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FORM 202 Rev. 09/16

AUG 30 2018

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESIdent. No. 65-23797

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Erik Bry Phone 208-462-5433
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address PO Box 204 City Garden Valley
 State Idaho ZIP 83622 Email benthic11@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 Scriver Creek which is a tributary of Middle Fork Payette River
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
10N	04E	22		SE	SW		Boise	Scriver Creek	

5. Water will be used for the following purposes:
- Amount 0.04 cfs for Domestic purposes from 01/01 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 0.08 cfs for Irrigation purposes from 03/15 to 10/30 (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) 4.0 acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. 3 HP 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 _____ 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 8/30 Time 12:10pm Preliminary check by PH
 Fee \$ 100.00 Receipted by AK Receipt No. W046709 Date _____

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 1 household, domestic use of water, watering garden, lawn and trees
 - 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	
10N	04E	22												D					
10N	04E	22												2					2

Total number of acres to be irrigated: 2

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? _____

Yes, this water will irrigate lawns, gardens, water trees, and domestic use

11. a. Who owns the property at the point of diversion? Erik Bry
- b. Who owns the land to be irrigated or place of use? Erik Bry
- 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 will pump water from Scriver Creek to water gardens, lawn, trees and irrigation.
Pine Tree Ranch Sub 3 Lot 2 RP054030000020

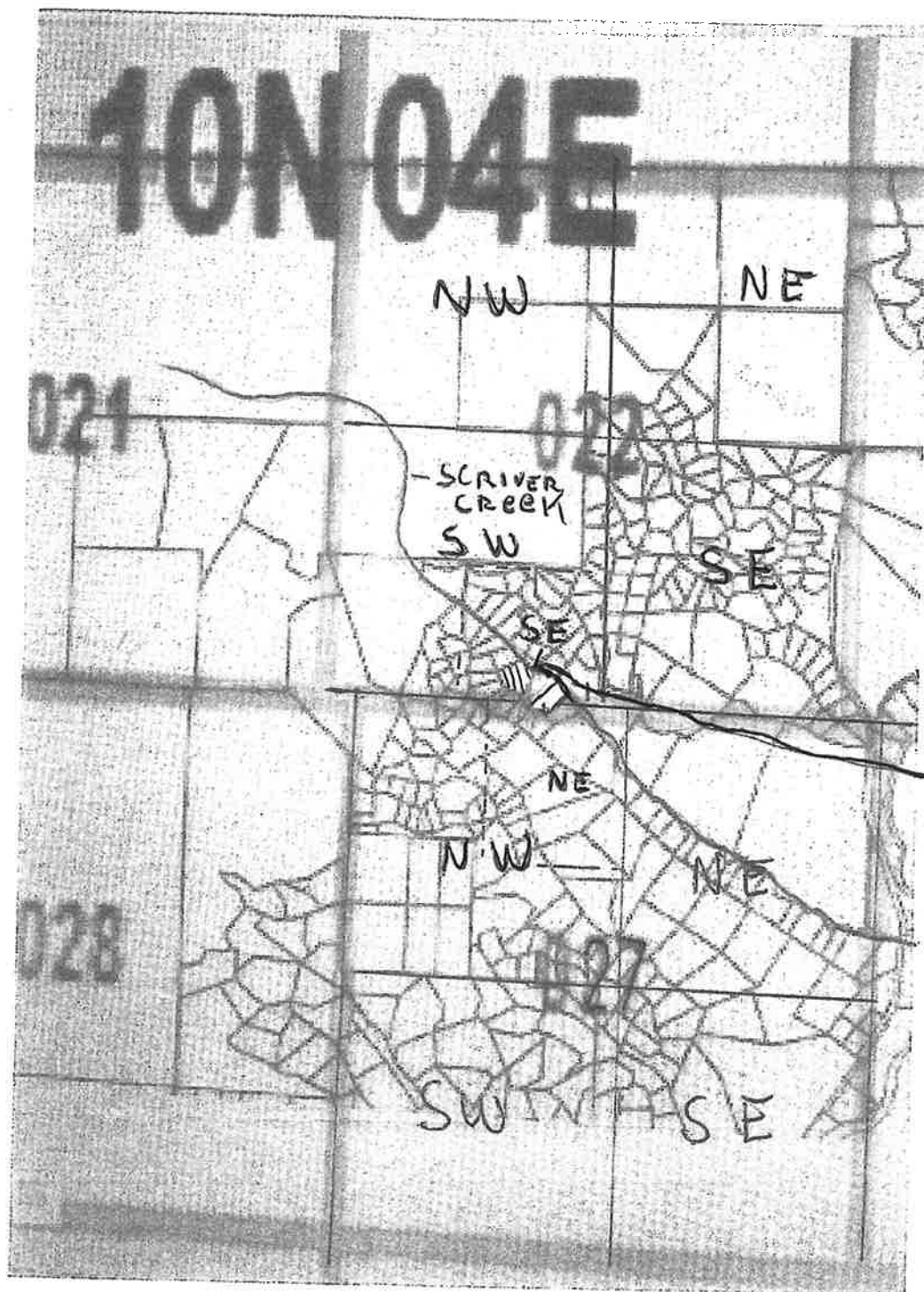
13. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).
14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map 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.

Erik Bry
 Signature of Applicant
 Erik Bry
 Print Name (and title, if applicable)

 Signature of Applicant

 Print Name (and title, if applicable)



65 23797

SCALE

1 MILE

Attachments p01-Map



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

ERIK BRY
PO BOX 204
GARDEN VALLEY, ID 83622

Application for Permit No. 65-23797

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 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 9:54 AM
To: 'Eileen Capson'
Subject: Boise Legal Ads
Attachments: Boise Cover Letter.docx; Boise 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
IDAHO WORLD
PO BOX 50248
BOISE, ID 83705

RE: Application for Permit No. 65-23788
 Application for Permit No. 65-23793
 Application for Permit No. 65-23797
 Application for Permit No. 65-23804

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:

65-23788

WILLIAM S LAWTON
BEVERLY L LAWTON
18642 AMATE CR
VILLA PARK, CA 92861
Point of Diversion NWSE S34 T10N R04E BOISE County Source MIDDLE FORK PAYETTE RIVER Tributary PAYETTE RIVER
Use: IRRIGATION 03/15 to 10/31 0.15 CFS
Total Diversion: 0.15 CFS
Date Filed: 7/27/2018
Place of Use: IRRIGATION
T10N R04E S34 NESE NWSE
Total Acres: 5.5

65-23793

GO LEFT LLC
851 BANKS LOWMAN RD
GARDEN VALLEY, ID 83622
(2)Points of Diversion SWSE S16 T09N R04E BOISE County Source GROUND WATER
Point of Diversion SESW S16 T09N R04E BOISE County Source GROUND WATER
Use: COMMERCIAL 01/01 to 12/31 0.02 CFS
Use: DOMESTIC 01/01 to 12/31 0.3 CFS
Use: FIRE PROTECTION 01/01 to 12/31 2.23 CFS
Use: RECREATION 01/01 to 12/31 0.01 CFS
Use: WILDLIFE 01/01 to 12/31 0.69 CFS
Total Diversion: 3.25 CFS
Date Filed: 8/15/2018
Places of Use: DOMESTIC, COMMERCIAL, RECREATION, FIRE PROTECTION
T09N R04E S16 SESW SWSE
Place of Use: WILDLIFE
T09N R04E S16 SWSE

65-23797

ERIK BRY
PO BOX 204
GARDEN VALLEY, ID 83622
Point of Diversion L3(ESW) S22 T10N R04E BOISE County Source SCRIVER CREEK Tributary MIDDLE FORK PAYETTE RIVER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Use: IRRIGATION 03/15 to 10/31 0.08 CFS
Total Diversion: 0.12 CFS
Date Filed: 8/30/2018
Places of Use: DOMESTIC, IRRIGATION
T10N R04E S22 L3(ESW)
Total Acres: 2
Domestic and irrigation use is for 1 home and yards in Lot 2 of Pine Tree Ranch Subdivision.

65-23804

SHAUNA G FRY
DAN V FRY
PO BOX 765
GARDEN VALLEY, ID 83622
Point of Diversion NWSE S16 T09N R04E BOISE County Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 9/12/2018
Place of Use: DOMESTIC
T09N R04E S16 SWSE
This proposal is located within Lot 1 Blk 1 of Fry Segregation.

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,

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, September 27, 2018 11:20 AM
To: Clark, Cynthia Bridge; Skoro, Emily
Subject: Applications for Permit Nos. 65-23788 & 65-23797
Attachments: Agency Recommendation Form.docx; Application for Permit 65-23788.pdf; Application for Permit 65-23797.pdf

September 27, 2018

IDAHO DEPARTMENT OF WATER RESOURCES
WATER PROJECTS SECTION MANAGER
ATTN: CYNTHIA (BRIDGE) CLARK & EMILY SKORRO
322 E FRONT ST
PO BOX 83720
BOISE ID 83720-0098

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

Dear Ms. Clark and Ms. Skorro:

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,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov