

RECEIVED

JUL 15 2016

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

1. Name of applicant(s) Evelyn De Witt Phone 208-839-2245
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 174 Pa's Mountain Rd City White Bird
 State ID Zip 83554 Email _____
2. Source of water supply Salmon River which is a tributary of Snake River
3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
<u>28</u>	<u>1E</u>	<u>27</u>	<u>4</u>				<u>IDAHO</u>		

4. Water will be used for the following purposes:
 Amount .16 cfs for IRRIGATION purposes from 3-15 to 10-31 (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)
5. Total quantity to be appropriated is (a) .16 cubic feet per second (cfs) and/or (b) _____ acre feet per year (af).
6. Proposed diverting works:
- Describe type and size of devices used to divert water from the source. _____
 - 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 11. For dams 10 feet or more in height OR reservoirs with a total 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
 - Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No
 - If well is already drilled, when? _____; drilling firm _____; well was drilled for (well owner) _____; Drilling Permit No. _____.
7. Description of proposed uses (if irrigation only, go to item 8):
- Hydropower; show total feet of head and proposed capacity in kW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; complete and attach the Municipal Water Right Application Checklist.
 - Domestic; show number of households _____
 - Other; describe fully. _____

8. 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	
28N	1E	27								29									

Total number of acres to be irrigated: 8

9. 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?

Permit No. 79-07159

10. a. Who owns the property at the point of diversion? Evelyn Dewitt
- b. Who owns the land to be irrigated or place of use? Evelyn Dewitt
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.

79-7159 Dries up in mid July, so I will need to use water out of the Salmon River. I will use a 5 hrs pump to a Irrigation line then to Sprinklers.

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

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

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.

Evelyn Dewitt
Signature of Applicant

Signature of Applicant

Evelyn R. Dewitt
Print Name (and title, if applicable)

Print Name (and title, if applicable)

Received by CS Date 7/15/16 Time 10:20 Preliminary check by AS
Fee \$ 100.00 Received by CS Receipt No. W044424 Date 7/15/16

70-14264

RECEIVED

APR 12 2017

WATER RESOURCES
WESTERN REGION

NWNW 2

NENW 1

NWNE

NWNW

NENW

NWNW 3

Deer Creek Rd

SENW

DEWITT PROPERTY

THH

Old Hwy 95

SWNE 5

Bentz Ln

Ole Okie Ln

SWNW 3

27

28N01E

SENW 4

SWNE

SWNE 8

East Mountain Rd

River Mountain Rd

River Mountain Rd Lower

NWSW

NESW

NWSE 8

Natl Forest Develop Road 493 Rd

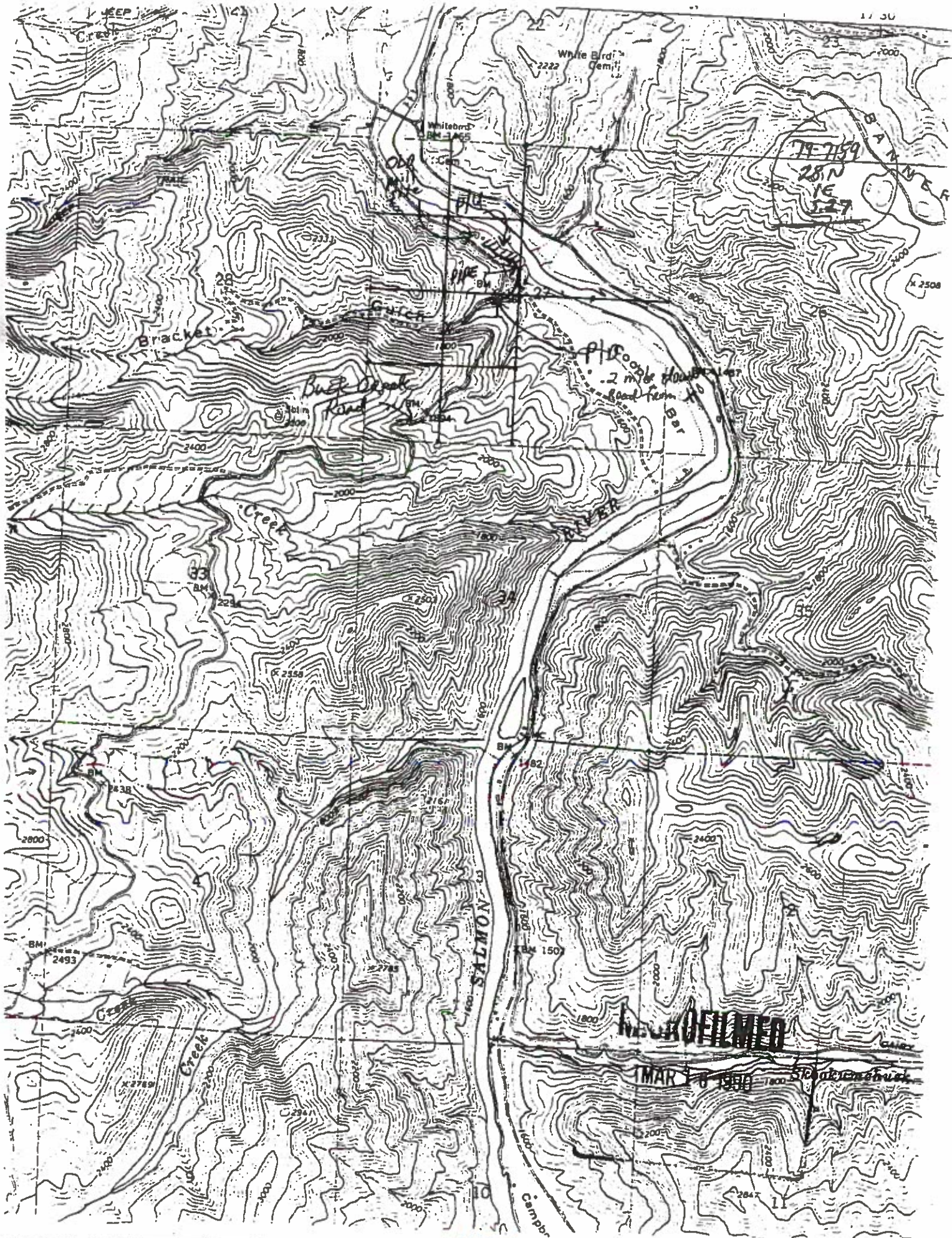


0.04

0.08

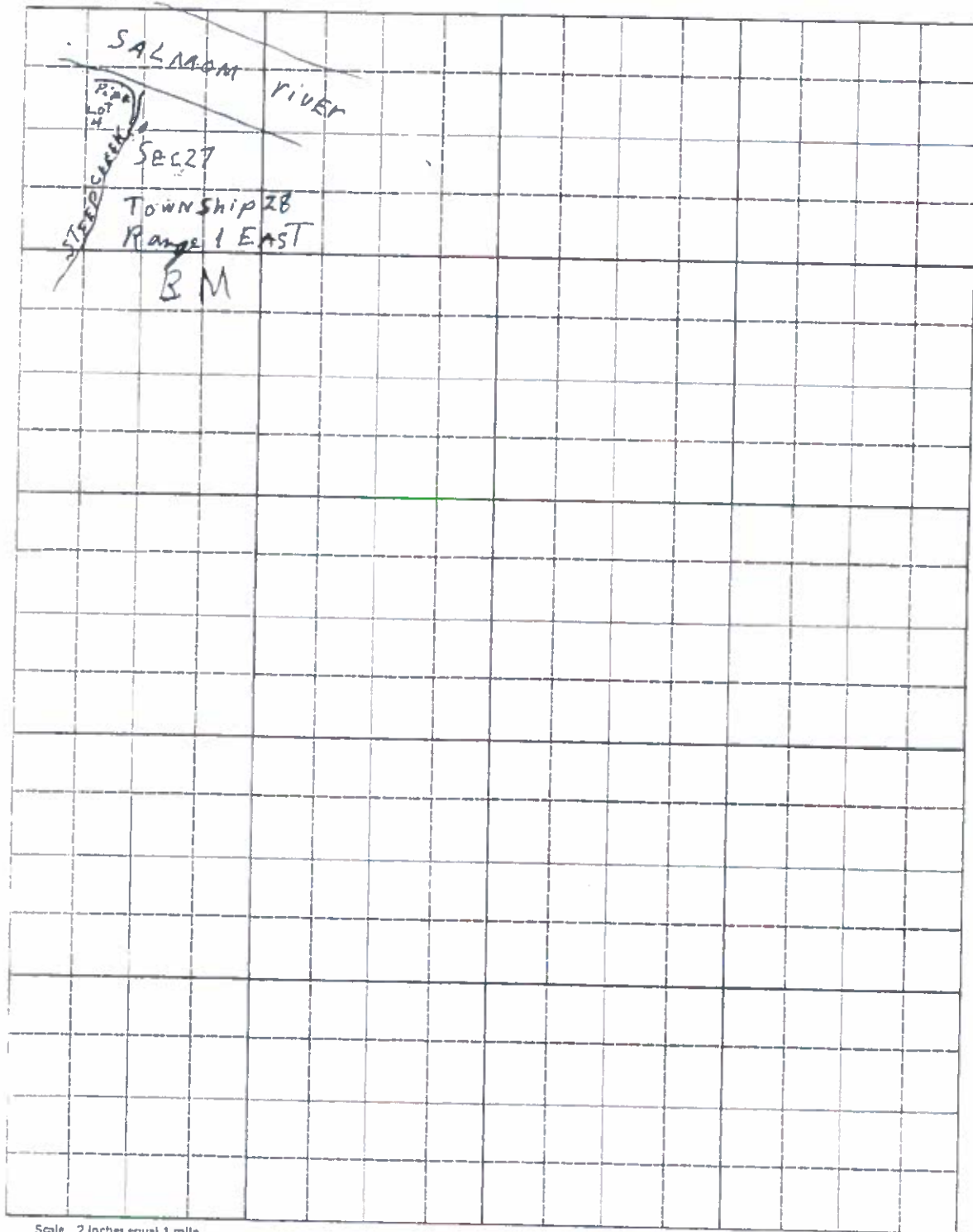
0.16 Miles

The USDA-FSA Aerial Photography Field Office asks to be credited in derived products.



ORIGINAL 79-14301
AMENDED MAP RECEIVED 4/12/17

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Ned D. Witt, Evelyn D. Witt
(Applicant)

79-14264

MICROFILMED

L2	S73°47'06"E	62.75'
L3	S65°00'24"E	95.50'
L4	S44°15'28"E	53.67'
L5	S58°33'12"E	39.18'
L6	S64°08'19"E	88.00'
L7	S49°54'41"E	43.94'
L8	S57°32'00"E	34.89'
L9	N84°01'36"E	53.27'
L10	S52°59'14"E	41.09'
L11	S55°07'11"E	95.38'
L12	S75°29'04"E	37.90'
L13	S48°02'57"E	73.43'
L14	S66°39'59"E	93.92'
L15	S88°17'45"E	36.42'
L16	S70°39'15"E	58.70'
L17	S26°34'08"E	40.14'
L18	S0°42'30"W	56.54'
L19	S26°51'40"E	71.63'
L20	S26°35'52"E	81.26'
L21	S0°31'59"W	21.46'

CURVE TABLE

NUM	DELTA	ARC	RADIUS	BEARING	DISTANCE
C1	42°05'30"	183.66'	250.00'	N35°31'34"W	179.56'
C2	6°59'14"	109.76'	900.00'	S53°04'42"E	109.69'
C3	17°12'21"	510.51'	1700.00'	N58°11'15"W	508.59'
C4	98°08'33"	101.06'	59.00'	N42°21'22"W	89.15'
C5	61°49'26"	120.85'	112.00'	S24°11'49"E	115.07'
C6	4°42'43"	20.56'	250.00'	N12°07'27"W	20.55'
C7	67°00'48"	204.68'	175.00'	N23°44'18"E	193.21'

DeWITT PARCEL 1
3.564 ACRES

PROPOSED 12 FOOT WIDE
INGRESS-EGRESS EASEMENT

CL EASEMENT
LINE TABLE

NUM	BEARING	DISTANCE
L22	S79°17'55"E	68.78'
L23	S64°28'19"E	225.34'
L24	S69°50'18"E	80.61'
L25	S55°09'09"E	90.44'
L26	S63°21'45"E	77.27'

DeWITT PROPERTY
WARRANTY DEED #47,549

DeWITT PARCEL 143
WARRANTY DEED #45,789C

50 FOOT WIDE
ROAD RIGHT-OF-WAY

DeWITT PARCEL 2
7.310 ACRES

LOWER RIVER MTN. ROAD
ROAD EASEMENT #352869
SEE ROS 5-655, #355335

WARRANTY DEED

THIS INDENTURE, made on this 2nd day of March, 2011, by and between U S BANK, NA, of 2121 Cliff Dr., Ste. 205, Eagan, MN 55122, hereinafter referred to as the Grantor, and NEAL DeWITT and EVELYN DeWITT, husband and wife, of 174 Pa's Mountain Rd., White Bird, ID 83554, hereinafter referred to as the Grantees.

WITNESSETH:

That the said Grantor, for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable considerations to it in hand paid by the said Grantees, the receipt whereof is hereby acknowledged, having granted, bargained, sold, and by these presents does grant, bargain, sell, convey, and confirm unto the said Grantees, their heirs and assigns, forever all the following described real property situate in the County of Idaho, State of Idaho, to wit:

Schedule C, attached hereto and hereby incorporated by this reference;

TOGETHER WITH, all and singular, the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, the remainder and remainders, rents, issues and profits thereof, and all estate, right, title, and interest in and to the said property as well in law as in equity of the said Grantor.

TO HAVE AND TO HOLD, all and singular, the above mentioned and described premises, together with the appurtenances unto the said Grantees, their heirs and assigns, forever.

WARRANTY DEED - 1

Instrument # 477543

IDAHO COUNTY, IDAHO,

3-3-2011 04:00:24 No. of Pages: 5

Recorded for : IDAHO COUNTY TITLE

KATHY M. ACKERMAN

Fee: 22.00

Ex-Officio Recorder Deputy

79-14264

And the said Grantor, for itself, its heirs, executors, and administrators, does covenant, grant, bargain, and agree to and with the said Grantees, their heirs and assigns, that at the time of the ensealing and delivery of these presents it was well seized of the premises above conveyed as of good, sure, perfect, absolute, and indefeasible estate of inheritance, in fee simple, and have good right, full power and lawful authority to grant, bargain, sell, and convey the same in the manner and form aforesaid, and that the same are free and clear from all and former grants, bargains, liens, taxes, assessments, and encumbrances of whatever kind or nature whatsoever, *EXCEPT*:

- 1) General taxes for the year 2011, which are a lien, not yet due and payable.
- 2) Matters as shown on Survey No. S-531, recorded June 6, 1988 under Instrument No. 341787; Survey No. S-655, recorded September 21, 1990 under Instrument No. 355335; and, Survey No. S-673, recorded December 18, 1990 under Instrument No. 356706, all records of Idaho County, Idaho
- 3) Road Easement and Right of Way, including the terms and conditions thereof, Neal DeWitt and Evelyn R. DeWitt, husband and wife, and L T & L, Inc., an Idaho corporation, recorded April 30, 1990 under Instrument No. 352869; and, Grant of Permanent Nonexclusive Right to Use Road Easement and Right of Way, recorded August 24, 2006 under Instrument No. 450470, all records of Idaho County, Idaho.
- 4) Terms and conditions of Easement and Right of Way, by and between L T & L, Inc., an Idaho corporation, and Neal DeWitt and Evelyn R. DeWitt, husband and wife, recorded April 30, 1990 under Instrument No. 352870, records of Idaho County, Idaho.
- 5) Easement Agreement, including the terms and conditions thereof, by and between Neal S. DeWitt and Evelyn R. DeWitt, husband and wife, and Marlin W. DeWitt and Teresa DeWitt, husband and wife, and Don J. Simplot, a married man, recorded June 24, 1991 under Instrument No. 358776, records of Idaho County, Idaho.
- 6) Easement Agreement, including the terms and conditions thereof, by and between Don J. Simplot, a married man, and Neal S. DeWitt and Evelyn R. DeWitt, husband and wife, and Marlin W. DeWitt and Teresa DeWitt, husband and wife, recorded June 24, 1991 under Instrument No. 358777, records of Idaho County, Idaho.
- 7) Rights and easements in favor of the public for recreational uses of the Salmon River.
- 8) Any claim arising from the difference in mean high water line of Salmon River and the meander line as shown by Government Survey of the State of Idaho.

- 9) Subject to the rights of owners or adjoining properties, claims, or locations, to follow any lode or vein within the side or end lines of the premises in question, including, but not limited to, extralateral rights; and, subject to any loss incurred by the owners herein to damages for all losses suffered incident to the exercise or assertion of such right.
- 10) Subject to any loss incurred by owners from the lack of rights of owners to follow any lode or vein beyond the line of the premises in question, including, but not limited to, extralateral rights.
- 11) Subject to Deer Creek Road as the same now exists.
- 12) Easement as reserved in Warranty Deed, including the terms and conditions thereof, by and between DJS Properties L.P., an Idaho limited partnership, and Jay Henry and Jeanne Henry, husband and wife, recorded May 31, 2007 under Instrument No. 455311, records of Idaho County, Idaho.
- 13) Right of Way Easement, including the terms and conditions thereof, by and between DJ3, LLC, Jay Henry, Trustee, and Idaho County Light & Power Cooperative Association, Inc., recorded April 1, 2010 under Instrument No. 471642, records of Idaho County, Idaho.

And that the above bargained premises, in the quiet and peaceable possession of the said Grantees, their heirs and assigns, against all and every person or persons lawfully claiming or to claim whole or any part thereof, the said Grantor will and shall WARRANT AND FOREVER DEFEND.

That this Deed is given by Grantor to Grantees not on account of any default in any security agreements or arrangements which pertain to the real property hereinabove written and described, but is given for full consideration paid by Grantees to Grantor.

IN WITNESS WHEREOF, the said Grantor has hereunto set its hand and seal the day and year first above written.

U S BANK, NA

By



Toni Kvanme
the ~~Mortgage Banking Officer~~

STATE OF Minnesota)

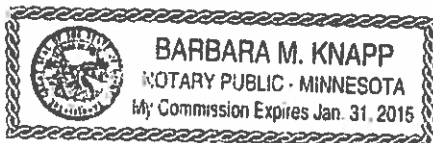
ss

County of Dakota)

On this 2nd day of March, 2011, before me, a Notary Public in and for said County and State, personally appeared Toni Kvamme, the Mtg. Bkg. Officer of U S BANK, NA, known or identified to me to be the person whose name is subscribed to the within instrument and he/she acknowledged to me that he/she freely executed the same for and on behalf of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

(NOTARY SEAL)



Barbara M. Knapp
Notary Public for the State of Minnesota,
Residing at Eagan, MN, therein.
My commission expires _____.

SCHEDULE C

Township 28 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 27:

That portion of the following described parcel lying East and northeasterly of the centerline of Deer Creek Road:

A parcel of land located in Government Lot 4, being a portion of the Goldsmith Placer patented mining claim, more particularly described as follows:

Commencing at C-W 1/16 corner of said Section 27, a 5/8"x30" IR with plastic cap marked PLS 5165, which is the Southwest corner of Government Lot 4;
thence N 00°06'21" W, on line between Government Lots 3 and 4, 730.00 feet to a 5/8"x30" IR with plastic cap marked PLS 5165, this is the True Point of Beginning;
thence N 00°06'21" W, on line between Government Lots 3 and 4, 636.36 feet to a 5/8"x30" IR with plastic cap marked PLS 5165, which is on the southerly high water line of the Salmon River;
thence S 64°23'31" E, along the southerly high water line of the Salmon River, 897.58 feet to a 5/8"x30" IR with plastic cap marked PLS 5165;
thence S 50°08'41" E, along the southerly high water line of the Salmon River, 636.61 feet to a 5/8"x30" IR with plastic cap marked PLS 5165;
thence S 27°20'39" E, along the southerly high water line of the Salmon River, 80.80 feet to a 5/8"x30" IR with plastic cap marked PLS 5165, which is on the east line of Government Lot 4, which is identical to the center section line of Section 27;
thence S 00°08'58" E, on the East line of Government Lot 4, 21.44 feet to a 5/8"x30" IR with plastic cap marked PLS 5165, which is in center of creek called Bracket Gulch Creek;
thence S 40°42'17" W, up Bracket Gulch Creek, 287.86 feet to a 5/8"x30" IR with plastic cap marked PLS 5165, which is on centerline of access road to L.T.L. property;
thence N 48°41'21" W, 158.31 feet to a 5/8"x30" IR with plastic cap marked PLS 5165;
thence N 70°06'18" W, 1000.00 feet to a 5/8"x30" IR with plastic cap marked PLS 5165;
thence N 73°16'18" W, 91.00 feet to the Point of Beginning.
Sometimes known as Assessor's Tax No. 144.

(end schedule c)



SKIFTUN LAND SURVEYING, INC.
LOTS - BOUNDARY - TOPOGRAPHY - ALTA
SUBDIVISIONS - CONSTRUCTION - FLOOD DATA
Working hard to protect your property investment!

February 23, 2012

Page 1 of 2

PARCEL 1
NEAL AND EVELYN DEWITT
Government Lot 4, Section 27, T. 28 N., R. 1 E., B.M., Idaho County, Idaho
3.564 acres

A parcel of land situate in Government Lot 4, of Section 27, T. 28 N., R. 1 E., B.M., Idaho County, Idaho, being the west portion of that particular parcel lying between the centerline of Deer Creek Road and the left bank of the Salmon River, as described in Warranty Deed, Instrument No. 477543, recorded in the Office of the Recorder of Idaho County, Idaho, more particularly described as follows:

Commencing at a 5/8" rebar marking the Center West 1/16 Corner of Sections 27, T. 27 N., R. 1 E., B.M., Idaho County, Idaho, as shown on that particular Record of Survey recorded as Instrument No. 341787, as S-531, in the Office of the Recorder of Idaho County, Idaho; thence, N. 0°34'52" E., 729.80 feet along the line common to Government Lots 3 and 4, of said Section 27, to a 5/8" rebar, marking the West Corner common to Tax Parcels 17 and 143; thence, continuing N. 0°34'52" E., 381.47 feet along said Government Lot line to the centerline of Deer Creek Road, the **REAL POINT OF BEGINNING**:

Thence, continuing N. 0°34'52" E., 55.00 feet along the line common to Government Lots 3 and 4, of said Section 27, to a 5/8" rebar, as shown on that particular Record of Survey recorded as Instrument No. 482826, as S-3067, in the Office of the Recorder of Idaho County, Idaho,

Thence, continuing N. 0°34'52" E., 200.00 feet along said common line to a 5/8" rebar, as shown on that particular Record of Survey recorded as Instrument No. 356706, as S-673, in the Office of the Recorder of Idaho County, Idaho,

Thence, continuing N. 0°34'52" E., 10.52 feet along said common line to the left bank or apparent high water line of the Salmon River,

Thence, along said left bank of the Salmon River the following courses:

S. 75°29'31" E., 27.39 feet,
S. 73°47'06" E., 62.75 feet,
S. 65°00'24" E., 95.50 feet,
S. 66°25'13" E., 128.67 feet,
S. 44°15'29" E., 53.67 feet,
S. 58°33'12" E., 39.18 feet,
S. 64°08'19" E., 88.00 feet,
S. 62°59'45" E., 115.43 feet,
S. 49°54'41" E., 43.94 feet,

Rod M. Skiftun - P.L.S. 9585
13784 Highway 55 McCall, ID 83638
208-634-3696/Fax 208-634-8475
E-mail: rskiftun@frontiernet.net



70-14264

Thence, S. 26°38'15" W., 27.11 feet to a 5/8" rebar,
Thence, S. 26°38'15" W., 193.20 feet to a 5/8" rebar,
Thence, S. 26°38'15" W., 66.37 feet to the centerline of Deer Creek Road,
Thence, N. 49°35'05" W., 25.95 feet along said centerline,
Thence, 510.51 feet along said centerline on a curve to the left, whose radius is 1,700.00 feet, delta angle is 17°12'21", and whose long chord bears N. 58°11'15" W., 508.59 feet, to the **Point of Beginning**, containing 3.564 acres, more or less.

SUBJECT TO: A 12 foot wide ingress-egress easement being 6 foot on each side of the centerline of an existing gravel road through the south portion of the above described parcel, more particularly described as follows:

Commencing at a 5/8" rebar marking the Center West 1/16 Corner of Sections 27, T. 27 N., R. 1 E., B.M., Idaho County, Idaho, as shown on that particular Record of Survey recorded as Instrument No. 341787, as S-531, in the Office of the Recorder of Idaho County, Idaho; thence, N. 0°34'52" E., 729.80 feet along the line common to Government Lots 3 and 4, of said Section 27, to a 5/8" rebar, marking the West Corner common to Tax Parcels 17 and 143; thence, continuing N. 0°34'52" E., 381.47 feet along said Government Lot line to the centerline of Deer Creek Road; thence, continuing N. 0°34'52" E., 15.00 feet along the line common to Government Lots 3 and 4, of said Section 27, to the centerline of an existing gravel road, the **REAL POINT OF BEGINNING**:

Thence, S. 79°17'55" E., 68.78 feet along said centerline,
Thence, S. 64°28'19" E., 225.34 feet along said centerline,
Thence, S. 69°50'18" E., 80.61 feet along said centerline,
Thence, S. 55°09'09" E., 90.44 feet along said centerline,
Thence, S. 63°21'45" E., 77.27 feet along said centerline to the easterly boundary of the above described parcel, containing 0.149 acres, more or less.

ALSO SUBJECT TO: The right-of-way of Deer Creek Road and all other easements of record or use.

Bearings based on GPS derived State Plane Grid Azimuth, Idaho West Zone.

Rod M. Skiftun – P.L.S. 9585
13784 Highway 55 McCall, ID 83638
208-634-3696/Fax 208-634-8475
E-mail: rskiftun@frontiernet.net





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

May 11, 2017

EVELYN DEWITT
220 RIVER ST
WHITE BIRD, ID 83554

Application for Permit No. 79-14264

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 COUNTY FREE PRESS on 5/17/2017 and 5/24/2017. 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,

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

Rachel Neely
Administrative Assistant

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, May 11, 2017 1:37 PM
To: 'IFP Legals'
Subject: Idaho Legal Ad
Attachments: Idaho Cover Letter.docx; Idaho Legal Ad.docx

Good Afternoon Legal Clerk,

Please see the attached ad for publication on 5/17/2017 & 5/24/2017.

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

May 11, 2017

LEGAL NOTICE DEPARTMENT
IDAHO COUNTY FREE PRESS
PO BOX 690
GRANGEVILLE, ID 83530

RE: Application for Permit No. 79-14264

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 6/5/2017. 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:

79-14264

EVELYN DEWITT

220 RIVER ST

WHITE BIRD, ID 83554

Point of Diversion L4(SENW) S27 T28N R01E IDAHO County Source SALMON RIVER Tributary SNAKE RIVER

Use: IRRIGATION 03/15 to 10/31 0.16 CFS

Total Diversion: 0.16 CFS

Date Filed: 7/15/2016

Place of Use: IRRIGATION

T28N R01E S27 L4(SENW)

Total Acres: 8

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 6/5/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 5/17/2017 and 5/24/2017

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, May 11, 2017 2:05 PM
To: Clark, Cynthia (Bridge)
Subject: Applications for Permit Nos. 65-23684, 79-14264 & 65-23617
Attachments: Agency Recommendation Form.docx; Application for Permit 65-23684.pdf; Application for Permit 79-14264.pdf; Application for Permit 65-23617.pdf

May 11, 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. 65-23684, 79-14264 & 65-23617

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 June 5, 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, May 11, 2017 2:03 PM
To: 'Bassista, Tom'
Subject: Applications for Permit Nos. 65-23684, 63-34333, 63-34334, 63-34335, 65-23689, 65-23690, 79-14264, 57-11899, 65-23617, 65-23668, & 67-15170
Attachments: IDFG Recommendation Form.docx; Application for Permit 65-23684.pdf; Application for Permit 63-34333.pdf; Application for Permit 63-34334.pdf; Application for Permit 63-34335.pdf; Application for Permit 65-23689.pdf; Application for Permit 65-23690.pdf; Application for Permit 79-14264.pdf; Application for Permit 57-11899.pdf; Application for Permit 65-23617.pdf; Application for Permit 65-23668.pdf; Application for Permit 67-15170.pdf

May 11, 2017

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

RE: Applications for Permit Nos. 65-23684, 63-34333, 63-34334, 63-34335, 65-23689, 65-23690 79-14264, 57-11899, 65-23617, 65-23668, & 67-15170

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 June 5, 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

RECEIVED

APR 12 2017

WATER RESOURCES
WESTERN REGION

april 10-2017

Water Right # 79-14264

called april 10-17 - talked to
Justin Shearer - 2nd time - I'll mark
point P.O.D as close as I can -

my new address - is
220 River St, White Bird - 83554

please check first application
for better marking on P.O.D T-144

Thank you

Brylyn DeWitt

-sent first map back on Feb 8-2017
& new address -



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

April 4, 2017

EVELYN DEWITT
220 RIVER STREET
WHITE BIRD, ID 83554

COPY

RE: Water Appropriation Application for Permit 79-14264

Notice of Intent to Void Application for Permit

Dear Applicant:

In July of 2016 you submitted an Application for Permit to appropriate .16 cfs of water from the Salmon River, tributary to the Snake River, for the purpose of irrigating 8 acres within the SE¼ NW¼ Lot 4 of Section 27, Township 28 North, Range 1 East, B.M. On January 12, 2017, IDWR (the Department) sent a request for additional map information because it was noticed that the maps provided did not correctly depict the proposed Point of Diversion (POD) as described on the application. On January 30, 2017 you spoke with the Department on the phone and informed us that your address had changed. That same day the department sent a second request for additional information as well as a *Change in Address* form to be completed and returned within thirty (30) days.

At this point in time IDWR (the Department) has not received the additional information that was requested nor the *Change in Address* form.

If you believe a water right permit should be issued to you, please supply the following information: Map accurately depicting the POD and Place of Use (POU) as described on the application, completed *Change in Address* form. If I do not receive the requested information from you within thirty (30) days, I will take action to void your Application for Permit under the provision of Section 42-204 of the Idaho Code and Water Appropriation Rule 40.05.c. You can shorten the voiding process by completing the enclosed relinquishment form and returning it to IDWR.

If you have any questions, please contact me at 208-334-2190.

Respectfully,

Justin Shearer
Water Resource Agent
IDWR Wester Region

Enclosure: Map of DeWitt Property and Surrounding Area, *Change in Address* Form, Withdrawal of Application for Permit



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

January 30, 2017

EVELYN DEWITT
220 RIVER STREET
WHITE BIRD, ID, 83554

COPY

RE: Request for additional map information for WR Application 79-14264

Dear Applicant:

While processing your application for permit to appropriate water from the Salmon River for Irrigation purposes, it was noticed that the maps provided did not accurately depict the proposed Point of Diversion (POD) as described on the application.

The department does require accurate maps depicting the POD and Place of Use (POU) as described on the application. Therefore, I have included a map with your property highlighted for your use to identify where the proposed POD and POU will be for this application for permit (copy of original application included for reference). Please label and identify the proposed POD and POU on the map and return to the Western Regional office.

Additionally, because you have since moved and have a new mailing address, please confirm your new mailing address as discussed in our earlier phone conversation by signing and dating the enclosed *Change in Address* form and returning along with the map within thirty (30) days so that we can resume processing your application.

Feel free to contact me if you have any questions or concerns in regards to this matter.

Thanks and regards,

Justin Shearer
Water Resource Agent
IDWR Western Region

Enclosures: Map of DeWitt Property and Surrounding Area, Change in Address Form

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

COPY

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

Water Right Number(s): 79-14264

Name(s): Evelyn DeWitt

Old Mailing Address: 174 Pa's Mountain Rd.

White Bird, ID, 83554

New Mailing Address: 220 River St.

White Bird, ID, 83554

Telephone Number: 208-839-2245

Email:

Signature(s) of Owner(s)

(Include your title if on behalf of company or organization.)

Date:

Send a signed original to your closest regional office:

IDWR Northern Region
7600 N. Mineral Dr., Suite 100
Coeur d'Alene, ID 83815-7763
(208) 762-2800

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Southern Region
650 Addison Ave W, Suite 500
Twin Falls, ID 83301-5858
(208) 736-3033

SCANNED
MAY 17 2017

IDA

RETURN TO ADDRESSEE
DEWITT
220 RIVER ST
WHITE BIRD ID 83654-0000
RETURN TO ADDRESSEE
992 NFE 13091610001/13/17

RETURN SERVICE REQUESTED

LETTER DATE: 1-12-17

RE: INFO REQ

*SENT UPDATES LETTER ON 1-30-17 TO
NEW ADDRESS.

1
ADDRESS
SHOWN ON LETTER.

LAAGS5B 83554

RECEIVED

JAN 20 2017

WATER RESOURCES
WESTERN REGION

PRESORTED
FIRST CLASS



U.S. POSTAGE PITNEY BOWES



ZIP 83702 \$ 000.37⁶
02 1W
0001393358 JAN 12 2017





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

January 12, 2017

EVELYN DEWITT
174 PA'S MOUNTAIN RD
WHITE BIRD, ID, 83554

COPY

RE: Request for additional map information for WR Application 79-14264

Dear Applicant:

While processing your application for permit to appropriate water from the Salmon River for Irrigation purposes, it was noticed that the maps provided did not accurately depict the proposed Point of Diversion (POD) as described on the application.

The department does require accurate maps depicting the POD and Place of Use (POU) as described on the application. Therefore, I have included a map with your property highlighted for your use to identify where the proposed POD and POU will be for this application for permit (copy of original application included for reference). Please label and identify the proposed POD and POU on the map and return within thirty (30) days so that we can resume processing your application.

Feel free to contact me if you have any questions or concerns in regards to this matter.

Thanks and regards,

Justin Shearer
Water Resource Agent
IDWR Western Region

Enclosures: Map of DeWitt Property and Surrounding Area, Copy of Original Application

