

NOV 12 2015

DEPARTMENT OF
WATER RESOURCES

Page 1

Ident. No. 75-14813

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES*- Amended -* APPLICATION FOR PERMIT *- Amended -*

To appropriate the public water of the State of Idaho

1. Name: CACHE MORSE AND
ANITRA NEWCOMB
372 W ELKHORN ROAD
SALMON ID 83467
(208) 894-4517

2. Source: GROUND WATER

3. Location of Point of Diversion:

#1 GROUND WATER L9 (NW1/4SW1/4) Sec. 10, Twp 18N, Rge 21E, B.M. LEMHI County

4. Water will be used for the following purposes:

Purpose	From	To	RATE OF DIVERSION
IRRIGATION	04/01	to 10/31	0.05 CFS
DOMESTIC	01/01	to 12/31	0.04 CFS

5. Total quantity to be appropriated is: 0.09 CFS

6. Proposed diverting works:

POINT OF DIVERSION #1

a. Type and size of devices used to divert water from the source: 5/8" HOSE AND SPRINKLER,
MANUALLY MOVED AROUND PASTURES

b. Height of storage dam _____ feet;

Active reservoir capacity _____ acre-feet;

Total reservoir capacity _____ acre-feet.

c. Proposed well diameter is _____ inches;

Proposed depth of well is 40 feet.

d. Is ground water with a temperature of greater than 85F being sought? N

e. If well is already drilled, when? 8/31/2015;

Drilling Firm: INDEPENDENT DRILLING;

Drilling Permit No. 876431.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 year(s).

8.

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
18N 21E 10											1.7						1.7
											L9						

Total Acres: 1.7

AMENDED Application

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
18N 21E 10	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
									X								L 9

9a. Who owns the property at the point of diversion? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

9b. Who owns the land to be irrigated or place of use? If other than applicant, describe the arrangement enabling the applicant to make this filing.

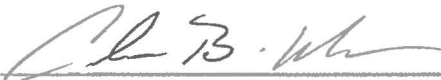
APPLICANT

10. Remarks:

Propose to use domestic well for both home and fenced pastures, with 100 gallon water trough for 2 horses. Lawn and garden watering also included.

11. Map of proposed point of diversion and place of use attached? ☐

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.


Applicant

11-8-2015
Date


Applicant

11-8-15
Date

Received by _____ Date _____ Time _____ Preliminary check by _____

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

Receipt No. W043509

Date: 9-21-2015

Received by: _____

State of Idaho
Department of Water Resources
Application For Permit
75-14813

Place of Use for Irrigation



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.03 0.06 0.12 Miles



State of Idaho
Department of Water Resources
Application For Permit
75-14813

Place of Use Domestic

21E



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.02 0.04 0.08 Miles



RECEIVED

SEP 21 2015

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

RECEIVED

OCT 02 2015

Department of Water Resources
Eastern Region

Ident. No.

RECEIVED

OCT 23 2015

DEPARTMENT OF
WATER RESOURCES

1. Name of applicant(s) CACHE MORSE Phone 208-894-4517
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 372 W ELKHORN ROAD City SALMON
 State ID _____ Zip 83467 Email SPARKY883@AOL.COM
2. Source of water supply WELL which is a tributary of SALMON 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 #
18N	21E	10			NW	SW	LEMHI	DOMESTIC WELL	D0068283

4. Water will be used for the following purposes:
- Amount 30 gpm for Pasture irrigation purposes from 4/1 to 9/30 (both dates inclusive)
 Amount .09 (cfs or acre-feet per year)
 Amount 30 gpm for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
 Amount .04 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated is (a) 0.13 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. 5/8" hose and sprinkler, manually moved around Pastures
- b. Height of storage dam N/A feet; active reservoir capacity N/A 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 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 existing 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? 8-31-15; drilling firm Independent Drilling; well was drilled for (well owner) Cache Morse; Drilling Permit No. 876431
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. 2 horses
- c. Municipal; complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households 1
- e. Other; describe fully. _____

Superseded by Amended Application that was received
 11/12/15 Steven Visosky 11/12/15

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.

CW 10/19/15

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
18N	21E	10										3							
												D							

Total number of acres to be irrigated: 3

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 domestic, garden, lawn, WATER Trough (100 gal)

10. a. Who owns the property at the point of diversion? CACHE MORSE

b. Who owns the land to be irrigated or place of use? CACHE MORSE

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.

Propose to use domestic well for both home, and fenced pastures containing 2 horses. lawn and garden watering also included.

CW 10/19/15

12. Time required for completion of works and application of water to proposed beneficial use is 3.5 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.

CACHE MORSE
Signature of Applicant

CACHE B MORSE
Print Name (and title, if applicable)

Anitra Newcomb
Signature of Applicant

Anitra Newcomb (wife)
Print Name (and title, if applicable)

Received by CS Date 9/21/15 Time 11:00 Preliminary check by W043509
Fee \$ 100.00 Receipted by CS Receipt No. W043509 Date 9/21/15



Ek Horn Rd

10/19/15

Camas Way

NEWCOMB-MORSE

IRRIGATION

NEWCOMB-MORSE

IRRIGATION

NEWCOMB-MORSE

IRRIGATION

well

Lupine Way





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 10, 2015

IDAHO DEPARTMENT OF ENVIRONMENTAL QUALITY
900 NORTH SKYLINE SUITE B
IDAHO FALLS, ID 83402

RE: Application for Permit No. 75-14813, 75-14815, 75-14816 and 75-14817

Dear Interested Party:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right applications. I have enclosed a copy of the applications for your reference.

This office can publish notice of the application and transfer 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 these applications, 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 this office if you have any questions regarding the application.

Sincerely,

A handwritten signature in cursive script that reads "Jean Hersley".

Jean Hersley
Technical Records Specialist II

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 10, 2015

IDAHO DEPARTMENT OF FISH & GAME
ATTN: TOM BASSISTA
4279 COMMERCE WAY
IDAHO FALLS ID 83401

RE: Applications for Permit 75-14813, 75-14815, 75-14816 and 75-14817

Dear Interested Party:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced and applications for permit. I have enclosed a copies of the applications for your reference.

This office can publish notice of the application and transfer 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 these applications, 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 this office if you have any questions regarding the application.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Dept of Fish & Game- Salmon office



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0008

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

G.L. BUTCHER
Commissioner

GARY SPACKMAN
Director

December 9, 2015

CACHE MORSE
ANITRA NEWCOMB
372 W ELKHORN ROAD
SALMON, ID 83467

Application For Permit No. 75-14813

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 RECORDER HERALD on 12/17/2015 and 12/24/2015. 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,

Jean Hersley
Technical Records Specialist

Legal Notice Department

Recorder Herald
PO Box 310
Salmon ID 83467

RE: Legal Ad for your paper

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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, PO Box 83720, Boise, Idaho, 83720-0098 before January 4, 2016. Your cooperation is appreciated.

Sincerely

Jean Hersley
Technical Records Specialist II
IDWR State Office
322 E Front St
Boise ID 83720
208-287-4942
jean.hersley@idwr.idaho.gov

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

75-14813

CACHE MORSE
ANITRA NEWCOMB
372 W ELKHORN ROAD
SALMON, ID 83467
Point of Diversion L9(NWSW) S10 T18N R21E LEMHI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
0.04 CFS
Use: IRRIGATION
04/01 to 10/31
0.05 CFS
Total Diversion:
0.09 CFS
Date Filed: 10/23/2015
Place Of Use: IRRIGATION DOMESTIC
T18N R21E S10 L9(NWSW)
Total Acres: 1.7

This application proposes the diversion and use of water from ground water tributary to the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

75-14815

LIVING TRUST OF ROSS E BROWN & LOIS L BROWN
3204 HWY 93N
GIBBONSVILLE, ID 83463
Point of Diversion SESE S26 T26N R21E LEMHI County
Source GROUND WATER
Use: IRRIGATION
04/01 to 10/31
0.03 CFS
Total Diversion:
0.03 CFS
Date Filed: 10/26/2015
Place Of Use: IRRIGATION
T26N R21E S26 NESE SESE
Total Acres: 1

This application proposes the diversion and use of water from ground water tributary to the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because the diversion rate and acre will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

75-14816

JAMES R NEWTON
MARTHA J NEWTON
1 PENTLAND RD
GIBBONSVILLE, ID 83463-4903
Point of Diversion NENW S26 T26N R21E LEMHI County
Source NORTH FORK SALMON RIVER Tributary SALMON RIVER
Use: IRRIGATION
04/01 to 10/31
0.12 CFS
Total Diversion:
0.12 CFS
Date Filed: 10/26/2015
Place Of Use: IRRIGATION
T26N R21E S25 SWSW
T26N R21E S26 NESE SESE
Total Acres: 4.2

This application proposes the diversion and use of water from a tributary of the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

75-14817

DARRELL SANDBERG
DIANEL SANDBERG
3185 HWY 93 N
GIBBONSVILLE, ID 83463
Point of Diversion NENW S26 T26N R21E LEMHI County
Source NORTH FORK SALMON RIVER Tributary SALMON RIVER
Use: IRRIGATION
04/01 to 10/31
0.04 CFS
Total Diversion:
0.04 CFS
Date Filed: 10/30/2015
Place Of Use: IRRIGATION
T26N R21E S25 SWSW
Total Acres: 1.5

This application proposes the diversion and use of water from a tributary of the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the State office at (208) 287-4800; or for a full description of the right(s), please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.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, State Office, 322 E Front St, PO Box 83720, Boise, ID 83720 together with a protest fee of \$25.00 for each application on or before 1/4/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 12/17/2015 and 12/24/2015

M E M O R A N D U M

Date: December 8, 2015
To: Water Right File 75-14813
From: Steven Visosky
Re: Application for Permit Review

Applicant

Application for Permit 75-14813 was filed by Cache Morse on 09-21-2015 and was returned on 10-13-2015 to address incomplete information. The completed application was received on 10-23-2015. The completed application was returned on 11-06-2015 to add Anitra Newcomb (spouse to Cache Morse) to the application as she is listed as the property owner of two of the three lots associated with the application. The amount of land irrigated and the rate of diversion were both reduced to reflect the actual size of the property owned by the applicants. This updated application was received on 11-12-2015 however the priority date should remain 10-23-2015 as the volume and acres were reduced from the original completed application.

According to 01-20-2015 taxlot information from Lemhi County, two of the three taxlots described in the application are owned by Anitra Newcomb and one taxlot is owned by Jose B Gonzales. The applicants submitted a copy of the property deed dated 2-4-2015 from Lemhi County confirming the ownership of the property that was previously owned by Jose B Gonzales.

Source & POD

The proposed source of the water is ground water from an existing well that was drilled on 08-31-2015. The well is 40' deep and will supply the water for both uses of the permit. According to Application Processing Memo No. 70, Water delivery No. 3, all surface water rights and ground water rights diverted from hydraulically connected to the Wild and Scenic River reaches upstream from the ending points will be recorded, tracked, and administered as anticipated under the provisions of the Wild and Scenic Agreement.

The applicant was sent an IDWR's additional local public interest information request on 11-06-2015. Thirty days passed and no additional information was submitted by the applicant as of 12-08-2015.

Use

The proposed uses of the application are domestic and irrigation. The domestic use is for one house that was built in 1970 according to Lemhi County records. The irrigation use proposed is for pastures containing 2 horses along with lawn and garden irrigation.

POU

The Place of Use proposed is within the Wild and Scenic Watershed of the Salmon River. The

applicants have proposed 1.7 acres of irrigation on three taxlots owned by one or both of the applicants (see applicant notes). The domestic use is for one home and will not include irrigation as all irrigation will be covered under the irrigation use.

POU/POD overlap analysis

Water Rights 75-7009, 75-7114, and 75-7497 owned by Elk Bend Mutual Water Co. are for domestic use and directly overlap the Place of Use with this permit. The applicant may have the opportunity to obtain domestic water from Elk Bend Mutual Water Co.

There are no overlaps with the Point of Diversion associated with this permit. There are two other wells inside of the QQ associated with this application however they appear to be undocumented domestic water rights that do not directly overlap with this application.

RECEIVED

NOV 09 2015

**DEPARTMENT OF
WATER RESOURCES**

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.: 240279

FOR VALUE RECEIVED

Micaela A. Gonzales an unmarried woman

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Anitra Newcomb and Cache Morse, wife and husband

whose current address is

**372 W. Elkhorn Rd.
Salmon, ID 83467**

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

Lot 3 in Block 8 of Salmon River Estates Unit No. 1, according to the official plat thereof, file in book 2 of plats at pages 25-31 official records of Lemhi County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Received in mail from
Cache Morse per email
request dated Nov. 6 2015

Steven Visosky


Dated: 01/21/2015

Micaela A. Gonzales
Micaela A. Gonzales

State of California } ss
County of Riverside }

On this 21st day of January, 2015, before me, Nicole I. Turkelsen, a Notary Public in and for said state, personally appeared Micaela A. Gonzales, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Nicole I. Turkelsen
Notary Public for the State of California
Residing at: Menifee
Commission Expires: 02/13/2016

See attachment

California All-Purpose Certificate of Acknowledgment

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of Riverside

s.s.

On 01/21/2015 before me, Nicole Torkelson, Notary Public
Name of Notary Public, Title

personally appeared micaela Gonzalez
Name of Signer (1)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Nicole Torkelson
Signature of Notary Public



OPTIONAL INFORMATION

Although the information in this section is not required by law, it could prevent fraudulent removal and reattachment of this acknowledgment to an unauthorized document and may prove useful to persons relying on the attached document.

Description of Attached Document

The preceding Certificate of Acknowledgment is attached to a document titled/for the purpose of warranty deed containing 2 pages, and dated 1/21/15.

The signer(s) capacity or authority is/are as:

- ☒ Individual(s)
☐ Attorney-in-fact
☐ Corporate Officer(s) _____
(Title)

- ☐ Guardian/Conservator
☐ Partner - Limited/General
☐ Trustee(s)
☐ Other: _____

representing: _____

Additional Information

Method of Signer Identification

Proved to me on the basis of satisfactory evidence:

- ☐ form(s) of identification ☐ credible witness(es)

Notarial event is detailed in notary journal on:

Page # _____ Entry # _____

Notary contact: _____

Other

- ☐ Additional Signer ☐ Signer(s) Thumbprints(s)

☐ _____

Visosky, Steven

From: Visosky, Steven
Sent: Friday, November 06, 2015 4:19 PM
To: 'sparky883@aol.com'
Subject: Application for water right permit 75-14813
Attachments: Application for permit Morse and Newcomb 75-14813.pdf

Dear Cache and Anitra,

Attached is a PDF file that contains a revised water right application, two maps, and a letter regarding local public interest and your application. I have revised the information on your application to match the size of your property per our conversation on the telephone today with Cache. This change from 3.0 acres to 1.7 acres also changed the rate of your application. Please review the application, make any appropriate changes if needed, sign, and return with your original signatures to the address listed below.

Also included is a letter related to your application and the local public interest. Please review the letter and respond accordingly.

If you have any questions, please do not hesitate to call me before submitting the application.

Steven Visosky

Water Resource Agent
Idaho Department of Water Resources
322 E Front St
PO Box 83720
Boise ID 83720-0098
Phone (208) 287-4933
Fax (208) 287-6700
steven.visosky@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 6, 2015

CACHE MORSE AND
ANITRA NEWCOMB
372 W ELKHORN ROAD
SALMON ID 83467

RE: Application to Appropriate Water in the Upper Salmon River Basin 75-14813

Dear Water Right Applicant:

The Department of Water Resources' (IDWR) records show you filed an application to establish a new use of water in the upper Salmon River basin. Idaho Code § 42-203A(5) requires IDWR to determine whether each water right application satisfies all the criteria necessary for appropriating water in Idaho. One statutory criterion requires IDWR to determine the local public interest relative to the proposed water use. Idaho Code § 42-202B(3) defines the local public interest as "the interests that the people in the area directly affected by a proposed water use have in the effects of such use on the public water resource." The local public interest has many facets, including the effects of a proposed water use on aquatic habitat for fish and wildlife resources.

The upper Salmon River basin is home to stocks of chinook salmon, sockeye salmon, steelhead trout, and bull trout, all of which are listed as threatened or endangered under the Endangered Species Act (ESA). Since the early 1990s, local water users, conservation districts, and federal and state agencies have cooperated to implement conservation measures intended to protect and restore habitat for ESA-listed species in the upper Salmon River watershed. For example, at the request of local water users the Idaho Legislature directed the Idaho Water Resource Board (IWRB) to establish a minimum stream flow in the lower Lemhi River for fish passage. The minimum stream flow is maintained through a water supply bank and temporary or permanent acquisition of additional water supplies by willing buyers from willing sellers.

Pursuant to the Snake River Water Rights Agreement of 2004, Idaho has been developing a long term conservation plan for the benefit of ESA-listed species in the Lemhi River basin. Improving conditions in flow-limited river reaches and streams is a fundamental component of the Lemhi plan. In addition to IDWR, numerous state agencies, including the Office of Species Conservation, Idaho Department of Fish and Game, Idaho Department of Environmental Quality, Idaho Soil and Water Conservation Commission, and Idaho Department of Lands, have committed and continue to commit significant resources toward this objective under the following programs:

- Columbia Basin Water Transactions Program
- National Marine Fisheries Service Pacific Coastal Salmon Recovery Fund
- U. S. Fish & Wildlife Service Aquatic Species Conservation Fund
- Salmon and Clearwater River Basins Habitat Fund
- 2008 Columbia Basin Fish Accords

A myriad of habitat restoration projects are being constructed/implemented in other parts of the upper Salmon River basin. These projects have been coordinated with the local communities and water users through the Upper Salmon River Basin Watershed Program and predecessor programs, including the model watersheds. Furthermore, the Snake River Water Rights Agreement of 2004 contemplates the development of additional conservation plans for other upper Salmon River basin watersheds. Accordingly, the draft Comprehensive State Water Plan under revision by the IWRB contains policies for the Salmon River basin that focus on the protection and restoration of instream habitat for ESA-listed species through voluntary participation in conservation programs.

Because of the ESA-listed species recovery efforts in the upper Salmon River basin, IDWR must determine on a case-by-case basis whether it is in the local public interest to authorize proposed water uses that would further deplete flow-limited stream reaches.

Pursuant to Rule 40.04.c of the Water Appropriation Rules (IDAPA 37.03.08.040.04.c), the applicant has the ultimate burden of persuasion regarding the items that must be evaluated in connection with each water right application. Before proceeding further with your application, IDWR requests you submit additional information about how your proposal invokes any local public interest concerns for ESA species recovery. Within 30 days, please submit any additional information you believe IDWR may need to evaluate and determine the local public interest in the water you propose to divert and use. If IDWR has not received a response from you within 30 days, IDWR will assume you have no comment regarding the local public interest, and processing of your application will resume with the information currently on file. Processing will include public notice and the potential for formal protests by other interested parties. Applications that are not in the local public interest will be denied. If you wish to withdraw your application before it is processed, please notify IDWR in writing.

If you have any questions, please call me at 208-287-4951, or email me at pam.skaggs@idwr.idaho.gov.

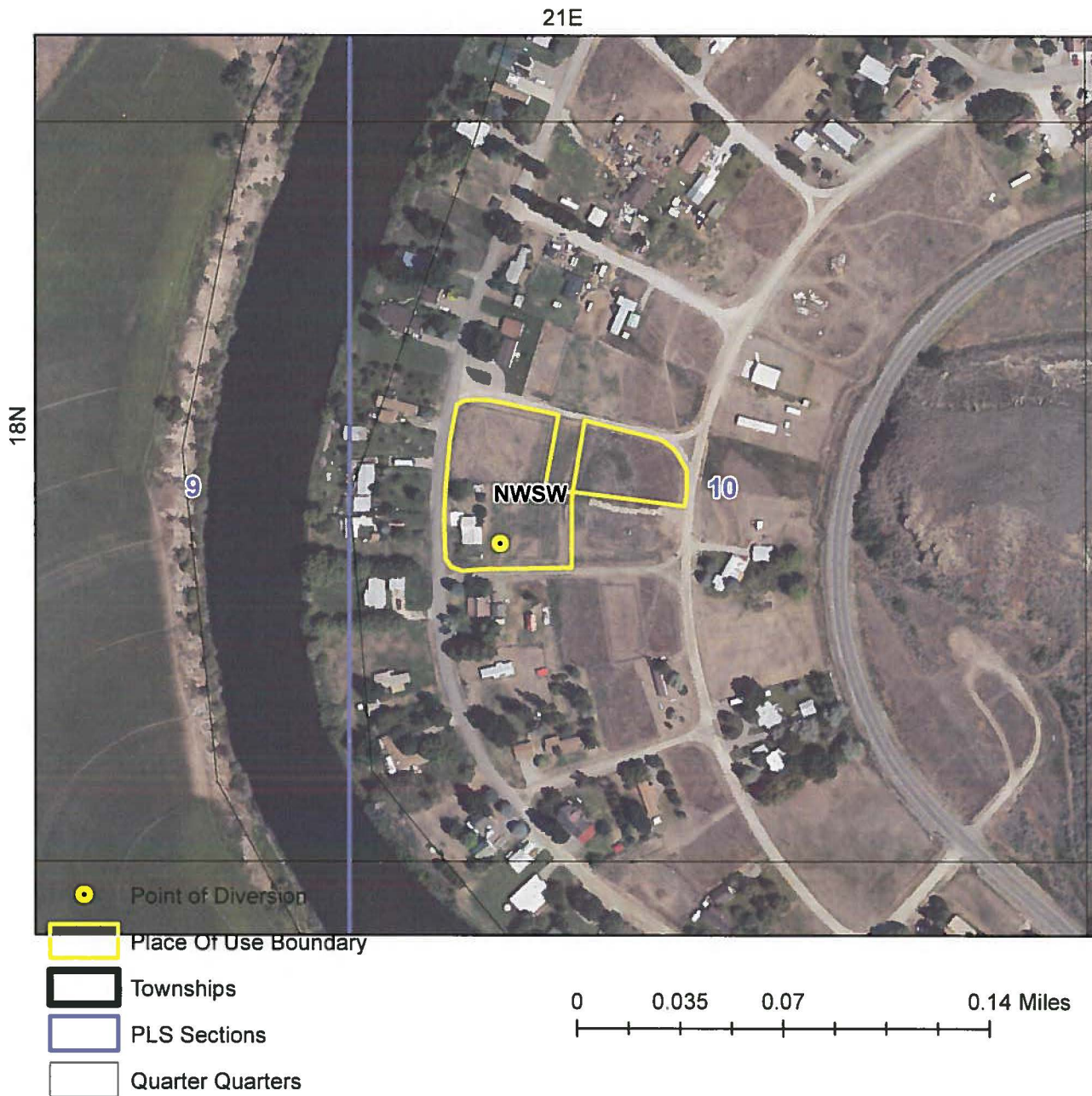
Sincerely,



FOR Pamela Skaggs
Water Rights Supervisor

Enclosure: Copy of Application

State of Idaho
Department of Water Resources
Application For Permit
75-14813





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 13, 2015

CACHE MORSE
372 W ELKHORN ROAD
SALMON, ID 83467

RE: Application for Permit

Dear Applicant(s):

The Department of Water Resources has received your water right application. Preliminary review of the application indicates that it is incomplete and cannot be accepted for processing. We are returning your application to allow you to complete the necessary items. The required information is described below.

- The Time required for beneficial use of water was not provided correctly. Item # 12, minimum is 1 year, maximum is 5 years.
- The Map was not provided correctly. Please outline the place of use to be irrigated on the map you provided.
- The Quantity was not provided correctly. Item # 4. Is the 0.09 cfs for irrigation, domestic or both? Standard quantity for domestic is 0.04 cfs. Please clarify.
- The Place of Use or acres irrigated was not provided correctly. Item # 8, the Department needs to know where the domestic and irrigation purposes will be utilized.

Please feel free to contact this office if you have any questions.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosures

RECEIVED

SEP 21 2015

WATER RESOURCES
WESTERN REGION

RECEIVED

OCT 02 2015

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

Ident. No. _____

1. Name of applicant(s) CACHE MORSE Phone 208-894-4517
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 372 W ELKHORN ROAD City SALMON
 State ID Zip 83467 Email SPARKY883@AOL.COM
2. Source of water supply WELL which is a tributary of SALMON 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 #
18N	21E	10			NW	SW	LEMHI	DOMESTIC WELL	D0068283

4. Water will be used for the following purposes:
- Amount 30 gpm for Pasture Irrigation purposes from 4/1 to 9/30 (both dates inclusive)
 Amount 0.09 (cfs or acre-feet per year)
- Amount 30 gpm for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
 Amount _____ (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated is (a) _____ 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. 5/8" hosc and sprinkler, manually moved around pastures
- b. Height of storage dam N/A feet; active reservoir capacity N/A 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 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 existing 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? 8-31-15; drilling firm Independent Drilling; well was drilled for (well owner) Cache Morse; Drilling Permit No. 876431
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. 2 horses
- c. Municipal; complete and attach the [Municipal Water Right Application Checklist](#).
- d. Domestic; show number of households 1
- e. Other; describe fully. _____

Copy of returned application with 10-13-2015 letter.

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	
18N	21E	10																	

Total number of acres to be irrigated: 3

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 domestic, garden, lawn, WATER Trough (100 gal)

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

Propose to use domestic well for both home, and fenced pastures containing 2 horses. lawn and garden watering also included.

12. Time required for completion of works and application of water to proposed beneficial use is 30? 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.

Cache B Morse
Signature of Applicant

CACHE B MORSE
Print Name (and title, if applicable)

Anita Newcomb
Signature of Applicant

Anita Newcomb (wife)
Print Name (and title, if applicable)

Received by AS Date 9/21/15 Time 11:00 Preliminary check by AS
Fee \$ 100.00 Receipted by AS Receipt No. W043509 Date 9/21/15



Elk Horn Rd

Camas Way

MORSE

MORSE

MORSE

well

Lupine Way



Google

Map data ©2015 Google Imagery © Report a map error