

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. 65-23792

1. Name of applicant(s) Mike Boston Phone 406 570 6379
Mailing address 1032 Vanderdasson Rd City Emmett
State ID ZIP 83617 Email putzer5@gmail.com
Name connector (check one): ☐ and ☐ or ☐ and/or
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 7 mile slough which is a tributary of Payette River
4. Location of point(s) of diversion: Payette River Snake River

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
6N	2W	9			SW	NW	GEM	Payette River	
6N	2W	10			NW	SW	GEM	7 mile slough	Rediversion
6N	2W	10			NW	SW	GEM	Payette River	Injection
								Payette River	PDD

5. Water will be used for the following purposes:
Amount 0.08 cfs for Irrigation purposes from 3/1 to 11/15 (both dates inclusive)
(cfs or acre-feet per year)
Amount 0.02 cfs for Stock Water purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)
Amount 86.5 af for Aesthetic Storage purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)
Amount 0.15 cfs for Stock Water Storage purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)
Amount 0.15 cfs for Diversion to Storage purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) 0.15 cubic feet per second (cfs) and/or (b) 0.29 acre-feet per year (af).
7. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source. pump from 7 mile slough to sprinklers & pond & troughs
b. Height of storage dam — feet; active reservoir capacity 10 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. —

Received by CS Date 7/9/18 Time 10:25 Preliminary check by JK
Fee \$ 250.00 Received by CS Receipt No. W046526 Date 7/9/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. _____

Season of Use/Purpose of Use Supplement

Attachment to: ☒ Application for Permit to Appropriate Water ☐ Adjudication Claim ☐ Beneficial Use Field Report
☐ Application for Amendment of Permit ☐ Statutory Claim

Water will be used for the following purposes:

Amount 0.04 cfs 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)

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Page _____

65-23792

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. up to 25 mixed head (range cattle,
horses, goats
&c..
- c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households 1
- 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	
6N	2W	9							2.6										2.6
"	"	"							S										
"	"	"							J										
"	"	"							D										

Total number of acres to be irrigated: 2.6

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? 65-22931 same
system different acres

11. a. Who owns the property at the point of diversion? Letha Irrigation
Moble Ditch Company
- 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: Spoke with Letha Irrigation, working on written agreement.

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Need irrigation to cover the rest of the
property. May put in a pond (1 acre average depth
10' deep + wrap 3.5 at + slope 73 at.) And livestock.
May have additional house.

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.

Mike Boston
Signature of Applicant

Mike Boston
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)



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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 27, 2018

MICHAEL BOSTON
1032 VANDERDASSON RD
EMMETT, ID 83617-8880

Application for Permit No. 65-23792

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 MESSENGER INDEX on 10/3/2018 and 10/10/2018. 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

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, September 27, 2018 9:17 AM
To: 'IDAHO PRESS TRIBUNE'
Subject: Gem Legal Ads
Attachments: Gem Cover Letter.docx; Gem Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ad for publication on 10/3/2018 & 10/10/2018.

Please confirm these are okay to publish as shown.

Thank you,

September 27, 2018

LEGAL NOTICE DEPARTMENT
MESSENGER INDEX
PO BOX 577
EMMETT, ID 83617

RE: Application for Permit No. 65-23780
Application for Permit No. 65-23792

Dear Legal Notice Department:

Please publish the enclosed legal notices on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notices 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 10/22/2018. Your cooperation is appreciated.

Sincerely,

Rachel Neely
Administrative Assistant

Enclosure(s)

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

65-23780

DIANE D MCCOMBS
WILLIAM T MCCOMBS
23404 KINGSBURY RD

MIDDLETON, ID 83644-5650

Point of Diversion L1(SESE) S15 T07N R01E GEM County Source PAYETTE RIVER Tributary SNAKE RIVER

Point of Diversion L1(SESE) S15 T07N R01E GEM County Source GROUND WATER

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

Use: IRRIGATION 03/01 to 11/15 0.14 CFS

Total Diversion: 0.2 CFS

Date Filed: 6/27/2018

Places of Use: IRRIGATION, DOMESTIC

T07N R01E S15 L1(SESE)

Total Acres: 7

65-23792

MICHAEL BOSTON
1032 VANDERDASSON RD
EMMETT, ID 83617-8880

(2)Points of Diversion L5(NWSW) S10 T06N R02W GEM County Source PAYETTE RIVER Tributary SNAKE RIVER

Point of Diversion SWNW S9 T06N R02W GEM County Source PAYETTE RIVER Tributary SNAKE RIVER

Use: AESTHETIC STORAGE 01/01 to 12/31 86.5 AF

Use: DIVERSION TO STORAGE 01/01 to 12/31 0.15 CFS

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

Use: IRRIGATION 03/01 to 11/15 0.08 CFS

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

Use: STOCKWATER STORAGE 01/01 to 12/31 86.5 AF

Total Diversion: 0.29 CFS

Date Filed: 8/15/2018

Places of Use: IRRIGATION, STOCKWATER, AESTHETIC STORAGE, STOCKWATER STORAGE, DOMESTIC

T06N R02W S9 SWNW

Total Acres: 2.6

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 10/22/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 10/3/2018 and 10/10/2018

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, September 27, 2018 11:21 AM
To: 'Ron Shurtleff'
Subject: Applications for Permit Nos. 65-23788, 65-23797, 65-23780, & 65-23792
Attachments: Watermaster Recommendation Form_F.PDF; Application for Permit 65-23788.pdf; Application for Permit 65-23797.pdf; Application for Permit 65-23780.pdf; Application for Permit 65-23792.pdf

September 27, 2018

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

RE: Applications for Permit Nos. 65-23788, 65-23797, 65-23780, & 65-23792

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 applications 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 **October 22, 2018**.

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,

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, September 27, 2018 11:20 AM
To: 'Bosworth, Bill'
Subject: Applications for Permit Nos. 65-23788, 65-23793, 65-23797, & 65-23792
Attachments: IDFG Recommendation Form.docx; Application for Permit 65-23788.pdf; Application for Permit 65-23793.pdf; Application for Permit 65-23797.pdf; Application for Permit 65-23792.pdf

September 27, 2018

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

RE: A Applications for Permit Nos. 65-23788, 65-23793, 65-23797, & 65-23792

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 **October 22, 2018**.

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,



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

C.L. "BLITCH" OTTER
Governor

GARY SPACKMAN
Director

September 27, 2018

LETHA IRRIGATION & WATER CO
6550 DALLAS RD
NEW PLYMOUTH ID 83655

Re: Application for Permit No. 65-23792

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 *Messenger Index* 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 **October 22, 2018**. 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 dark ink, appearing to read 'Rachel Neely'.

Rachel Neely
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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

07/11/2018

MIKE BOSTON
1032 VANDERDASSON RD
EMMETT ID 83617

Re: Water Right Application Incomplete - Returned

Dear Applicant:

This office received your application on 07/09/2018. The application cannot be accepted into the records of the Idaho Department of Water Resources (IDWR) until the following items are addressed:

- 9 - Place of Use
The location of each beneficial use listed in section 4 needs to be included in this section. Please add the proposed place of use for the proposed domestic use and stockwater storage.
- 11 - Ownership
Part A of this section indicates the property at the point of diversion is owned by a ditch company. If this is the case part C of this section needs to be complete and a copy of the agreement that allows you access to the point of diversion needs to be provided.

The original incomplete application is enclosed. Please make the necessary amendments to the original form and re-submit it within the next thirty (30) days. If IDWR does not receive your written response within thirty (30) days, a refund will be issued for this filing. This letter is an attempt to ensure that your application is complete in order to establish a priority date. You may receive future correspondence regarding more specific details of your application. IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please consult the IDWR website or contact this office at 208-334-2190 and ask for the "office day person" if you have any questions about the necessary information or fee.

Sincerely,

Western Region Water Rights Staff

Enclosure: Original Application

RECEIVED

JUL 09 2018

FORM 202 Rev. 09/16

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. _____

COPY

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Mike Boston Phone 406 570 6379
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 1032 Vanderdasson Rd City Emmett
 State ID ZIP 83617 Email putzer5@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.
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3. Source of water supply 7 mile slough which is a tributary of Payette River
Payette River
Snake River
4. Location of point(s) of diversion: _____

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- b. Height of storage dam _____ feet; active reservoir capacity 10 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 CS Date 7/9/18 Time 10:25 Preliminary check by _____
 Fee \$ 250⁰⁰ Receipted by CS Receipt No. W046526 Date 7/9/18

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DEPARTMENT OF WATER RESOURCES

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- 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.

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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.

Mike Boston
Signature of Applicant

Mike Boston
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)



SECTION