

RECEIVED

APR 13 2018

FORM 202 Rev. 09/16

WATER RESOURCES WESTERN REGION

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

Ident. No. 63-34519

AMENDED

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Diamond S Farms LLC Phone 208-989-3990
Name connector (check one): [ ] and [ ] or [ ] and/or
Mailing address 23460 Stafford Rd City Caldwell
State ID ZIP 83607 Email skogsbergmike@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 Unnamed Drain which is a tributary of Boise River

4. Location of point(s) of diversion:

Table with 10 columns: Twp, Rge, Sec, Govt Lot, 1/4, 1/4, 1/4, County, Source, Local name or tag #. Contains two rows of diversion data.

5. Water will be used for the following purposes:
Amount 7.20 cfs for Wildlife purposes from 11/16 to 2/28 (both dates inclusive)
Amount 1032 afa for Wildlife Storage purposes from 11/16 to 2/28 (both dates inclusive)
Amount 0.96 cfs for Irrigation purposes from 03/01 to 11/15 (both dates inclusive)
Amount 7.20 cfs for Diversion to Storage purposes from 11/16 to 2/28 (both dates inclusive)

6. Total quantity to be appropriated is (a) 7.20 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. Pump at eastern most diversion, boards to raise water level at other 3 diversions
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 [Signature] Date 4/13/18 Time 12:50 Preliminary check by [Signature]
Fee \$ 120.00 + \$530.00 Received by [Signature] Receipt No. W046228 Date 4/13/18

AMENDED

- 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. Provide habitat for wildlife

- 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	
04N	04W	1											10						
													21 (lot3)						31
04N	04W	2															1		
																	16 (lot1)		17

Total number of acres to be irrigated: 48

- 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? None, no surface water for irrigation at POU

- 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, accretion land
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Application to acquire accretion land has been submitted

- 12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Irrigate 48 acres using 1 pump and boards to raise the water level. The same method to be used for wildlife field flooding of the same lands during non-irrigation season. Wildlife component is for flow-through water and is based on 0.15 cfs/acre Department standard. Storage volume includes 24 afa for capacity (48 acres x 0.5 ft average depth) and 1008 afa for seepage (0.2 ft/day, SM soil type). Evaporation should be negligible.

- 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.

  
 Signature of Applicant  
Mike Skogstrom President  
 Print Name (and title, if applicable)

\_\_\_\_\_  
 Signature of Applicant  
 \_\_\_\_\_  
 Print Name (and title, if applicable)

RECEIVED

FORM 202 Rev. 09/16

MAR 02 2018 STATE OF IDAHO DEPARTMENT OF WATER RESOURCES APPLICATION FOR PERMIT To appropriate the public waters of the State of Idaho

Ident. No. 63-34519

1. Name of applicant(s) Diamond S Farms LLC Phone 208-989-3990
Name connector (check one): [ ] and [ ] or [ ] and/or
Mailing address 23460 Stafford Rd. City Caldwell
State ID ZIP 83607 Email skogsbergmike@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 Unnamed Drain which is a tributary of Boise River

4. Location of point(s) of diversion:

Table with 10 columns: Twp, Rge, Sec, Govt Lot, 1/4, 1/4, 1/4, County, Source, Local name or tag #. Contains two rows of diversion data.

5. Water will be used for the following purposes:

Amount 7.20 cfs for Wildlife purposes from 11/16 to 2/28 (both dates inclusive)
(cfs or acre-feet per year)
Amount 0.96 cfs for Irrigation purposes from 03/01 to 11/15 (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)

6. Total quantity to be appropriated is (a) 7.20 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. pump at eastern most diversion, boards to raise water level at other 3 diversions
b. Height of storage dam NA feet; active reservoir capacity NA acre-feet; total reservoir capacity NA 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 [x] No
c. Proposed well diameter is NA inches; proposed depth of well is NA feet.
d. Is ground water with a temperature of greater than 85°F being sought? [ ] Yes [x] No
e. If well is already drilled, when? ; drilling firm ; well was drilled for (well owner) ; Drilling Permit No.

Received by [Signature] Date 3/2/18 Time 11:55 Preliminary check by CP
Fee \$ 530.00 Received by [Signature] Receipt No. W046100 Date 3/2/18

\* Superseded by amendment received 4/13/18

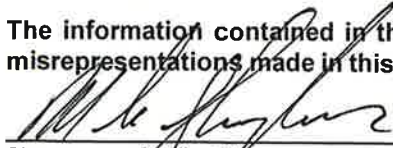
8. Description of proposed uses (if irrigation only, go to item 9):
- a. Hydropower; show total feet of head and proposed capacity in kW. \_\_\_\_\_
  - b. Stockwatering; list number and kind of livestock. \_\_\_\_\_
  - c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
  - d. Domestic; show number of households \_\_\_\_\_
  - e. Other; describe fully. Provide habitat for wildlife
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	
04N	04W	1										10							
												21	(lot3)						31
04N	04W	2													1				17
															16	(lot1)			

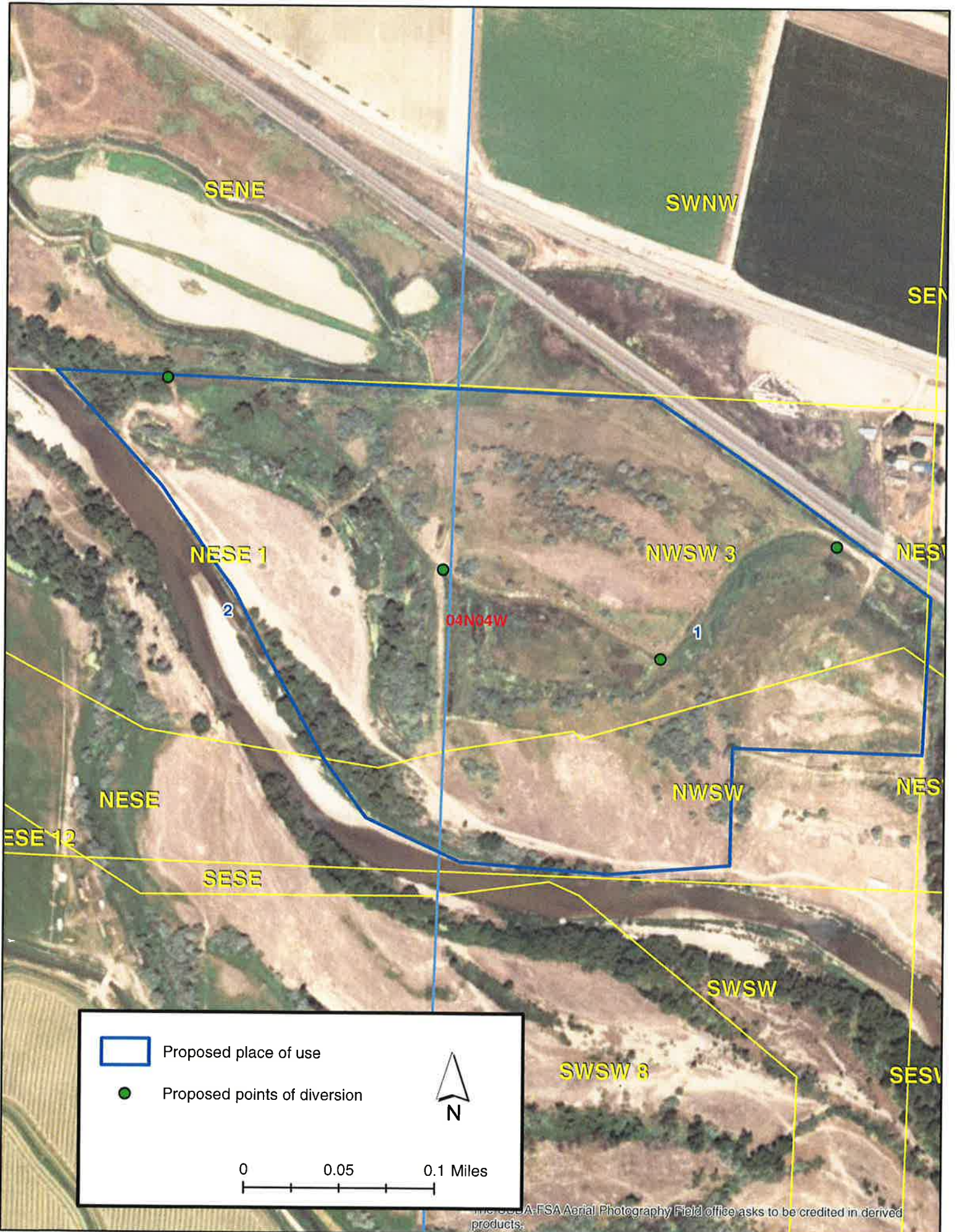
Total number of acres to be irrigated: 48

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? None, no surface water for irrigation at POU
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, accretion land  
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Application to acquire accretion land has been submitted
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Irrigate 48 acres of land during the irrigation season using 1 pump and boards to raise the level of the unnamed ditch. The same method will be used to pass water over the land for wildlife use during non-irrigation season. The place of use for wildlife and irrigation uses is the same. Wildlife diversion rate is based on 0.15 cfs/acre Department standard.
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.

  
 Signature of Applicant  
Mike Skogsberg Owner  
 Print Name (and title, if applicable)

\_\_\_\_\_  
 Signature of Applicant  
 \_\_\_\_\_  
 Print Name (and title, if applicable)



No. <b>W 63980</b>	<b>Due no later than Jun 30, 2017 Annual Report Form</b>	2. Registered Agent and Address <b>(NO PO BOX)</b>				
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080  <b>NO FILING FEE IF RECEIVED BY DUE DATE</b>		<b>1. Mailing Address: Correct in this box if needed.</b>  DIAMOND S FARMS, LLC IDAHO ESTATE PLANNING PC 453 S FITNESS PLAZA EAGLE ID 83616	IDAHO ESTATE PLANNING PC 453 S FITNESS PLAZA EAGLE ID 83616  3. <u>New</u> Registered Agent Signature:*			
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
MEMBER	MBS LLC	23460 STAFFORD RD	CALDWELL	ID		83607
5. Organized Under the Laws of:  <b>ID W 63980</b>	6. Annual Report must be signed.* Signature: Michael Skogsberg Name (type or print): Michael Skogsberg		Date: 04/27/2017 Title: Pres-Diamond S Ranch Corp			
Processed 04/27/2017		* Electronically provided signatures are accepted as original signatures.				

63 - 34519



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 SPACEMAN  
Director

May 29, 2018

DIAMOND S FARMS LLC  
23460 STAFFORD RD  
CALDWELL, ID 83607

Application for Permit No. 63-34519

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 **Statewide** legal notice of the application has been prepared and is scheduled for publication in the PRESS TRIBUNE, ID STATESMAN, POST REGISTER, LEWISTON MORN TRIBUNE, and the TIMES NEWS on 6/7/2018 and 6/14/2018. 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

## Neely, Rachel

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**From:** Neely, Rachel  
**Sent:** Tuesday, May 29, 2018 9:10 AM  
**To:** 'IDAHO PRESS TRIBUNE'  
**Subject:** Canyon Legal Ads  
**Attachments:** Canyon Cover Letter.docx; Canyon Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ads for publication on 6/7/2018 & 6/14/2018.

Please confirm these are okay to publish as shown.

Thank you,

---

*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)

May 29, 2018

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

RE: Application for Permit No. 63-34503  
Application for Permit No. 63-34519  
Application for Permit No. 63-34536  
Application for Permit No. 63-34537  
Application for Transfer No. 81290

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 6/25/2018. 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:

**63-34503**

DAVID TAYLOR  
21212 TUCKER RD  
GREENLEAF, ID 83626  
Point of Diversion NENE S24 T05N R04W CANYON County Source GROUND WATER  
Use: DOMESTIC 01/01 to 12/31 0.04 CFS  
Use: IRRIGATION 03/01 to 11/15 0.04 CFS  
Use: STOCKWATER 01/01 to 12/31 0.02 CFS  
Total Diversion: 0.1 CFS  
Date Filed: 2/23/2018  
Places of Use: DOMESTIC, STOCKWATER, IRRIGATION  
T05N R04W S24 NENE  
Total Acres: 2  
Water bearing zone to be appropriated is from 258 to 303 feet.

**63-34519**

DIAMOND S FARMS LLC  
23460 STAFFORD RD  
CALDWELL, ID 83607  
(2)Points of Diversion L1(NESE) S2 T04N R04W CANYON County Source UNNAMED STREAM Tributary BOISE RIVER  
(2)Points of Diversion L3(NWSW) S1 T04N R04W CANYON County Source UNNAMED STREAM Tributary BOISE RIVER  
Use: DIVERSION TO STORAGE 11/16 to 02/28 7.2 CFS  
Use: IRRIGATION 03/01 to 11/15 0.96 CFS  
Use: WILDLIFE 11/16 to 02/28 7.2 CFS  
Use: WILDLIFE STORAGE 11/16 to 02/28 1032 AF  
Total Diversion: 7.2 CFS  
Date Filed: 3/2/2018  
Places of Use: WILDLIFE STORAGE, IRRIGATION, WILDLIFE  
T04N R04W S1 L3(NWSW)  
T04N R04W S2 L1(NESE)  
Total Acres: 48

**63-34536**

BETTE J BARRETT  
25857 LANSING LN  
MIDDLETON, ID 83644  
Point of Diversion NENE S28 T05N R02W CANYON County Source GROUND WATER  
Use: DOMESTIC 01/01 to 12/31 0.04 CFS  
Use: IRRIGATION 03/01 to 11/15 0.09 CFS  
Use: STOCKWATER 01/01 to 12/31 0.02 CFS  
Total Diversion: 0.15 CFS  
Date Filed: 4/16/2018  
Places of Use: IRRIGATION, STOCKWATER, DOMESTIC  
T05N R02W S28 NENE  
Total Acres: 3  
Water bearing zone to be appropriated is from 30 to 179 ft.

**63-34537**

E4 PARTNERS LLLP  
6152 W HALF MOON LN  
EAGLE, ID 83616  
Points of Diversion SWNE SENW L3(NESW) S13 T04N R02W CANYON County Source GROUND WATER Tributary BOISE RIVER  
Use: AESTHETIC STORAGE 01/01 to 12/31 1020 AF  
Use: IRRIGATION FROM STORAGE 03/01 to 11/15 275 AF  
Use: IRRIGATION STORAGE 01/01 to 12/31 275 AF  
Total Diversion: 1300 AF  
Date Filed: 4/6/2018  
Places of Use: IRRIGATION STORAGE, AESTHETIC STORAGE  
T04N R02W S13 SWNE SENW L3(NESW) L2(NWSE)  
Place of Use: IRRIGATION FROM STORAGE  
T04N R02W S13 NE(ALL) NENW SENW L3(NESW) L2(NWSE)  
Total Acres: 86.9  
Water bearing zone to be appropriated is from 0 to 30 ft.  
This application proposes a 61 acre limit within an 87 acre permissible place of use.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT  
TRANSFER NO. 81290**

**DRY LAKE DAIRY LLC, 12492 BIGFOOT RD, NAMPA, ID 83686; has filed Application No. 81290** for changes to the following water rights within CANYON County(s): Right No(s). 63-3142, 63-7083. The applicant proposes to change the location of one of the three points of diversion authorized on each of these water rights. The proposed point of diversion is an existing well that was constructed in a different location. The project site is about 11 miles south of Nampa Idaho near the intersection of State Highway 45 and Big Foot Rd.

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) or proposed transfer (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 and 42-222. 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 6/25/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 6/7/2018 and 6/14/2018

## Neely, Rachel

---

**From:** Neely, Rachel  
**Sent:** Tuesday, May 29, 2018 9:10 AM  
**To:** 'BOI Legals'  
**Subject:** Ada Legal Ads  
**Attachments:** Ada Cover Letter.docx; Ada Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ads for publication on 6/7/2018 & 6/14/2018.

Please confirm these are okay to publish as shown.

Thank you,

---

*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)

May 29, 2018

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

RE: Application for Permit No. 63-34515  
Application for Permit No. 63-34519  
Application for Permit No. 63-34357  
Application for Permit No. 63-34497  
Application for Permit No. 77-14325

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 6/25/2018. 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:

**63-34515**

JAMES A EATON  
2403 N STEWART RD  
KUNA, ID 83634  
Point of Diversion NESW S16 T02N R01E ADA County Source GROUND WATER  
Use: IRRIGATION 03/01 to 11/15 0.12 CFS  
Total Diversion: 0.12 CFS  
Date Filed: 2/20/2018  
Place of Use: IRRIGATION  
T02N R01E S16 SE NW NESW  
Total Acres: 4  
Water bearing zone to be appropriated is from 280 to 301 feet.

**63-34519**

DIAMOND S FARMS LLC  
23460 STAFFORD RD  
CALDWELL, ID 83607  
(2)Points of Diversion L1(NESE) S2 T04N R04W CANYON County Source UNNAMED STREAM Tributary BOISE RIVER  
(2)Points of Diversion L3(NWSW) S1 T04N R04W CANYON County Source UNNAMED STREAM Tributary BOISE RIVER  
Use: DIVERSION TO STORAGE 11/16 to 02/28 7.2 CFS  
Use: IRRIGATION 03/01 to 11/15 0.96 CFS  
Use: WILDLIFE 11/16 to 02/28 7.2 CFS  
Use: WILDLIFE STORAGE 11/16 to 02/28 1032 AF  
Total Diversion: 7.2 CFS  
Date Filed: 3/2/2018  
Places of Use: WILDLIFE STORAGE, IRRIGATION, WILDLIFE  
T04N R04W S1 L3(NWSW)  
T04N R04W S2 L1(NESE)  
Total Acres: 48

**63-34537**

E4 PARTNERS LLLP  
6152 W HALF MOON LN  
EAGLE, ID 83616  
Points of Diversion SWNE SENW L3(NESW) S13 T04N R02W CANYON County Source GROUND WATER Tributary BOISE RIVER  
Use: AESTHETIC STORAGE 01/01 to 12/31 1020 AF  
Use: IRRIGATION FROM STORAGE 03/01 to 11/15 275 AF  
Use: IRRIGATION STORAGE 01/01 to 12/31 275 AF  
Total Diversion: 1300 AF  
Date Filed: 4/6/2018  
Places of Use: IRRIGATION STORAGE, AESTHETIC STORAGE  
T04N R02W S13 SWNE SENW L3(NESW) L2(NWSE)  
Place of Use: IRRIGATION FROM STORAGE  
T04N R02W S13 NE(ALL) NENW SENW L3(NESW) L2(NWSE)  
Total Acres: 86.9  
Water bearing zone to be appropriated is from 0 to 30 ft.  
This application proposes a 61 acre limit within an 87 acre permissible place of use.

**63-34497**

HARRY L BETTIS  
PO BOX 7  
EMMETT, ID 83617  
Point of Diversion SWNE S31 T06N R01E GEM County Source SOUTH FORK WILLOW CREEK Tributary WILLOW CREEK  
Use: AESTHETIC STORAGE 01/01 to 12/31 2158 AF  
Use: RECREATION STORAGE 01/01 to 12/31 2158 AF  
Use: WILDLIFE STORAGE 01/01 to 12/31 2158 AF  
Total Diversion: 2158 AF  
Date Filed: 1/11/2018  
Places of Use: WILDLIFE STORAGE, RECREATION STORAGE, AESTHETIC STORAGE  
T06N R01E S31 SWNE SENE NESE NWSE SESE  
T06N R01E S32 SW(ALL)

**77-14325**

VARIETY EXCURSIONS LLC  
11405 PARK RD STE 180  
ANCHORAGE, KY 40223  
Point of Diversion NWSW S9 T24N R05E IDAHO County Source BEAR CREEK Tributary SALMON RIVER  
Use: POWER 01/01 to 12/31 5.5 CFS  
Total Diversion: 5.5 CFS  
Date Filed: 8/28/2009  
Place of Use: POWER  
T24N R05E S9 SENW

This application proposes the diversion and use of water tributary to a federally designated Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for a nonconsumptive use.

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 6/25/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 6/7/2018 and 6/14/2018

## Neely, Rachel

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**From:** Neely, Rachel  
**Sent:** Tuesday, May 29, 2018 9:11 AM  
**To:** 'legalnotices@postregister.com'; 'LEGALS@LMTRIBUNE.COM'; 'TWF Legals'  
**Subject:** Bonneville Legal Ads - Nez Perce Legal Ads - Twin Falls Legal Ads  
**Attachments:** Statewide Cover Letter.docx; Statewide Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ads for publication on 6/7/2018 & 6/14/2018.

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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)

May 29, 2018

POST REGISTER  
PO BOX 1800  
IDAHO FALLS, ID 83402

LEWISTON TRIBUNE  
505 C ST PO BOX 957  
LEWISTON, ID 83501

TIMES NEWS  
PO BOX 548  
TWIN FALLS, ID 83303-0548

RE: Application for Permit No. 63-34519  
Application for Permit No. 63-34537  
Application for Permit No. 63-34497  
Application for Permit No. 77-14325

Dear Legal Notice Departments:

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 6/25/2018. Your cooperation is appreciated.

Sincerely,

Rachel Neely  
Administrative Assistant

Enclosures

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

**63-34519**

DIAMOND S FARMS LLC  
23460 STAFFORD RD  
CALDWELL, ID 83607

(2)Points of Diversion L1(NESE) S2 T04N R04W CANYON County Source UNNAMED STREAM Tributary BOISE RIVER  
(2)Points of Diversion L3(NWSW) S1 T04N R04W CANYON County Source UNNAMED STREAM Tributary BOISE RIVER  
Use: DIVERSION TO STORAGE 11/16 to 02/28 7.2 CFS  
Use: IRRIGATION 03/01 to 11/15 0.96 CFS  
Use: WILDLIFE 11/16 to 02/28 7.2 CFS  
Use: WILDLIFE STORAGE 11/16 to 02/28 1032 AF  
Total Diversion: 7.2 CFS  
Date Filed: 3/2/2018  
Places of Use: WILDLIFE STORAGE, IRRIGATION, WILDLIFE  
T04N R04W S1 L3(NWSW)  
T04N R04W S2 L1(NESE)  
Total Acres: 48

**63-34537**

E4 PARTNERS LLLP  
6152 W HALF MOON LN  
EAGLE, ID 83616

Points of Diversion SWNE SENW L3(NESW) S13 T04N R02W CANYON County Source GROUND WATER Tributary BOISE RIVER  
Use: AESTHETIC STORAGE 01/01 to 12/31 1020 AF  
Use: IRRIGATION FROM STORAGE 03/01 to 11/15 275 AF  
Use: IRRIGATION STORAGE 01/01 to 12/31 275 AF  
Total Diversion: 1300 AF  
Date Filed: 4/6/2018  
Places of Use: IRRIGATION STORAGE, AESTHETIC STORAGE  
T04N R02W S13 SWNE SENW L3(NESW) L2(NWSE)  
Place of Use: IRRIGATION FROM STORAGE  
T04N R02W S13 NE(ALL) NENW SENW L3(NESW) L2(NWSE)  
Total Acres: 86.9  
Water bearing zone to be appropriated is from 0 to 30 ft.  
This application proposes a 61 acre limit within an 87 acre permissible place of use.

**63-34497**

HARRY L BETTIS  
PO BOX 7  
EMMETT, ID 83617

Point of Diversion SWNE S31 T06N R01E GEM County Source SOUTH FORK WILLOW CREEK Tributary WILLOW CREEK  
Use: AESTHETIC STORAGE 01/01 to 12/31 2158 AF  
Use: RECREATION STORAGE 01/01 to 12/31 2158 AF  
Use: WILDLIFE STORAGE 01/01 to 12/31 2158 AF  
Total Diversion: 2158 AF  
Date Filed: 1/11/2018  
Places of Use: WILDLIFE STORAGE, RECREATION STORAGE, AESTHETIC STORAGE  
T06N R01E S31 SWNE SENE NESE NWSE SESE  
T06N R01E S32 SW(ALL)

**77-14325**

VARIETY EXCURSIONS LLC  
11405 PARK RD STE 180  
ANCHORAGE, KY 40223

Point of Diversion NWSW S9 T24N R05E IDAHO County Source BEAR CREEK Tributary SALMON RIVER  
Use: POWER 01/01 to 12/31 5.5 CFS  
Total Diversion: 5.5 CFS  
Date Filed: 8/28/2009  
Place of Use: POWER  
T24N R05E S9 SENW

This application proposes the diversion and use of water tributary to a federally designated Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for a nonconsumptive use.

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 6/25/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 6/6/2018 and 6/13/2018

## Neely, Rachel

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**From:** Neely, Rachel  
**Sent:** Tuesday, May 29, 2018 9:13 AM  
**To:** 'bill.bosworth@idfg.idaho.gov'  
**Subject:** Applications for Permit Nos. 63-34519, 63-34497, 63-34498, 65-23706, & 2-10561  
**Attachments:** Application for Permit No. 63-34519.pdf; Application for Permit No. 63-34497.pdf; Application for Permit No. 63-34498.pdf; Application for Permit No. 65-23706.pdf; Application for Permit No. 2-10561.pdf; IDFG Recommendation Form.docx

May 29, 2018

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

**RE: Applications for Permit Nos. 63-34519, 63-34497, 63-34498, 65-23706, & 2-10561**

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 **June 25, 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,

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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)

**Neely, Rachel**

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**From:** Neely, Rachel  
**Sent:** Tuesday, May 29, 2018 9:13 AM  
**To:** 'Rex Barrie'  
**Subject:** Applications for Permit Nos. 63-34519, 63-34497, & 63-34498  
**Attachments:** Watermaster Recommendation Form\_F.PDF; Application for Permit No. 63-34519.pdf; Application for Permit No. 63-34497.pdf; Application for Permit No. 63-34498.pdf

May 29, 2018

REX BARRIE  
WATER DISTRICT #63  
PO BOX 767  
10769 W STATE ST  
STAR ID 83669-0767

**RE: Applications for Permit Nos. 63-34519, 63-34497, & 63-34498**

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 **June 25, 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,

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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)

## MEMORANDUM

TO: Application no. 63-34519 file  
FROM: Cody Parker  
RE: Clarification of source  
DATE: May 22, 2018

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The application proposes to divert water from an unnamed drain for irrigation and wildlife uses. After reviewing other rights on the same "drain" I found that the other rights list the source as unnamed stream. I have clarified the source in data entry to show unnamed stream. The change is not a physical change in source so no amendment is required.



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

April 2, 2018

DIAMOND S FARMS LLC  
23460 STAFFORD RD  
CALDWELL ID 83607

RE: Application for permit No. 63-34519

Mr. Skogsberg,

I am writing regarding your recent application to divert 7.20 cfs from an unnamed drain for wildlife and irrigation uses. After reviewing the application, the Department has determined that a Wildlife Storage component should be added to describe the wildlife use you propose. Enclosed is an amended application with the storage component added. The new application proposes to have 6 inches of stored water standing on the field and additional water flowing over the top into the river during the non-irrigation season.

Please review the amended application. If the changes are acceptable please sign and return the amended form with an additional \$120 to cover the change in fee. If you have any questions regarding the form please let me know. I look forward to hearing from you.

Respectfully,

A handwritten signature in black ink, appearing to read 'Cody Parker', is written over the typed name and title.

Cody Parker  
Water Resource Agent  
IDWR Western Region  
208-334-2190  
[cody.parker@idwr.idaho.gov](mailto:cody.parker@idwr.idaho.gov)