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JAN 07 2018

FORM 202 Rev. 09/16

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO

Ident. No. 63-34658

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Caldwell Municipal Irrigation District Phone (208) 455-4797
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 305 W. Chicago Street City Caldwell
 State Idaho ZIP 83605 Email spots@cityofcaldwell.org
2. Name of representative, if any Caleb LaClair (T-O Engineers) Phone (208) 442-6300
 Mailing address 332 N. Broadmore Way City Nampa
 State Idaho ZIP 83687 Email claclair@to-engineers.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	1/4	1/4	1/4	County	Source	Local name or tag #
4N	3W	33			SE	SW	Canyon	Ground Water	

5. Water will be used for the following purposes:
 Amount 0.29 cfs for Supplemental Irrigation purposes from 04/01 to 11/01 (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) 0.29 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. _____
Well with 10" PVC casing, to meet Caldwell Municipal Irrigation District specifications.
- 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 10" inches; proposed depth of well is 250 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. _____.

Received by CS Date 1/7/2019 Time 9:20 Preliminary check by P. Kelly
 Fee \$ 250.00 Received by CS Receipt No. W047051 Date 1/7/2019

For Department Use

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	
4N	3W	33												X					16.5

Total number of acres to be irrigated: 16.5

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? _____
 +/-15.9 acres of surface water right from Wilder Irrigation District, delivered by Boise Project Board of Control.

11. a. Who owns the property at the point of diversion? Whispering Pines, LLC
 b. Who owns the land to be irrigated or place of use? Whispering Pines, LLC and Gary Allington
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Both properties are intended to be annexed into Caldwell Municipal Irrigation District

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.

The property is being subdivided and developed within the City of Caldwell, and is required to be annexed into the Caldwell Municipal Irrigation District (CMID). CMID requires developments that receive surface water from Boise Project Board of Control to provide a back-up irrigation source in the form of a supplemental irrigation well. The project will utilize the surface irrigation water as the primary supply for development landscaping, with the well serving as a secondary back-up source for supplemental purposes only. The development intends to implement water efficient irrigation equipment and methods in common areas to conserve water use (e.g. subsurface drip irrigation).

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.

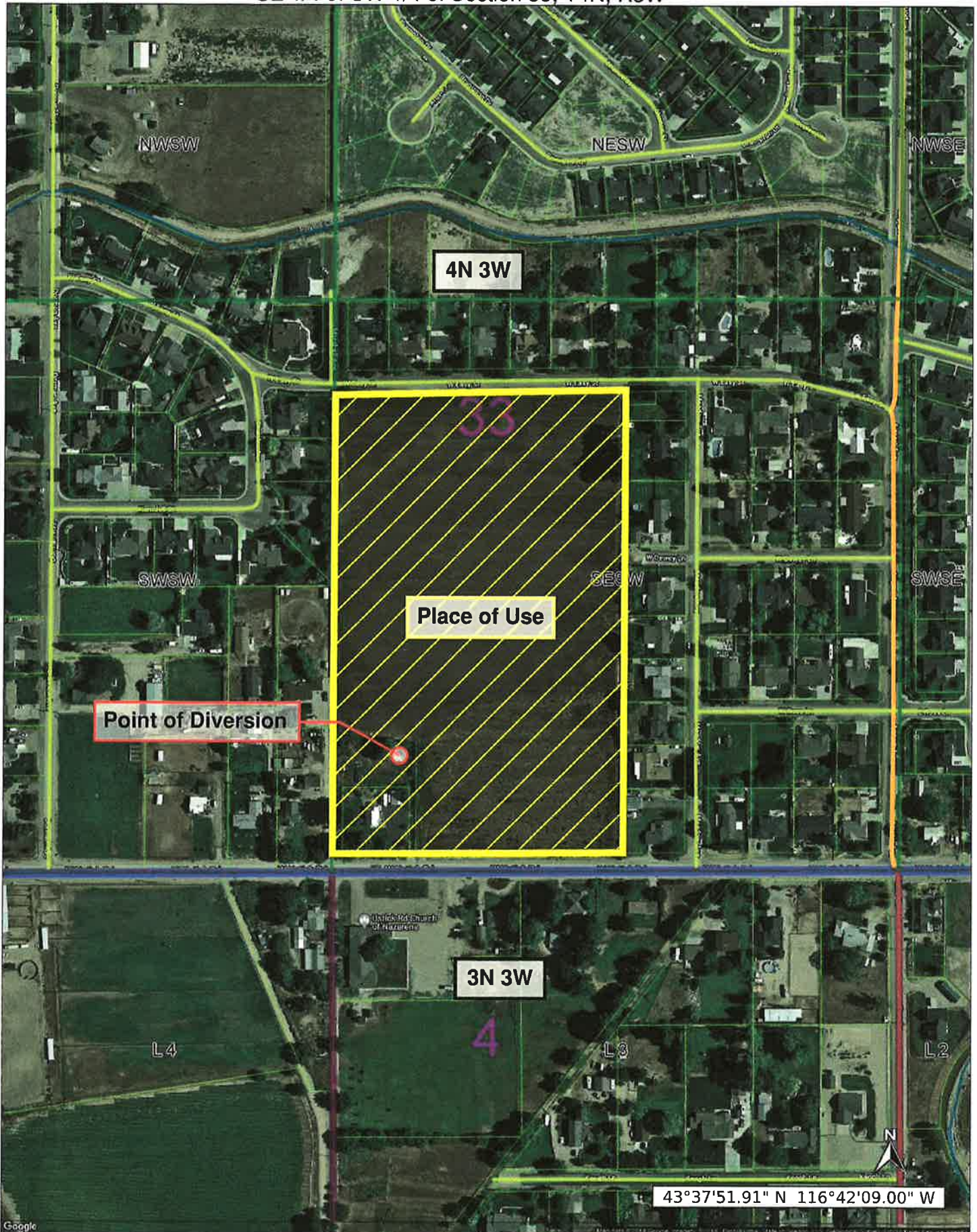

 Signature of Applicant
 Steve Potts (Operations Manager)
 Print Name (and title, if applicable)


 Signature of Applicant
 BRENT ORTON, Public Works Director
 Print Name (and title, if applicable)

Application for Permit to appropriate Water

Proposed Project Map

SE 1/4 of SW 1/4 of Section 33, T4N, R3W



January 02, 2019

Idaho Department of Water Resources Western Regional Office 2735 W Airport Way Boise, ID 83705-5082

Subject: Application for Permit to Appropriate the Public Waters of the State of Idaho by CMID

To Whom It May Concern,

This letter is meant to accompany the Application for Permit to Appropriate the Public Waters of the State of Idaho by Caldwell Municipal Irrigation District (CMID) for the 16.5 acres located within the SE ¼ of the SW ¼ of Section 33, Range 3 West, Township 4 North, Boise-Meridian in Canyon County. We own the subject property and hereby authorize CMID to request irrigation water right for the property, and to divert water via a well on the property as shown on the included Proposed Project Map.

We intend to develop the property as a residential neighborhood within the City of Caldwell in 2019, and are in the process of submitting a Preliminary Plat application. The property was annexed and zoned as R-1 within the City in October 2018. At the time of development, we are required to annex into the CMID and construct a pressurized irrigation system to their standards that utilizes the available surface water right from Wilder Irrigation District, which is delivered by the Boise Project Board of Control (BPBC). CMID also requires installation of a back-up irrigation supply well for all properties that receives surface irrigation water from BPBC, which is the purpose of the subject application.

We also plan to install a pressure irrigation service to Mr. Gary Allington's adjacent property, located at 818 W Ustick Road, Caldwell, ID 83605. Once the pressurized irrigation system is constructed, CMID will take over ownership and management of the system. The City of Caldwell will also supply municipal sewer and domestic water service to the project, so there will not be any subsurface sewage disposal systems or private domestic wells.

Feel free to contact me at (406) 581-8688 should you have any follow up questions.

Sincerely,

Tim Kristovich, Owner Whispering Pines, LLC

A handwritten signature in dark ink, appearing to read 'Tim Kristovich', with a long horizontal flourish extending to the right.



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

January 31, 2019

WILDER IRRIGATION DISTRICT
709 CLEVELAND BLVD
CALDWELL ID 83605

Re: Application for Permit No. 63-34658

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 **February 25, 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



State of Idaho

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BRAD LITTLE
Governor

GARY SPACKMAN
Director

January 31, 2019

CALDWELL MUNICIPAL IRRIGATION DISTRICT
305 W CHICAGO ST
CALDWELL, ID 83605

Application for Permit No. 63-34658

Dear Applicants:

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 2/7/2019 and 2/14/2019. 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:

T O ENGINEERS
C/O CALEB LACLAIR
332 N BROADMORE WAY
NAMPA, ID 83687

Kaiser, Anna

From: Kaiser, Anna
Sent: Thursday, January 31, 2019 10:34 AM
To: 'IDAHO PRESS TRIBUNE'
Subject: Canyon Legal Ad
Attachments: Cover Letter.docx; Legal Notice.docx

Good Morning Legal Clerk,

My name is Anna. I will be sending you legal notices, please send confirmation to my email.

Please see the attached ad for publication on 2/7/2019 & 2/14/2019.

Please confirm these are okay to publish as shown.

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

January 30, 2019

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

RE: Application For Permit Nos: 63-34229, 63-34655, 63-34657, 63-34658

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 2/25/2019. 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:

63-34229

CITY OF NAMPA

411 3RD ST S

NAMPA, ID 83651

Point of Diversion SENE S10 T03N R02W CANYON County Source GROUND WATER

Point of Diversion NWSE S10 T03N R02W CANYON County Source GROUND WATER

Point of Diversion SENE S11 T03N R02W CANYON County Source GROUND WATER

Point of Diversion NWNW S9 T03N R02W CANYON County Source GROUND WATER

Point of Diversion NWSW S25 T03N R02W CANYON County Source GROUND WATER

Point of Diversion NWNE S26 T03N R02W CANYON County Source GROUND WATER

Point of Diversion SESE S33 T03N R02W CANYON County Source GROUND WATER

Use: MUNICIPAL 01/01 to 12/31 7 CFS

Use: MUNICIPAL 01/01 to 12/31 7 CFS

Total Diversion: 7 CFS

Date Filed: 4/29/2016

Place Of Use: MUNICIPAL

Place of use is within City of Nampa Service Area

Water bearing zone to be appropriated is from 40 to 250 feet.

Municipal use is for applicants service area.

63-34655

PECKHAM ROAD TRUST

C/O GARY JOHNSTON, TRUSTEE

PO BOX 220

STAR, ID 83669

(3) Point of Diversion SWNE S21 T04N R05W CANYON County Source GROUND WATER

Use: STOCKWATER 01/01 to 12/31 0.7 CFS

Total Diversion: 0.7 CFS

Date Filed: 12/14/2018

Place Of Use: STOCKWATER

T04N R05W S21 NWNE SWNE NENW NWNW SENW

Water bearing zone to be appropriated is from 160 to 410 feet.

63-34657

ROBERT BEARDEN

RENATE BEARDEN

1811 S PACIFIC ST

BOISE, ID 83705

Point of Diversion SENE S8 T01N R03W CANYON County Source GROUND WATER

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

Use: IRRIGATION 03/01 to 11/15 0.17 CFS

Total Diversion: 0.2 CFS

Date Filed: 12/7/2018

Place Of Use: DOMESTIC, IRRIGATION

T01N R03W S8 SENE

Water bearing zone to be appropriated is from 0 to 350 feet.

63-34658

CALDWELL MUNICIPAL IRRIGATION DISTRICT

305 W CHICAGO ST

CALDWELL, ID 83605

Point of Diversion SESW S33 T04N R03W CANYON County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 0.29 CFS

Total Diversion: 0.29 CFS

Date Filed: 1/7/2018

Place Of Use: IRRIGATION

T04N R03W S33 SESW

Total Acres: 16.5

Water bearing zone to be appropriated is from 40 to 250 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 02/25/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 2/7/2019 and 2/14/2019