

## DEPARTMENT OF WATER RESOURCES

SEP 28 2018

## APPLICATION FOR PERMIT

WATER RESOURCES  
WESTERN REGION

To appropriate the public waters of the State of Idaho

Partners of LLC

1. Name of applicant(s) Archer Heights LLC (Timothy Moore + Michael Colby) Phone 208-900-8483Name connector (check one): ☐ and ☐ or ☐ and/orMailing address 291 East Shore Drive City \_\_\_\_\_State ID ZIP 83616 Email michael@colbynipper.com2. Name of representative, if any Timothy Moore Phone (208) 900-8483Mailing address 870 S. Mace Ranch Way City EagleState ID ZIP 83616 Email Tim.moore@hotmail.coma. ☐ 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 Anderson Creek which is a tributary of Payette River - Middle Fork

4. Location of point(s) of diversion:

| Twp | Rge | Sec | Govt Lot | 1/4 | 1/4 | 1/4 | County | Source         | Local name or tag # |
|-----|-----|-----|----------|-----|-----|-----|--------|----------------|---------------------|
| 09N | 04E | 24  | NA       |     | SW  | NW  | Boise  | Anderson Creek |                     |
|     |     |     |          |     |     |     |        |                |                     |
|     |     |     |          |     |     |     |        |                |                     |
|     |     |     |          |     |     |     |        |                |                     |

5. Water will be used for the following purposes:

Amount 0.12 for irrigation purposes from 3-15 to 10/31 (both dates inclusive)  
(cfs or acre-feet per year)Amount 0.06 for domestic 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)6. Total quantity to be appropriated is (a) 0.12 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. \_\_\_\_\_

~ one to two Horse power 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 Applicationfor 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 AK Date 9/28/2018 Time 10:30 am Preliminary check by P. KellyFee \$ 100.00 Received by AK Receipt No. W046803 Date 9/28/2018

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 one two
  - Other; describe fully. \_\_\_\_\_

9. Description of place of use:

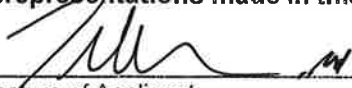
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

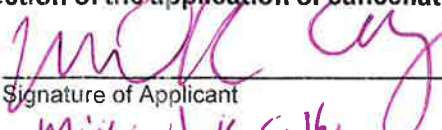
| TWP            | RGE            | SEC | NE |    |    |     | NW |    |      |    | SW |    |    |    | SE |    |    |    | TOTALS |
|----------------|----------------|-----|----|----|----|-----|----|----|------|----|----|----|----|----|----|----|----|----|--------|
|                |                |     | NE | NW | SW | SE  | NE | NW | SW   | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 09N            | 04E            | 24  |    |    |    |     |    |    | 1.7a |    |    |    |    |    |    |    |    |    | 1.7    |
| 09N            | 04E            | 24  |    |    |    |     |    |    | D    |    |    |    |    |    |    |    |    |    |        |
| 09N            | 04E            | 23  |    |    |    | 2.3 |    |    |      |    |    |    |    |    |    |    |    |    | 2.3    |
| <del>09N</del> | <del>04E</del> |     |    |    |    |     |    |    | P    |    |    |    |    |    |    |    |    |    |        |
|                |                |     |    |    |    |     |    |    |      |    |    |    |    |    |    |    |    |    |        |

Total number of acres to be irrigated: 4.0

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? No other water rights utilized currently. Will likely also have well to use for domestic use - ie shower, lawn irrigation etc.
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. We are intending to use water from Anderson creek for limited irrigation of cleared area as per map. Will also utilize water for domestic use if unable to obtain adequate well water. No current plan to drill well as of yet.
13. Time required for completion of works and application of water to proposed beneficial use is 3 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  
Timothy R. Moore, MD  
Print Name (and title, if applicable)

  
Signature of Applicant  
Michael K. Calky  
Print Name (and title, if applicable)



Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community



Archer Heights LLC Property

0 0.02 0.04 Miles

05-2380P



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)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

November 1, 2018

ARCHER HEIGHTS LLC  
291 E SHORE DR STE 210  
EAGLE, ID 83616

Application for Permit No. 65-23808

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 IDAHO WORLD on 11/7/2018 and 11/14/2018. 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,

Rachel Neely  
Administrative Assistant

CC:  
TIMOTHY MOORE  
870 S MACE RANCH WAY  
EAGLE, ID 83616

November 1, 2018

LEGAL NOTICE DEPARTMENT  
IDAHO WORLD  
PO BOX 50248  
BOISE, ID 83705

RE: Application for Permit No. 65-23808

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 11/26/2018. Your cooperation is appreciated.

Sincerely,

Rachel Neely  
Administrative Assistant

Enclosure(s)

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

**65-23808**

ARCHER HEIGHTS LLC  
291 E SHORE DR STE 210  
EAGLE, ID 83616

Point of Diversion SWNW S24 T09N R04E BOISE County Source ANDERSON CREEK Tributary PAYETTE RIVER

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

Use: IRRIGATION 03/15 to 10/31 0.12 CFS

Total Diversion: 0.12 CFS

Date Filed: 9/28/2018

Place of Use: IRRIGATION

T09N R04E S23 SENE

T09N R04E S24 SWNW

Place of Use: DOMESTIC

T09N R04E S24 SWNW

Total Acres: 4

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 11/26/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 11/7/2018 and 11/14/2018

## Neely, Rachel

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**From:** Neely, Rachel  
**Sent:** Thursday, November 1, 2018 11:43 AM  
**To:** 'Ron Shurtleff'  
**Subject:** Application for Permit No. 65-23808  
**Attachments:** Watermaster Recommendation Form\_F.PDF; Application for Permit 65-23808.pdf

November 1, 2018

RON SHURTLEFF  
WATER DISTRICT #65  
102 N MAIN  
PAYETTE, ID 83661

**RE: Application for Permit No. 65-23808**

Dear Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. A copy of the application is enclosed with this email for your reference. Please review the application, complete a recommendation form, and submit your reply, if any, to this office by **November 26, 2018**.

IDWR will assume you do not object to this application if a timely response is not received. Please contact me if you have any questions in this matter. Thank you for your help.

Sincerely,

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*Rachel Neely*

Administrative Assistant I  
IDWR-Western Region  
2735 Airport Way Boise, ID 83705  
[Rachel.Neely@idwr.idaho.gov](mailto:Rachel.Neely@idwr.idaho.gov)