

RECEIVED**NOV 03 2015**DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho1. Name of applicant(s) United States of America - USDA Forest Service Phone 208-727-5008
Name connector (check one): ☐ and ☐ or ☐ and/orMailing address 2647 Kimberly Road City Twin Falls
State Idaho Zip 83301-7976 Email dwitsen@fs.fed.us jallgood@fs.fed.us2. Source of water supply Groundwater which is a tributary of _____

3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
5N	16E	5		NW	NW	NW	Blaine	Groundwater	

4. Water will be used for the following purposes:

Amount 0.04 cfs for Domestic purposes from 01/01 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)5. Total quantity to be appropriated is (a) 0.04 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. Submersible pump to pressure tank to cabin.b. Height of storage dam _____ feet; active reservoir capacity _____ 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 ☐ Noc. Proposed well diameter is 8 inches; proposed depth of well is 150 feet.d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ Noe. 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 One

e. Other; describe fully. _____

8. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below.
See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	16E	5						D											

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?
37-13467 is from a spring.

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

Domestic well for recreation residence at Spruce Creek Summer Home Area Lot 11. This area is unsurveyed. Legal descriptions are projections. Location of the recreation residence is Lat 43.7984 Long -114.5849.

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.

Kathryn Conant
Signature of Applicant

Signature of Applicant

KATHRYN CONANT, DIRECTOR OF LANDS
Print Name (and title, if applicable) & MINERALS

Print Name (and title, if applicable)

For Department Use:

Received by TF Date 11.3.2015 Time _____ Preliminary check by _____
Fee \$ 100- Received by DM Receipt No. 5035085 Date 11.3.2015

NOV 03 2015

CHRISTOPHER P SIMMS ATTORNEY

(208) 786-2800

P.O. BOX 1861

400 SOUTH MAIN STREET SUITE 303

HAILEY, IDAHO 83333-1861

Simms is land owner / interested party on this application.

Include in all correspondence

Legend

ESPA

GCDB Township/Range

GCDB Section

GCDB Quarter-Quarter

Counties

Spruce Creek Recreation
Residence Tract Lot 11





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 12, 2015

UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
2647 KIMBERLY RD
TWIN FALLS, ID 83301

RE: Application For Permit No. 37-22985

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 MOUNTAIN EXPRESS** on **11/18/2015** and **11/25/2015**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**December 7, 2015**).

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,

Denise Maline
Administrative Assistant

cc:

CHRISTOPHER P SIMMS
PO BOX 1861
400 S MAIN ST STE 303
HAILEY, ID 83333-1861

Maline, Denise

From: Maline, Denise
Sent: Thursday, November 12, 2015 9:07 AM
To: Idaho Mountain Express
Subject: LEGAL NOTICE
Attachments: Idaho Mtn Express cover letter.docx; Idaho Mtn Express Ad.doc

Attached please find (1) legal notice being submitted for publication on November 18th & 25th, 2015. Please feel free to contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



State of Idaho

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C.L. "BUTCH" OTTER
Governor

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Director

November 12, 2015

LEGAL NOTICE DEPARTMENT
IDAHO MOUNTAIN EXPRESS
PO BOX 1013
KETCHUM, ID 83340

RE: Application For Permit No.(s): 37-22985

RE: Transfer No. 80442
Water Right No(s): 37-21949

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 December 7, 2015. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

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

37-22985

UNITED STATES OF AMERICA
ACTING THROUGH USDA FOREST SERVICE
2647 KIMBERLY RD
TWIN FALLS, ID 83301

Point of Diversion NWNWNW S5 T05N R16E BLAINE County Source GROUND WATER Tributary

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

Total Diversion: 0.04 CFS

Date Filed: 11/3/2015

Place Of Use: DOMESTIC

T05N R16E S5 NWNW

Application proposes drilling a new well for the diversion of up to 0.04 cfs for domestic uses associated with a cabin. The cabin is located approximately 8 miles north and 10.75 miles west of the center of Ketchum in the Spruce Creek Summer Home Area Lot 11 on the east side of HWY 93.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80442**

WILLIAM C BOHRER and DEBORRA L BOHRER, PO BOX 606, KETCHUM, ID 83340; has filed Application No. 80442 for changes to the following water rights within BLAINE County(s): Right No(s). 37-21949. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing the authorized point of diversion to an existing domestic well for a 0.03 cfs ground water right that authorizes 1.1 acres of irrigation. The new point of diversion is located approximately 0.08 miles northwest of the current point of diversion. POD and POU are located on Lot 1 of The Blue Sage Subdivision approximately 5.4 miles north and 1.6 miles west of Ketchum.

Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx . For additional information on new permits, please see www.idwr.idaho.gov/WaterManagement/WaterRights/#NewListings. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Southern Region, 650 Addison Ave W, Ste 500, Twin Falls, ID 83301 together with a protest fee of \$25.00 for each application on or before December 7, 2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on November 18th & 25th, 2015

Maline, Denise

From: Maline, Denise
Sent: Thursday, November 12, 2015 1:19 PM
To: 'Kevin Lakey'
Subject: Comment Letters - 37-22985 & 80442
Attachments: Comment Letter to WM37 for 37-22985 & 80442.docx; 37-22985.pdf; Transfer 80442.pdf

Hi Kevin,

Attached is a cover letter, recommendation forms and copies of application for transfer 80442 (William & Deborra Bohrer); and application for permit 37-22985 (USDA Forest Service / Simms). Please review the information and provide any necessary comments within 21 days.

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

Thank you in advance,

Denise @ IDWR



State of Idaho

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 12, 2015

KEVIN LAKEY
WATER DISTRICT #37
107 W 1ST
SHOSHONE, ID 83352

Via e-mail

RE: Application For Permit No. 37-22985

RE: Transfer No. 80442
Water Right No(s). 37-21949

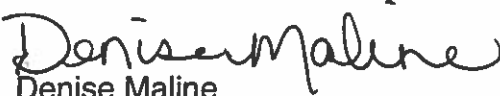
Dear Kevin:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form as necessary, and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,


Denise Maline
Administrative Assistant

Enclosure(s)