.03 CFS
Date Filed: 5/22/2019
Place Of Use: STOCKWATER
T07S R05W S25 NENE

57-12006

DESERT FARMS REAL ESTATE LLC
8222 DESERT DR
MARSING, ID 83639-8264
Point of Diversion SESE S17 T02N R04W OWYHEE County Source GROUND WATER
(2) PointS of Diversion SENW S28 T02N R04W OWYHEE County Source GROUND WATER
Use: COMMERCIAL 01/01 to 12/31 2.1 CFS
Use: STOCKWATER 01/01 to 12/31 2.1 CFS
Total Diversion: 2.1 CFS
Date Filed: 5/28/2019
Place Of Use: STOCKWATER
T02N R04W S21 NWNW
T02N R04W S28 NESW NWSW SWSW
T02N R04W S29 SWNE NESE NWSE SESE
Place Of Use: COMMERCIAL
T02N R04W S16 NWSW SWSW
T02N R04W S17 NESE NWSE SWSE SESE
T02N R04W S20 NENE SENE SESE
T02N R04W S21 NWNE SWNE NENW NWNW SWNW SENW NESW NWSW SWSW SESW NWSE SWSE
T02N R04W S28 NWNE NENW NWNW SWNW SENW NESW NWSW SWSW
T02N R04W S29 NENE NWNE SWNE SENE NESE NWSE SESE

57-12007

JON PASCOE
2626 S MIDLAND
NAMPA, ID 83686-8202
Point of Diversion L6(SESWNW) S17 T01S R02W OWYHEE County Source SPRINGS Tributary SNAKE RIVER
Point of Diversion L6(SWSNW) S17 T01S R02W OWYHEE County Source SPRINGS Tributary SNAKE RIVER
Point of Diversion L7(NWNESW) S17 T01S R02W OWYHEE County Source SPRINGS Tributary SNAKE RIVER
Point of Diversion L7(SENESW) S17 T01S R02W OWYHEE County Source SPRINGS Tributary SNAKE RIVER
Use: IRRIGATION FROM STORAGE 03/01 to 11/15 155 AF
Use: IRRIGATION STORAGE 01/01 to 12/31 155 AF
Total Diversion: 155 AF

Date Filed: 6/5/2019

Place Of Use: IRRIGATION STORAGE

T01S R02W S17 SWNW SENW NESW

Place Of Use: IRRIGATION FROM STORAGE

T01S R02W S17 L6(SWNW) L6(SENW) L7(NESW) NWSW

Total Acres: 31

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 7/8/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 6/19/2019 and 6/26/2019