

RECEIVED

OCT 18 2017

FORM 202 Rev. 09/16

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER RESOURCES
WESTERN REGIONIdent. No. 65-23736**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) James S. and/or Terry Hewitt Phone 208-861-8157
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 14523 W. Elmsprings St. City Boise
 State ID ZIP 83713 Email tjhewitt@hotmail.com

2. Name of representative, if any SPF Water Engineering Phone 208-383-4140
 Mailing address 300 E. Mallard Dr., Ste. 350 City Boise
 State ID ZIP 83706 Email lgraves@spfwater.com

- 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 North Fork Payette River which is a tributary of Payette River

4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
11N	3E	3	5		SE	SE	Valley	NF Payette River	

5. Water will be used for the following purposes:

Amount 0.06 cfs for Irrigation purposes from 4/1 to 10/3 (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) 0.06 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, sprinkler and/or drip system
- 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. _____.

Received by cl Date 10/18/17 Time 10:55 Preliminary check by CP
 Fee \$ 100.00 Received by cl Receipt No. WD45766 Date 10/18/17

For Department Use

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	
11N	3E	3													2.5			1.5	4
															L5			L5	

Total number of acres to be irrigated: 2 acres within a 4-acre permissible place of use (ppu)

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

11. a. Who owns the property at the point of diversion? Applicants
- b. Who owns the land to be irrigated or place of use? Applicants
- 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. Applicants wish to develop up to two acres of landscape irrigation to provide a highway buffer and fire protection around their proposed home. The Payette River Watermaster has been notified and the applicants are aware of the June 15th curtailment condition and requirements.

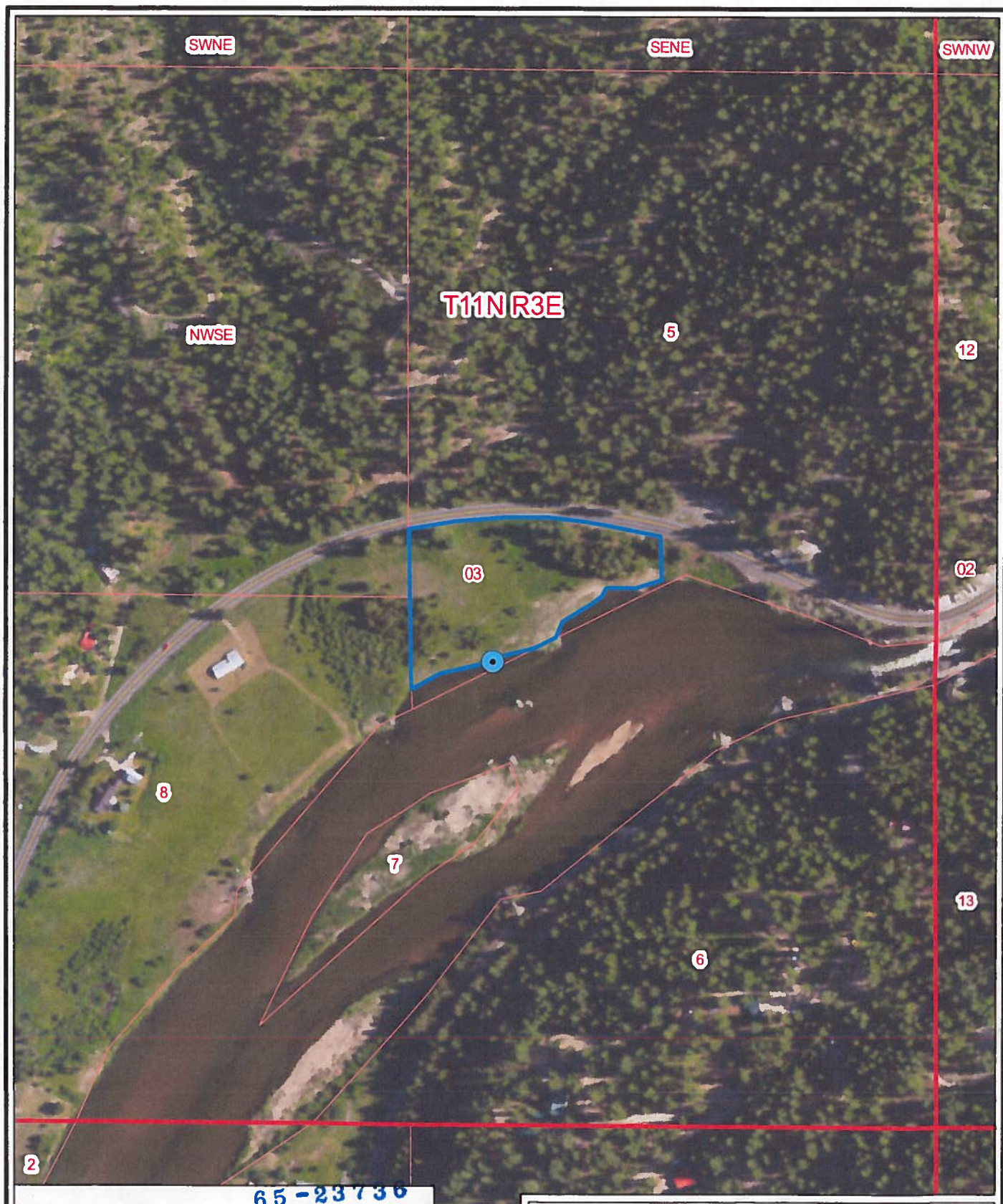
13. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).

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.

James S. Hewitt
Signature of Applicant
JAMES S. HEWITT
Print Name (and title, if applicable)

Terry Hewitt
Signature of Applicant
Terry Hewitt
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

November 9, 2017

TERRY HEWITT
JAMES S HEWITT
14523 W ELMSPRINGS ST
BOISE, ID 83713

Application for Permit No. 65-23736

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 STAR NEWS on 11/16/2017 and 11/23/2017. 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

CC:
SPF WATER ENGINEERING LLC
C/O LORI GRAVES
300 E MALLARD DR STE 350
BOISE, ID 83706

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, November 09, 2017 9:34 AM
To: 'The Star-News'
Subject: Valley Legal Ad
Attachments: Valley Cover Letter.docx; Valley Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ad for publication on 11/16/2017 & 11/23/2017.

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

November 9, 2017

LEGAL NOTICE DEPARTMENT
STAR NEWS
1000 1ST ST
MC CALL, ID 83638

RE: Application for Permit No. 65-23736

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 12/4/2017. 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:

65-23736

TERRY HEWITT

JAMES S HEWITT

14523 W ELMSPRINGS ST

BOISE, ID 83713

Point of Diversion L5(SESE) S3 T11N R03E VALLEY County Source NORTHFORK PAYETTE RIVER Tributary PAYETTE RIVER

Use: IRRIGATION 04/01 to 10/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 10/18/2017

Place of Use: IRRIGATION

T11N R03E S3 L5(NESE) L5(SESE)

Total Acres: 4

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 12/4/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 11/16/2017 and 11/23/2017

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, November 09, 2017 1:46 PM
To: 'Ron Shurtleff'
Subject: Applications for Permit Nos. 65-23705, 65-23727, 65-23728, & 65-23736
Attachments: Watermaster Recommendation Form_F.pdf; Application for Permit 65-23705.pdf; Application for Permit 65-23727.pdf; Application for Permit 65-23728.pdf; Application for Permit 65-23736.pdf

November 9, 2017

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

RE: Applications for Permit Nos. 65-23705, 65-23727, 65-23728, & 65-23736

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 December 4, 2017.

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,

Rachel Neely

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

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, November 09, 2017 1:44 PM
To: Clark, Cynthia (Bridge)
Subject: Applications for Permit Nos. 65-23705, 78-12456, & 65-23736
Attachments: Agency Recommendation Form.docx; Application for Permit 65-23705.pdf; Application for Permit 78-12456.pdf; Application for Permit 65-23736.pdf

November 9, 2017

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

RE: Applications for Permit Nos. 65-23705, 78-12456, & 65-23736

Dear Ms. Clark:

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 **December 4, 2017**.

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

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, November 09, 2017 1:44 PM
To: 'Bassista, Tom'
Subject: Applications for Permit Nos. 65-23705, 65-23727, 65-23728, & 65-23736
Attachments: IDFG Recommendation Form.docx; Application for Permit 65-23705.pdf; Application for Permit 65-23727.pdf; Application for Permit 65-23728.pdf; Application for Permit 65-23736.pdf

November 9, 2017

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

RE: Applications for Permit Nos. 65-23705, 65-23727, 65-23728, & 65-23736

Dear Mr. Bassista:

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 December 4, 2017.

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

MEMORANDUM

Date: October 31, 2017
To: Water Right File 65-23736
From: cparker
Re: Irrigation acreage

The applicant proposes to irrigate a total of 2 acres within the 4-acre area described as the place of use on the application.

MEMORANDUM

Date: October 31, 2017
To: Water Right File 65-23736
From: cparker
Re: State protected river reach

The point of diversion lies within a state-protected reach of the North Fork of the Payette River. In accordance with the State Water Plan for the Payette River Basin, the diversion should be limited to a pump which diverts water directly from the source. No constructed diversion works are allowed.

MEMORANDUM

Date: October 31, 2017
To: Water Right File 65-23736
From: cparker
Re: Irrigation Season

The irrigation season of use was corrected in data entry to reflect an end date of 10/31 rather than 10/03. The correction is made without an amendment per Admin AP Memo No. 9.



SPF WATER
ENGINEERING

October 16, 2017

RECEIVED
OCT 18 2017
WATER RESOURCES
WESTERN REGION

Angie Grimm
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Application for Permit

Dear Angie,

Enclosed on behalf of Terry and James Hewitt, is an *Application for Permit* proposing up to two acres irrigation from the North Fork Payette River for irrigation within their parcel located near Smiths Ferry.

Check No. 4736 for \$100 is enclosed for the filing fee. Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

Lori Graves
Water Rights Specialist

Cc: Terry Hewitt

Enclosures

SPF file number: 1373.0010