



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

March 14, 2017

HEATHERLANDS HOMEOWNERS ASSN INC
PO BOX 3901
KETCHUM ID 83340-3901

RE: Water Rights Permits 37-8220, 37-8686 and 37-8831

Dear Water Right Holder:

I am writing to you about Water Right Permits 37-8220, 37-8686 and 37-8831. The permits being reviewed for licensing, which is the final confirmation that a water right has been established. Before the Department of Water Resources can issue a water right license, the permit must be amended to depict the water right as it was actually developed. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code.

The enclosed Application for Amendment forms depict the place of use and other information as they will appear on the licenses when they are issued. Please review the amendment forms carefully. If you concur with the information presented, please sign the forms and return them with the \$300.00 (\$100.00 each) filing fee by March 29, 2017.

If you have any questions about this information, please contact me at 208-287-4881 or sandra.thiel@idwr.idaho.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Sandra Thiel', is written over a horizontal line.

Sandra Thiel
Sr. Water Resource Agent

Enclosures: Applications for Amendment
cc: James Speck
Charles G. Brockway

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 37-08686

PRIORITY: November 15, 1990

Maximum Diversion Rate: 0.55 CFS
Maximum Diversion Volume: 30.6 AF

Comes now

HEATHERLANDS HOMEOWNERS ASSN INC PO BOX 3901 KETCHUM ID 83340-3901

and represents to the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 37-08686, and requests that the permit be changed as follows:

SOURCE:
GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
FIRE PROTECTION	01/01 to 12/31	0.55 CFS	
DOMESTIC	01/01 to 12/31	0.17 CFS	7.8 AF
IRRIGATION	04/15 to 10/15	0.13 CFS	22.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NE¼SE¼SW¼ Sec. 17, Twp 03N, Rge 18E, B.M. BLAINE County
GROUND WATER SW¼NW¼NE¼ Sec. 20, Twp 03N, Rge 18E, B.M. BLAINE County

PLACE OF USE: FIRE PROTECTION and DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	17			X											X			

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	17			0.5											6.0			6.5

Total Acres: 6.5

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this _____ day of _____, 2017.

(Signature)

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 37-08686

.....
FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = _____ Received by _____ # _____ Date _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources hereby approves the above Application for Amendment for Permit No. 37-08686 with the following:

CONDITIONS OF APPROVAL

1. Points of diversion are located within Lot 107, Block 8 and Lot 37, Block 2, Heatherlands Subdivision.
2. Place of use is located within Lots 1-13 Sundance Subdivision.
3. The following rights are diverted through point(s) of diversion described above: 37-159B, 37-8220, 37-8686 and 37-8831.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
5. Rights 37-159B, 37-8220, 37-8686 and 37-8831 when combined shall not exceed a total diversion rate of 3.35 cfs.
6. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.
7. This right does not grant any right-of-way or easement across the land of another.
8. This right is for the use of trust water, and it is subject to review 20 years after its initial approval (date of permit approval) to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
10. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
11. Domestic use is for 13 homes. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.
12. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.

This amendment is issued pursuant to the provisions of Section 42-211, Idaho Code.

Signed this _____ day of _____, 2017.

SHELLEY W. KEEN
Water Rights Section Manager

State of Idaho
Department of Water Resources
Water Right License Amendment
37-8686

This map depicts the DOMESTIC and FIRE PROTECTION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

18E



-  Point of Diversion
-  Water Service Area Boundary
-  Townships
-  PLS Sections



0 0.2 0.4 Miles

State of Idaho
Department of Water Resources
Water Right License Amendment
37-8686

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

18E



-  Point of Diversion
-  Places of Use
-  Townships
-  PLS Sections



0 0.2 0.4 Miles