

RECEIVED

FORM 202 Rev. 09/11

OCT 23 2017

Department of Water Resources  
Eastern Region

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Ident. No. 15-7435

## APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Pete and Kattie Nipko Phone 801-458-2008  
 Name connector (check one): ☐ and ☐ or ☒ and/or  
 Mailing address 6207 W 1900 N City Warren  
 State UT ZIP 84404 Email knipko@aol.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 Springs which is a tributary of Sinks
4. Location of point(s) of diversion:

| Twp | Rge | Sec | Govt Lot | ¼  | ¼  | ¼  | County | Source  | Local name or tag # |
|-----|-----|-----|----------|----|----|----|--------|---------|---------------------|
| 12S | 36E | 33  |          | NW | NW | SE | Oneida | Springs |                     |
|     |     |     |          |    |    |    |        |         |                     |
|     |     |     |          |    |    |    |        |         |                     |
|     |     |     |          |    |    |    |        |         |                     |

5. Water will be used for the following purposes:
- Amount .04 CFS for Domestic purposes from Jan to Dec (both dates inclusive)  
 (cfs or acre-feet per year)
- Amount .04 CFS for Stockwater purposes from Jan to Dec (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) .08 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. Developing Spring, Spring box and planning on using culverts/pipe to divert the water to water stock and/or stock holding tank
- 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 [Signature] Date 10/23/17 Time \_\_\_\_\_ Preliminary check by \_\_\_\_\_  
 Fee \$ 100 Received by [Signature] Receipt No. 15043495 Date 10/23/17

15-7435

# AMENDED

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 <sup>1</sup> \_\_\_\_\_
- 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 |        |
| 12S | 36E | 33  |    |    | D/S | D/S |    |    |    |    |    |    |    |    | D/S | D/S |    |    |        |
|     |     |     |    |    |     |     |    |    |    |    |    |    |    |    |     |     |    |    |        |
|     |     |     |    |    |     |     |    |    |    |    |    |    |    |    |     |     |    |    |        |
|     |     |     |    |    |     |     |    |    |    |    |    |    |    |    |     |     |    |    |        |
|     |     |     |    |    |     |     |    |    |    |    |    |    |    |    |     |     |    |    |        |
|     |     |     |    |    |     |     |    |    |    |    |    |    |    |    |     |     |    |    |        |

Total number of acres to be irrigated: 0.5

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? We don't currently have any other water rights.

- Who owns the property at the point of diversion? Pete and Kattie Nipko
- Who owns the land to be irrigated or place of use? Pete and Kattie Nipko
- 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 are planning on putting a cabin or house and eventually moving up on our property, so we will be watering a garden and lawn along with the below listed. In the meantime, we are going to run cattle, horses, chickens and dogs. We are going to put a holding tank to keep the livestock watered. Also possibly a small retaining pond. We are planning on putting a spring box in when we develop the spring more efficiently.

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.

Pete Nipko  
 Signature of Applicant  
PETE NIPKO  
 Print Name (and title, if applicable)

Kattie Nipko  
 Signature of Applicant  
Kattie Nipko  
 Print Name (and title, if applicable)

SUPERCEDED

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. 12-20. Cows, horses, Dogs, Chickens
- c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households 1
- 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.
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|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW  | SW | SE |        |
| 12S | 36E | 33  |    |    |    |    |    |    |    |    |    |    |    |    |    | D/S |    |    | D/S    |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |     |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |     |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |     |    |    |        |
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- b. Who owns the land to be irrigated or place of use? Pete and Kattie Nipko
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: \_\_\_\_\_

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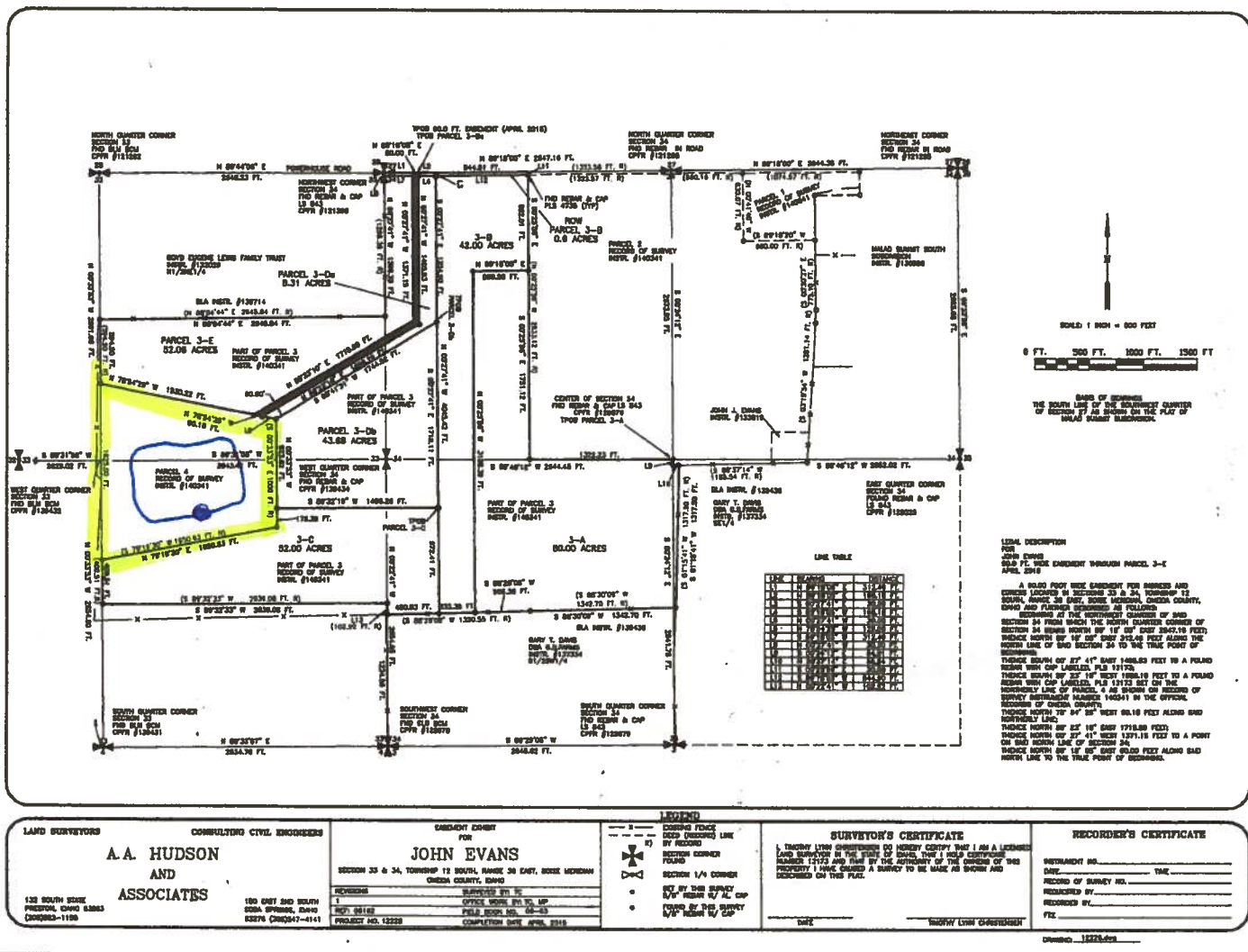
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Pete Nipko  
 Signature of Applicant  
PETE NIPKO  
 Print Name (and title, if applicable)

Kattie Nipko  
 Signature of Applicant  
Kattie Nipko  
 Print Name (and title, if applicable)





**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

**900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718**

**Phone: (208) 525-7161 FAX: (208) 525-7177 [www.idwr.idaho.gov](http://www.idwr.idaho.gov)**

November 9, 2017

**C.L. "BUTCH" OTTER**  
Governor

**GARY SPACKMAN**  
Director

Pete Nipko  
Kattie Nipko  
6207 W 1900 N  
Warren, UT 84404

Application For Permit No. 15-7435

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 ENTERPRISE on November 16 and 23, 2017. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**on December 4, 2017 at 5:00 pm**).

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 blue ink that reads "Sharla Cox".

Sharla Cox  
Administrative Assistant

**Cox, Sharla**

---

**From:** Cox, Sharla  
**Sent:** Thursday, November 09, 2017 6:55 AM  
**To:** 'enterpriseneeds@atcnet.net'  
**Subject:** Legal Notice for your paper  
**Attachments:** Idaho Enterprise E-Mail.doc

If run date is different due to Thanksgiving, please call and notify me

Thanks

*Sharla*

*Sharla Cox  
Administrative Assistant  
Idaho Dept of Water Resources  
900 N Skyline Dr. Ste A  
Idaho Falls ID 83402  
sharla.cox@idwr.idaho.gov  
208-525-7161 phone  
208-525-7177 fax*

This may include more than one page

November 9, 2017

**Legal Notice Department**

Idaho Enterprise

PO Box 205

Malad ID 83252

RE: Legal Ad for your paper

**Dear LEGAL NOTICE DEPARTMENT:**

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 December 4, 2017. Your cooperation is appreciated.

Sincerely

Sharla Cox  
Administrative Assistant  
Dept of Water Resources  
900 N Skyline Dr Ste A  
Idaho Falls ID 83402  
208-525-7161  
208-525-7177 – fax

.....  
The following application(s) have been filed to appropriate the public waters of the State of Idaho:

15-7435

Pete Nipko

Kattie Nipko

6207 W 1900 N

Warren, UT 84404

Point of Diversion

NWNWSE S33 T12S R36E

ONEIDA County

Source SPRINGS Tributary SINKS

Use: DOMESTIC

01/01 to 12/31 0.04 CFS

Use: STOCKWATER

01/01 to 12/31 0.04 CFS

Total Diversion: 0.08 CFS

Date Filed: 10/23/2017

Place Of Use: DOMESTIC and STOCKWATER

T12S R36E S33 SWNE SENE NESE NWSE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before December 4, 2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on November 16 and 23, 2017

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

15-7435

Pete Nipko

Kattie Nipko

6207 W 1900 N

Warren, UT 84404

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NWNWSE S33 T12S R36E

ONEIDA County

Source SPRINGS Tributary SINKS

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01/01 to 12/31 0.04 CFS

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01/01 to 12/31 0.04 CFS

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Place Of Use: DOMESTIC and STOCKWATER

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GARY SPACKMAN, Director

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