

DEPARTMENT OF WATER RESOURCES

RECEIVED
AUG 04 2016
WATER RESOURCES
WESTERN REGION

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Rivers End Neighborhood Assn Inc Phone (208) 939-6000
 Mailing address 9601 W State St, #203, Boise, ID 87714 Email lashae@dev-services.com
 Name connector (check one): ☐ and ☐ or ☐ and/or
2. Name of representative, if any David Shaw Phone (208) 365-7684
 Mailing address 4001 E Main St, Emmett, ID 83617 Email dshaw@erresources.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 providing authority to sign for the applicant.
3. Source of water supply Ground Water which is a tributary of _____
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
4N	1E	16	7		NW	SE	Ada	Ground Water	Pond 1
			7		NW	SE	Ada	Ground Water	Pond 2
			7		SW	SE	Ada	Ground Water	Pond 4
			7		SW	SE	Ada	Ground Water	Pond 5

5. Water will be used for the following purposes:
- Amount 113.7 for Aesthetic Storage purposes from 1/1 to 12/31 (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)
6. Total quantity to be appropriated is (a) _____ cubic feet per second (cfs) and/or (b) 113.7 acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. Existing aesthetic ponds, see Field Exam for 63-31515 for pond descriptions and measurements.
- 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 11. 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 8/4/16 Time 9:45 Preliminary check by P. Kelly
 Fee \$ 290⁰⁰ Received by [Signature] Receipt No. W044485 Date 8/4/16

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. Existing aesthetic ponds for Rivers End Subdivision, supplemental to license 63-31515.

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	
4N	1E	16														J L 7	J L 7	J L 8	
		21	J L 1	J L 2															

Total number of acres to be irrigated: _____

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? 63-31515 for storage and 63-33400 for pond evaporation

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

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. This application is to provide authorization for the additional storage in aesthetic ponds that were constructed larger than anticipated at the time the application for 63-31515 was filed. No additional construction is anticipated as all the ponds are currently in place.

13. Time required for completion of works and application of water to proposed beneficial use is 1 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.

Steven A. Kelch
Signature of Applicant

STEVEN A. KELCH
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

Ident. No. _____

Attachment to: ☒ Application for Permit to Appropriate Water ☐ Application for Transfer** ☐ Adjudication Claim
☐ Application for Amendment of Permit ☐ Beneficial Use Field Report ☐ Statutory Claim

New POD?	Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or well/diversion tag #
☐ Yes	4N	1E	16	7		SW	SE	Ada	Ground Water	Pond 6
☐ Yes				7		SW	SE	Ada	Ground Water	Pond 7
☐ Yes				7		SW	SE	Ada	Ground Water	Pond 8
☐ Yes				7		SW	SE	Ada	Ground Water	Pond 9
☐ Yes				7		SW	SE	Ada	Ground Water	Pond 10
☐ Yes				8		SE	SE	Ada	Ground Water	Pond 3
☐ Yes			21	1		NE	NE	Ada	Ground Water	Pond 12
☐ Yes				1		NE	NE	Ada	Ground Water	Pond 13
☐ Yes				1		NE	NE	Ada	Ground Water	Pond 14
☐ Yes				1		NE	NE	Ada	Ground Water	Pond 15

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.

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. _____

Point of Diversion/Place of Use Supplement

Attachment to: ☒ Application for Permit to Appropriate Water ☐ Application for Transfer** ☐ Adjudication Claim
☐ Application for Amendment of Permit ☐ Beneficial Use Field Report ☐ Statutory Claim

Location of points of diversion (POD):

New POD?	Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or well/diversion tag #
☐ Yes	4N	1E	21	1		NE	NE	Ada	Ground Water	Pond 16
☐ Yes				2		NW	NE	Ada	Ground Water	Pond 11
☐ Yes				2		NW	NE	Ada	Ground Water	Pond 17
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										

Description of place of use (POU):

- 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.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Rivers End Subdivision

In Twp 4N Rge 1E, B.M.



Based on 2015 NAIP Photography

Prepared for Rivers End Neighborhood Assn Inc by ERO 8-2016

63-34265

No. C 145184	Due no later than Aug 31, 2016 Annual Report Form		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE			GEORGIA MACKLEY 9601 W. STATE STREET, STE 203 BOISE ID 83714			
	1. Mailing Address: Correct in this box if needed. RIVERS END NEIGHBORHOOD ASSOCIATION, INC. GEORGIA MACKLEY 9601 W. STATE STREET, STE. 203 BOISE ID 83714		3. <u>New</u> Registered Agent Signature:*			
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional).						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
VICE PRESIDENT	TIM BUNDGARD	9601 W STATE ST #203	BOISE	ID	USA	83714
PRESIDENT	STEVE KELCH	9601 W STATE ST #203	BOISE	ID	USA	83714
TREASURER	JAMES BECK	9601 W STATE ST #203	BOISE	ID	USA	83714
SECRETARY	DEANN STOOLMAN	9601 W STATE ST #203	BOISE	ID	USA	83714
DIRECTOR	BARRY LEIBOWITZ	9601 W STATE ST #203	BOISE	ID	USA	83714
5. Organized Under the Laws of: ID C 145184		6. Annual Report must be signed.* Signature: LASHAE HERNANDEZ Name (type or print): LASHAE HERNANDEZ Date: 06/21/2016 Title: ASSOCIATION MANAGER				
Processed 06/21/2016		* Electronically provided signatures are accepted as original signatures.				

63-34265



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 29, 2016

RIVERS END NEIGHBORHOOD ASSN INC
9601 W STATE #203
BOISE, ID 83714

Application for Permit No. 63-34265

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 STATESMAN on 10/6/2016 and 10/13/2016. 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:
ERO RESOURCES CORP
C/O DAVID SHAW
4001 E MAIN ST
EMMETT, ID 83617

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, September 29, 2016 11:58 AM
To: 'BOI Legals'
Subject: Ada Legal Ads
Attachments: Ada Cover Letter.docx; Ada Legal Ad.docx

Good Afternoon Legal Clerk,

Please see the attached ads for publication on 10/6/2016 & 10/13/2016.

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

September 29, 2016

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

RE: Application for Permit No. 63-33978
 Application for Permit No. 63-34243
 Application for Permit No. 63-34265

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 10/24/2016. 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:

63-33978

ERIC MC CARNEY
5930 HOLLILYNN DR
BOISE, ID 83709

Point of Diversion NESE S7 T02N R02E ADA County Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Use: IRRIGATION 03/01 to 11/15 0.09 CFS

Total Diversion: 0.13 CFS

Date Filed: 8/1/2014

Places of Use: IRRIGATION, DOMESTIC

T02N R02E S7 NESE

Total Acres: 3

Water bearing zone to be appropriated is from 190 to 375 feet.

63-34243

DOUGLAS M POGUE
PAMELA J POGUE
6954 W HOLLILYNN DR
BOISE, ID 83709

Point of Diversion L3(NWSW) S7 T02N R02E ADA County Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Use: IRRIGATION 03/01 to 11/15 0.05 CFS

Use: RECREATION 01/01 to 12/31 0.02 CFS

Total Diversion: 0.11 CFS

Date Filed: 6/1/2016

Places of Use: DOMESTIC, IRRIGATION, RECREATION

T02N R02E S7 L3(NWSW)

Total Acres: 1.5

Water bearing zone to be appropriated is from 218 to 335 feet.

63-34265

RIVERS END NEIGHBORHOOD ASSN INC
9601 W STATE #203
BOISE, ID 83714

(7)Points of Diversion L7(SWSE) S16 T04N R01E ADA County Source GROUND WATER

Point of Diversion L8(SESE) S16 T04N R01E ADA County Source GROUND WATER

(5)Points of Diversion L1(NENE) S21 T04N R01E ADA County Source GROUND WATER

(2)Points of Diversion L2(NWNE) S21 T04N R01E ADA County Source GROUND WATER

(2)Points of Diversion L7(NWSE) S16 T04N R01E ADA County Source GROUND WATER

Use: AESTHETIC STORAGE 01/01 to 12/31 113.7 AF

Total Diversion: 113.7 AF

Date Filed: 8/4/2016

Place of Use: AESTHETIC STORAGE

T04N R01E S16 L7(NWSE) L7(SWSE) L8(SESE)

T04N R01E S21 L1(NENE) L2(NWNE)

Water bearing zone to be appropriated is from 0 to 15.3 feet.

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/WaterManagement/WaterRights. 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 10/24/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 10/6/2016 and 10/13/2016