

2nd
 STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
 To appropriate the public waters of the State of Idaho

Ident. No. 77-14342

RECEIVED

JUN 24 2011

Phone 208-631-4203WATER RESOURCES
WESTERN REGION1. Name of applicant(s) Darren K. Vaughn and/or Jennifer Vaughn
 Name connector (check one): ☐ and ☐ or ☒ and/orMailing address: PO Box 190694City BoiseState ID Zip 83719 Email: dkvaughn@conyanaviation.com2. Source of water supply Lick Creek which is a tributary of Big 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 #
20N	09E	02			NE	SW	Valley	Lick Creek	N 45.09992° W 115.32232° (DIN)

4. Water will be used for the following purposes:

Amount 0.04 for Domestic 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)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. Diversion from existing water system via 2 inch schedule 40 pvc piping. System that supplies right 77-14344.

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 ☐ 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 ☐ 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; show name of municipality or the applicant's qualifications as a municipal provider. _____

d. Domestic; show number of households 1 household

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	
20N	09E	02					D												

Total number of acres to be irrigated: N/A

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? 77-14344 provides 1 ac irrigation. Lot is 3 acres. This application to provide domestic in-house use and 1/2 acre of additional irrigation.

10. a. Who owns the property at the point of diversion? Koslowski and Neal private property.
- 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: Verbal agreement for existing system 35 years.

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Rock diversion in Lick Creek diverts water to the north down a channel to storage dam. Water flows over the dam into another channel to a water box. Piped from the water box to the property (applicant and Vita properties). Remainder of water continues down channel past the water box to serve other water rights. This application proposes to add 0.04 domestic use to the existing system. Water box and pipe are partially on Forest Service land for which there is a current special use permit.

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

Darren K. Vaughn

Print Name (and title, if applicable)

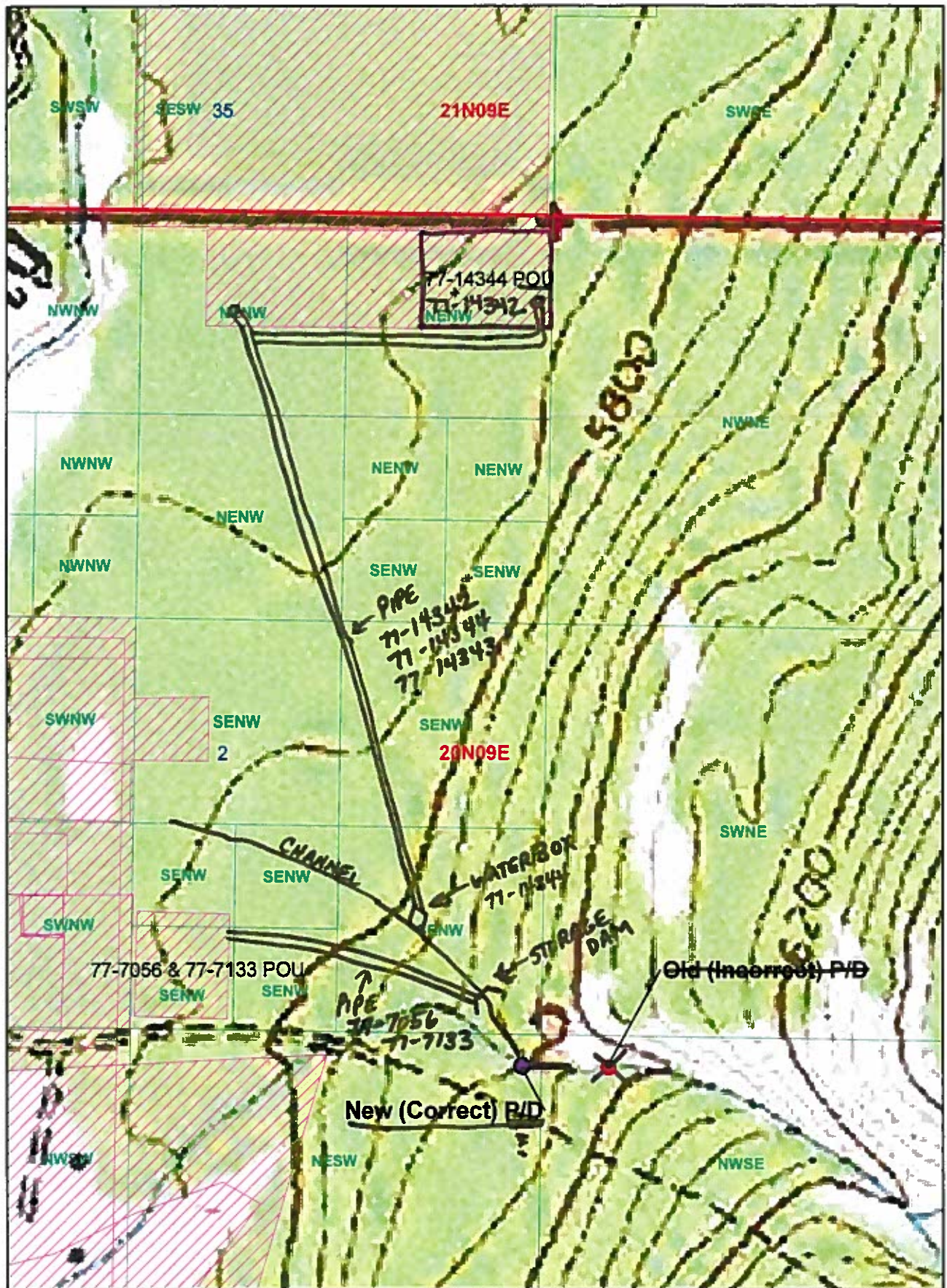
Signature of Applicant

Print Name (and title, if applicable)

For Department Use:

Received by AG Date 6/24/2011 Time 10:40 Preliminary check by AB

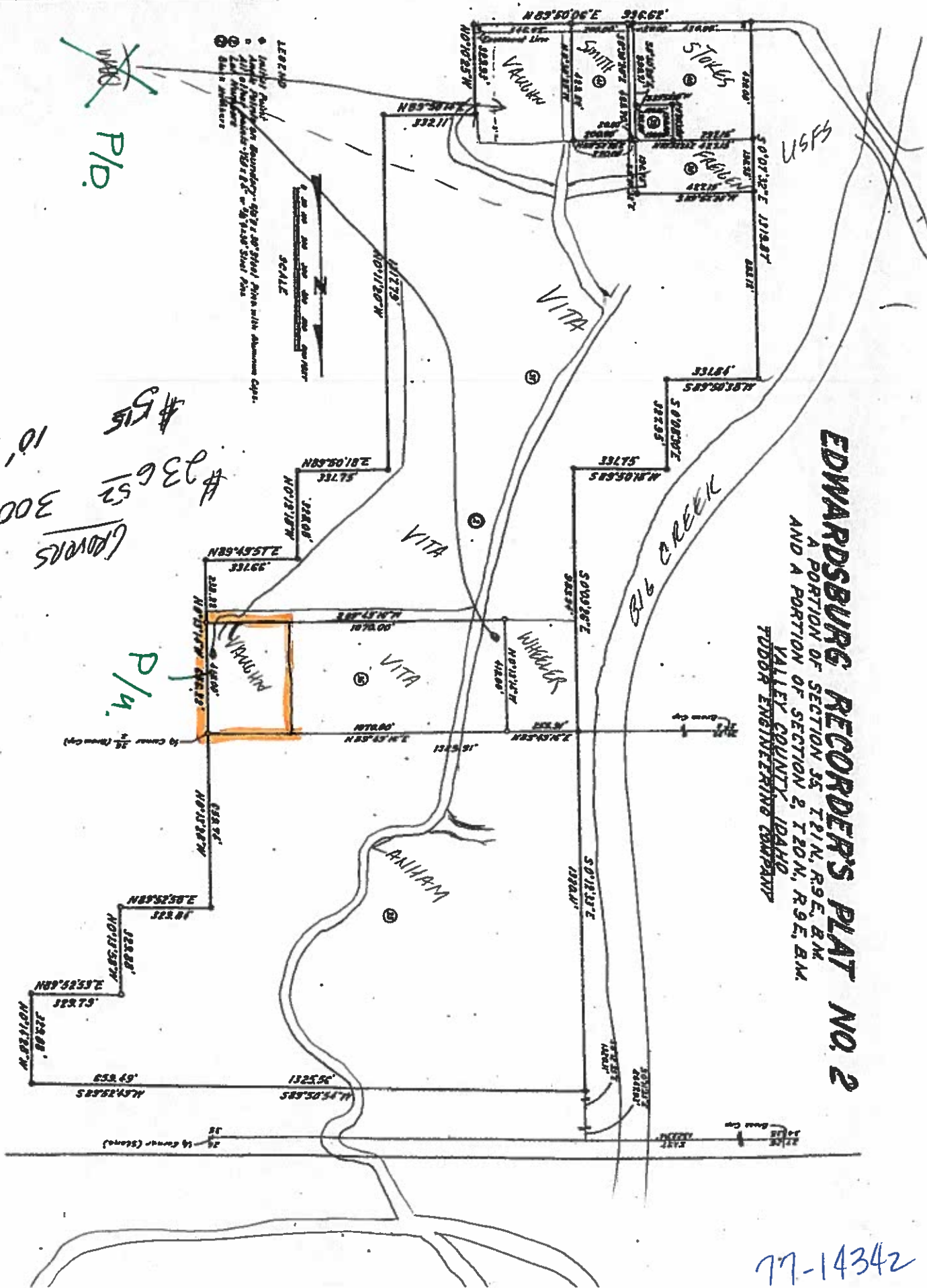
Fee \$ 100. Received by JMH Receipt No. WD388166 Date 11-22-10



76151

36.4, Pg. 12

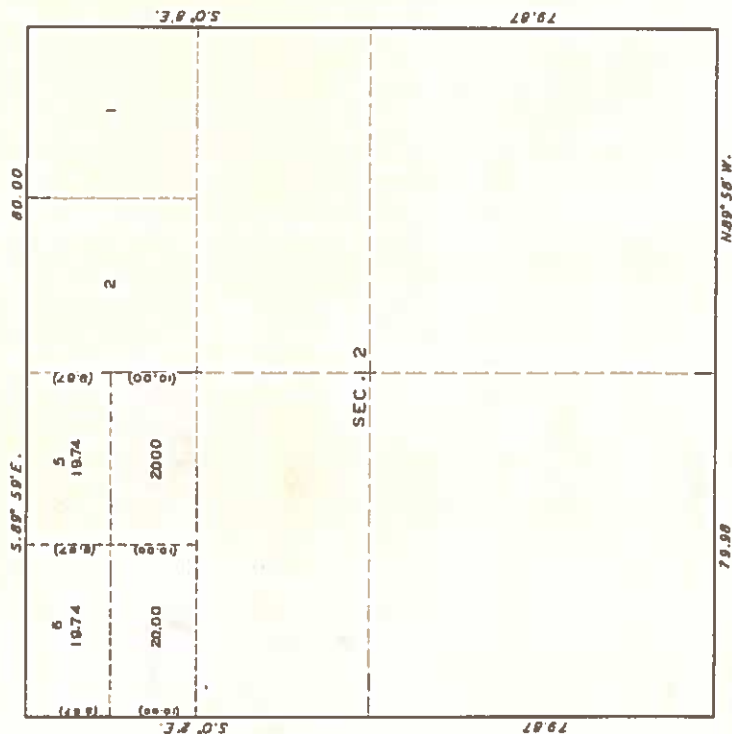
EDWARDSBURG RECORDER'S PLAT NO. 2
A PORTION OF SECTION 35, T21N, R9E, E.M.
AND A PORTION OF SECTION 2, T20N, R9E, E.M.
VALLEY COUNTY, IDAHO
TODD ENGINEERING COMPANY



77-14342

SUPPLEMENTAL PLAT OF SECTION 2, TOWNSHIP N° 20 NORTH, RANGE N° 9 EAST OF THE BOISE MERIDIAN, IDAHO.

SCALE 10 CHAINS TO AN INCH



U. S. DEPARTMENT OF THE INTERIOR
OFFICIAL LAND OFFICE
PUBLIC SURVEY OFFICE

Boise, Idaho, March 1, 1928

This supplemental plat of Section 2, Township No. 20 North, Range No. 9 East of the Boise Meridian, Idaho, is made for the purpose of giving legal recognition to those parts of lots 1 and 4 of said section (plat approved August 19, 1918) which are situated in the Forest Reserve and are hereby set apart as a separate tract of land. This supplemental plat is based on the original survey of the section and is hereby approved. Witness my hand and the seal of the Department of the Interior, at Washington, D. C., this 21st day of February, 1928.

Allen L. McDonald
Office District Engineer.

RECORDED IN THE OFFICE OF THE
REGISTERED PLAT OFFICE

Washington, D. C. April 19, 1928.

This supplemental plat, having been correctly prepared, is hereby accepted.

Shooshull
Assistant Commissioner.

AMENDED

STATE OF IDAHO

Ident. No. 77-14342

RECEIVED

DEPARTMENT OF WATER RESOURCES

APR 19 2011

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

WATER RESOURCES

WESTERN REGION

1. Name of applicant(s) Darren K. and/or Jennifer Vaughn Phone 208-631-4203Name connector (check one): ☐ and ☐ or ☒ and/orMailing address: PO Box 190694 City BoiseState ID Zip 83719 Email: dkvaughn@live.com2. Source of water supply Lick Creek which is a tributary of Big 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 #
20N	09E	2			NW	SE	Valley	Lick Creek	

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).

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a. Describe type and size of devices used to divert water from the source. Diversion is from existing water system via 2 inch schedule 40 pvc piping.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 ☒ Noc. 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 ☒ Noe. 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. _____

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

c. Municipal; show name of municipality or the applicant's qualifications as a municipal provider. _____

d. Domestic; show number of households One household.

e. Other; describe fully. _____

SUPERSEDED BY AMENDED APPLICATION RECEIVED 6/24/2011

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	
20N	09E	02					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? Yes, water will be used for domestic purposes including watering of landscaping, etc.
10. a. Who owns the property at the point of diversion? US Forest Service P/D site. Ronald K. Vaughn diversion works site.
b. Who owns the land to be irrigated or place of use? Darren K. Vaughn (Applicant)
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Water system agreement dated July 26, 2008 for diversion works.
11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Diversion of 0.04 cfs water from existing water system providing water right 77-7056. Attach pipe to bottom of existing system per water system agreement dated July 26, 2008 (attached). ACCESS TO P/D SITE IN ACCORDANCE WITH SPECIAL USE PERMIT DATED 3/16/88 F USDA FOREST SERVICE ISSUED SPECIAL USE PERMIT # KRL158 SUBJECT TO THE ABOVE REFERENCED WATER SYSTEM AGREEMENT.
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

Darren K. Vaughn

Print Name (and title, if applicable)

Signature of Applicant

Jennifer Vaughn

Print Name (and title, if applicable)

For Department Use:

Received by AG Date 4/19/2011 Time 11:23 AM Preliminary check by AG
Fee \$ 100.00 Received by JMH Receipt No. W0388660 Date 11-22-10

SUPERSEDED BY AMENDED APPLICATION RECEIVED 6/24/2011

Water System Agreement

THIS AGREEMENT is made on this 26 day of July 2000, by and between the Estate of Ronald K. Vaughn and Darren K. Vaughn.

Darren K. and Jennifer Vaughn, owners of the property legally described as: A portion of Lot 36, Block 2, Edwardsburg Recorder's Plat No. 2, more particularly described as follows; Commencing at the northwest corner of said Lot 36, Block 2, Edwardsburg Recorder's Plat No. 2, a found 5/8 inch rebar; Thence a bearing of S 89°19'26" E, a distance of 186.51 feet, on the north boundary of said Lot 36, Block 2, Edwardsburg Recorder's Plat No. 2, to a point on the centerline of an existing 20 foot-wide easement for ingress and egress; Thence a bearing of S 89°19'26" E, a distance of 569.92 feet, on said north boundary of Lot 36, Block 2, Edwardsburg Recorder's Plat No. 2, to a set 5/8 inch rebar being the TRUE POINT OF BEGINNING.

Thence a bearing of S 89°19'26" E, a distance of 312.82 feet on said north boundary of Lot 36, Block 2, Edwardsburg Recorder's Plat No. 2, to a found brass cap monument being the northeast corner of said Lot 36, Block 2, Edwardsburg Recorder's Plat No. 2, and the north ¼ of said Section 2, C.P.F. Inst. No. 299843, corner records of said Valley County; Thence a bearing of S 00°37'07" W, a distance of 417.75 feet, on the east boundary of said Lot 36, Block 2, Edwardsburg Recorder's Plat No. 2, to a found 5/8 inch rebar being the southeast corner of said Lot 36, Block 2, Edwardsburg Recorder's Plat No. 2; Thence a bearing of N 89°19'20" W, a distance of 312.82 feet, on the south boundary of said Lot 36, Block 2, Edwardsburg Recorder's Plat No. 2, to a set 5/8 inch rebar; Thence a bearing of N 00°37'07" E, a distance of 417.74 feet to the POINT OF BEGINNING.

and the Estate of Ronald K. Vaughn, owner of the property described as: Valley County Parcel # RP00079002037AA, Legally Described as: A portion of Lot 37 of Block 2 of the Edwardsburg Recorders Plat No. 2, more particularly described as follows; Commencing at the Southeast corner of Lot 41 of Block 2 of the Edwardsburg Recorders Plat No. 2, thence South 89 deg 50' 06" West 20 feet, to the REAL POINT OF BEGINNING; thence South 89 deg 50' 06" West 326.62 feet; thence South 0 deg 30' 20" West 429.56 feet to the REAL PLACE OF BEGINNING.

both parties having established water rights to take water from Lick Creek hereby enter into the following water agreement.

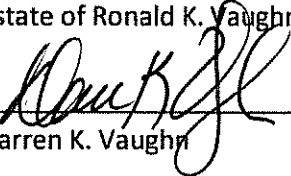
Water System Easement and Agreement: The Estate of Ronald K. Vaughn agrees that water from the existing water system will be made available to the property owned by Darren K. and Jennifer Vaughn, husband and wife as described above. This agreement also conveys an easement for the purpose of pipe burial on the property owned by Ronald K. Vaughn for the purpose of connection to the main water system on said property. Further the parties agree to share in the maintenance, repair and/or replacement of the existing pipeline as reasonably necessary to supply water to both parties.

SUPERSEDED BY AMENDED APPLICATION RECEIVED 6/24/2011

This agreement represents the means of delivering an existing water right should other means of delivery become unusable or unavailable and shall not be construed to supersede the prior agreement made between Greg and Diana Vita and Ronald K. Vaughn dated the 26th day of July 1996. This agreement is intended for the benefit of the properties described above and shall run with said lands and shall be binding on and inure to the benefit of the heirs, assigns and successors in interest of all parties hereto. All parties agree to execute all documents necessary to carry into effect the terms of this agreement.

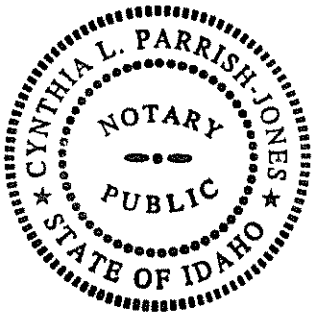
Signed: 
Darren K. Vaughn, Personal Representative
Estate of Ronald K. Vaughn

Date: 11/18/10

Signed: 
Darren K. Vaughn

Date: 11/18/10

SUBSCRIBED AND SWORN to before me this 18th day of November, 2010



Cynthia L. Parrish-Jones

Notary Public for Idaho

Residing at Boise, Idaho

My Commission Expires: 8/14/15

Attachment: Acceptance of Appointment,
Letters of Administration

SUPERSEDED BY AMENDED APPLICATION RECEIVED 6/24/2011

RICHARD A. CUMMINGS, ISB #1815
Attorney-at-Law
412 East Parkcenter Boulevard, Suite 325
P.O. Box 1545
Boise, Idaho 83701
Telephone: (208) 367-0722
Facsimile: (208) 367-0892
E-mail: rcummings@cummingslawidaho.com

Attorney for Petitioners, Bryon K. Vaughn
and Dane Vaughn

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT FOR THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF VALLEY

In the Matter of the Estate of:

RONALD K. VAUGHN,

Deceased.

Case No.: CV-2003-373C

ACCEPTANCE OF APPOINTMENT

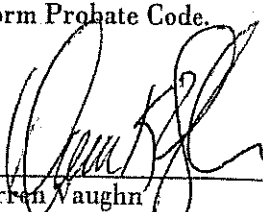
STATE OF IDAHO)

: ss.

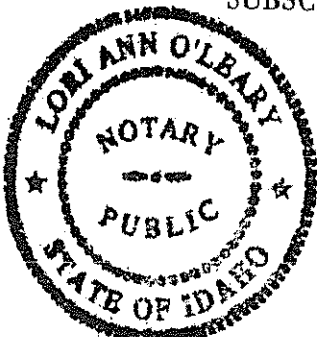
County of Ada)

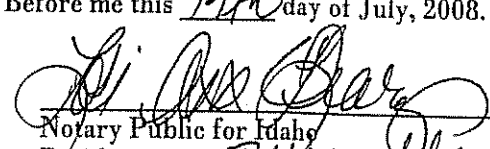
Darren Vaughn hereby accepts appointment to the office of Personal Representative of the estate of the above-named decedent and agrees to perform and discharge the trust of said office. He hereby submits personally to the jurisdiction of this court in any proceeding relating to the estate that may be instituted by an interested person as defined by the Idaho Uniform Probate Code.

DATED This 14th day of July, 2008.


Darren Vaughn

SUBSCRIBED AND SWORN TO Before me this 14th day of July, 2008.




Notary Public for Idaho

Residing at: Boise, Idaho

My Commission Expires: 7/12/2013

CERTIFIED COPY

RICHARD A. CUMMINGS, ISB #1815
 Attorney-at-Law
 412 East Parkcenter Boulevard, Suite 325
 P.O. Box 1545
 Boise, Idaho 83701
 Telephone: (208) 367-0722
 Facsimile: (208) 367-0892
 E-mail: rcummings@cummingslawidaho.com

Attorney for Petitioners, Bryon K. Vaughn
 and Dane Vaughn

ARCHIE N. BANBURY, CLERK
 By [Signature] Deputy

JUL 25 2008

Case No. _____ Inst. No. _____
 Filed 8.17 A.M. _____ P.M.

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT FOR THE
 STATE OF IDAHO, IN AND FOR THE COUNTY OF VALLEY

In the Matter of the Estate of:

RONALD K. VAUGHN,

Deceased.

Case No.: CY-2003-373C

LETTERS OF ADMINISTRATION

Darren Vaughn was duly appointed and qualified as the Successor Personal Representative for the Estate of Ronald Keith Vaughn on the 25 day of July, 2008, by the court, with all authority pertaining thereto to act on behalf of said Estate. Administration of the Estate is unsupervised. These letters are issued to evidence the appointment, qualification, and authority of the said Personal Representative.

WITNESS My signature and the seal of this court, this 25 day of July, 2008.

[Signature]
 Henry R. Boomer, Magistrate

State of Idaho)
 County of Valley) SS

I hereby certify that the foregoing is a true and correct copy of the original on file in this office.

Date 7/28/08 ARCHIE N. BANBURY

By [Signature] Clerk Deputy

LETTERS OF ADMINISTRATION - Page 1
 [C:\072408\CHent Files\1158\1158.001\Net-admin]

208 066E ON SUPERSEDED BY AMENDED APPLICATION RECEIVED 4/24/2011

RECEIVED

NOV 22 2010

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 77-143421. Name of applicant(s) Darren K. Vaughn Jennifer Vaughn Phone 208-631-4203
Name connector (check one): ☐ and ☐ or ☒ and/orMailing address: P.O. Box 190694 City BoiseState Idaho Zip 83719 Email: dkvaughn@live.com2. Source of water supply Lick Creek which is a tributary of Big Creek

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

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- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Water system agreement dated July 26, 2008.
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Signature of Applicant

Darren K. Vaughn

Print Name (and title, if applicable)

Signature of Applicant

Jennifer Vaughn

Print Name (and title, if applicable)

For Department Use:

Received by Jmk Date 11-22-10 Time 10:4m Preliminary check by AG

Fee \$ 100 Received by Jmk Receipt No. W038866 Date 11-22-10

SUPERSEDED BY AMENDED APPLICATION RECEIVED 4/19/2011

Neely, Rachel

From: Neely, Rachel
Sent: Monday, September 28, 2015 11:42 AM
To: Thiel, Sandra
Subject: Application for Permit No. 77-14342
Attachments: Agency Recommendation Form.docx; Application for Permit No. 77-14342.pdf

September 28, 2015

STATE OF IDAHO
DEPT OF WATER RESOURCES
PLANNING BUREAU
ATTN: SANDRA THIEL

RE: Application for Permit No. 77-14342

Dear Ms. Thiel:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendation(s) from the Planning Bureau 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 October 19, 2015.

If the Planning Bureau 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



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

September 28, 2015

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

STEVE SPENCER
WATER USE SPECIALIST
C/O BOISE NATIONAL FOREST
1805 HWY 16, ROOM 5
EMMETT ID 83617

Re: Application for Permit No. 77-14342

Dear Mr. Spencer:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed with this email for your reference. Please review the application, complete the enclosed recommendation form, and submit your reply, if any, to this office within 21 days.

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 by October 19, 2015.

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



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

September 28, 2015

C. L. "BUTCH" OTTER
Governor

JOSH SCHULTZ
DEQ STATE OFFICE
1410 N HILTON
BOISE ID 83706

GARY SPACKMAN
Director

Re: Application for Permit No. 77-14342

Dear Mr. Schultz:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed with this email for your reference. Please review the application, complete the enclosed recommendation form, and submit your reply, if any, to this office within 21 days.

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 by October 19, 2015.

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



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

September 28, 2015

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

DALE ALLEN
555 DEINHARD LN
MCCALL ID 83638

Re: Application for Permit No. 77-14342

Dear Mr. Allen:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed with this email for your reference. Please review the application, complete the enclosed recommendation form, and submit your reply, if any, to this office within 21 days.

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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 23, 2015

DARREN K VAUGHN
JENNIFER VAUGHN
PO BOX 190694
BOISE, ID 83719

Application for Permit No. 77-14342

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 STAR NEWS on 10/1/2015 and 10/8/2015. 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,

A handwritten signature in black ink, appearing to read 'Rachel Neely', is written over a horizontal line.

Rachel Neely
Administrative Assistant

Neely, Rachel

From: Neely, Rachel
Sent: Wednesday, September 23, 2015 4:10 PM
To: 'The Star-News'
Subject: Valley Legal Ad
Attachments: Valley Cover Letter.docx; Valley Legal Ad.docx

Good Afternoon Legal Clerk,

Please see the attached ads for publication on 10/1/15 & 10/8/15.

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

September 23, 2015

LEGAL NOTICE DEPARTMENT
STAR NEWS
1000 1ST ST
MC CALL, ID 83638

RE: Application for Permit No. 77-14342
 Application for Permit No. 65-23614
 Application for Permit No. 65-23618

Dear Legal Notice Department:

Please publish the enclosed legal notices on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notices 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 10/19/2015. Your cooperation is appreciated.

Sincerely,

Rachel Neely
Administrative Assistant

Enclosure(s)

The following applications have been filed to appropriate the public waters of the State of Idaho:

77-14342

DARREN K VAUGHN

JENNIFER VAUGHN

PO BOX 190694

BOISE, ID 83719

Point of Diversion NESW S2 T20N R09E VALLEY County Source LICK CREEK Tributary BIG CREEK

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

Total Diversion: 0.04 CFS

Date Filed: 11/22/2010

Place of Use: DOMESTIC

T20N R09E S2 L5(NENW)

This application proposes the diversion and use of water tributary to a federally designated 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 it is for domestic purposes.

65-23614

DEVON MC DONALD

JAMIE MC DONALD

5700 N WILLOW CREEK

EAGLE, ID 83616

Point of Diversion SESE S32 T12N R04E VALLEY County Source GROUND WATER

Use: IRRIGATION 04/15 to 10/31 1.44 CFS

Total Diversion: 1.44 CFS

Date Filed: 8/21/2015

Place of Use: IRRIGATION

T12N R04E S32 SWSE SESE

Total Acres: 72

65-23618

SHAWN MOSS

TRINA MOSS

PO BOX 434

MC CALL, ID 83638

Point of Diversion SWSW S14 T17N R03E VALLEY County Source GROUND WATER Tributary LAKE FORK CREEK

Use: AESTHETIC STORAGE 01/01 to 12/31 12 AF

Total Diversion: 12 AF

Date Filed: 7/1/2015

Place of Use: AESTHETIC STORAGE

T17N R03E S14 SWSW

Mitigation is proposed for consumptive use.

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 10-19-15. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 10/1/2015 and 10/8/2015

Grimm, Angie

From: Grimm, Angie
Sent: Thursday, January 24, 2013 10:25 AM
To: 'Spencer, Steven'
Subject: RE: Darren Vaughn

Steve,

Good morning! I just wanted to touch base with you on this water right permit application (77-14342) and associated special use permit and/or access agreement(s) for Darren Vaughn. I know you said you'd let me know when you knew more, but I thought since it's been over a year I better touch base with you on this before this file collects too much dust, if you know what I mean ;) When you have a moment, any update you could give me on this would be greatly appreciated. Thank you in advance for your time. I look forward to your response.

Thanks,
Angie

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

From: Spencer, Steven [mailto:sspencer@fs.fed.us]
Sent: Friday, August 05, 2011 4:07 PM
To: Grimm, Angie
Subject: Darren Vaughn

Angie,

I haven't forgotten about this. Unfortunatly it's a new proposal up in that salmon country where, although IDWR has rescinded the Salmon Moratorium, the federal requirements are monitored quite closely. I understand a Biological Assessment pursuant to the Endangered Species Act (ESA) is being worked on. So the federal authorization needed for any involvement of federal land is still uncertain. When I know more I'll let you know.

Thank you.

----- Forwarded by Steven M Spencer/R4/USDAFS on 08/02/2011 12:15 PM -----

"Grimm, Angie"

<Angie.Grimm@idwr.idaho.gov>

To "Steven M Spencer" <sspencer@fs.fed.us>

06/27/2011 09:25 AM

cc "Darren Vaughn"

<dkvaughn@conyanaviation.com>

Subject: RE: WR Permit Application 77-14342 Darren

Steve,

Good morning. Last Friday (6/24/11), I met with Darren Vaughn to discuss his new water right permit application. At that time, Mr. Vaughn amended his permit application 77-14342. I have attached a scanned copy of the amended application. Mr. Vaughn is now proposing to divert the 0.04 cfs for domestic purposes from the existing system that serves Mr. Vita's property (Greg Vita – neighbor) and a portion of Mr. Vaughn's property under existing water rights 77-14343 (Vita) and 77-14344 (Vaughn) INSTEAD of his father's (Ronald Vaughn) system. From my understanding, there are 2 existing special use permits associated with the water systems Mr. Vaughn has discussed with me. One special use permit for his father's system (currently under review for renewal) and a separate special use permit for Mr. Vita's diversion works (currently active).

One other thing to note on Mr. Vaughn's amended application, is the fact that the location of the existing point of diversion for his application (along with the other associated existing water rights) is on private land not public land per GPS location information. The point of diversion is on private land, but the diversion works is still partially on Forest Service land, therefore I am still seeking your comments regarding the application.

I wanted to make you aware that Mr. Vaughn has changed which system he wishes to divert additional water through, which may affect your previous request to delay processing of his application per the email below. Please let me know if this amendment to the permit application affects the status of Mr. Vaughn's authorization from your agency as soon as you've had a chance to review the changes. I'd be more than happy to discuss the amendments or application further if you need more information. The Department will not continue processing of Mr. Vaughn's application (per your email request of 5/2/11) until I have a response from your agency on the matter. I look forward to hearing from you.

Sincerely,
Angie

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Water Resource Agent, Sr.
IDWR - Western Region
2735 Airport Way
Boise, ID 83705-5082
(208)334-2190 phone
(208)334-2348 fax

From: Steven M Spencer [<mailto:sspencer@fs.fed.us>]
Sent: Monday, May 02, 2011 4:08 PM
To: Grimm, Angie
Cc: Denise F Cobb
Subject: Re: WR Permit Application 77-14342 Darren Vaughn

Angie,

Forest Service special use personnel are working with Mr. Vaughn on the authorization for the existing water system. Evaluation and consideration of water uses in this area is complicated because of the Salmon and Endangered Species Act implications for Lick Creek and Big Creek. The National Marine Fisheries Service is involved and plays an important role with ESA before the Forest Service can approve a new special use permit in this situation. It could be quite some time before we get information back from NMFS. For this reason the authorization to occupy NFS land is not finalized at this time. We request that in accordance with Administrative Rule 45 the Department delay processing of this application until the posture of the special use permit authorization question is better known. I will let you know more about an anticipated time-frame as soon as I hear more.

If you have any questions about this matter please contact me.

Thank you.

Steve Spencer
Water Use Specialist (208) 365-7055
USDA Forest Service (208) 365-7037 FAX
1805 Highway 16, Room 5 e-mail: sspencer@fs.fed.us
Emmett, ID 83617

"Grimm, Angie" <Angie.Grimm@idwr.idaho.gov>

To: <sspencer@fs.fed.us>
cc

04/29/2011 01:45 PM

Subject: WR Permit Application 77-14342 Darren Vaughn

Steve,

Good afternoon. My supervisor Steve Lester suggested you are the person to talk with about land use permits within the Payette National Forest. I am working on water right permit application 77-14342 for Darren & Jennifer Vaughn. This permit application proposes domestic use from Lick Creek tributary to Big Creek in the Payette National Forest approximately 13 miles northeast of Yellow Pine. The Vaughn's propose to tap into the existing distribution system for Ronnie Vaughn's water right(s). The special use permit Darren Vaughn references on the application is special use permit # KRL158 (unclear whether this is the permit Darren Vaughn has applied for or if this is an existing special use permit for another diversion/use). I want to double check with you, prior to advertising this water right application, that Darren &/ Jennifer Vaughn have been in contact with the US Forest Service and have received the necessary authorization from your agency for the proposed diversion of water or that the authorization process is to a point that it will likely be approved and your agency would not protest the water right application. I have attached a scanned copy of the water right application for your reference. If you don't mind, would you please let me know the status of the Vaughn's authorization request(s)/permits when you have a moment. Please feel free to call me or reply to this email if you have any questions. I appreciate any help you can provide in this matter.

Thanks,
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(208)334-2348 fax

[attachment "DOC.pdf" deleted by Steven M Spencer/R4/USDAFS] (*See attached file: 77-14342WRPermitApplication.pdf*)

Grimm, Angie

From: Spencer, Steven [sspencer@fs.fed.us]
Sent: Friday, August 05, 2011 4:07 PM
To: Grimm, Angie
Subject: Darren Vaughn

Angie,

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Thank you.

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"Grimm, Angie"
<Angie.Grimm@idwr.idaho.gov>
06/27/2011 09:25 AM

To "Steven M Spencer" <sspencer@fs.fed.us>
cc "Darren Vaughn"
<dkvaughn@conyanaviation.com>
Subject RE: WR Permit Application 77-14342 Darren Vaughn

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2735 Airport Way
Boise, ID 83705-5082
(208)334-2190 phone
(208)334-2348 fax

From: Steven M Spencer [<mailto:sspencer@fs.fed.us>]
Sent: Monday, May 02, 2011 4:08 PM
To: Grimm, Angie
Cc: Denise F Cobb
Subject: Re: WR Permit Application 77-14342 Darren Vaughn

Angie,

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Steve Spencer
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1805 Highway 16, Room 5 e-mail: sspencer@fs.fed.us
Emmett, ID 83617

"Grimm, Angie" <Angie.Grimm@idwr.idaho.gov>

04/29/2011 01:45 PM

To <sspencer@fs.fed.us>
cc

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2735 Airport Way
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(208)334-2190 phone
(208)334-2348 fax

[attachment "DOC.pdf" deleted by Steven M Spencer/R4/USDAFS] (See attached file: 77-14342WRPermitApplication.pdf)

Grimm, Angie

From: Grimm, Angie
Sent: Monday, June 27, 2011 9:25 AM
To: 'Steven M Spencer'
Cc: 'Darren Vaughn'
Subject: RE: WR Permit Application 77-14342 Darren Vaughn
Attachments: 77-14342WRPermitApplication.pdf

Steve,

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Sent: Monday, May 02, 2011 4:08 PM
To: Grimm, Angie
Cc: Denise F Cobb
Subject: Re: WR Permit Application 77-14342 Darren Vaughn

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Emmett, ID 83617

"Grimm, Angie" <Angie.Grimm@ldwr.idaho.gov>

To <sspencer@fs.fed.us>

cc

04/29/2011 01:45 PM

Subject WR Permit Application 77-14342 Darren Vaughn

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Thanks,
Angie

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Water Resource Agent, Sr.
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2735 Airport Way
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[attachment "DOC.pdf" deleted by Steven M Spencer/R4/USDAFS]

MEMORANDUM

X Office Visit

____ Telephone

____ Meeting

TO 77-14342 AND TRANSFER APP 77-7056, 77-7133 & 77-14344 FILED 6/24/11
FROM ANGIE GRIMM
DATE 6/24/2011
RE DIVERSION SYSTEM + CHANGE OF OWNERSHIP 77-7056 + 77-7133

I MET WITH DARREN VAUGHN AND ASSISTED HIM WITH COMPLETING A TRANSFER APPLICATION TO CORRECT THE P/D LOCATION OF 77-7056, 77-7133 + 77-14344. THERE IS NO REMARKS SECTION ON THE TRANSFER APPLICATION FORM SO I WANTED TO WRITE THIS MEMO TO CLARIFY DARREN'S INTENT REGARDING CHANGING THE OWNERSHIP OF HIS DECEASED FATHER'S (RONALD K VAUGHN) WRS 77-7056 + 77-7133. HE WISHES THE WATER RIGHTS TO RETAIN HIS FATHER'S NAME AND ADD HIS OWN NAME WITH AN "AND/OR" CONNECTOR, BECAUSE THIS WILL MATCH OTHER AGENCIES AUTHORIZATIONS (FOREST SERVICE, ^{FERC} ETC.) FOR THE DIVERSION SYSTEM ASSOCIATED WITH THE RIGHTS, WHICH IS A REQUIREMENT OF THOSE AUTHORIZATIONS. THE RECORDED DOCUMENT APPOINTING DARREN VAUGHN AS THE REPRESENTATIVE FOR THE ESTATE OF RONALD K VAUGHN SHOULD ALLOW THE DEPT. TO ADD DARREN'S NAME TO THE RIGHTS.

ALSO, THE APPLICATION 77-14342 WAS AMENDED DURING DARREN'S VISIT. THE AMENDED APP INCLUDES A MAP DEPICTING THE DIVERSION SYSTEM FOR THE RIGHTS INVOLVED IN THE APPLICATIONS. I'VE ATTACHED A COPY OF THIS MAP/DIAGRAM TO THIS MEMO.

Grimm, Angie

From: Grimm, Angie
Sent: Friday, June 24, 2011 8:49 AM
To: 'Darren Vaughn'
Subject: RE: WR Permit Application 77-14342

Darren,

I apologize for the delay in getting back to you. This week has just gotten away from me. There will be a fee for the Transfer applications to correct the P/D location for the rights. The fee is based on the diversion rate authorized for the rights. Rights 77-7056 & 77-7133 (I'm assuming are from the same diversion system) total 0.64 cfs so the fee for that transfer would be \$250.00. Right 63-14344 is from a separate diversion system so it would need to be a separate transfer application. The fee for that application would be \$100 based on the rate of 0.02 cfs. Also, you mentioned that your dad's rights might be part of a Trust now rather than in his personal name. A transfer application can included a change of ownership (usually a separate application) should you need to change the name on your dad's rights. One thing to note is as of July 1, 2011 the fees will increase due to legislation passed this last session. SO... if at all possible... I'd recommend you meeting with me sometime before next Friday to get the forms done or you can fill them out yourself and turn them in before next Friday. The fees double as of July 1, 2011. I'm thinking if at all possible it might just be easier for you to come in and we can get the transfers filed out and your permit application amended. I don't know what your schedule is like, but I'm available pretty much any time and day next week from 8 am to 4 pm. Monday afternoon, Tuesday or Wednesday work best for me. Again, I apologize for the delay in responding to your email and I look forward to hearing from you. Feel free to call or respond to this email.

Sincerely,

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

From: Darren Vaughn [mailto:dkvaughn@conyanaviation.com]
Sent: Monday, June 20, 2011 8:00 AM
To: Grimm, Angie
Subject: RE: WR Permit Application 77-14342

Thank you for the information. I would like to get with you and correct the PLS location on the water rights I have jurisdiction over. I do have a question:

1. Will there be a fee associated with the Transfer Applications to correct the PLS locations for the currently held water rights?

I would like to amend my permit application to reflect the proper PLS location. I would like to amend my permit application to use the system that has historically provided water to my property but uses the same point of diversion as all the other water rights on that side. Please advise on the best way to accomplish this. I can meet with you at your convenience, if needed.

Thanks,

Darren K. Vaughn

Director of Maintenance
Conyan Aviation, Inc.
4888 Aeronca
Boise, Idaho 83705
208-342-1042



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computer. Thank you.

From: Grimm, Angie [mailto:Angie.Grimm@idwr.idaho.gov]
Sent: Thursday, June 16, 2011 9:15 AM
To: Darren Vaughn
Subject: RE: WR Permit Application 77-14342
Importance: High

Darren,

Thank you for providing the GPS information below. It has proved very helpful in clarifying the location of the point of diversion (P/D) and diversion works in relation to private and public lands. Per the GPS location given, it appears the P/D for your father's system (along with your neighbor's system) has been recorded in the wrong public land survey (PLS) location. The P/D for your father's rights (77-7056 & 77-7133), your irrigation right (77-14344), and your neighbor's rights (77-14304 & 77-14343) is recorded as being in the NW SE of Section 2 T20N R9E, but the correct PLS location is the NE SW Section 2 T20N R9E. The P/D for all water rights is required to be accurately recorded to at least the 40 acre-tract (QQ). An Application for Transfer of Water Right is required to correct the location of a P/D. Also, your application for permit, which currently proposes use of your father's existing system, needs to be amended to correct the P/D location and to clarify the land ownership of the P/D prior to further processing.

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Please contact me within the next thirty (30) days to discuss how to proceed with further processing of your permit application 77-14342. Your application will be voided without a response. I look forward to hearing from you. Thank you again for providing the GPS information despite the fact that it seems to have complicated matters further. Hopefully, in the end, everyone's rights will be correct and diversions all legal. I appreciate your efforts towards seeing that to fruition.

Sincerely,

Angela M. Grimm, P.G.
Water Resource Agent, Sr.
IDWR - Western Region
2735 Airport Way

Boise, ID 83705-5082
(208)334-2190 phone
(208)334-2348 fax

From: Darren Vaughn [mailto:dkvaughn@conyanaviation.com]
Sent: Monday, June 13, 2011 8:09 AM
To: Grimm, Angie
Subject: RE: WR Permit Application 77-14342

Please see attached for Point of Diversion documentation. Note that the Point of Diversion is partially blocked this time of year because of the high water flow in Lick Creek. The dam can only take so much water. The coordinates are in decimal (DDD) degrees and are as follows:

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NE corner of the Neil/Koslowski private property: N45.10011° and W115.32216°

Storage dam and beginning of pipeline: N45.10035° and W115.32282° (Located on USFS property under special use permit).

Thanks,

Darren K. Vaughn
Director of Maintenance
Conyan Aviation, Inc.
4888 Aeronca
Boise, Idaho 83705
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From: Grimm, Angie [mailto:Angie.Grimm@idwr.idaho.gov]
Sent: Wednesday, June 08, 2011 10:58 AM
To: Darren Vaughn
Cc: sspencer@fs.fed.us
Subject: WR Permit Application 77-14342

Darren,

Per our phone conversation moments ago, here is the contact information for Steve Spencer with the US Forest Service:

Steve Spencer
Water Use Specialist (208) 365-7055
USDA Forest Service (208) 365-7037 FAX
1805 Highway 16, Room 5 e-mail: sspencer@fs.fed.us

Emmett, ID 83617

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From: Steven M Spencer [mailto:sspencer@fs.fed.us]
Sent: Monday, May 02, 2011 4:08 PM
To: Grimm, Angie
Cc: Denise F Cobb
Subject: Re: WR Permit Application 77-14342 Darren Vaughn

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Importance: High

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Sent: Monday, June 13, 2011 8:09 AM
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Subject: RE: WR Permit Application 77-14342
Attachments: USFS Survey Marker Neil NE Corner June 2011 Low Res.jpg; Lick Creek Point of Diversion Coordinates Low Res.jpg; Lick Creek Point of Diversion June 2011 Low Res.jpg; USFS Survey Marker Neil NE Corner Coordinates Low Res.jpg

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U.S. DEPT. OF AGRICULTURE
FOREST SERVICE
CADASTRAL SURVEY
2004
T20N R9E
S2
T4
C4

FOREST SERVICE
CADASTRAL SURVEY
2004

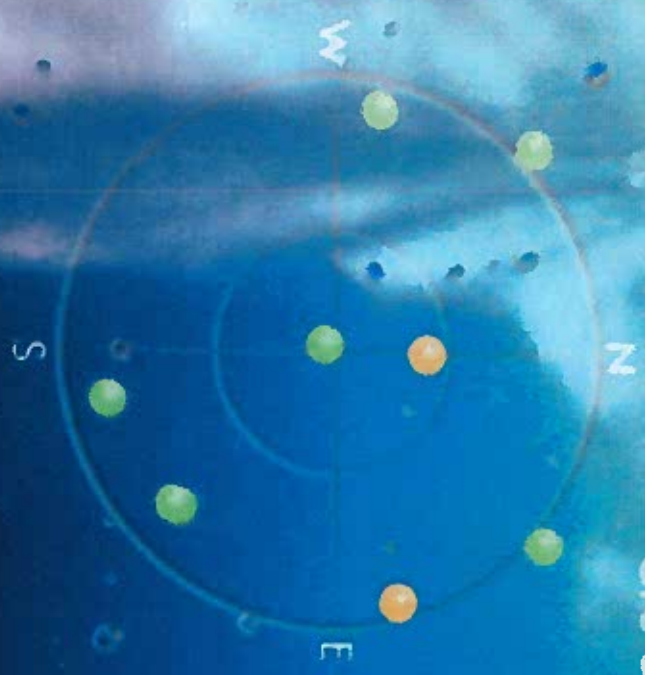


06/11/2011

6:26 pm



GPS Data



GPS Connected



Accuracy High

Elevation 1 mi 595 ft

Speed 0.00 mph

Position N 45.09992°

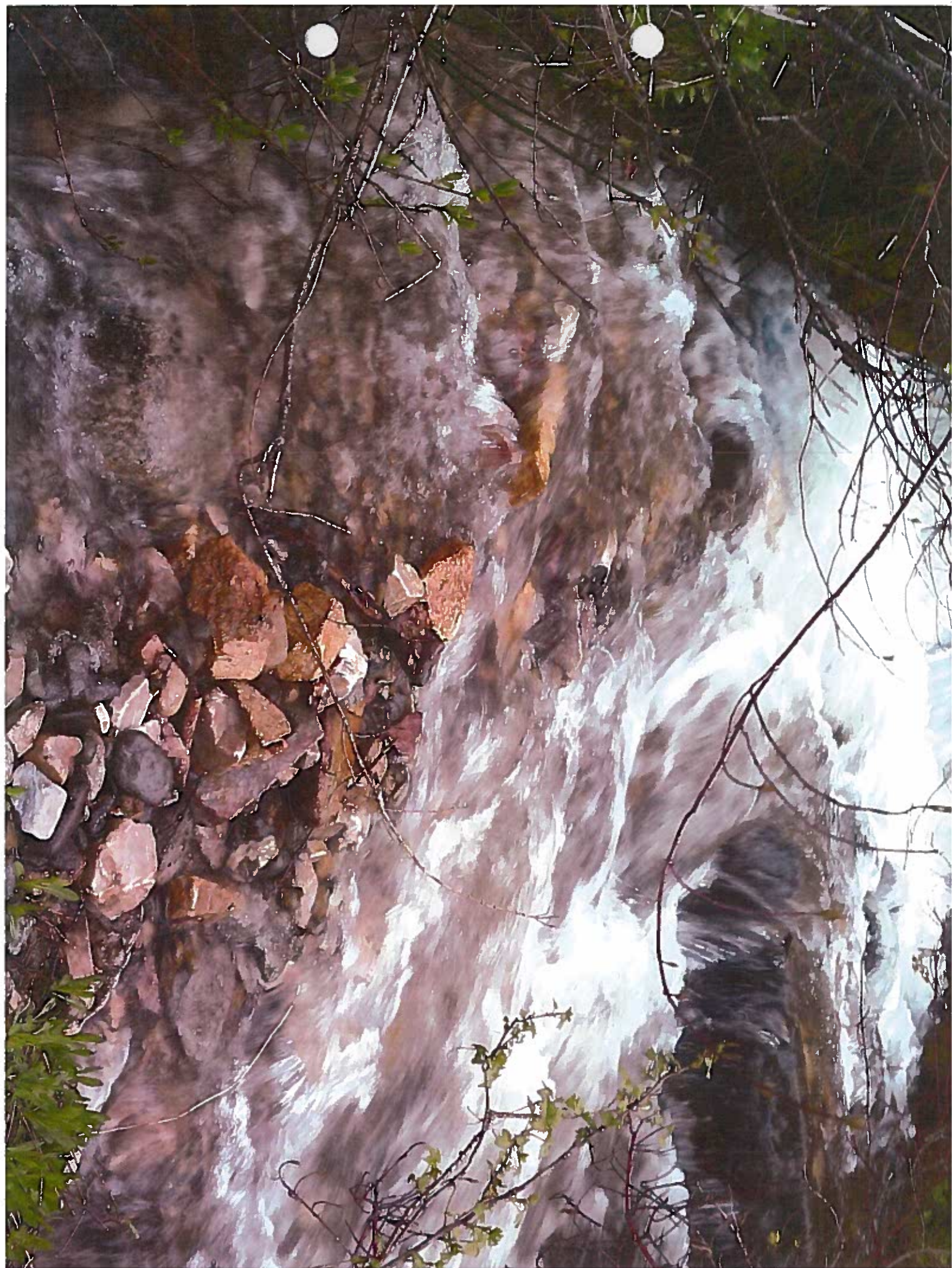
W 115.32232°

Date 06/12/2011

Time 12:26 am



PH Coordinates



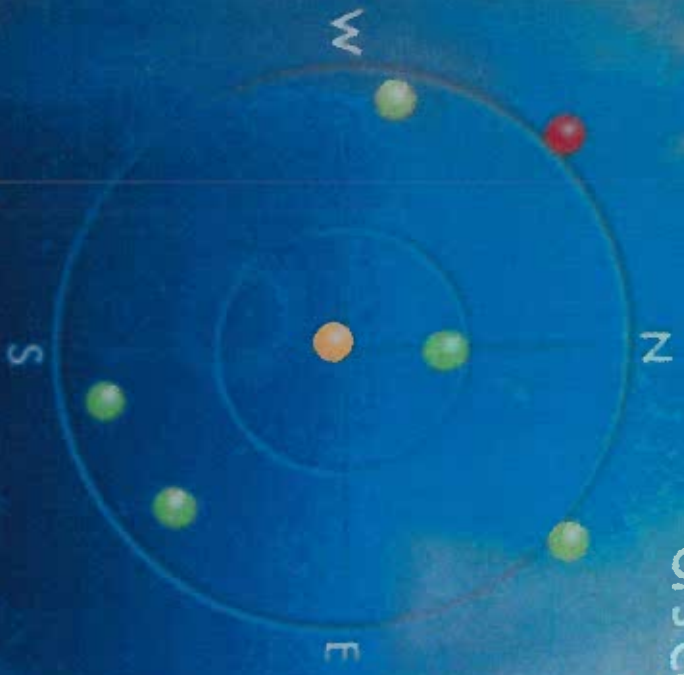
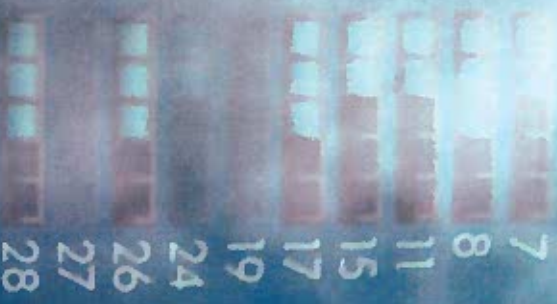


06/11/2011

6:23 pm



GPS Data



GPS Connected



Accuracy High

Elevation 1 mi 586 ft

Speed 0.00 mph

Position N 45.10011°

W 115.32216°

Date 06/12/2011

Time 12:23 am



NE CORNER OF NEIKOSLOWSKI PROPERTY

MEMORANDUM

_____ Office Visit x Telephone _____ Meeting

TO 77-14342 File
FROM ANGIE GRIMM
DATE 6/7/2011
RE US FOREST SERVICE AUTHORIZATION REQUIREMENTS.

Spoke with Dana Vaughn regarding status of US Forest Service authorization/special use permit. Based on Mr Vaughn's comments, it appears the US Forest Service is waiting for comments of National Marine Fisheries Service (NMFS) on the renewal of his father's estate's special use permit (system Mr Vaughn proposing to use for this application currently). Mr Vaughn may amend his eDR application to use different system from same P/D serves WR 77-14344. Mr Vaughn indicated the properties in the area have been re-surveyed recently and that P/D site is on private property. Regardless of P/D property ownership, water still crosses over US Forest Service land. Told Mr Vaughn as long as new application proposes diversion across US Forest Service property they would need to be ok with WR filing prior to advertising. Mr Vaughn plans to speak more with US Forest Service and verify location of P/D and property ownership. See email correspondence in file for more details on US Forest Service involvement in application.

Grimm, Angie

From: Grimm, Angie
Sent: Wednesday, June 08, 2011 10:58 AM
To: 'dkvaughn@conyanaviation.com'
Cc: Steve Spencer (sspencer@fs.fed.us)
Subject: WR Permit Application 77-14342

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"Grimm, Angie" <Angie.Grimm@idwr.idaho.gov>

To <sspencer@fs.fed.us>

cc

04/29/2011 01:45 PM

Subject: WR Permit Application 77-14342 Darren Vaughn

Steve,

Good afternoon. My supervisor Steve Lester suggested you are the person to talk with about land use permits within the Payette National Forest. I am working on water right permit application 77-14342 for Darren & Jennifer Vaughn. This permit application proposes domestic use from Lick Creek tributary to Big Creek in the Payette National Forest approximately 13 miles northeast of Yellow Pine. The Vaughn's propose to tap into the existing distribution system for Ronnie Vaughn's water right(s). The special use permit Darren Vaughn references on the application is special use permit # KRL158 (unclear whether this is the permit Darren Vaughn has applied for or if this is an existing special use permit for another diversion/use). I want to double check with you, prior to advertising this water right application, that Darren &/ Jennifer Vaughn have been in contact with the US Forest Service and have received the necessary authorization from your agency for the proposed diversion of water or that the authorization process is to a point that it will likely be approved and your agency would not protest the water right application. I have attached a scanned copy of the water right application for your reference. If you don't mind, would you please let me know the status of the Vaughn's authorization request(s)/permits when you have a moment. Please feel free to call me or reply to this email if you have any questions. I appreciate any help you can provide in this matter.

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[attachment "DOC.pdf" deleted by Steven M Spencer/R4/USDAFS]

Grimm, Angie

From: Grimm, Angie
Sent: Friday, April 29, 2011 1:46 PM
To: Steve Spencer (sspencer@fs.fed.us)
Subject: WR Permit Application 77-14342 Darren Vaughn
Attachments: DOC.pdf

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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
Interim Director

April 13, 2011

Darren K. and/or Jennifer Vaughn
P.O. Box 190694
Boise, ID 83719

COPY

Re: Application for Permit 77-17342

Dear Applicant:

Your application for permit regarding Lick Creek water for domestic use is being processed. To assist this office in completing the initial processing steps, please submit an amended application to address the following:

- Application Item No. 3 proposed point of diversion (P/D). Your original application indicates you propose to use the existing diversion system for water right 77-7056 for the new use. The legal description recorded for the P/D of this right is NW SE Section 2, T20N, R02E. Your original application proposes a P/D located in the NW SE NW Section 2, T20N, R02E. Please submit an amended application to correct the proposed P/D location.
- Application Item No. 10a P/D property ownership. Your original application indicates Ronald K. Vaughn owns the property where the P/D is located. However, Valley County tax lot data as well as information on file for water right 77-7056 indicates the US Forest Service is the property owner where the P/D is located. Please submit an amended application to correct this. Also, please include a description of the arrangement between the property owner and yourself enabling you to make this water right filing.

I have enclosed a draft amended application, which corrects the P/D location based on the recorded P/D for water right 77-7056 and indicates the US Forest Service is the P/D property owner. If you wish, you may add a description of the arrangement you have with the P/D property owner, sign, and submit the enclosed draft as an amended application. Alternatively, please feel free to contact me at 208-334-2190 to set up an appointment to amend your original application. You may seek additional time to provide the amended application by making a written request to interrupt processing for up to six months. **Your response or a request for more time must be received within the next thirty (30) days.** Your application may be voided without a timely written reply. Please contact me if you have any questions about the amendments requested. Thank you for your attention to this matter.

Sincerely,

Angela M. Grimm, P.G.
Water Resource Agent, Sr.

Enclosure(s): Draft Amended Application for Permit 77-14342

AMENDED

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

Ident. No. 77-14342

1. Name of applicant(s) Darren K. and/or Jennifer Vaughn Phone 208-631-4203
 Name connector (check one): ☐ and ☐ or ☒ and/or

Mailing address: PO Box 190694 City BoiseState ID Zip 83719 Email: dkvaughn@live.com

2. Source of water supply Lick Creek which is a tributary of Big Creek

3. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
20N	09E	2			NW	SE	Valley	Lick Creek	

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. Diversion is from existing water system via 2 inch schedule 40 pvc piping.

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. _____

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

c. Municipal; show name of municipality or the applicant's qualifications as a municipal provider. _____

d. Domestic; show number of households One household.

e. Other; describe fully. _____

8. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
20N	09E	02					D												

Total number of acres to be irrigated: _____

- 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, water will be used for domestic purposes including watering of landscaping, etc.
- Who owns the property at the point of diversion? US Forest Service P/D site. Ronald K. Vaughn diversion works site.
 - Who owns the land to be irrigated or place of use? Darren K. Vaughn (Applicant)
 - If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Water system agreement dated July 26, 2008 for diversion works.
- Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Diversion of 0.04 cfs water from existing water system providing water right 77-7056. Attach pipe to bottom of existing system per water system agreement dated July 26, 2008 (attached).
- Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).
- 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

Darren K. Vaughn

Print Name (and title, if applicable)

Signature of Applicant

Jennifer Vaughn

Print Name (and title, if applicable)

For Department Use:

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by JMH Receipt No. W038866 Date 11-22-10