

RECEIVED

MAY 13 2016

WATER RESOURCES
WESTERN REGION

COPY

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

Ident. No.

67-15156

MAY 25 2016

Amended

WATER RESOURCES
WESTERN REGION

1. Name of applicant(s) William and/or Jacki Worthy Phone 208-739-6205
 Name connector (check one): ☐ and ☐ or ☒ and/or

Mailing address P.O. Box 155 City Payette

State Id Zip 83461 Email cjworthy@msn.com

2. Source of water supply Groundwater 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 #
09N	05W	22			NE	SW	Payette	Ground water	

4. Water will be used for the following purposes:

Amount 2 for Irrigation purposes from 3/15 to 11/15 (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) 2 cubic feet per second (cfs) and/or (b) 2 acre feet per year (af).

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. Well pumped into a flood irrigation system

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 10" inches; proposed depth of well is 40 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. _____

7. Description of proposed uses (if irrigation only, go to item 8):

a. Hydropower; show total feet of head and proposed capacity in kW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; complete and attach the [Municipal Water Right Application Checklist](#).

d. Domestic; show number of households _____

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	
09N	05W	12									9.5	5.0				.5			10

Total number of acres to be irrigated: 10

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?

North Payette & Lower Payette

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

Water to irrigate 10 acres of farm ground
to grow animal feed.

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 8 1/2" 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.

[Signature]
Signature of Applicant

[Signature]
Signature of Applicant

William Worthy
Print Name (and title, if applicable)

Jack Worthy
Print Name (and title, if applicable)

Received by [Signature] Date 5/13/16 Time 10:10 Preliminary check by PH
Fee \$ 100 Received by [Signature] Receipt No. W044190 Date 5/13/16

received with original application

Order No. P19741

EXHIBIT A

PARCEL I

All that property situate in the eastern portion of Block 2 in the OFFICIAL PLAT OF NORTH PAYETTE, being a portion of the southwest Quarter of Section 22, Township 9 North, Range 5 West, Boise Meridian, Payette County, Idaho, being more particularly described as follows:

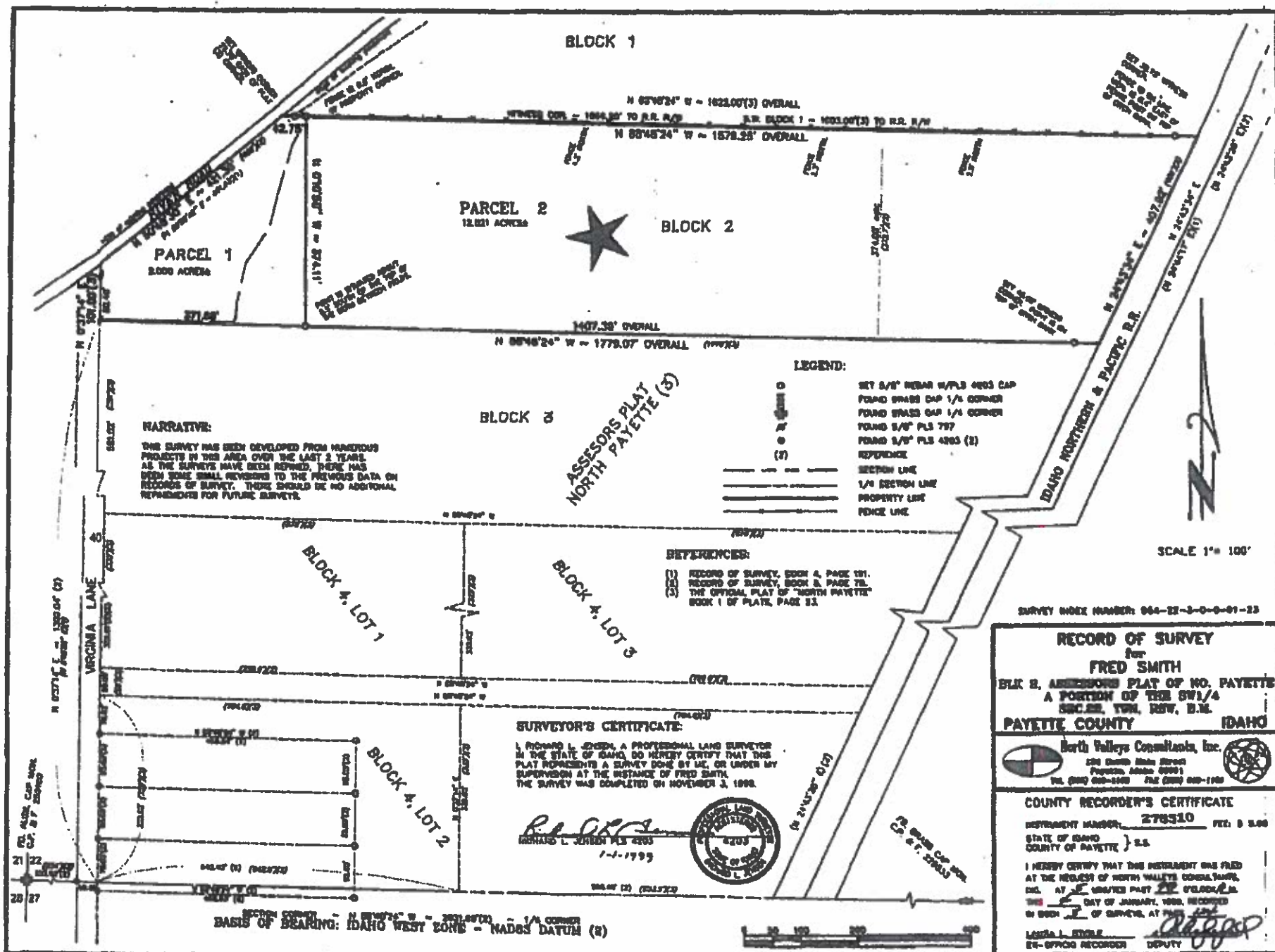
Commencing at the Southwest corner of said Section 22;
thence South 88°48'24" East, 893.93 feet along the South line of Section 22 to the East right-of-way line of Virginia Lane;
thence along said East line, North 0°37'14" East, 1389.20 feet to the South line of River Road;
thence along River Road, North 50°38'42" East, 452.05 feet to the most Northerly, Northwest corner of afore referenced Block 2;
thence along the North line of Block 2, South 88°48'24" East, 20.00 feet to the TRUE POINT OF BEGINNING;
thence continuing South 88°48'24" East, 1579.17 feet to the Northeast corner of said Block 2, being also the Westerly right-of-way of the Rail Road;
thence along said right-of-way, South 24°43'28" West, 407.92 feet to the Southeast corner of Block 2;
thence along the South line of said Block 2, North 88°48'24" West, 1407.32 feet;
thence North 0°10'58" West 374.11 feet to the TRUE POINT OF BEGINNING.

PARCEL II

A Road Right-of-way and Utility easement 49.75 feet in width being over the Northerly 49.75 feet of the following described land;

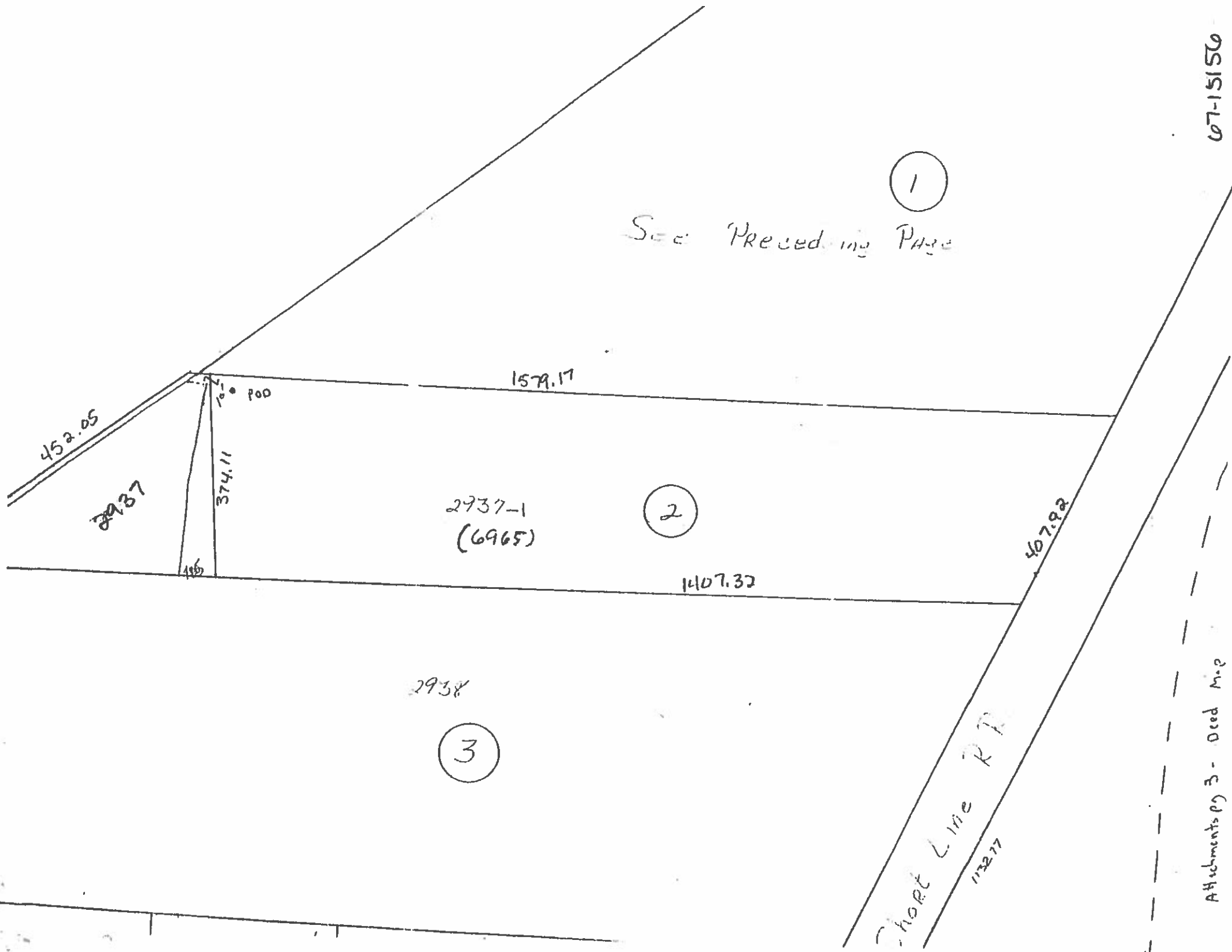
All that portion of Block 2 in the OFFICIAL PLAT OF NORTH PAYETTE, being a portion of the Southwest Quarter in Section 22, Township 9 North, Range 5 West, Boise Meridian, Payette County, Idaho, being more particularly described as follows:

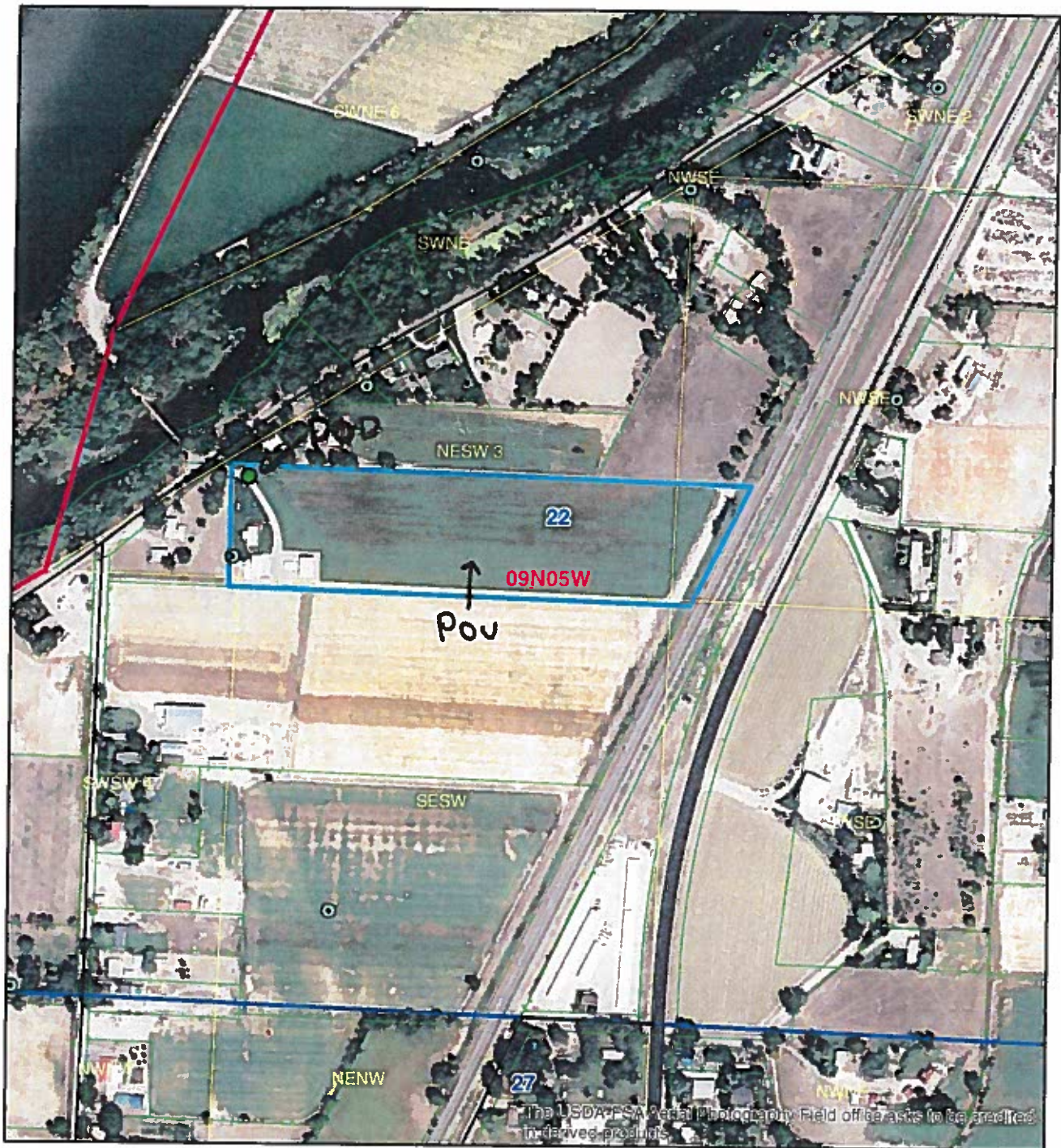
Commencing at the Southwest corner of said Section 22;
thence South 88°48'24" East, 893.93 feet along the South line of Section 22 to the East right-of-way line of Virginia Lane;
thence along said East line, North 0°37'14" East, 1309.07 feet to the POINT OF BEGINNING;
thence continuing, North 0°37'14" East, 80.13 feet to the South line of River Road;
thence along River Road, North 50°38'42" East, 452.05 feet to the most Northerly, Northwest corner of afore referenced Block 2;
thence along the North line of said Block 2, South 88°48'24" East, 20.00 feet;
thence departing said North line, South 0°10'58" East 374.11 feet to a point on the South line of Block 2;
thence North 88°48'24" West, 371.68 feet along said South line to the POINT OF BEGINNING.



1

See Preceding Page







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

5/19/2016

JACKIE WORTHY
WILLIAM WORTHY
PO BOX 155
PAYETTE ID 83661

Re: Application for Permit No. 67-15156 Additional Information Required

Dear Applicant:

Your recent application for permit proposing the use of ground water for irrigation is being processed. The application has been assigned a priority date but cannot be processed further until the following items are clarified:

✓ • **8 - Place of Use**

The place of use may be recorded incorrectly. Based on the map provided with the application the location of the proposed project may be in the NESW and NWSE quarter quarters of section 22, township 09N.

attached • **Other**

You mentioned that you want to make this proposed groundwater use your primary source of irrigation water. Please provide an explanation of the reason you wish to replace your surface water use.

Please submit the requested information within thirty (30) days for the application to be processed. You may seek additional time to provide the information by making a written request to interrupt processing for up to six months. The application will be voided without a timely written reply within the next thirty (30) days. Refunds are not issued for voided applications.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Sincerely,

Phill Hummer
Water Resource Agent
Idaho Department of Water Resources
Phone: (208) 334-2190
Email: phill.hummer@idwr.idaho.gov

Enclosure: Copy of Permit Application No. 67-15156

67-15156

Attachment pg 5 - Explanation letter

May 23, 2016

RECEIVED

MAY 25 2016

WATER RESOURCES
WESTERN REGION

Re: Application for Permit No. 67-15156

Explanation for replacing surface water use.

We've owned the property for 11 years and have always had trouble getting water from the ditch because we are last on the line before it runs back into the river. There has never been a set time or day(s) when each property owner has use of the water, so everyone takes it whenever they want for as long as they want. Even if they overwater and it runs into the tail ditch, we have no rights to shut it off at their property.

Up until last year, our neighbor was the ditch rider, so it wasn't too bad. Now that he's quit, we get very little water. The new ditch rider will not answer our calls or texts requesting more or any water.

Also, the Ditch Company puts a chemical in the ditch to kill the moss in the summer. We've never been notified when they plan on doing this, so we've lost three crops over the years.

It's getting too frustrating and costly to continue using the surface water from the Ditch Companies.

William and Jacki Worthy

67-15156

Attachments pg 6 - Explanation Letter

RECEIVED

MAY 13 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) William and/or Jacki Worthy Phone 208-739-6205 J
 Name connector (check one): ☐ and ☐ or ☒ and/or W
 Mailing address P.O. Box 155 City Payette
 State Id Zip 83661 Email cjworthy@msu.com
2. Source of water supply Groundwater 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 #
09N	05W	22			NE	SW	Payette	Ground water	

4. Water will be used for the following purposes:
- Amount 2 for Irrigation purposes from 3/1/90 to 11/15/90 (both dates inclusive)
 (cfs or acre-feet per year) 4/15
- 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)
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5. Total quantity to be appropriated is (a) 2 cubic feet per second (cfs) and/or (b) 2 acre feet per year (af).
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- a. Describe type and size of devices used to divert water from the source. Well pumped into a flood irrigation system
- 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 10" inches; proposed depth of well is 40 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. _____
7. Description of proposed uses (if irrigation only, go to item 8):
- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households _____
- e. Other; describe fully. _____

Superseded by amended application

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
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Total number of acres to be irrigated: 10

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North Payette & Lower Payette

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Will to irrigate 10 acres of farm ground to grow animal feed

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[Signature]
Signature of Applicant

William Worthy
Print Name (and title, if applicable)

[Signature]
Signature of Applicant

Jack Worthy
Print Name (and title, if applicable)

Received by [Signature] Date 5/13/16 Time 10:10 Preliminary check by PH
Fee \$ 100 Received by [Signature] Receipt No. W044190 Date 5/13/16

328226
~~326171~~

Order No. P19741

EXHIBIT A

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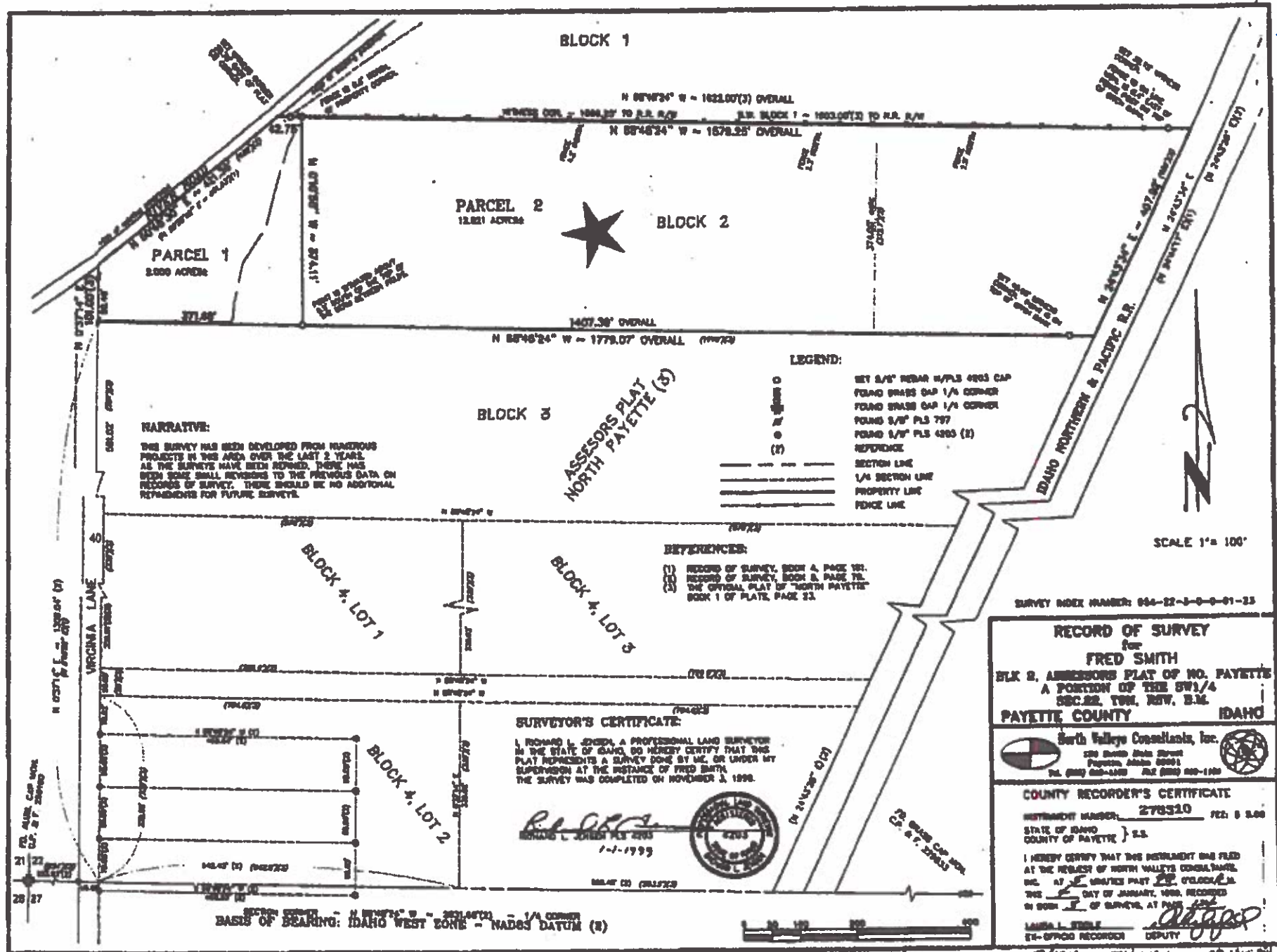
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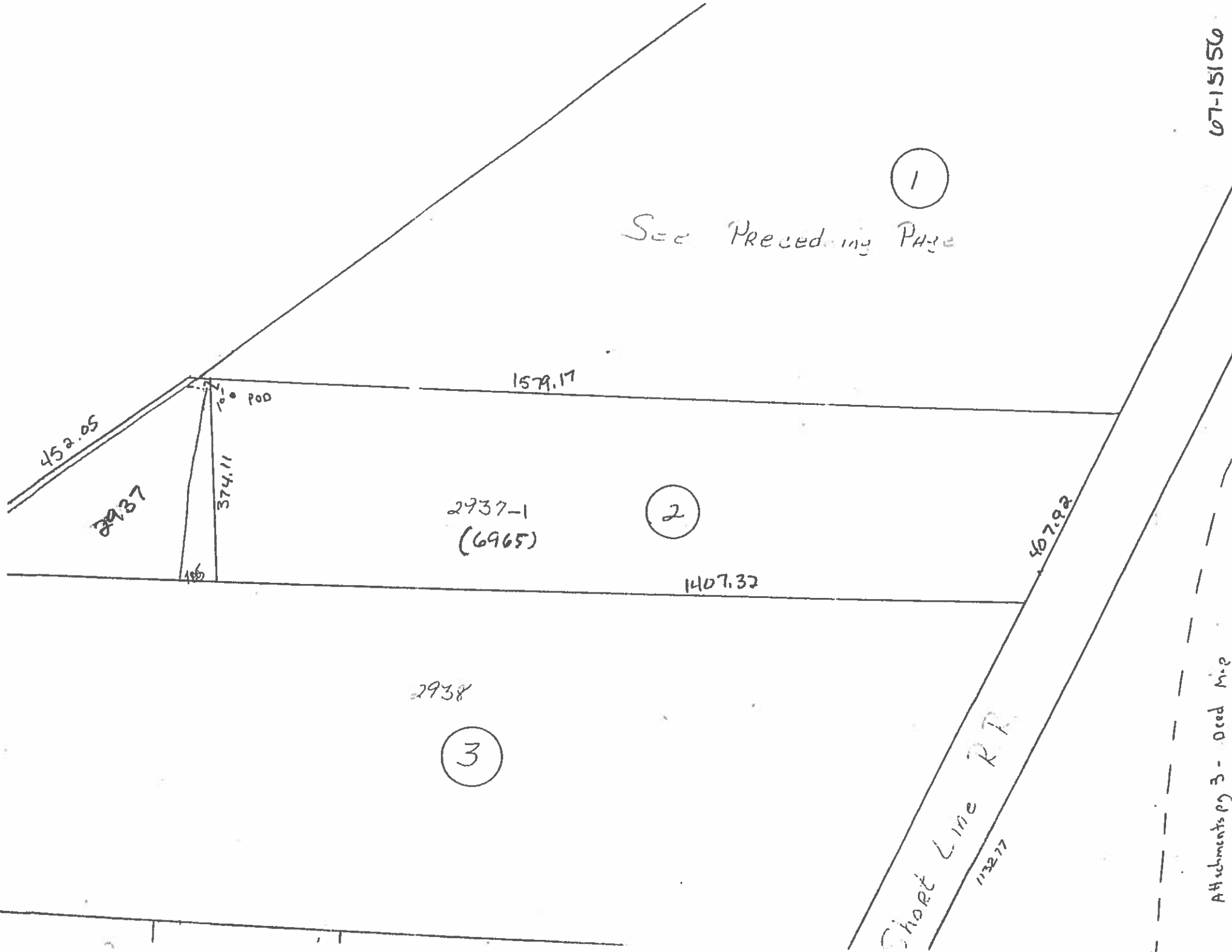


67-15156

Attachment P2- Plat Map

1

See Preceding Page







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

June 9, 2016

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

WILLIAM WORTHY
JACKIE WORTHY
PO BOX 155
PAYETTE, ID 83661

Application for Permit No. 67-15156

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 **INDEPENDENT ENTERPRISE** on 6/15/2016 and 6/22/2016. 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', with a long, sweeping horizontal line extending to the right.

Rachel Neely
Administrative Assistant

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, June 09, 2016 9:46 AM
To: 'LEGALS@IND-ENT.COM'
Subject: Payette Legal Ad
Attachments: Payette Cover Letter.docx; Payette Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ad for publication on 6/15/2016 & 6/22/2016.

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

June 9, 2016

LEGAL NOTICE DEPARTMENT
INDEPENDENT ENTERPRISE
124 S MAIN
PAYETTE, ID 83661

RE: Application for Permit No. 67-15156

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 7/4/2016. 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:

67-15156

WILLIAM WORTHY

JACKIE WORTHY

PO BOX 155

PAYETTE, ID 83661

Point of Diversion L3(NESW) S22 T09N R05W PAYETTE County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 5/13/2016

Place of Use: IRRIGATION

T09N R05W S22 L3(NESW) NWSE

Total Acres: 10

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 7/5/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 6/15/2016 and 6/22/2016



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

5/19/2016

COPY

JACKIE WORTHY
WILLIAM WORTHY
PO BOX 155
PAYETTE ID 83661

Re: Application for Permit No. 67-15156 Additional Information Required

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- **Other**

You mentioned that you want to make this proposed groundwater use your primary source of irrigation water. Please provide an explanation of the reason you wish to replace your surface water use.

Please submit the requested information within thirty (30) days for the application to be processed. You may seek additional time to provide the information by making a written request to interrupt processing for up to six months. The application will be voided without a timely written reply within the next thirty (30) days. Refunds are not issued for voided applications.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Sincerely,

Phill Hummer
Water Resource Agent
Idaho Department of Water Resources
Phone: (208) 334-2190
Email: phill.hummer@idwr.idaho.gov

Enclosure: Copy of Permit Application No. 67-15156

Grimm, Angie

From: JACKI WORTHY [rjworthy@msn.com]
Sent: Tuesday, May 17, 2016 9:01 AM
To: Grimm, Angie
Subject: Re: Attn: Angie Grimm

Thank you so much for your reply. We appreciate everthing you're doing.
Jacki Worthy

----- Original Message -----

From: [Grimm, Angie](#)
To: rjworthy@msn.com
Cc: [Hummer, Phill](#)
Sent: Tuesday, May 17, 2016 8:49 AM
Subject: RE: Attn: Angie Grimm

Roger and Jacki Worthy,

Good morning! Phill sent me your email below requesting expedited processing of your permit application received 5/16/16. The application has been assigned water right number 67-15156 and assigned to Phill for processing. He's agreed he'll do what he can to expedite processing based on your request. Promote responses to his information requests will be vital in expediting the process, but the timeline is likely 2-3 months at the soonest (due to advertising requirements, etc.). I know he'll do his best for you though.

Regards,
Angie

Angela M. Grimm, P.G.
Water Rights Supervisor
IDWR - Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190 phone
(208) 334-2348 fax

From: JACKI WORTHY [<mailto:rjworthy@msn.com>]
Sent: Monday, May 16, 2016 8:11 AM
To: Hummer, Phill
Subject: Attn: Angie Grimm

We were in last Friday and had Phil Hummer help us do a Water Right Application to start the process of drilling an irrigation well for our 10 acres in Payette County. We have been having a hard time getting water from the Ditch Companies who provide us irrigation from the ditch. There isn't any set days or times for any of the properties and we're the last property on the line and the ditch rider will not return our calls. Very frustrating. Is there any way we can get the Water Rights Applicatin expedited so we can drill the well late summer or early fall? Any help you can give us with this would be greatly appreciated. Thank you very much.

Sincerely,

Roger and Jacki Worthy

P.O. Box 155
10660 N River Rd

Payette, Idaho 83661

208-739-6205

rjworthy@msn.com