

FEB 12 2016

Ident. No. 65-23636

RECEIVED
DEC 07 2015
INCOMPLETE
WATER RESOURCES
WESTERN REGION

COMPLETE
WATER RESOURCES
WESTERN REGION
OFFICE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Susan L. Sebastian Phone 208-462-3163
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address PO Box 356 City Garden Valley
 State ID Zip 83622 Email s.sebas@yahoo.com
2. Source of water supply Middlefork Payette River which is a tributary of Payette 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 #
09N	04E	10			NE	NW	Boise	Middlefork Payette	

4. Water will be used for the following purposes:
- Amount 0.02 for irrigation purposes from April 15 to October 15 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount n/a for n/a purposes from n/a to n/a (both dates inclusive)
 (cfs or acre-feet per year)
- Amount n/a for n/a purposes from n/a to n/a (both dates inclusive)
 (cfs or acre-feet per year)
- Amount n/a for n/a purposes from n/a to n/a (both dates inclusive)
 (cfs or acre-feet per year)
5. Total quantity to be appropriated is (a) 0.02 cubic feet per second (cfs) and/or (b) n/a acre feet per year (af).
6. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. Portable 2-3 hp pump with diversion hose into the Middlefork of the Payette River to irrigatable land. (See map for location of diversion hose and irrigatable land).
- b. Height of storage dam n/a feet; active reservoir capacity n/a acre-feet; total reservoir capacity n/a 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 n/a inches; proposed depth of well is n/a feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? n/a; drilling firm n/a; well was drilled for (well owner) n/a; Drilling Permit No. n/a.
7. Description of proposed uses (if irrigation only, go to item 8):
- a. Hydropower; show total feet of head and proposed capacity in kW. n/a
- b. Stockwatering; list number and kind of livestock. n/a
- c. Municipal; complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households n/a
- e. Other; describe fully. n/a

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	04E	10		0.5															0.5
				X															

Total number of acres to be irrigated: 0.5

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?
none that I am aware of

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

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

Provide a 2-3 hp portable pump during times of irrigation with diversion hose into the Middlefork of the Payette for the purpose of irrigating 0.5 acres. This pump and hose will be stored during other months when irrigating is not taking place.

12. Time required for completion of works and application of water to proposed beneficial use is 2.5/3 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.

[Signature]
Signature of Applicant

Signature of Applicant

SUSAN LOUISE SEBASTIAN
Print Name (and title, if applicable)

Print Name (and title, if applicable)

For Department Use:
Received by [Signature] Date 12/7/15 Time 11:35 Preliminary check by DM
Fee \$ 100⁰⁰ Received by [Signature] Receipt No. 11043733 Date 12/7/15

1/2 acre
physical address:
225 Middlefork Rd
Garach Valley

pump

point of
Diversion hose

Water rights for 225 Middlefork Road
parcel # R P 09 N 04 E 1020502 102502
T9N R4E Sec 10 Schiell acres segregation plat Lot 1

65-23631

1/2 acre
physical address:
225 Mubble Fork Rd
Graham Valley
pump

point of
diversion hose

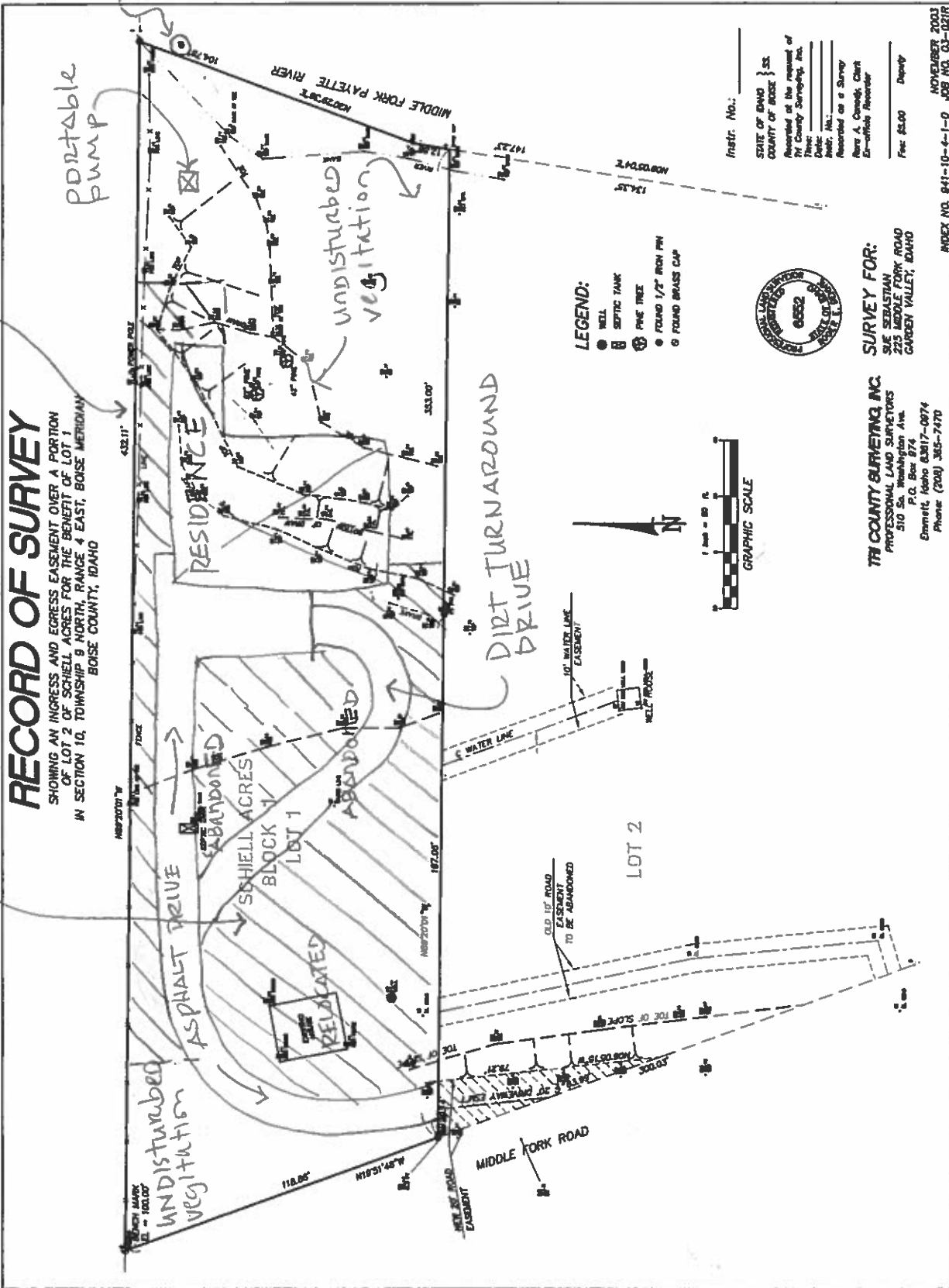
Water rights for 225 Maplefork Road
Parcel # R P 09 N 04 E 102502 102502
T9N R4E Sec 10 Schell acres segregation plat Lot 1

65-23634

1771 PROPOSED IRRIGABLE
area (0.5 ac) for water
rights

RECORD OF SURVEY

SHOWING AN INGRESS AND EGRESS EASEMENT OVER A PORTION
OF LOT 2 OF SCHIELL ACRES FOR THE BENEFIT OF LOT 1
IN SECTION 10, TOWNSHIP 9 NORTH, RANGE 4 EAST, BOISE MERIDIAN
BOISE COUNTY, IDAHO



RECORDED IN Boise County

7TH COUNTY SURVEYING, INC.
PROFESSIONAL LAND SURVEYORS
510 So. Washington Ave.
P.O. Box 874
Emmett, Idaho 83617-0874
Phone (208) 365-7470

SURVEY FOR:
SUE SEBASTIAN
225 MIDDLE FORK ROAD
GARDEN VALLEY, IDAHO

INDEX NO. 941-10-4-1-0 JOB NO. 03-0278
NOVEMBER 2003



- LEGEND:**
- WELL
 - ⊠ SEPTIC TANK
 - ⊙ PINE TREE
 - ⊙ FOUND 1/2" IRON PIN
 - ⊙ FOUND BRASS CAP

Instr. No.:
STATE OF IDAHO }
COUNTY OF BOISE } SS.
Subscribed at the request of
The County Surveying, Inc.
Dated: _____
Instr. No.: _____
Recorded as a Survey
Book A, Cassidy, Clerk
Ex-officio Recorder
Fee: \$2.00 Deputy

65-23636



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

May 13, 2016

SUSAN L SEBASTIAN
PO BOX 356
GARDEN VALLEY, ID 83622

Application for Permit No. 65-23636

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 WORLD on 5/18/2016 and 5/25/2016. 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

Neely, Rachel

From: Neely, Rachel
Sent: Friday, May 13, 2016 8:50 AM
To: 'EDITOR@IDAHOWORLD.COM'
Subject: Boise Legal Ad
Attachments: Boise Cover Letter.docx; Boise Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ad for publication on 5/18/2016 & 5/25/2016.

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

May 13, 2016

LEGAL NOTICE DEPARTMENT
IDAHO WORLD
PO BOX 50248
BOISE, ID 83705

RE: Application for Permit No. 65-23636

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 6/6/2016. 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:

65-23636

SUSAN L SEBASTIAN

PO BOX 356

GARDEN VALLEY, ID 83622

Point of Diversion NENW S10 T09N R04E BOISE County Source MIDDLE FORK PAYETTE RIVER Tributary PAYETTE RIVER

Use: IRRIGATION 03/15 to 10/31 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 2/12/2016

Place of Use: IRRIGATION

T09N R04E S10 NENW

Total Acres: 0.5

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 6/6/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 5/18/2016 and 5/25/2016

Neely, Rachel

From: Neely, Rachel
Sent: Friday, May 13, 2016 8:45 AM
To: 'Ward,Rick'
Subject: Application for Permit No. 65-23636
Attachments: IDFG Recommendation Form.docx; Application for Permit No. 65-23636.pdf

May 13, 2016

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

RE: Application for Permit No. 65-23636

Dear Mr. Ward:

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 6, 2016.

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: Friday, May 13, 2016 8:45 AM
To: Clark, Cynthia (Bridge)
Subject: Application for Permit No. 65-23636
Attachments: Agency Recommendation Form.docx; Application for Permit No. 65-23636.pdf

May 13, 2016

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: Application for Permit No. 65-23636

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 6, 2016.

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: Friday, May 13, 2016 8:46 AM
To: 'wd65@srvinet.com'
Subject: Applications for Permit Nos. 65-23636 and 65-23653
Attachments: Watermaster Recommendation Form.docx; Application for Permit No. 65-23636.pdf; Application for Permit No. 65-23653.pdf

May 13, 2016

RON SHURTLEFF
WATER DISTRICT 65
102 N MAIN
PAYETTE ID 83661

RE: Applications for Permit Nos. 65-23636 & 63-23653

Dear Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right applications. Copies of the applications are enclosed with this email for your reference. Please review the applications, complete a recommendation form, and submit your reply, if any, to this office by June 6, 2016.

IDWR will assume you do not object to these applications if a timely response is not received. Please contact me if you have any questions in this matter. 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

Merriman, Danielle

From: Merriman, Danielle
Sent: Monday, May 09, 2016 2:22 PM
To: 'susan sebastian'
Subject: RE: Application for Permit 65-23636

Ms. Sebastian,

Your reply from Friday was sufficient. Your application is complete and I have put it into advertising.

Thank you for your prompt reply. Again, I am sorry for missing the mistake earlier.

Sincerely,

Danie Merriman
Water Resource Agent
Idaho Department of Water Resources
Phone: (208) 334-2190
Fax: (208) 334-2348
Email: danie.merriman@idwr.idaho.gov

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

From: susan sebastian [<mailto:s.sebas@yahoo.com>]
Sent: Friday, May 06, 2016 7:33 PM
To: Merriman, Danielle
Subject: Re: Application for Permit 65-23636

of course I want to amend it since I thought this was already completed. What do I have to do so I can get this permit secured?

Please contact me either by email or call me at 208/781-0465.

Thank you,

Sue Sebastian

On Fri, 5/6/16, Merriman, Danielle <Danielle.Merriman@idwr.idaho.gov> wrote:

Subject: Application for Permit 65-23636
To: "s.sebas@yahoo.com" <s.sebas@yahoo.com>
Date: Friday, May 6, 2016, 9:39 AM

Good Afternoon Ms.

Sebastian,

This email is a follow up to the application for permit you submitted in February. There is an error with the description of the place of use on your application for permit. Currently, you are requesting to irrigate a half an acre of land in the NWNE corner of T09N R04E Sec 10. Based on the POD described and the attached map, you are actually going to be beneficially using the water in the NENW corner. I apologize for not catching this when you came into the office earlier! Would you please confirm that you would like to amend your application to describe the POU in the NENW quarter of T09N R04E Sec10? Once this is confirmed, we can continue processing your application and advertise your request. Please call me if you have any questions.

Thank you!

Danie Merriman

Water Resource Agent,
Senior
Idaho Department of
Water Resources
Phone: (208)
334-2190
Fax: (208)
334-2348
Email:
danie.merriman@idwr.idaho.gov



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

12/18/2015

COPY

SUSAN SEBASTIAN
PO BOX 356
GARDEN VALLEY ID 83622

Re: Water Right Application Incomplete - Returned

Dear Applicant:

This office received your application on 12/07/2015. The application cannot be accepted into the records of the Idaho Department of Water Resources (IDWR) until the following items are addressed:

3 - Point of Diversion(s) was not provided.

The please include the 40 acre-tract description of where your well is located. Based on your included map, this may be the NE quarter of the NW quarter.

4 - Proposed Beneficial Use(s).

The description of the place of use (section 8) includes the symbol "j". This symbol is used to indicate the location where water will be used for aesthetic purposes. Either include aesthetic as a beneficial use with a period of time an amount or remove the "j" symbol from the place of use grid.

5 - Total Quantity.

If you have added an aesthetic as a beneficial use or made any other changes to the proposed uses please amend the total quantity to be appropriated to reflect those changes.

7 - Description of Proposed Use.

Part e of this section needs to be complete with a description of the proposed aesthetic use indicated in the place of use table. This section may remain blank if you are not proposing aesthetic use.

8 - Place of Use.

If the proposed project does not contain aesthetic use please remove the "j" symbol from the POU location grid.

The original incomplete application is enclosed. Please make the necessary amendments to the original form and re-submit within the next thirty (30) days. If IDWR does not receive your written response within thirty (30) days, a refund will be issued for this filing. This letter is an attempt to ensure that your application is complete in order to establish a priority date. You may receive future correspondence regarding more specific details of your application. IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please consult the IDWR website or contact this office at 208-334-2190 and ask for the "office day person" if you have any questions about the necessary information or fee.

Sincerely,

Western Region Water Rights Staff

Enclosure: Original Application

RECEIVED
DEC 07 2015
 WATER RESOURCES
 WESTERN REGION

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

Ident. No. _____

COPY

1. Name of applicant(s) Susan L. Sebastian Phone 208-462-3163
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address PO Box 356 City Garden Valley
 State ID Zip 83622 Email s.sebas@yahoo.com
2. Source of water supply Middlefork Payette River which is a tributary of Payette 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 #
09N	04E	10					Boise	Middlefork Payette	

4. Water will be used for the following purposes:
- Amount 0.02 for irrigation purposes from April 15 to October 15 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount n/a for n/a purposes from n/a to n/a (both dates inclusive)
 (cfs or acre-feet per year)
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 (cfs or acre-feet per year)
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6. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. Portable 2-3 hp pump with diversion hose into the Middlefork of the Payette River to irrigatable land. (See map for location of diversion hose and irrigatable land).
- b. Height of storage dam n/a feet; active reservoir capacity n/a acre-feet; total reservoir capacity n/a 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 n/a inches; proposed depth of well is n/a feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? n/a; drilling firm n/a;
 well was drilled for (well owner) n/a; Drilling Permit No. n/a.
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- a. Hydropower; show total feet of head and proposed capacity in kW. n/a
- b. Stockwatering; list number and kind of livestock. n/a
- c. Municipal; complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households n/a
- e. Other; describe fully. n/a

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	04E	10		0.5															0.5
				J															

Total number of acres to be irrigated: 0.5

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?

none that I am aware of

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- b. Who owns the land to be irrigated or place of use? owner
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: n/a

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

Provide a 2-3 hp portable pump during times of irrigation with diversion hose into the Middlefork of the Payette for the purpose of irrigating 0.5 acres. This pump and hose will be stored during other months when irrigating is not taking place.

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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.


Signature of Applicant

Signature of Applicant

SUSAN LOUISE SEBASTIAN
Print Name (and title, if applicable)

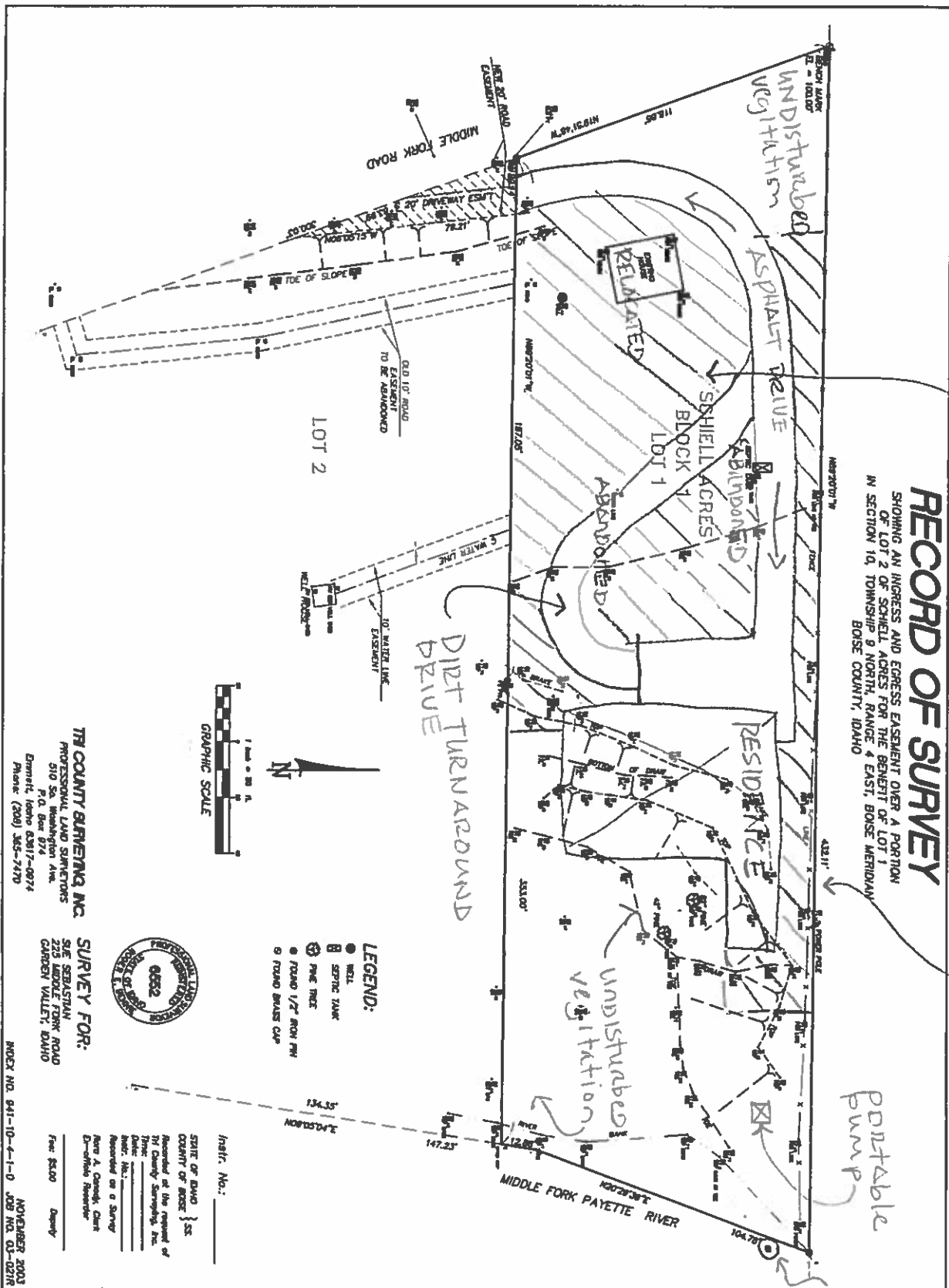
Print Name (and title, if applicable)

Received by  Date 12/7/15 Time 11:35 Preliminary check by _____
Fee \$ 100.00 Received by  Receipt No. WD43733 Date 12/7/15

PROPOSED irrigatable area (0.5 ac) for water rights

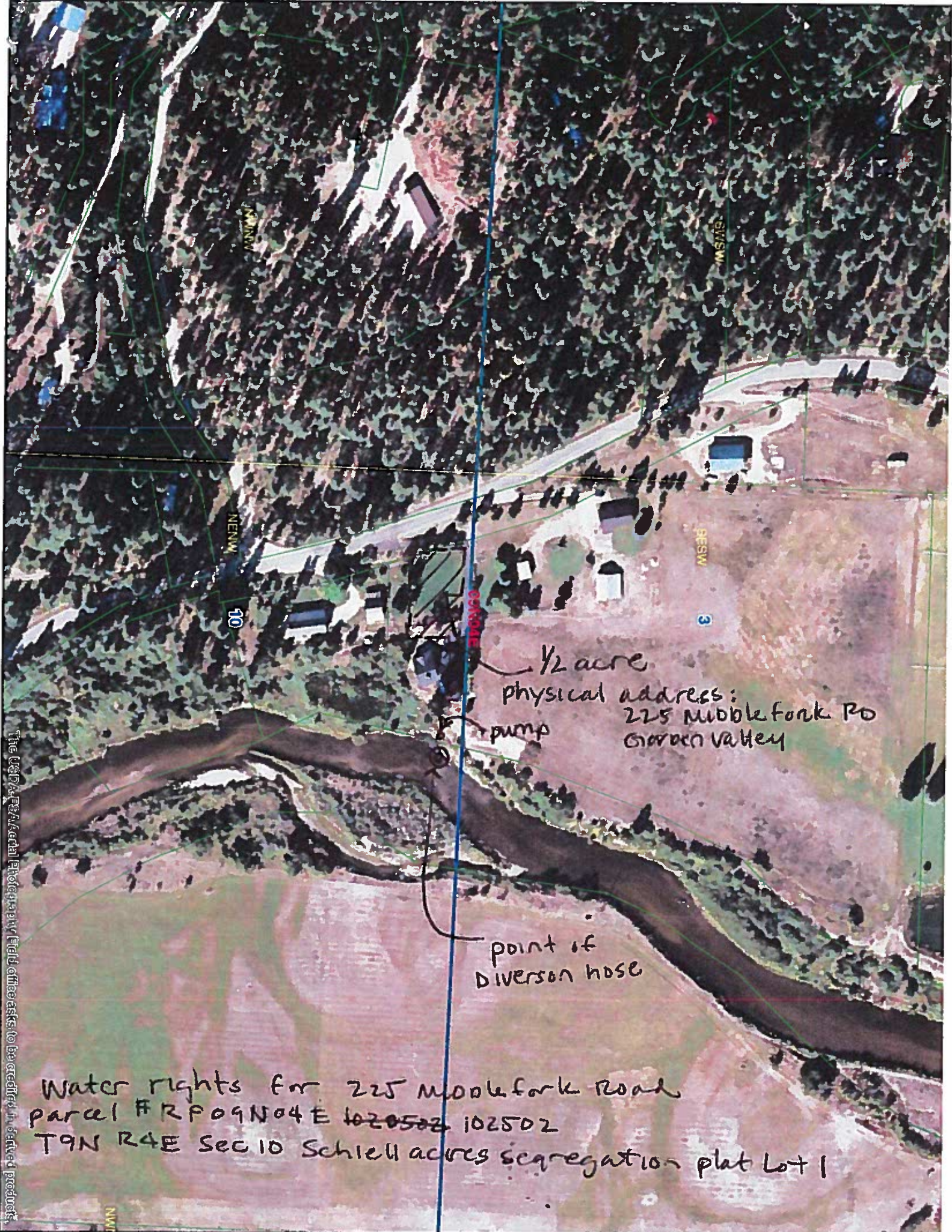
RECORD OF SURVEY

SHOWING AN EGRESS AND EGRESS EASEMENT OVER A PORTION OF LOT 2 OF SCHIELL ACRES FOR THE BENEFIT OF LOT 1 IN SECTION 10, TOWNSHIP 9 NORTH, RANGE 4 EAST, BOISE MERIDIAN BOISE COUNTY, IDAHO



Recorded in Boise County

Point of DIVERSION



The USDA Forest Service Photo Library Field office asks to be credited in derived products.

Water rights for 225 Middlefork Road
parcel # R P 09 N 04 E 1020502 102502
T9N R4E Sec 10 Schiell acres segregation plat Lot 1