

DEC 14 2015

IDWR / NORTH

80582

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

Ident. No. 86-12039

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DEC 23 2015

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1. Name of applicant(s) FRENCH CATTLE LLC Phone 208-877-1600
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address PO BOX 164 City DEARY
 State ID Zip 83823 Email WEBB@QUALITY-CONTRACTORS.COM
2. Source of water supply RUNOFF/UNNAMED STREAM which is a tributary of CORRAL CREEK
3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
40N	01W	28			NE	NW	LATAH	RUNOFF	POND 1
40N	01W	28			NE	NW	LATAH	RUNOFF	POND 2
40N	01W	28			SE	NW	LATAH	UNNAMED STREAM	POND 3

4. Water will be used for the following purposes:
- Amount 0.20 CFS for DIVERSION TO STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 3.6 AF for WILDLIFE STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 3.6 AF for FIRE PROTECTION STOR purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 3.4 AF for DOMESTIC STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
5. Total quantity to be appropriated is (a) 0.20 cubic feet per second (cfs) and/or (b) 4.6 acre feet per year (af).
6. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. APPLICANT HAS 3 PONDS, ALL WITH AVERAGE DAM HEIGHT OF 10 FT. Water is piped from ponds to include SW NW. WF
- b. Height of storage dam 10 feet; active reservoir capacity 3.6 acre-feet; total reservoir capacity 3.6 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 _____ 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. _____.
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. 30 HEAD MIXED STOCK
- c. Municipal; complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households 1
- e. Other; describe fully. WILDLIFE, FIRE PROTECTION, AND STOCKWATER STORAGE

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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	
40N	01W	28					D		S	F/S									
							F/S			W									
							W												

Total number of acres to be irrigated: _____

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?

10. 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:

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

APPLICANT HAS 3 PONDS AND IS APPLYING TO USE WATER FROM THE PONDS FOR STORAGE PURPOSES FOR WILDLIFE AND FIRE PROTECTION. PONDS WILL BE USED TO SUPPLY STOCKWATER AND 2 OF THE PONDS WILL BE USED TO SUPPLY WATER TO FUTURE HOME.

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.

Signature of Applicant

Webb French Manager

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

For Department Use:

Received by [Signature] Date 12/14/15 Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by [Signature] Receipt No. N031665 Date 12/14/15

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Season of Use/Purpose of Use Supplement

Ident. No. **RECEIVED**
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Attachment to: ☒ Application for Permit to Appropriate Water ☐ Adjudication Claim ☐ Beneficial Use Field Report
☐ Application for Amendment of Permit ☐ Statutory Claim

Water will be used for the following purposes:

Amount 0.6 AF for DOMESTIC FROM STOR purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)

Amount 4.0 AF for STOCKWATER STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)

Amount 0.4 AF for STOCKWATER FROM STR 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)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)

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(cfs or acre-feet per year)

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(cfs or acre-feet per year)

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(cfs or acre-feet per year)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)

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FRENCH CATTLE LLC APPLICATION
POND ANALYSIS SHEET

POND 1 (RUNOFF): 60 FT X 100 FT = 6,000 SQFT / 43,560 = 0.14 X 10 FT DEEP = 1.4 AF
 POND 2 (RUNOFF): 30 FT X 40 FT = 1,200 SQFT / 43,560 = 0.03 X 10 FT DEEP = 0.3 AF
 POND 3 (UNNAMED STREAM): 40 FT X 70 FT = 2,800 SQFT / 43,560 = 0.06 X 10 FT DEEP = 0.6 AF
 (TOTAL SURFACE AREA FOR ALL 3 PONDS = 0.23 AC OR 10,000 SQFT)
 EVAPORATION (ALL 3 PONDS): 623 GPD X 365 DAYS / 325,850 GAL/AF = 0.7 AF
 SEEPAGE (POND 1 AND 2 ONLY): 539 GPD X 365 DAYS / 325,850 GAL/AF = 0.6 AF
 DOMESTIC FOR 1 HOME = 0.6 AF
 STOCKWATER: 30 HEAD MIXED STOCK X 12 GPD X 365 DAYS / 325,850 GAL/AF = 0.4 AF

0.20 CFS	DIVERSION TO STORAGE		
3.6 AF	WILD LIFE STORAGE	A) POND SIZE	2.3 AF
		B) EVAPORATION	0.7 AF
		C) SEEPAGE	0.6 AF
		TOTAL	3.6 AF
3.6 AF	FIRE PROTECTION STORAGE	A) POND SIZE	2.3 AF
		B) EVAPORATION	0.7 AF
		C) SEEPAGE	0.6 AF
		TOTAL	3.6 AF
3.4 AF	DOMESTIC STORAGE (POND 1 AND POND 2)	A) POND SIZE	1.7 AF
		B) EVAPORATION	0.5 AF
		C) SEEPAGE	0.6 AF
		D) DOMESTIC	0.6 AF
		TOTAL	3.4 AF
0.6 AF	DOMESTIC FROM STORAGE		
4.0 AF	STOCKWATER STORAGE	A) POND SIZE	2.3 AF
		B) EVAPORATION	0.7 AF
		C) SEEPAGE	0.6 AF
		D) STOCKWATER	0.4 AF
		TOTAL	4.0 AF
0.4 AF	STOCKWATER FROM STORAGE		
4.6 AF TOTAL STORAGE (POND SIZE + DOMESTIC USE + STOCKWATER)			
0.2 CFS DIVERSION RATE			

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FRENCH CATTLE LLC APPLICATION MAP DEC 23 2015



Legend

-  Taxlots
-  Sections
-  QQ

0 0.05 0.1 0.2 Miles



Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, December 29, 2015 11:44 AM
To: Cynthia.Barrett@deq.idaho.gov; rhennekey@idfg.idaho.gov
Subject: RE: Application for Permit No. 86-12039
Attachments: app-map-snd-pond-info-86-12039.pdf

Dear Cindy and Ray:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is attached for your reference.

This is being scheduled for publication in the Moscow-Pullman Daily News on January 7 and 14, 2016, with January 25 as final date for protests to be received in our office.

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication.

Please contact Shaun Maxey in this office if you have any questions regarding the application.

Sincerely,

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
208-762-2800 Fax 208-762-2819

Maxey, Shaun

From: Maxey, Shaun
Sent: Tuesday, December 15, 2015 4:46 PM
To: 'webb@quality-contractors.com'
Subject: Water Right Application for Permit
Attachments: App-for-permit-80582.pdf

Mr. French:

Please contact me at (208) 762.2800 about the Water Right Application for Permit for French Cattle LLC. This was received on December 14th.

There appears to be an error regarding the Stockwater Place of Use that must be corrected before we can proceed with the Application. I have attached a copy of the Application and map .

Shaun Maxey

Shaun M. Maxey
Sr. Water Resource Agent
Idaho Department of Water Resources, Northern Region
7600 N Mineral DR Suite 100
Coeur d'Alene, ID 83815-7763
Phone (208) 762.2816 /2800
Fax (208) 762.2819
www.idwr.idaho.gov

Maxey, Shaun

From: Maxey, Shaun
Sent: Tuesday, December 29, 2015 3:45 PM
To: 'webb@quality-contractors.com'
Cc: Falk, John
Subject: Dam Safety for AISC & French Cattle Applications for Permit
Attachments: 86-12038aisc-permit-app.pdf; 86-12039-french-cattle--permit-app.pdf

Mr. French:

Your Applications for permit are being processed by IDWR.

Please contact John Falk at our State Office in Boise regarding safety requirements for your dams. His number is (208) 287-4927.

Thanks,

Shaun Maxey

Shaun M. Maxey
Sr. Water Resource Agent
Idaho Department of Water Resources, Northern Region
7600 N Mineral DR Suite 100
Coeur d'Alene, ID 83815-7763
Phone (208) 762.2816 /2800
Fax (208) 762.2819
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State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

December 29, 2015

GARY SPACKMAN
Director

FRENCH CATTLE LLC
PO BOX 164
DEARY, ID 83823

Application For Permit No. 86-12039

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.

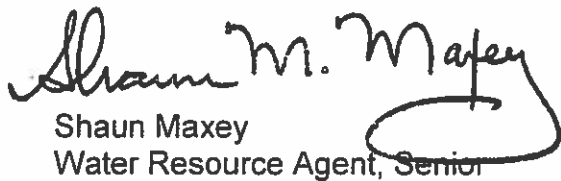
A legal notice of the application has been prepared and is scheduled for publication in the MOSCOW PULLMAN DAILY NEWS on 1/7/2016 and 1/14/2016. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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,


Shaun Maxey
Water Resource Agent, Senior

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, December 29, 2015 4:16 PM
To: Legal Notices-MoscowPullmanDailyNews
Cc: Maxey, Shaun
Subject: Application for Permit No. 86-12038, 86-12039
Attachments: LegalNotice 12-29-15 MP e-mail 86-12038, 12039.doc

Hi, Karen

I understand you are out of the office until the first Monday of the year 2016. That sounds like a time away - far off, doesn't it? Enjoy your time off.

Please publish the enclosed legal notice on the dates indicated, January 7 and 14, 2016, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

This, for only having 2 applications, turned out to be quite long.

I'm trusting that by getting this to you, hopefully very close to press ready – for 2-column, 8pt, Dutch 811 font, that it will be able to make the requested publication dates starting January 7th. Maybe close enough to press ready to be able to be copied and pasted.

Please note the areas under **USE** containing dates and water amounts that are offset and lined up. Our legal should appear in this format. This area is tight this time because of the long usage names contained therein. We do need a little space between the usage dates and the amounts of water.

Please also send a **proof/preview** copy for my review before this actually goes to press.

If you have any questions, please contact me as early as possible.

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 1/25/2016. Your cooperation is appreciated.

Karen, it is **always** a pleasure to work with you. I hope someday we can meet in person.

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
208-762-2800 Fax 208-762-2819

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

86-12038

AISC LLC

1311 BRUSH CREEK RD

DEARY, ID 83823

Point of Diversion SWSE S30 T40N R01W LATAH County

Source RUNOFF

Use: DIVERSION to Storage	01/01 to 12/31	0.2 CFS
Use: DOMESTIC from Storage	01/01 to 12/31	0.6 AF
Use: DOMESTIC Storage	01/01 to 12/31	9.4 AF
Use: FIRE Protection Storage	01/01 to 12/31	8.8 AF
Use: IRRIGATION from Storage	04/01 to 10/31	9 AF
Use: IRRIGATION Storage	01/01 to 12/31	17.8 AF
Use: STOCKWATER from Storage	01/01 to 12/31	0.4 AF
Use: STOCKWATER Storage	01/01 to 12/31	9.2 AF
Use: WILDLIFE Storage	01/01 to 12/31	8.8 AF
Total Diversion:		18.8 AF

Date Filed: 12/14/2015

Place of Use: DIVERSION to Storage

T40N R01W S30 SWSE

Place of Use: DOMESTIC Storage T40N R01W S30 SWSE

Place of Use: WILDLIFE Storage, STOCKWATER Storage, FIRE PROTECTION Storage and IRRIGATION Storage, same as DOMESTIC Storage.

Place of Use: DOMESTIC from Storage

T40N R01W S30 SWSE

Place of Use: STOCKWATER from Storage & IRRIGATION from Storage SAME AS DOMESTIC from Storage.

Total Acres: 3

Domestic use is for 1 home.

Stockwater use is for 30 head of mixed stock.

86-12039

FRENCH CATTLE LLC

PO BOX 164

DEARY, ID 83823

Point of Diversion NENW S28 T40N R01W LATAH County

Source RUNOFF

Point of Diversion NENW S28 T40N R01W LATAH County

Source RUNOFF

Point of Diversion SENW S28 T40N R01W LATAH County

Source UNNAMED STREAM tributary CORRAL CREEK

Use: DIVERSION to Storage	01/01 to 12/31	0.2 CFS
Use: DOMESTIC from Storage	01/01 to 12/31	0.6 AF
Use: DOMESTIC Storage	01/01 to 12/31	3.4 AF
Use: FIRE Protection Storage	01/01 to 12/31	3.6 AF
Use: STOCKWATER from Storage	01/01 to 12/31	0.4 AF
Use: STOCKWATER Storage	01/01 to 12/31	4 AF
Use: WILDLIFE Storage	01/01 to 12/31	3.6 AF
Total Diversion:		0.2 CFS

Date Filed: 12/23/2015

Place of Use: DIVERSION to Storage

T40N R01W S28 NENW SENW

Place of Use: DOMESTIC Storage

T40N R01W S28 NENW SENW

Place of Use: WILDLIFE Storage, STOCKWATER Storage, FIRE PROTECTION Storage same as DOMESTIC Storage.

Place of Use: STOCKWATER from Storage

T40N R01W S28 NENW SWNW SENW

Place of Use: DOMESTIC from Storage

T40N R01W S28 NENW

Domestic use is for 1 home

Stockwater use is for 30 head of mixed stock.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208) 762-2800; or for a full description of the right(s), please see:

www.idwr.idaho.gov/apps/ExtSearch/VRFiling.asp.

Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 Mineral Drive, Suite 100, Coeur D' Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 1/25/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 1/7/2016 and 1/14/2016