

RECEIVED

FORM 202 Rev. 09/16

MAR 01 2019

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Ident. No. 63-34686**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Kelly Simper Phone (208) 272-0762
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 4597 W Deer Flat Rd City Kuna
 State ID ZIP 83634 Email ksimper@gmail.com
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 unnamed stream (waste water) which is a tributary of West Fork Golden Butte Drain
4. Location of point(s) of diversion:

TwP	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
02N	01W	20			NE	NW	Canyon	waste water	

5. Water will be used for the following purposes:
- Amount 0.1 cfs for Irrigation purposes from April 1st to Oct. 1st (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 20 acre-feet/yr for Irrigation Storage purposes from April 1st to Oct. 1st (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 20 ac-ft/yr for irrigation farm storage purposes from Apr 1st to Oct 1st (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) 0.1 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. In stream pond (.4 ac) collecting irrigation run off water from upstream gravity irrigated fields. Pond, pumped (5hp) every 10+ days to irrigate 4.8 acres
- b. Height of storage dam 2.5 feet; active reservoir capacity 1 ac-ft acre-feet; total reservoir capacity 1 ac-ft 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 N/A inches; proposed depth of well is N/A 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 N/A;
 well was drilled for (well owner) N/A; Drilling Permit No. N/A

For Department Use

Received by AK Date 3/1/2019 Time 10:48am Preliminary check by CP
 Fee \$ 100.00 Receipted by AK Receipt No. W047175 Date 3/1/2019

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	
02N	01W	20		4.8			4.8												4.8
							IS												

Total number of acres to be irrigated: 4.8

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? Boise-Kuna Irrigation District
Benton Lateral 3.75 ac-ft /acre/year
11. a. Who owns the property at the point of diversion? Kelly Simper (applicant)
b. Who owns the land to be irrigated or place of use? Kelly Simper (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. Utilizing excess water (from upstream fields) passing through the property for irrigation of 4.8 acres. Building a small in stream containment pond (0.4 acre surface area x 2.5' deep) then pumping from the pond to sprinkler irrigate the 4.8 acres directly north of the pond. This unnamed stream for run off water is south of the Benton Lateral and north of the East Fork Golden Gulch Drain. (Please see additional attachment)
13. Time required for completion of works and application of water to proposed beneficial use is 4 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.

Kelly Simper
Signature of Applicant
Kelly Simper
Print Name (and title, if applicable)

Signature of Applicant

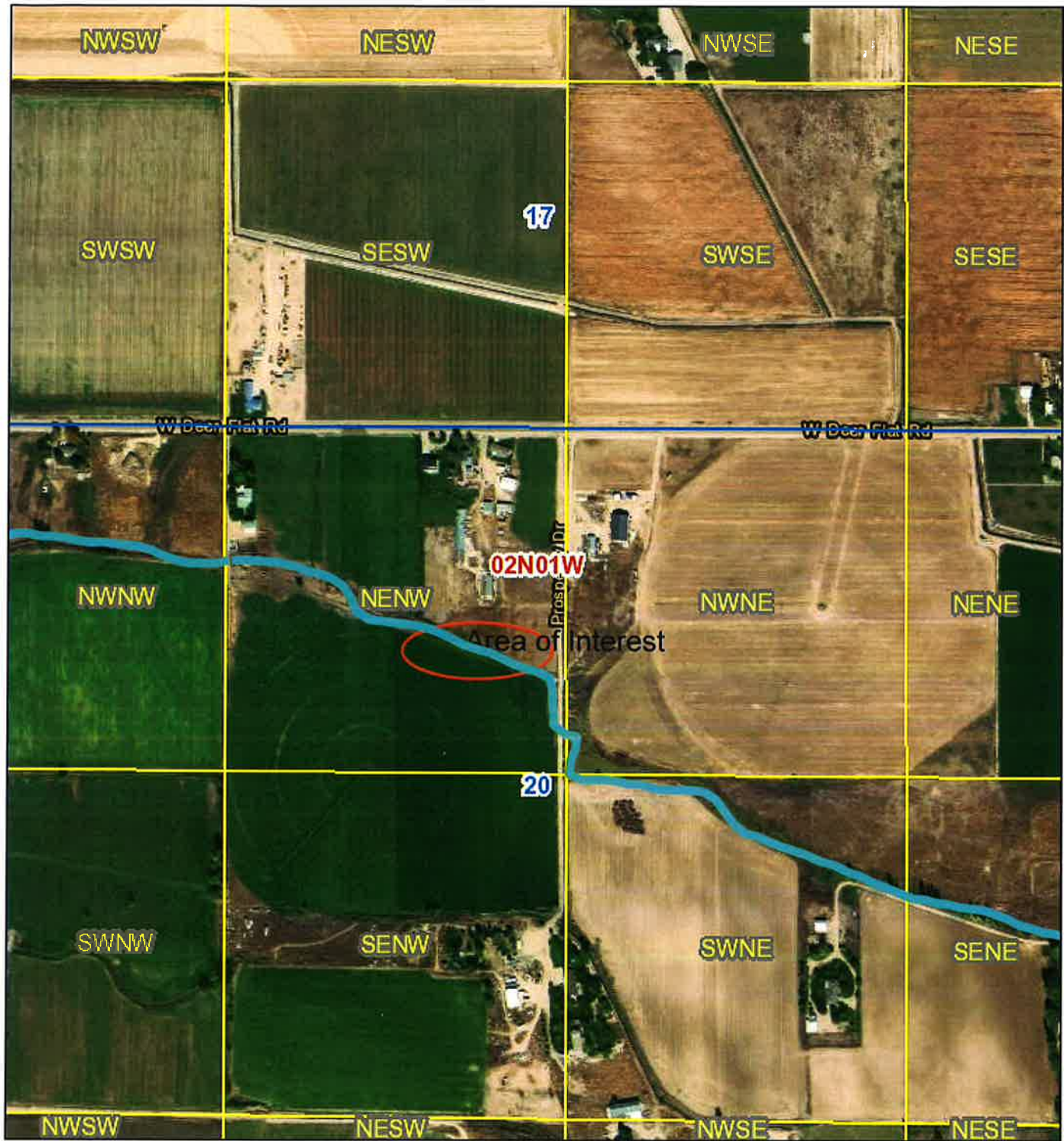
Print Name (and title, if applicable)

12. (Continued)

Every 10+ days per irrigation cycle will allow the storage pond to restock. Estimating usage at 0.45 to 0.67 acre-feet / irrigation cycle and about 18 to 24 irrigation cycles per year. Not to exceed 17 ac-ft per year for irrigation. The storage pond will require 20 ac-ft per year due to refilling and the calculations for seepage and evaporation losses.

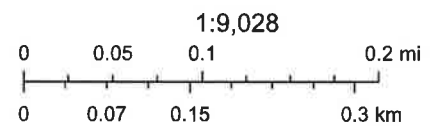
The storage pond will have an average depth of 2.5 feet over the 0.4-acre surface area for a 1 ac-ft capacity, due to the shallow soil depth to duripan in this location.

Application for Water Right



3/1/2019 8:36:24 AM

- Override 1
- Override 1
- Counties
- Quarter Quarter
- Section
- Township/Range
- Idaho Outline
- Idaho Mask



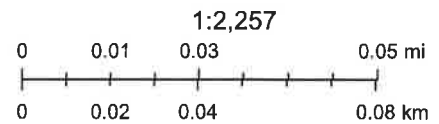
Esri, HERE, Garmin, © OpenStreetMap contributors, Created by NRCS from 1:24,000 scale USGS topographic maps., Idaho Department of Water Resources, Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User

63-34686

Application for Water Right



2/28/2019 12:03:35 PM



Esri, HERE, Garmin, © OpenStreetMap contributors, Created by NRCS from 1:24,000 scale USGS topographic maps., Idaho Department of Water Resources, Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User

63-34686



03-34686

Map unit symbol and soil name	Pct of drop	Hy	Dept h	USDA texture	Classification	Pct Fragments		Percentage passing sieve number—				Liquid limit	Plasticity index
						>10 inches	3-10 inches	4	10	40	200		
EIB—Elijah silt loam, shallow, 1 to 3 percent slopes			In			L-R-H	L-R-H	L-R-H	L-R-H	L-R-H	L-R-H	L-R-H	L-R-H
	90	D	0-5	Silt loam	CL A-4, A-6	0-0-0	0-3-5	95-98-100	85-93-100	60-75-90	27-32-37	9-11-13	
			5-17	Silty clay loam, loam, silt loam	CL A-6, A-7	0-0-0	0-3-5	95-98-100	85-93-100	60-75-90	30-35-41	13-17-21	
			17-19	Cemented material	—	—	—	—	—	—	—	—	
			19-29	Bedrock	—	—	—	—	—	—	—	—	

63 134686

Seepage Loss Calculations

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total annual seepage losses from a pond.

FILE NUMBER	
REVIEWER	
DATE	2/22/2019

User Input
Calculated value
Formula Explanations

INPUTS

Pond Surface Area (AC.)	0.4	AC.
-------------------------	-----	-----

Pond Surface Area (SQ. FT.)	17424	SQ. FT.
-----------------------------	-------	---------

I used the following method to obtain my Soil Classification information:	NRCS Web Soil Survey	
My Soil Classification is	CL	
Suggested Seepage Rate (FT./DAY)	0.0030	FT./DAY

Formula: (Surface Area X Seepage Rate) X 7.48 = Gallons Per Day Loss
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Convert to GPD	391	GPD
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Total Seepage Loss (AFA)	0.4	AFA
--------------------------	-----	-----

Though sand and gravel seepage rates may actually be higher, the maximum allowable rate is 0.2 ft/day, pursuant to Administrative Memo "Seepage Loss Standards for Ponds and Reservoirs."

Suggested Seepage Rates for Different Soil Types:
GW, GP, GM, GC, SW, SP and SM (silty sand, sand silt mixtures and gravel mixtures) = 0.2 ft per day
OL and ML (inorganic silts - very fine sands, silty, or clayey fine sands) = 0.02 ft per day
SC (clayey sands, sand clay mixtures) = 0.007 ft per day
CL (Low to medium plasticity clays) = 0.003 ft per day
MH, OH, PT and CH (high plasticity clays) = 0.0003 ft per day
LINED PONDS (liners can be chemical, fabric, or bentonite) = 0 ft per day
Ponds Intercepting Groundwater (excavated ponds filled by ground water) = 0 ft per day

PLEASE NOTE: The initial basis for the Suggested Seepage Rates in the table above is found on Page 16 of Seepage from Fish Ponds, Bulletin 599, August 1989 Alabama Agricultural experiment Station, Auburn University, Auburn University Alabama. If you don't know the soil type, please refer to the map provided at the NRCS Web Soil Survey (Tab #1), an ArcMap Soil Classification Map (Tab #1.1), or published NRCS Soil Survey (Tab #1.2). Use "0" if the pond fill relies on the water table.

63-34680

Evaporation Loss Calculations

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the annual evaporation losses from a pond.

FILE NUMBER	0
REVIEWER	0
DATE	2/22/2019

User Input
Calculated value
Formula Explanations

The acronyms used on the Kimberly Research Center website are defined below:

P = Precipitation
ET= Evapotranspiration
P _d = Precipitation deficit
P _d =ET-P

USING THIS SPREADSHEET

Use the link below to access the Kimberly Research Center website. This website provides the Precipitation Deficit for a station most representative of the pond under examination. The Precipitation Deficit is the total amount of free water surface evaporation minus the precipitation for a given area, which gives the total amount of evaporative losses incurred by the pond. There are several weather sites that are used throughout the state. IDWR staff can find the nearest site using Arc Map. The shape file containing the sites can be found at <X:/Spatial/Climate/ETIdahostations.shp>.

Instructions:

1. Use the link below to navigate to ET Idaho 2012.
2. Select the station which is most representative to your pond location.
3. Click Submit Query.
4. Under "Land Covers with Evapotranspiration Estimates," select "Open Water - Shallow Systems (ponds, streams)" or "Open Water - small stock ponds" depending on the pond size.
5. Click the link to "Precipitation Deficit."
6. Reference and copy (ctrl + C) the first subheading "Mean" values.
7. Click the "Paste Values from ET Idaho" button. The table will automatically enter a zero (0) for any negative precipitation deficit values.

Found at: <http://data.kimberly.uidaho.edu/ETIdaho/>

Precipitation Deficit

Station: Twin Falls 2 NNE (NWS -- 109294)

Month	mm/day ¹	Days per month	mm/Month
Jan	-0.48	31	0.00
Feb	0.37	28	10.36
March	1.47	31	45.57
April	2.61	30	78.30
May	3.34	31	103.54
June	4.17	30	125.10
July	4.72	31	146.32
August	3.88	31	120.28
September	2.71	30	81.30
October	1.81	31	56.11
November	-0.03	30	0.00
December	-0.30	31	0.00

PLEASE NOTE: The seasonal average for precipitation deficit should not be used for calculations because precipitation often exceeds evaporation during wetter months of the year. If the pond is kept full, excess precipitation during wetter months does not serve to refill the pond during drier months.

For example, see Sandpoint KSPT (NWS -- 108137), the annual precipitation deficit is -106 mm. However, April through September have positive precipitation deficit values. To properly estimate the annual volume of water necessary to refill a pond due to evaporation losses, the table will automatically enter a zero (0) for each month that the precipitation value is reported as a negative value.

As described above, precipitation offsets evaporation in winter months, so the net effect is that wintertime precipitation deficit is usually zero.

Total mm/year = 766.88

$$\left(\frac{766.88}{304.8} \right) \times 0.40 = 1.0 \text{ AFA}$$

63-34686

Total Storage Calculations

FILE NUMBER	0
REVIEWER	0
DATE	2/22/2019

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total seepage, evaporation and fill capacity required for a pond.

User Input
Calculated value
Formula Explanations

Surface Area (AC.)	0.4	"Surface Area" is automatically carried over from the "Seepage Loss" sheet.
Average Pond Depth (FT.)	2.5	"Average Pond Depth" depicts the actual depth of the pond either measured or estimated. Note: If you know the maximum depth and not the average depth, the Field Examiner's Handbook suggests multiplying the maximum depth by 0.4 to get the average depth, or you can use any method that seems reasonable to attain average depth.
Pond Capacity (AF)	1	Pond Capacity is calculated by multiplying the Pond Surface Area by the Average Pond Depth. If you know the capacity, divide the capacity by surface area and enter the average pond depth in the space above. Note: If pond capacity is determined using a method shown on the "Pond Capacity" sheet, the user may need to modify the value of "Pond Capacity" (cell B9) manually. Note that if the value is modified manually, the formula will be altered for future use.
Multiple Fill Volume Above Initial Fill to Fulfill From Storage Needs- "Multiple Fills" (AF)	17	The "Multiple Fill Volume Above Initial Fill" is the acre-feet of water required to meet a <i>from storage</i> component if the <i>from storage</i> component exceeds a one time fill. This section should not include the amount of water needed to fill the pond initially or the amount of water needed to maintain the pond level due to evaporation or seepage. For example: if a pond has a capacity of 5 acre feet and 2.5 acre feet of seepage and evaporation, but the pond is used for irrigation that requires 10 acre feet of from storage for the irrigation use, then you would insert 5 acre feet into this location (10 acre feet needed - 5 acre feet from the initial fill = 5 acre feet of additional storage needed). Note: You must have a "From Storage" component exceeding the initial fill on the permit to include a volume in this space.
Estimated Seepage Loss (AF)	0.4	The "Estimated Seepage Loss" is automatically carried over from the "Seepage Loss" sheet.
Estimated Evaporation Loss (AF)	1.0	The "Estimated Evaporation Loss" is automatically carried over from the "Evaporation Loss" sheet.
Total Volume Required (AF)	19.4	The "Total Volume Required" is calculated by adding the Pond Capacity, Multiple Fills, Seepage Loss, and Evaporation Loss amounts to determine the total amount of storage required.

63-34686

Flow Rate into Pond (CFS)	0.30	The "Flow Rate into Pond" depicts the actual flow, either measured or estimated, into the pond. For offstream facilities, this will be equivalent to "diversion to storage" rate.
Highest Daily Evaporation Rate From Evaporation Tab. (mm/Day)	4.72	This number is carried over from the "Evaporation Loss" sheet. It is the highest recorded number in the "Precipitation Deficit Table".
Required Daily Maintenance Volume (AF/Day)	0.01	"Required Daily Maintenance Volume" is the maximum volume of water needed on any given day during the year to maintain pond volume. It is calculated by adding the highest daily evaporation loss to the average daily seepage loss in acre feet. The average daily seepage loss is calculated by dividing the "Estimated Seepage Loss" by 365 days. This is acceptable, since the seepage rate shouldn't vary throughout the season unless the pond completely freezes over during the winter months. The highest daily evaporation loss is calculated by dividing the Highest Daily Evaporation Rate by the 304.8 conversion factor and multiplying this number by the pond surface area to attain a combined daily acre feet requirement.
Minimum Maintenance Flow (CFS)	0.00	The "Minimum Maintenance Flow" is the minimum amount of flow required to maintain the level of the pond. This number is determined by dividing the "Maximum Required Daily Maintenance Volume" by 1.9835. This flow can be used to determine if the flow rate into the pond is adequate to maintain the pond level.
Days Required to Fill the Pond	2	The "Days Required to Fill the Pond" is calculated by dividing the "Pond Capacity" by the "Flow Rate" minus "Minimum Maintenance Flow" multiplied by 1.9835. This section will assist you in determining if the flow rate being diverted to the pond is adequate to fill the pond while maintaining the pond level. The length of time to fill the pond will help determine if the flow rate is adequate for the size of pond being proposed. If this number is approximately 6 months (180 days) or more, the reviewer should have a discussion with the applicant to make sure he/she understands that it will take a significant length of time to fill the pond.
Days Required to Fill the Pond at 13,000 Gallons per Day	31	Some water users may want to fill a pond under the 13,000 gallons per day domestic exemption. The "Days Required to Fill the Pond at 13,000 Gallons per Day" is calculated by converting the "Pond Capacity" and the "Required Daily Maintenance Volume" to gallons. The "Pond Capacity" is then divided by 13,000 gallons minus the "Required Daily Maintenance Volume" in gallons to determine the number of days to fill pond. If this number is approximately 6 months (180 days) or more, the reviewer should have a discussion with the applicant to make sure he/she understands that it will take a significant length of time to fill the pond. Negative values indicate that the supply of 13,000 gallons per day is not enough volume to overcome the required daily maintenance volume; the pond will never fill.

63-34686



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

March 29, 2019

BOISE KUNA IRRIGATION DISTRICT
129 N SCHOOL AVE
KUNA ID 83634

Re: Application for Permit No. 63-34686

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 Statesman* 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.

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 **April 22, 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,

Anna Kaiser
Administrative Assistant
Western Regional Office

Enclosures

Kaiser, Anna

From: Kaiser, Anna
Sent: Thursday, March 28, 2019 2:36 PM
To: 'waterdistrict63@qwestoffice.net'
Subject: Application for Permit 63-34686
Attachments: Watermaster Recommendation Form.docx; Permit Application 63-34686.pdf

March 28, 2019

REX BARRIE
WATER DISTRICT #63
PO BOX 767
10769 W STATE ST
STAR ID 83669-0767

RE: Application for Permit No. 63-34686

Dear Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right applications. Copies of the application are enclosed with this email for your reference. Please review the applications, complete a recommendation form, and submit your reply, if any, to this office by **April 22, 2019**.

IDWR will assume you do not object to these applications if a timely response is not received. Please contact me if you have any questions in this matter. 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

March 28, 2019

KELLY SIMPER
4597 W DEER FLAT RD
KUNA, ID 83634-1547

Application for Permit No. 63-34686

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 4/4/2019 and 4/11/2019. 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

Kaiser, Anna

From: Kaiser, Anna
Sent: Wednesday, March 27, 2019 3:19 PM
To: 'IDAHO PRESS TRIBUNE'
Subject: Canyon Legal Ad
Attachments: Cover Letter.docx; Legal Notice.docx

Good Morning Legal Clerk,

Please see the attached ad for publication on 4/4/2019 & 4/11/2019.

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

March 27, 2019

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

RE: Application For Permit Nos: 2-10573, 63-34673, 63-34682, 63-34686, 63-34689

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 **4/22/2019**. 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:

2-10573

MICHAEL FAUTT
MARY BETH FAUTT
25121 MARINA CT
WILDER, ID 83676

Point of Diversion SENE S14 T03N R05W CANYON County Source SNAKE RIVER Tributary COLUMBIA RIVER

Use: IRRIGATION 03/01 to 11/15 0.16 CFS

Total Diversion: 0.16 CFS

Date Filed: 11/19/2018

Place Of Use: IRRIGATION

T03N R05W S14 L2(NENE) L2(SENE)

Total Acres: 9.16

63-34673

HANCOCK FAMILY LIVING TRUST
C/O DONALD HANCOCK
20629 CALHOUN AVE
CALDWELL, ID 83605-8125

Point of Diversion NESW S17 T05N R03W CANYON County Source GROUND WATER

Point of Diversion NWSE S17 T05N R03W CANYON County Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Use: IRRIGATION 03/01 to 11/15 0.12 CFS

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

Total Diversion: 0.18 CFS

Date Filed: 2/6/2019

Place Of Use: IRRIGATION, STOCKWATER

T05N R03W S17 NESW NWSE SWSE

Place Of Use: DOMESTIC

T05N R03W S17 NESW NWSE

Total Acres: 4

Water bearing zone to be appropriated is from 50 to 350 feet.

63-34682

DIXIE LAND LLC
22993 HOWE RD
CALDWELL, ID 83607-9019
JEFF DANCER
411 E KARCHER RD
NAMPA, ID 83687-3001

Point of Diversion L1(NENE) S1 T04N R05W CANYON County Source DIXIE SLOUGH Tributary BOISE RIVER

Use: DIVERSION TO STORAGE 09/01 to 02/28 3 CFS

Use: IRRIGATION 03/01 to 11/15 0.18 CFS

Use: RECREATION 09/01 to 02/28 3 CFS

Use: RECREATION STORAGE 09/01 to 02/28 330.3 AF

Use: WILDLIFE 09/01 to 02/28 3 CFS

Use: WILDLIFE STORAGE 09/01 to 02/28 330.3 AF

Total Diversion: 3 CFS 330.3 AF

Date Filed: 2/22/2019

Place Of Use: IRRIGATION, WILDLIFE, WILDLIFE STORAGE, RECREATION, RECREATION STORAGE

T05N R05W S36 SESW

Total Acres: 9

63-34686

KELLY SIMPER
4597 W DEER FLAT RD
KUNA, ID 83634-1547

Point of Diversion NENW S20 T02N R01W CANYON County Source WASTE WATER Tributary WEST FORK GOLDEN GULCH DRAIN

Use: IRRIGATION 04/01 to 10/01 0.1 CFS

Use: IRRIGATION FROM STORAGE 04/01 to 10/01 20 AF

Use: IRRIGATION STORAGE 04/01 to 10/01 20 AF

Total Diversion: 0.1 CFS

Date Filed: 3/1/2019

Place Of Use: IRRIGATION, IRRIGATION STORAGE, IRRIGATION FROM STORAGE

T02N R01W S20 NENW

63-34689

MDC LLC
C/O DOUGLAS CARNAHAN

7270 N TREE HAVEN PL
MERIDIAN, ID 83646-4979
Point of Diversion NWSE S24 T04N R02W CANYON County Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 0.58 CFS
Total Diversion: 0.58 CFS
Date Filed: 3/6/2019
Place Of Use: IRRIGATION
T04N R02W S24 NWSE
Total Acres: 29
Water bearing zone to be appropriated is from 40 to 300 feet.

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 4/22/2019. The protestant must also send a copy of the protest to the applicant

GARY SPACKMAN, Director

Published on 4/4/2019 and 4/11/2019

CLINTON C. PLINE
CHAIRMAN OF THE BOARD

RON PLATT
VICE CHAIRMAN OF THE BOARD

ROBERT D. CARTER
PROJECT MANAGER

THOMAS RITTHALER
ASSISTANT PROJECT MANAGER

APRYL GARDNER
SECRETARY-TREASURER

MARY SUE CHASE
ASSISTANT SECRETARY-
TREASURER

BOISE PROJECT BOARD OF CONTROL

(FORMERLY BOISE U.S. RECLAMATION PROJECT)

2465 OVERLAND ROAD
BOISE, IDAHO 83705-3155

RECEIVED

MAR 22 2019

**WATER RESOURCES
WESTERN REGION**

OPERATING AGENCY FOR 167,000
ACRES FOR THE FOLLOWING
IRRIGATION DISTRICTS

NAMPA-MERIDIAN DISTRICT
BOISE-KUNA DISTRICT
WILDER DISTRICT
NEW YORK DISTRICT
BIG BEND DISTRICT

TEL: (208) 344-1141
FAX: (208) 344-1437

19 March 2019

Kelly Simper
4597 W Deer Flat Rd
Kuna ID 83634

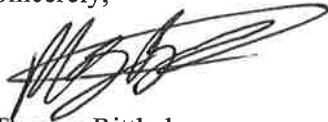
RE: Application for permit no. 63-34686

Kelly Simper:

Boise Project Board of Control, as the irrigation delivering organization for Boise-Kuna Irrigation District, is providing you written consent that the waste water in your area does not remain under Boise Projects control for other users downstream from the property in question. It is not classified as live water at this point.

If you have any further questions or comments regarding this matter, please do not hesitate to contact me at (208) 344-1141.

Sincerely,



Thomas Ritthaler
Assistant Project Manager

tbr/tr

cc:

File



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

March 4, 2019

CONFIDENTIAL

KELLY SIMPER
4597 W DEER FLAT RD
KUNA ID 83634

RE: Application for permit no. 63-34686

Dear Applicant,

You recently filed a water right application with the Idaho Department of Water Resources (IDWR) proposing to divert waste water for irrigation and irrigation storage. IDWR must determine if the water you wish to appropriate is waste water available for appropriation or whether it is "live" water under control of an irrigation delivery organization to satisfy downstream users. The irrigation organization(s) in your area appears to be Boise Kuna Irrigation District .

The waste water status in your area can be determined by providing written consent from the correct irrigation delivery organization confirming if the water does nor does not remain under its control for other users. Also, please provide written confirmation of a right-of-way to use the waste ditch or waste drain if that conveyance is owned by the organization or by some other person or entity.

Please provide the requested information within sixty (60) days. You may request up to six months additional time if necessary. You may withdraw the application by returning the enclosed withdrawal form if you prefer. The application will be voided without a timely written response. Refunds are not issued for voided applications.

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 these matters.

Sincerely,

Cody Parker
Water Resource Agent
IDWR Western Region
208-582-2308
cody.parker@idwr.idaho.gov