

JUL 15 2016

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESIdent. No. 03-34248

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Gary and Linda Heikes Phone 208-859-9360
 Name connector (check one): ☐ and ☐ or ☒ and/or GH 8-9-16
 Mailing address 4305 N Willow Creek Rd City Eagle
 State ID Zip 83616 Email linda@heikes.home.com
2. Source of water supply ground water which is a tributary of na
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>5N</u>	<u>1E</u>	<u>32</u>		<u>NW</u>	<u>NE</u>		<u>ADA</u>	<u>well</u>	<u>Proposed</u>

4. Water will be used for the following purposes:
- Amount .1 for IRRIGATION purposes from 3/1 to 11-15 GH 8-9-16
 (cfs or acre-feet per year) (both dates inclusive)
- Amount .02 for Stock water purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount .04 for Domestic 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)
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:
- a. Describe type and size of devices used to divert water from the source. IRRIGATION, pipe, well
- b. Height of storage dam na feet; active reservoir capacity na acre-feet; total reservoir capacity na 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
- c. Proposed well diameter is 6 inches; proposed depth of well is 250 feet. 400 FT GH 8-9-16
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? proposed; drilling firm proposed; well was drilled for (well owner) ; Drilling Permit No.
7. Description of proposed uses (if irrigation only, go to item 8):
- a. Hydropower; show total feet of head and proposed capacity in kW. na
- b. Stockwatering; list number and kind of livestock. 5-10 Head stock water Mixed
- c. Municipal; complete and attach the Municipal Water Right Application Checklist. GH 8-9-16
- d. Domestic; show number of households 1 (one)
- e. 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	
5N	1E	32	5	5	6														5
5N	1E	32	0	0	8														
5N	1E	32	5	5															

Total number of acres to be irrigated: 5

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?

yes includes lawn & Gardens. no other
sources of water for this property BH 89-16

10. a. Who owns the property at the point of diversion? Heikes family Trust
- b. Who owns the land to be irrigated or place of use? Heikes family Trust
- 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.

we want to be able to irrigate, water live-
stock and water landscaping.
WBE 200 to 400 FT BH 89-16

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.

Linda K Heikes
Signature of Applicant

Linda K Heikes
Print Name (and title, if applicable)

Gary W Heikes
Signature of Applicant

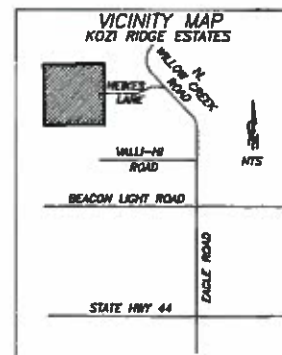
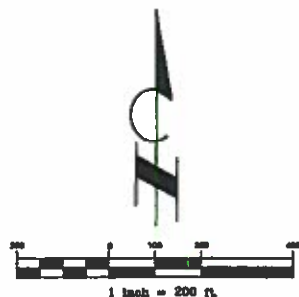
Gary W Heikes
Print Name (and title, if applicable)

For Department Use:

Received by CD Date 7/15/16 Time 10:20 Preliminary check by P. Kelly
Fee \$ 100.00 Received by CD Receipt No. W044427 Date 7/15/16

KOZI RIDGE ESTATES

A TRACT OF LAND SITUATE IN A PORTION OF THE NW 1/4 OF THE NE 1/4 AND THE NE 1/4 OF THE NW 1/4 OF SECTION 32, T. 5 N., R. 1 E., BOISE MERIDIAN, ADA COUNTY, IDAHO.



BASIS OF BEARINGS

THE BEARING N00°27'21"W ALONG THE MID-SECTION LINE FROM THE CENTER OF SECTION TO THE NORTH 1/4 CORNER AS SHOWN ON THAT CERTAIN RECORD OF SURVEY FILED AS INSTR. NO. 9003080, SURVEY NO. 1554, RECORDS OF ADA COUNTY, IDAHO WAS TAKEN AS THE BASIS OF BEARING FOR THIS DRAWING.

LEGEND

- ④ FOUND BRASS CAP MONUMENT
- ② FOUND 5/8" IRON PIN AS NOTED
- FOUND 1/2" IRON PIN NO CAP
- ⊙ SET 5/8" IRON PIN P.L.S. 4108
- SET 1/2" IRON PIN P.L.S. 4108

SERVICES

WATER INDIVIDUAL WELLS
SEWER INDIVIDUAL SEPTIC SYSTEMS
POWER IDAHO POWER COMPANY
TELEPHONE US WEST
12 FOOT PUBLIC UTILITIES AND DRAINAGE
EASEMENT ADJACENT TO ALL LOT LINES.

TOTAL ACRES = 39.91 ±

NOTES

1. BUILDING SETBACKS AND DIMENSIONAL STANDARDS IN THIS SUBDIVISION SHALL BE IN COMPLIANCE WITH THE APPLICABLE ZONING REGULATIONS OF ADA COUNTY.

2. ANY RESUBDIVISION OF THIS PLAT SHALL COMPLY WITH THE APPLICABLE REGULATIONS IN EFFECT AT THE TIME OF THE RE-SUBDIVISION.

3. THIS DEVELOPMENT RECOGNIZES SECTION 22-4503 OF THE IDAHO CODE, WHICH STATES "NO AGRICULTURAL OPERATION OR AN APPURTENANCE TO IT SHALL BE OR BECOME A NUISANCE, PRIVATE OR PUBLIC, BY ANY CHANGED CONDITIONS IN OR ABOUT THE SURROUNDING NONAGRICULTURAL ACTIVITIES AFTER THE SAME HAS BEEN IN OPERATION FOR MORE THAN ONE (1) YEAR, WHEN THE OPERATION WAS NOT A NUISANCE AT THE TIME THE OPERATION BEGAN: PROVIDED, THAT THE PROVISIONS OF THIS SECTION SHALL NOT APPLY WHENEVER A NUISANCE RESULTS FROM THE IMPROPER OR NEGLIGENT OPERATION OF ANY AGRICULTURAL OPERATION OR APPURTENANCE TO IT."



Fischer Land Surveying, Inc.

PROFESSIONAL LAND SURVEYING
404 So. Washington Ave.
Emmett, Idaho 83617
Phone: (208) 365-4146

SHEET 1 OF 2

SEPT. 1994 INDEX NO. 511-32 00-00-00 JOB NO. 81-84

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UNPLATTED

B L O C K

UNPLATTED

SOUTHERLY EDGE OF 50'
WIDE ROAD EASEMENT PER
INSTR. NO. 8843886, RECORDS
OF ADA COUNTY, IDAHO.
(RECORD DATA)

(WEST)
N89°39'17"E
700.00' W. HEIKES LANE
IC-31-3805 (A) *KOZI RIDGE ESTATES*
IS NOT IN NOR DOES IT RECEIVE ANY
IRRIGATION WATER AND IS EXCLUDED
FROM ANY IRRIGATION ENTITY.

"SEPTIC TANKS SHALL BE
PLACED BETWEEN THE
HOUSE AND THE ROADWAY."

STREET LIGHTS WILL BE
REQUIRED AT SUCH TIME
OTHER SUBDIVISIONS AROUND
KOTI RIDGE DEVELOP. BEFORE
WHEN KOTI RIDGE COMPLETES
MORE THAN 2 LOTS.

DEVELOPER
GARY AND LINDA HEIKES
4305 WILLOW CREEK RD.
EAGLE, ID. 83616
(208) 939-8476

HEALTH CERTIFICATE

SANITARY RESTRICTIONS AS REQUIRED BY IDAHO CODE TITLE 50, CHAPTER 10, SECTION 10-101, ARE IN FORCE. NO OWNER SHALL CONSTRUCT ANY BUILDING, DWELLING, OR SHED OR OTHER STRUCTURE WHICH NECESSITATES THE SUPPLYING OF WATER OR SEWAGE FACILITIES FOR PERSONS USING SUCH PREMISES UNTIL SANITARY RESTRICTION REQUIREMENTS ARE SATISFIED.

DATE: 10/11/24

DISTRICT HEALTH DEPARTMENT, EHS

✓ C1/4
CP&F No.
885488J



stewart title

9196 West Emerald Suite 100 Boise, ID 83704
Phone: (208) 373-0009

This map/plat is being furnished as an aid in locating the herein described land in relation to adjoining streets, natural boundaries and other land, and is not a survey of the land depicted. Except to the extent a policy of title insurance is expressly modified by endorsement, if any, the company does not insure dimensions, distances, location of easements, acreage or other matters shown thereon.

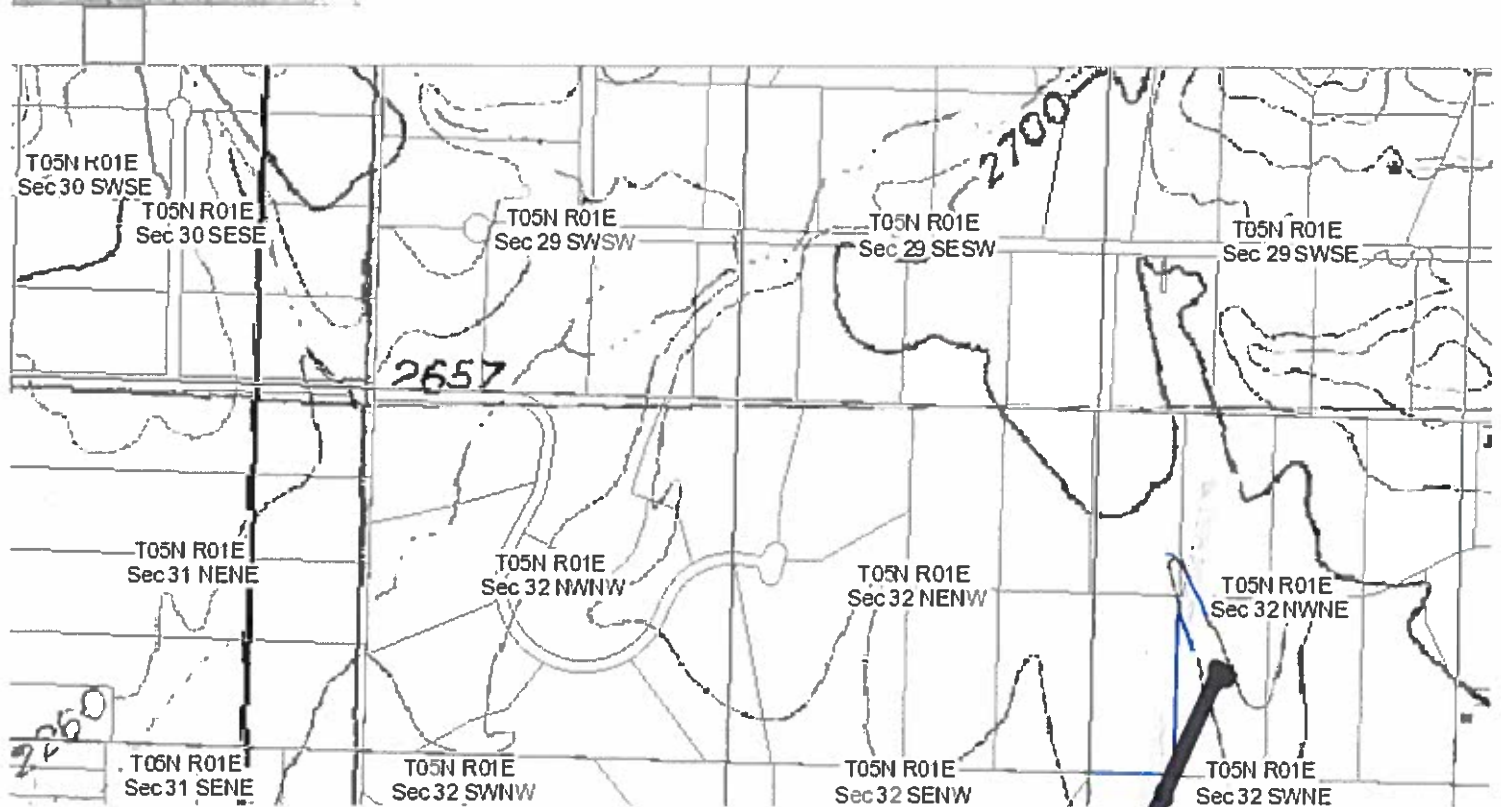
geoAdvantage

proposed well



Department of
Water Resources

Mapping Tool for Water Right Applications



[Help](#) [Other Maps](#) [Water Resources Home](#) [Idaho.gov](#)

Well
Location

88-34248



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 8, 2016

GARY W HEIKES
LINDA HEIKES
4305 N WILLOW CREEK RD
EAGLE, ID 83616

Application for Permit No. 63-34248

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 9/15/2016 and 9/22/2016. 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,

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

Rachel Neely
Administrative Assistant

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, September 08, 2016 11:56 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 9/15/2016 & 9/22/2016.

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 8, 2016

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

RE: Application for Permit No. 63-34248
Application for Transfer No. 78885,
Water Right No(s): 63-182, 63-216A

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 10/3/2016. 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:

63-34248

GARY W HEIKES

LINDA HEIKES

4305 N WILLOW CREEK RD

EAGLE, ID 83616

Point of Diversion NWNE S32 T05N R01E ADA County Source GROUND WATER

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

Use: IRRIGATION 03/01 to 11/15 0.1 CFS

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

Total Diversion: 0.16 CFS

Date Filed: 7/15/2016

Places of Use: IRRIGATION, STOCKWATER, DOMESTIC

T05N R01E S32 NWNE

Total Acres: 5

Water bearing zone to be appropriated is from 200 to 400 feet.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 78885

GARDNER MACE RANCH LC, 101 S CAPITOL BLVD STE 1700, BOISE, ID 83702; has filed Application No. 78885 for changes to the following water rights within ADA County(s): Right No(s). 63-182, 63-216A; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: The place of use for both rights will be changed to allow 146 acres of irrigation within the 183 acre boundary of the Mace River Ranch subdivision in Eagle, ID, near the intersection of Eagle Rd and Hwy 44. Also proposed is for both rights to utilize either of the same two points of diversion, known locally as the Conway-Hamming and Mace-Mace ditches, from the Boise River. Additionally, a 24 acre portion of right no. 63-182 will be changed from irrigation use to storage purposes to mitigate for evaporative losses from twelve new ponds proposed by application for permit no. 63-33864.

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) or proposed transfer (s) please see www.idwr.idaho.gov/WaterManagement/WaterRights. Protests may be submitted based on the criteria of Idaho Code §§ 42-203A and 42-222. 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 10/3/2016. The protestant must also send a copy of the protest to the applicant

GARY SPACKMAN, Director

Published on 9/15/2016 and 9/22/2016