

RECEIVED

FORM 202 Rev. 09/16

STATE OF IDAHO

Ident. No. 63-34672

FEB 06 2019

DEPARTMENT OF WATER RESOURCES

WATER RESOURCES  
WESTERN REGION

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Riverview Properties, LLC Phone 208-459-7098

Name connector (check one):  and  or  and/or

Mailing address 13577 Walker Lake Rd City Caldwell

State ID \_\_\_\_\_ ZIP 83607 Email \_\_\_\_\_

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 Ground Water which is a tributary of \_\_\_\_\_

4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
3N	4W	36			NE	NW	Canyon	Ground Water	

5. Water will be used for the following purposes:

Amount 0.44 cfs for Irrigation purposes from 3/1 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) 0.44 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. Existing well, pump

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 16 inches; proposed depth of well is 470 feet.

d. Is ground water with a temperature of greater than 85°F being sought?  Yes  No

e. If well is already drilled, when? 1992; drilling firm Sargent Drilling; well was drilled for (well owner) Green Acres Farms; Drilling Permit No. 63-92-C-093

For Department Use

Received by CS Date 02/06/2019 Time 9:10 Preliminary check by AB  
Fee \$ 250.00 Received by CS Receipt No. W047117 Date 02/06/2019

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. \_\_\_\_\_
  - 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		
3N	4W	36			15.6		1.7				4.6									21.9

Total number of acres to be irrigated: 21.9

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? 63-11721 (see attached narrative)

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. See attached narrative

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.

Tom Baxter, RiverView Prop LLC.  
 Signature of Applicant

\_\_\_\_\_  
 Signature of Applicant

Tom Baxter Owner  
 Print Name (and title, if applicable)

\_\_\_\_\_  
 Print Name (and title, if applicable)

63-34672

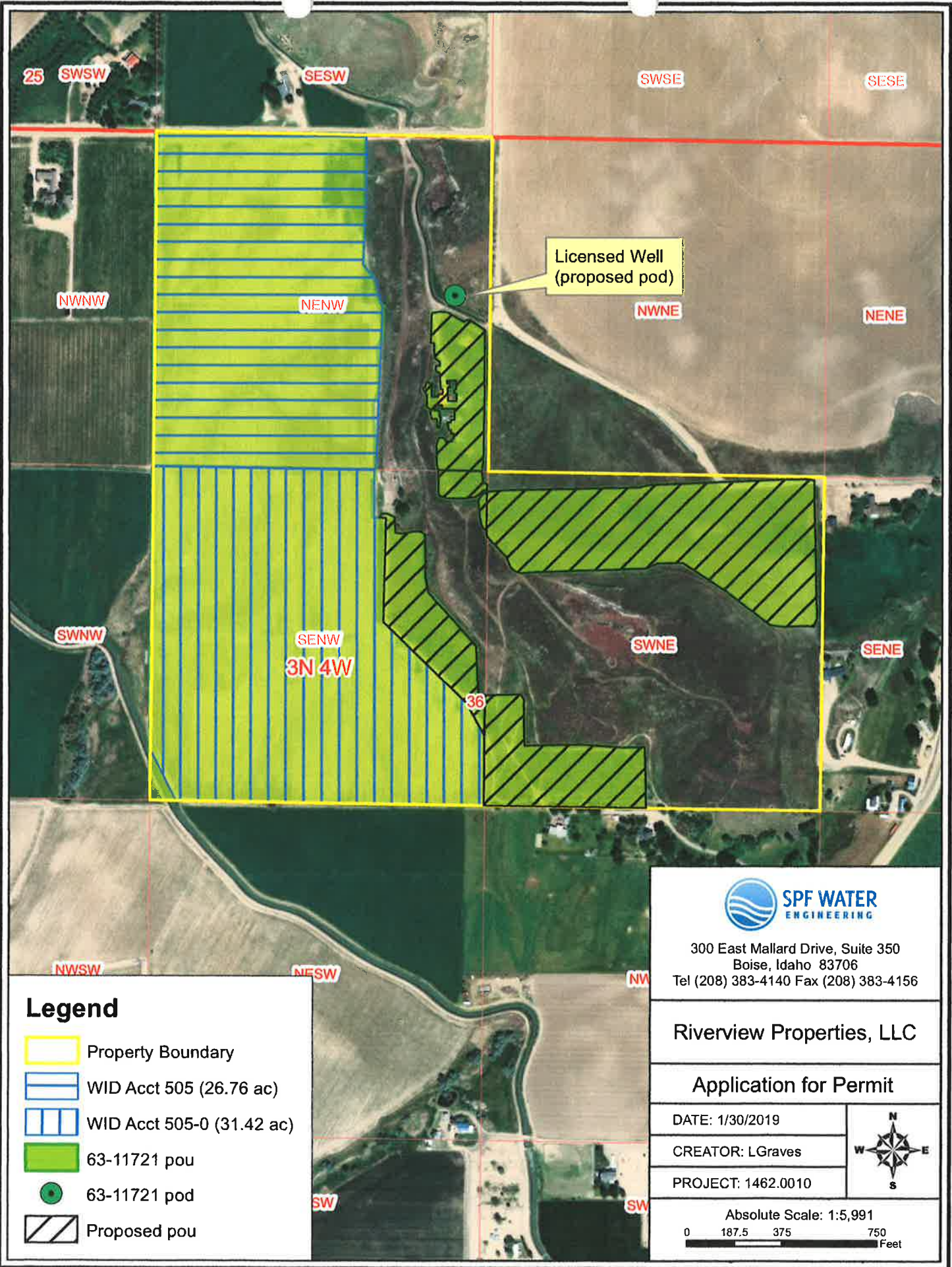
## **Application Narrative**

The purpose of this application is to clarify the primary irrigation status for 21.92 acres authorized under water right 63-11721. This right was licensed for diversion of 1.6 cfs from ground water for irrigation of 80.1 acres. Currently, all the acres are classified as supplemental to Wilder Irrigation District (WID) surface water. As shown on the attached WID account statements, WID assesses the property for a total of 58.18 acres: 26.76 acres in the NENW under Account No. 505 and 31.42 acres in the SENW under Account No. 505-0. WID confirmed they do not assess any acres in the SWNE. Consequently, 21.92 of the licensed acres are irrigated with primary ground water (80.1 licensed acres – 58.18 assessed acres = 21.92 primary acres). These acres, as proposed, have been rounded to the nearest tenth per Department standards.







Water bearing zone to be appropriated from the existing well is from 75 to 470 feet.

Upon approval of this application, applicant agrees to formerly abandon 21.9 acres under license 63-11721.

Path: S:\PROJECTS\Map thru R\Projects\Riverview Properties\0010\_Water Rights\PROJECT\GIS\A\Map\_Properties\PMT\_Map.mxd



### Legend

-  Property Boundary
-  WID Acct 505 (26.76 ac)
-  WID Acct 505-0 (31.42 ac)
-  63-11721 pou
-  63-11721 pod
-  Proposed pou

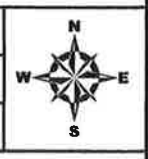


300 East Mallard Drive, Suite 350  
 Boise, Idaho 83706  
 Tel (208) 383-4140 Fax (208) 383-4156

Riverview Properties, LLC

### Application for Permit

DATE: 1/30/2019  
 CREATOR: LGraves  
 PROJECT: 1462.0010



Absolute Scale: 1:5,991  
 0 187.5 375 750 Feet

63-24672



WILDER IRRIGATION DISTRICT

Account 505

Serial # 505

Name RIVERVIEW PROPERTIES, LLC

Spouse

Owner 13577 WALKER LAKE RD

Property 18565 SYMMS ROAD

Address

Address

City CALDWELL

City CALDWELL

State ID Zip 83607

State ID Zip

Parcel # R3362700000

Total Acres 26.76

Excess Water 0

Status Within District

WATER RIGHT ACRES Legal Description

Short Description NE NW

Section(s) 36 Township Range 03N-04W

County Canyon Mortgage Holder

Mortgage Date 6/17/1998

Long Description SEC36T3NR4WBM: NE NW

Owner History

<u>SerialNo</u>	<u>Name</u>	<u>From</u>	<u>To</u>	<u>Comments</u>
505	RIVERVIEW PROPERTIES, LLC	12/12/2005		
505	GREEN ACRES FARM	10/12/1998	12/12/2005	

Supplemental

Exclude from Billing Calculations No

SRBA REVIEW HAS BEEN REVIEWED

Comments SPLIT 31.42 AC TO 505-0 PER COUNTY

WILDER IRRIGATION DISTRICT

Account 505-0

Serial # 505-0

Name RIVERVIEW PROPERTIES, LLC

Spouse

Owner 13577 WALKER LAKE RD

Property CHICKEN DINNER ROAD

Address

Address

City CALDWELL

City

State ID Zip 83607

State

Zip

Parcel # R3362800000

Total Acres 31.42

Excess Water 0

Status Within District

Water Right Acres Legal Description

Short Description SE NW

Section(s) 36

Township Range 03N-04W

County Canyon

Mortgage Holder

Mortgage Date

Long Description SEC36T3NR4WBM: SE NW

Owner History

<u>SerialNo</u>	<u>Name</u>	<u>From</u>	<u>To</u>	<u>Comments</u>
505-0	RIVERVIEW PROPERTIES, LLC	12/12/2005		
505-0	GREEN ACRES	10/7/2004	12/12/2005	SPLIT FROM 505 PER COUNTY

Supplemental

Exclude from Billing Calculations No

Comments



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](http://www.idwr.idaho.gov)

BRAD LITTLE  
Governor

GARY SPACKMAN  
Director

April 25, 2019

WILDER IRRIGATION DISTRICT  
709 CLEVELAND BLVD  
CALDWELL ID 83605

**Re: Application for Permit No. 63-34672**

Dear Interested Party:

The above referenced application may be of interest to you. I would like to inform you that the application has been submitted to the *Idaho Press Tribune* for advertising. I have enclosed a copy of the application for your convenience. This information is also available on our website [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

If you desire to file a formal protest against approval of the application, a written protest along with the \$25.00 protest fee must be received in this office by **May 20, 2019**. A copy of the protest must also be sent to the applicant.

If you have any questions regarding the application, please contact this office at 208-334-2190.

Sincerely,

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

Anna Kaiser  
Administrative Assistant  
Western Regional Office

Enclosures



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](http://www.idwr.idaho.gov)

BRAD LITTLE  
Governor

GARY SPACKMAN  
Director

April 25, 2019

RIVERVIEW PROPERTIES LLC  
13577 WALKER LAKE RD  
CALDWELL, ID 83607-9631

**Application for Permit No. 63-34672**

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 PRESS TRIBUNE on 5/2/2019 and 5/9/2019. 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,

A handwritten signature in blue ink that reads "Anna Kaiser".

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**

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**From:** Kaiser, Anna  
**Sent:** Wednesday, April 24, 2019 3:09 PM  
**To:** 'IDAHO PRESS TRIBUNE'  
**Subject:** Canyon Legal Ad  
**Attachments:** Cover Letter.docx; Legal Notice.docx

Afternoon Legal Clerk,

Please see the attached ad for publication on 5/2/2019 & 5/9/2019

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](mailto:anna.kaiser@idwr.idaho.gov)

April 24, 2019

LEGAL NOTICE DEPARTMENT  
PRESS TRIBUNE  
PO BOX 9399  
NAMPA, ID 83652

**RE: Application for Permit Nos: 63-34631, 63-34672, 63-34703**

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 5/20/2019. 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:

**63-34631**

SHANE DITTRICH  
APRIL DITTRICH  
3850 E KINGS GATE DR  
NAMPA, ID 83687

Point of Diversion SWNE S30 T03N R01W CANYON County Source GROUND WATER

Use: AESTHETIC 01/01 to 12/31 0.05 CFS

Use: AESTHETIC STORAGE 01/01 to 12/31 19 AF

Use: DIVERSION TO STORAGE 01/01 to 12/31 0.05 CFS

Use: DOMESTIC 01/01 to 12/31 0.06 CFS

Use: FIRE PROTECTION FROM STORAGE 01/01 to 12/31 19 AF

Use: FIRE PROTECTION STORAGE 01/01 to 12/31 19 AF

Use: IRRIGATION 03/01 to 11/15 0.32 CFS

Use: IRRIGATION FROM STORAGE 03/01 to 11/15 80 AF

Use: IRRIGATION STORAGE 03/01 to 11/15 80 AF

Use: RECREATION STORAGE 01/01 to 12/31 19 AF

Total Diversion: 0.43 CFS 99 AF

Date Filed: 11/5/2018

Place Of Use: IRRIGATION, IRRIGATION STORAGE, IRRIGATION FROM STORAGE, AESTHETIC STORAGE, AESTHETIC, RECREATION STORAGE, FIRE PROTECTION STORAGE, FIRE PROTECTION FROM STORAGE, DOMESTIC

T03N R01W S30 SWNE

Total Acres: 16

Water bearing zone to be appropriated is from 38 to 300 feet.

**63-34672**

RIVERVIEW PROPERTIES LLC  
13577 WALKER LAKE RD  
CALDWELL, ID 83607-9631

Point of Diversion NENW S36 T03N R04W CANYON County Source GROUND WATER Tributary

Use: IRRIGATION 03/01 to 11/15 0.44 CFS

Total Diversion: 0.44 CFS

Date Filed: 2/6/2019

Place Of Use: IRRIGATION

T03N R04W S36 SWNE NENW SENW

Total Acres: 21.9

Water bearing zone to be appropriated is from 75 to 470 feet.

**63-34703**

TREVOR SOGGS  
11495 W COLONY ST  
BOISE, ID 83709-7759

Point of Diversion SWSW S36 T05N R02W CANYON County Source WASTE WATER Tributary BOISE RIVER

Use: IRRIGATION 03/01 to 11/15 0.15 CFS

Total Diversion: 0.15 CFS

Date Filed: 3/21/2019

Place Of Use: IRRIGATION

T05N R02W S36 SWSW

Total Acres: 7.5

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](http://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 5/20/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 5/2/2019 and 5/9/2019

# MEMORANDUM

February 07, 2019

Application for Permit: 63-34672

Author: abradbury

Subject: Legal Notice Remarks

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Water bearing zone to be appropriated is from 75 to 470 feet.



February 4, 2019

RECEIVED

FEB 06 2019

WATER RESOURCES  
WESTERN REGION

Nick Miller  
IDWR Western Region Office  
2735 Airport Way  
Boise, ID 83705

**Subject: Application for Permit**

Dear Nick,

Enclosed on behalf of the Riverview Properties, LLC, is an *Application for Permit* proposing clarification of the ground water irrigation status for 21.92 acres currently authorized under water right 63-11721. Please refer to the application narrative for further details. Also enclosed is a *Notice of Change in Water Right Ownership* to allow the Department to update current ownership on the water rights appurtenant to the applicant's property.

Check No. 2246 for \$325 is enclosed for the filing fees; \$250 for the permit application and \$75 for the ownership change notice. Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Lori Graves".

Lori Graves  
Water Rights Specialist

Cc: Jon Watson, Tom and Jane Baxter

Enclosures

SPF file number: 1462.0010