

RECEIVED

SEP 14 2018

WATER RESOURCES
FORM 202, Rev. 09/16
WESTERN REGION

AMENDED

9-14-18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 63-34517

RECEIVED

MAR 19 2018

WATER RESOURCES
WESTERN REGION

1. Name of applicant(s) Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints, a Utah corporation sole. Phone _____
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 50 East North Temple, 12th Floor Natural Resources City Salt Lake City
 State Utah ZIP 84150-0012 Email mpdavidson@ldschurch.org
2. Name of representative, if any Matt Davidson Phone 801-240-3263
 Mailing address 50 East North Temple, 12th Floor, Natural Resources City Salt Lake City
 State Utah ZIP 84150-0012 Email mpdavidson@ldschurch.org
- 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 groundwater which is a tributary of n/a
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	1W	12		NE	NE	NW	Ada	groundwater	

5. Water will be used for the following purposes:
 Amount 0.32 0.16 for irrigation purposes from Mar 15 to Nov 15 (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) 0.32 0.16 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. new 8-inch diameter well equipped with a 15 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 8 inches; proposed depth of well is 300 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. _____.

The well casing will be sealed from 0 to 200 ft.

For Department Use

Received by B.S. Date 3-19-18 Time - Preliminary check by ES
 Fee \$ \$250. Receipted by (B.S.) Receipt No. WJ046147 Date 3-19-18

P.1

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

Ident. No. 63-34517
RECEIVED
MAR 19 2018

**WATER RESOURCES
WESTERN REGION**

1. Name of applicant(s) Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints, a Utah corporation sole. Phone _____
Name connector (check one): ☐ and ☐ or ☐ and/or _____
Mailing address 50 East North Temple, 12th Floor Natural Resources City Salt Lake City
State Utah ZIP 84150-0012 Email mpdavidson@ldschurch.org
2. Name of representative, if any Matt Davidson Phone 801-240-3263
Mailing address 50 East North Temple, 12th Floor, Natural Resources City Salt Lake City
State Utah ZIP 84150-0012 Email mpdavidson@ldschurch.org
- 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 groundwater which is a tributary of n/a
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
4N	1W	12		NE	NE	NW	Ada	groundwater	

5. Water will be used for the following purposes:
- Amount 0.32 for irrigation purposes from Mar 15 to Nov 15 (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) 0.32 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. new 8-inch diameter well equipped with a 15 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 8 inches; proposed depth of well is 300 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 B.S. Date 3-19-18 Time — Preliminary check by _____
Fee \$ \$250. Received by (B.S.) Receipt No. W046147 Date 3-19-18

**SUBMITTED BY AMERICA PG. 1 RECEIVED 9-11-18*
pg-1

RECEIVED

SEP 14 2018

WATER RESOURCES
WESTERN REGIONAMENDED
9-14-18

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. _____
- c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households _____
- 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	
4N	1W	12					8.23												8

Total number of acres to be irrigated: 8.2310. 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? 0.4815 shares of New Dry Creek Ditch CompanyThese shares are to be sold or transferred to another property. Access to these shares at this site has not been available.11. a. Who owns the property at the point of diversion? applicantb. 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. the canal water is only available sporadically, once every two or three weeks, due to farmer demands, so insufficient to irrigate landscaped areas. The new well will be used to supplement the canal water when it is not available for use.Actual availability to this site is almost never.The water is dedicated to other local farmers, a sharing agreement has not been possible13. 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

Mark Davidson

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

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	1W	12					8.23												8

Total number of acres to be irrigated: 8.23

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? 0.4815 shares of New Dry Creek Ditch Company
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. the canal water is only available sporadically, once every two or three weeks, due to farmer demands, so insufficient to irrigate landscaped areas. The new well will be used to supplement the canal water when it is not available for use.
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.

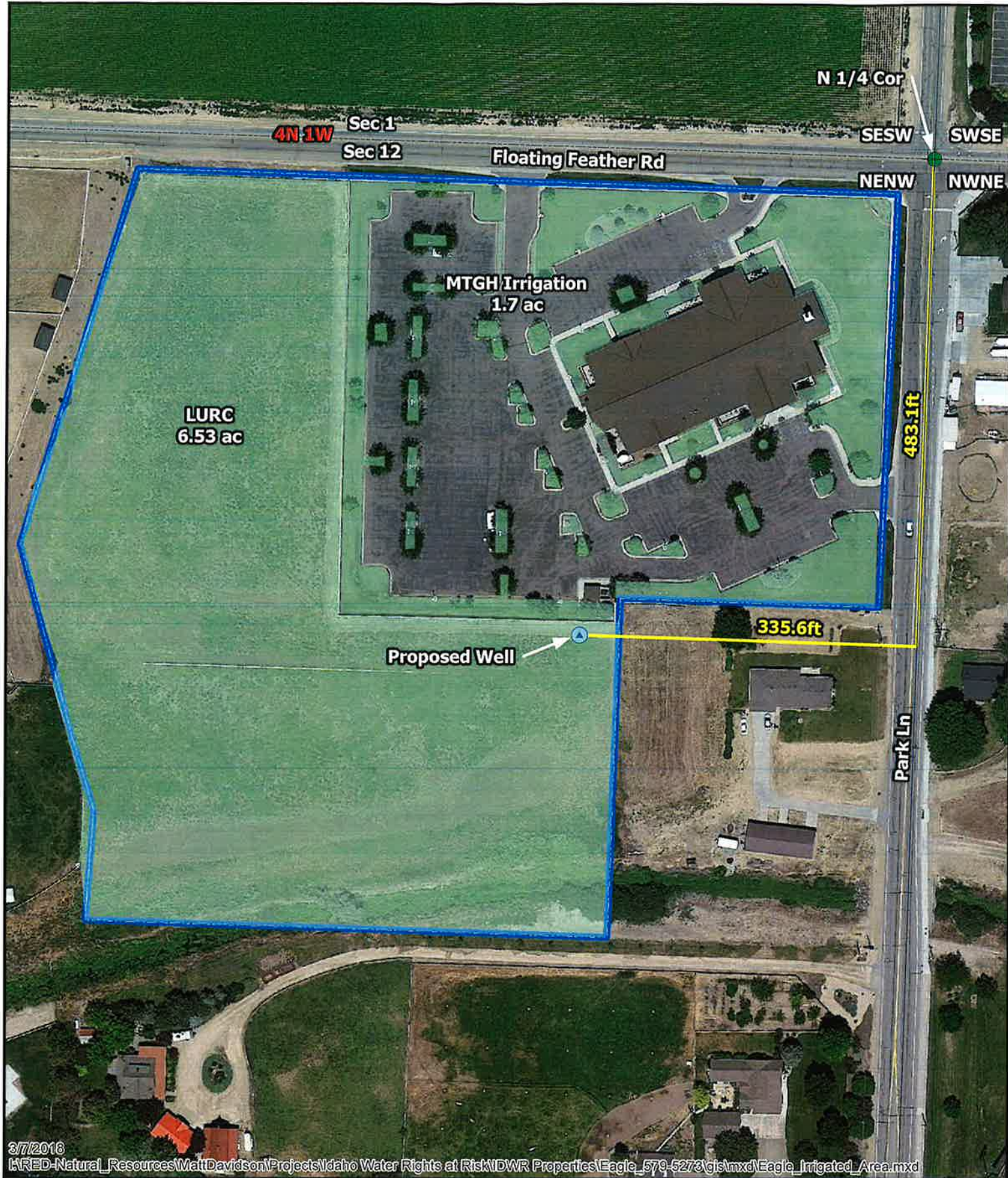
Matt Davidson
Signature of Applicant

Matt Davidson
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

APPROVED BY AMENOS PG. 2 RECEIVED 9-14-08.



Corporation of the Presiding Bishop
 of the Church of Jesus Christ
 of Latter-Day Saints
 Special Projects Department
 Natural Resource Services

63-34517

Legend

- Well Distance
- Sections
- Quarters
- LDS Boundary

Graphic Scale
 0 125
 (in feet)
 1 inch = 125 feet



Aerial Courtesy of: Utah Automated Geographic Reference Center (AGRC)
 Flown Spring 2012, High Resolution Orthophotography (HRO) 6-inch

Project
 Eagle Stake Center

Title
 Proposed Irrigation

Project Engineer Name	Drawn By Name

Figure	Property Number
1.0	579-5273

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY SAINTS

May 25, 2017

SPECIAL PROJECTS DEPARTMENT

Real Estate Services Division
50 East North Temple Street
Salt Lake City, Utah 84150-0012
Phone: 1-801-240-2915
Facsimile: 1-801-240-2913

To Whom It May Concern:

Matthew Davidson, Professional Engineer (P.E.) was hired by the Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints, a Utah corporation sole (Church), in November of 2010 to manage water related issues for the Church. As an employee, Matt has been authorized by the Church to sign in behalf of and for, all water related applications, change applications, extensions of time, and water right proofs.

As the manager of the Natural Resource Section, in the Real Estate Services Division, Special Projects Department, please accept this letter of explanation of approval to sign on the Church's behalf.

Sincerely,



Ed Eyring

Senior Manager, Natural Resource Services
Real Estate Services Division – Special Projects
Department

No. C 15570	Due no later than Jun 30, 2017 Annual Report Form		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS DAVID A. CHANNE OFFICE OF GENERAL COUNSEL 50 E. NORTH TEMPLE 2WW SALT LAKE CITY UT 84150		CORPORATION SERVICE COMPANY 12550 W EXPLORER DR STE 100 BOISE ID 83713			
			3. <u>New</u> Registered Agent Signature:*			
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional).						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
PRESIDENT	GERALD J. CAUSSE	50 E. NORTH TEMPLE 2WW	SALT LAKE CITY	UT	USA	84150
SECRETARY	GARY B. PORTER	50 E. NORTH TEMPLE 2WW	SALT LAKE CITY	UT	USA	84150
5. Organized Under the Laws of: UT C 15570		6. Annual Report must be signed.* Signature: Gary B. Porter Name (type or print): Gary B. Porter Date: 05/04/2017 Title: SECRETARY				
Processed 05/04/2017		* Electronically provided signatures are accepted as original signatures.				

63-34517



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

MATT DAVIDSON
50 E NORTH TEMPLE ST 12TH FLOOR
SALT LAKE CITY, UT 84150-0012

Application for Permit No. 63-34517

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 STATESMAN on 10/4/2018 and 10/11/2018. 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,

A handwritten signature in dark ink, appearing to read 'Rachel Neely'.

Rachel Neely
Administrative Assistant

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, September 27, 2018 10:03 AM
To: 'BOI Legals'
Subject: Ada Legal Ad
Attachments: Ada Cover Letter.docx; Ada Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ad for publication on 10/4/2018 & 10/11/2018.

Please confirm these are okay to publish as shown.

Thank you,

September 27, 2018

LEGAL NOTICE DEPARTMENT
IDAHO STATESMAN
PO BOX 40
BOISE, ID 83707

RE: Application for Permit No. 63-34517

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 10/22/2018. 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:

63-34517

MATT DAVIDSON

50 E NORTH TEMPLE ST 12TH FLOOR

SALT LAKE CITY, UT 84150-0012

Point of Diversion NENW S12 T04N R01W ADA County Source GROUND WATER

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

Total Diversion: 0.16 CFS

Date Filed: 3/19/2018

Place of Use: IRRIGATION

T04N R01W S12 NENW

Total Acres: 8.23

Water bearing zone to be appropriated is from 200 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 10/22/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 10/4/2018 and 10/11/2018



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

BALLENTYNE DITCH CO
NEW DRY CREEK DITCH CO
SAWTOOTH LAW OFFICES PLLC
1101 W RIVER ST STE 110
PO BOX 7985
BOISE ID 83707

Re: Application for Permit No. 63-34517

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 **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,

Rachel Neely
Administrative Assistant
Western Regional Office

Enclosures

Sommer, Rachel

From: Matthew Paul Davidson <mpdavidson@ldschurch.org>
Sent: Friday, September 14, 2018 4:49 PM
To: Sommer, Rachel
Subject: RE: Application 63-34517
Attachments: 20180914142015092.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Rachel,

Attached is a revised version of the application if that is helpful.

Thanks.

Matthew Davidson | P.E., Water Resources
NATURAL RESOURCES SERVICES - MEETINGHOUSE FACILITIES DEPARTMENT
THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS | CORP. OF PRESIDING BISHOP
50 East North Temple Street, 12th Floor | Salt Lake City, UT 84150-0012
Phone: 801-240-3263 | Cell: 801-835-2547 | E-mail: mpdavidson@ldschurch.org

From: Matthew Paul Davidson
Sent: Friday, September 14, 2018 10:57 AM
To: 'Sommer, Rachel' <Rachel.Sommer@idwr.idaho.gov>
Subject: Application 63-34517

Rachel,

After internal discussion we've concluded that we would like to remove the irrigation shares we currently have with New Dry Creek ditch on this property. The farmers make it incredibly difficult if not possible to receive a turn for our shares on the property. We've contacted New Dry Creek ditch is there is nothing they can do about it. Therefore, our plan is to transfer or sell these shares as soon as possible.

In our plan to drill the well, we will still drill to 300 ft, but we will seal off the first 200ft to aviate the issue with the Boise River System.

Additionally, we request a flow rate of 0.02cfs/acre and will work around scheduling with the use of the property.

Let me know if I need to amend my application and send it back in.

Thanks.

Matthew Davidson | P.E., Water Resources
NATURAL RESOURCES SERVICES - MEETINGHOUSE FACILITIES DEPARTMENT
THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS | CORP. OF PRESIDING BISHOP
50 East North Temple Street, 12th Floor | Salt Lake City, UT 84150-0012
Phone: 801-240-3263 | Cell: 801-835-2547 | E-mail: mpdavidson@ldschurch.org



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

August 8, 2018

MATT DAVIDSON
CORP OF PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
50 E NORTH TEMPLE ST 12TH FLOOR
SALT LAKE CITY UT 84150-0012

RE: Application for Permit 63-34517

Dear Interested Party,

Enclosed are two separate requests for information dated August 8, 2018. Please address both matters.

Sincerely,

Rachel Sommer
Water Resource Agent, Senior
Idaho Dept. of Water Resources | Western Regional Office
208.334.2190 | 2735 Airport Way, Boise ID 83705



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

August 8, 2018

MATT DAVIDSON

CORP OF PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
50 E NORTH TEMPLE ST 12TH FLOOR
SALT LAKE CITY UT 84150-0012

RE: Application for Permit 63-34517

Dear Interested Party,

The purpose of this letter is to request additional information related to Application for Permit 63-34517 submitted on March 19, 2018 to the Idaho Department of Water Resources (IDWR). Clarification is needed before the application can be processed.

The application proposes to irrigate 8.2 acres with a total diversion rate of 0.32 cfs. Although the application proposes irrigating for a 12-hour period each day, rather than continuously, that diversion rate is equal to 0.04 cfs per acre. The Department is prohibited by statute from issuing water rights that authorize diversion rates of more than 0.02 cfs per acre unless it can be shown that a higher diversion rate is necessary to accomplish the beneficial use. The Department has recognized that certain categories of irrigation uses do require more than the 0.02 cfs standard rate per acre. Small acreages are recognized as needing a greater diversion rate and the Department typically allows up to 0.03 cfs for proposals less than 5.0 acres. The Department also recognizes a need for excessive diversion rates in situations where continuous irrigation over a 24-hour period is inconsistent with the primary use of the property. Turf grass areas such as schools, cemeteries, and golf courses are typically authorized a higher diversion rate to recognize the need for a shorter daily irrigation duration. An email from you on May 21, 2018 describes a pressurized irrigation system that will only deliver water over a 12-hour period during the night, but no further explanation was provided as to why the selected rate is necessary. Please submit information supporting the excessive rate requested would be necessary, and not a just a convenience, and how irrigation could not occur over a 24-hour period.

Please submit the requested information for the application to be processed. The application will be voided without a timely written reply by **Friday, September 7, 2018**. Refunds are not issued for voided applications.

Thank you for your attention to these matters.

Sincerely,

Rachel Sommer
Water Resource Agent, Senior
Idaho Dept. of Water Resources | Western Regional Office
208.334.2190 | 2735 Airport Way, Boise ID 83705

Enclosure: Application Processing Memo #60.



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

August 8, 2018

MATT DAVIDSON

CORP OF PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
50 E NORTH TEMPLE ST 12TH FLOOR
SALT LAKE CITY UT 84150-0012

RE: Application for Permit No. 63-34517

Dear Interested Party,

The Idaho Department of Water Resources (IDWR) received your Application for Permit seeking a new water right. Your proposal involves a point of diversion within an area where new appropriations of water from the Boise River system (including ground water less than 200 ft below ground surface considered tributary to the river) are not approvable since the Boise River system is considered fully appropriated above Star Bridge. IDWR policy states that applications for consumptive use that propose diversion of water in this portion of the Boise River system will be held without further processing unless the applicant can show that the new appropriation will not injure existing users or that injury will be avoided through some mitigating practice that completely offsets the impacts (in time, location, and quantity) of the proposed use on the water supply of other users.

Based on the information above, the following are the options with regard to your application:

- a) You may provide evidence the use will not injure existing water right users.
- b) You may provide an acceptable mitigation plan to offset injury to existing water right users.
- c) For groundwater appropriations, you may agree to a condition on an approval that prohibits the use of ground water from less than 200 feet below ground surface.
- d) You may request IDWR to hold your application without further processing.
- e) You may withdraw your application.

If you choose option b, please provide a detailed plan to mitigate the depletion expected by the proposed use. The plan should describe the expected depletion to the Boise River from the new appropriation, and should describe how that depletion will be mitigated at the appropriate quantity and time. IDWR Application Processing Memorandum #71 and #72 describe various types of mitigation and the criteria for evaluating mitigation plans (copies enclosed for your reference).

Please provide IDWR with a written response outlining which option you chose with regard to your application. You may seek additional time to provide the response by making a written request to interrupt processing for up to six months. The application will be voided without a timely written reply by **Friday, September 7, 2018**. Refunds are not issued for voided applications.

Thank you for your attention to these matters.

Sincerely,

Rachel Sommer
Water Resource Agent, Senior
Idaho Dept. of Water Resources, Western Region

Enclosures: Memo #s 71 and 72, Withdrawal of Application for Permit form.

Sommer, Rachel

From: Matthew Paul Davidson <mpdavidson@ldschurch.org>
Sent: Monday, May 21, 2018 3:54 PM
To: Sommer, Rachel
Subject: RE: 63-34517 Application for Permit
Attachments: App process 60 & Adjudication 44 - 1996Aug - Irrig Rate for Public Areas.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Rachel,

Here is the reasoning for submitting a higher flow rate than 0.02 cfs/ac.

The purpose of the application is to obtain a groundwater right to supplement surface rights associated with a parcel owned by the Church of Jesus Christ of Latter-day Saints located in Eagle, Idaho. The existing parcel has a church meetinghouse located on a portion of the property and the Church intends to develop the rest of the property for recreational use, with a lawn and picnic area. The entire parcel size is 11.78 acres, of which, 8.2 acres is intended to be a landscaped with sod.

The filing was made for a 0.32 cfs flow rate. The rational for this rate is based upon the method that will be used to irrigate the landscaped portion. We will be using a pressurized irrigation system, and as such, the water will only be used for a period during the night, or about 12 hours' worth.

$$Q = \frac{\frac{0.02 \text{ cfs}}{\text{ac}} \times 8.2 \text{ ac} \times \frac{24 \text{ hr}}{\text{day}}}{\frac{12 \text{ hr}}{\text{day}}} = 0.328 \text{ cfs}$$

There is an Administrators Memorandum on this topic. I'm attaching it for reference. Historically the 0.02cfs was intended to be diverted in 24 hour blocks, as our will be delivered in a 12 hr block, the corresponding flow rater is higher. Hopefully this adequately addresses your concerns. But let me know if you have any more.

Regards,

Matthew Davidson | P.E., Water Resources
NATURAL RESOURCES SERVICES - MEETINGHOUSE FACILITIES DEPARTMENT
THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS | CORP. OF PRESIDING BISHOP
50 East North Temple Street, 12th Floor | Salt Lake City, UT 84150-0012
Phone: 801-240-3263 | Cell: 801-835-2547 | E-mail: mpdavidson@ldschurch.org

From: Sommer, Rachel <Rachel.Sommer@idwr.idaho.gov>
Sent: Tuesday, May 15, 2018 8:39 AM
To: Matthew Paul Davidson <mpdavidson@ldschurch.org>
Subject: 63-34517 Application for Permit

Dear Matthew Davidson,

I have begun processing the Application for Permit you submitted on Behalf The Church of Jesus Christ of Latter-day Saints.

The application proposes irrigation of 8.23 acres, which will be rounded to 8.20 acres per Department standards, with a total diversion rate of 0.32 cfs. The standard rate the Department allows per acre is 0.02 cfs, which would allow a total diversion rate of 0.16 cfs for the 8.2 acres proposed in this application.

Please amend items 5 and 6 on the attached application, initial and date the changes, and return to me. If the excessive rate proposed was intentional, please respond to this email stating the justification for the request and your calculations.

I look forward to working with you.

Sincerely,

Rachel Sommer | Water Resource Agent, Senior
Idaho Dept. of Water Resources | Western Regional Office
208.334.2190 | 2735 Airport Way, Boise ID 83705

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY SAINTS

RECEIVED

MAR 19 2018

WATER RESOURCES
WESTERN REGION

MEETINGHOUSE FACILITIES DEPARTMENT

Real Estate Services Division
50 East North Temple Street
Salt Lake City, Utah 84150-0012
Phone: 1-801-240-2915
Facsimile: 1-801-240-4005

March 14, 2018

State of Idaho
Department of Water Resources
2735 Airport Road
Boise, Idaho 83705-5082

Subject: Water Right Filing for groundwater permit – LDS Meeting House located on North Park Lane, Eagle, Idaho

Dear Dir:

Enclosed is a completed water right application form along with a fee check for a new water right to serve a church meeting house located at 1133 North Park Lane in Eagle, Idaho. This application is for supplemental water to irrigate this property.

If you should have any questions concerning this application, please contact me.

Sincerely yours,



Elder Stanley Postma, P.E.

Operations Specialist

801-240-0024

StanleyPostma@ldschurch.org