

RECEIVED**JUN 15 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 IdahoIdent. No. 37-22958
80175

1. Name of applicant(s)
- The Barer Family Trust C/O Stanley H & Alta S Barer Ttees
- Phone
- (206) 527-6122
-
- Name connector (check one):
- ☐
- and
- ☐
- or
- ☐
- and/or

Mailing address 3048 E Laurel Hurst DR NE City Seattle
State WA Zip 98105 Email _____

2. Source of water supply
- Big Wood River
- which is a tributary of
- Malad 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 #
4N	17E	01		NW	NW	SE	Blaine	Big Wood River	
4N	17E	01		NW	NW	SE	Blaine	Big Wood River	

4. Water will be used for the following purposes:

Amount 0.3 af for Aesthetic Storage 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) _____ cubic feet per second (cfs) and/or (b)
- 0.3
- acre feet per year (af).

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. No diversion, natural side channel of the Big Wood River, Pond is an in-stream pond (Reference WR 37-21150, Exhibit A)b. Height of storage dam NA feet; active reservoir capacity NA acre-feet; total reservoir capacity NA 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 NA 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; complete and attach the Municipal Water Right Application Checklist.

d. Domestic; show number of households _____

e. Other; describe fully. Aesthetic storage in widened natural channel of the Big Wood River.

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	
04N	17E	01														J			

Total number of acres to be irrigated: NA

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?

37-8480 (Exhibit B) groundwater water right for irrigation, domestic and aesthetic pond storage. Evaporation from ponds are already covered under water right 37-8480, new pond permit will not increase evaporation.

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

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

The natural channel on the property flows through Ponds 2 and 3 (WR 37-8480), and then into a pond on Saliago LLC property (WR 37-21150; IDWR determined the pond under right 21150 as an instream pond). The ponds (37-8480) were constructed prior to Mr. Barer acquiring the property, similar to Saliago, LLC. The ponds surface area is approximately 2200 sq. ft. and avg depth of 4-5 ft. Water will not be diverted or maintained, and the permit will allow volume storage only of water as it passes through property.

12. Time required for completion of works and application of water to proposed beneficial use is 1 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.

J. Evan Robertson, ATTY FOR
Signature of Applicant THE APPLICANT

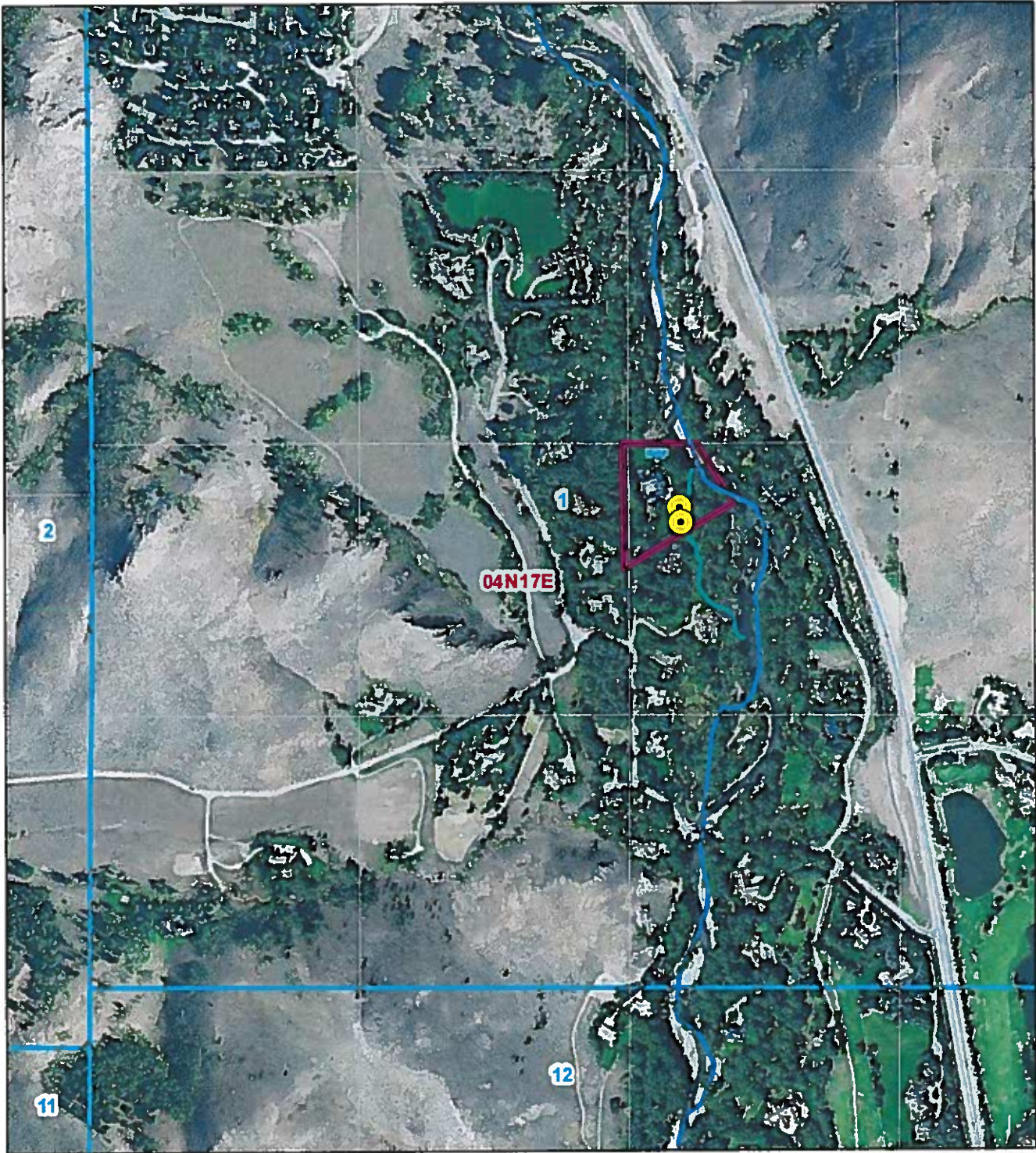
Signature of Applicant

J. EVAN ROBERTSON
Print Name (and title, if applicable) ATTY FOR APPLICANT

Print Name (and title, if applicable)

For Department Use:

Received by TF Date 6-15-2015 Time 2:10 PM Preliminary check by _____
Fee \$ 200- Received by DM Receipt No. 5034845 Date 6-15-2015



**BARER, STANLEY
WATER RIGHT PERMIT APPLICATION MAP
BLAINE COUNTY, ID.
2014 NAIP AERIAL PHOTOGRAPH**

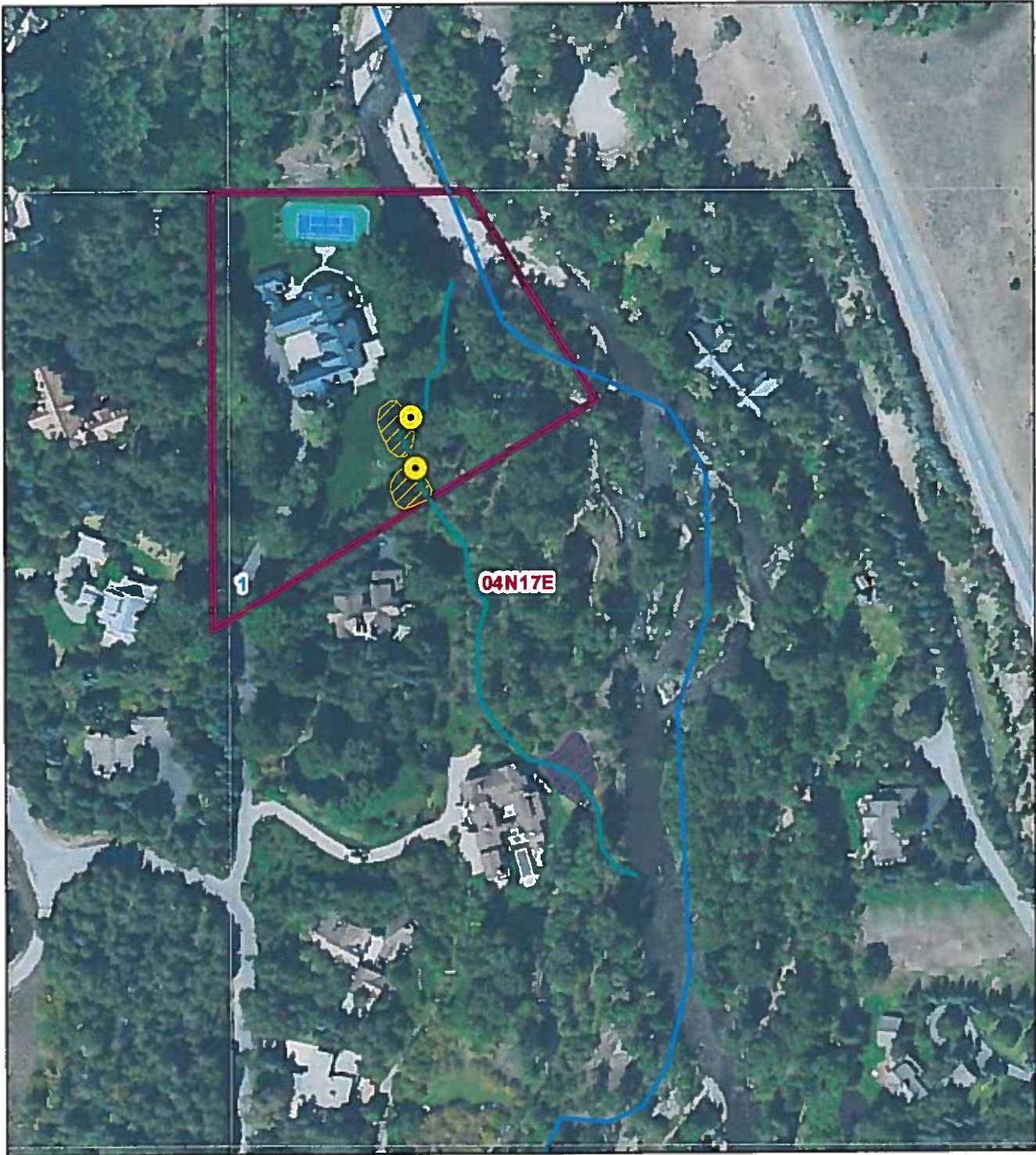


1 inch = 700 feet

BROCKWAY ENGINEERING, PLLC.
GEP - JAN 16, 2015

Legend

-  Permit POD
-  Side_Channel
-  Big Wood River
-  37-8480 Pond
-  37_21150 Pond
-  BARER_STANLEY_PARCEL



**BARER, STANLEY
WATER RIGHT PERMIT APPLICATION MAP
BLAINE COUNTY, ID.
2014 NAIP AERIAL PHOTOGRAPH**



1 inch = 200 feet

BROCKWAY ENGINEERING, PLLC.
GEP - JAN 16, 2015

Legend

- | | |
|--|--|
|  Permit POD |  37-8480 Pond |
|  Side_Channel |  37-21150 Pond |
|  Big Wood River |  BARER_STANLEY_PARCEL |

37-22958

Exhibit A

License, Permit, Beneficial Use, and Application for Permit for WR 37-21150

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 37-21150

Priority: July 08, 2003

Maximum Diversion Volume: 0.6 AF

It is hereby certified that SALIGAO LLC
PO BOX 6551
KETCHUM ID 83340 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated July 08, 2003; and has
submitted Proof of Beneficial Use on March 31, 2004. An examination confirms water is diverted from:

SOURCE

BIG WOOD RIVER

Tributary: MALAD RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>ANNUAL DIVERSION VOLUME</u>
AESTHETIC STORAGE	01/01 to 12/31	0.6 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NW¼SE¼ Sec. 1, Twp 04N, Rge 17E, B.M. BLAINE County

PLACE OF USE: AESTHETIC STORAGE

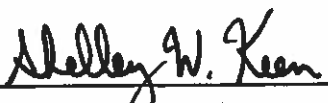
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	17E	1															X		

CONDITIONS OF APPROVAL

1. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
2. This right authorizes the storage of 0.4 af and 0.2 af to replace losses due to evaporation.
3. Point of diversion and place of use are located within Lot 3A, Riverwoods Subdivision.
4. The aesthetic storage use authorized by this right is for an excavated pond in a natural side-channel of the Big Wood River. This right does not authorize maintenance of an in-stream flow to the pond nor does it authorize construction to increase or maintain flow to the pond.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 17th day of May, 2012.


for GARY SPACKMAN
Interim Director

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 37-21150

Priority: July 08, 2003

Maximum Diversion Volume: 1.0 AF

This is to certify, that SALIGAO LLC
PO BOX 6551
KETCHUM ID 83340

has applied for a permit to appropriate water from:

Source: BIG WOOD RIVER Tributary: MALAD RIVER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>ANNUAL VOLUME</u>
AESTHETIC STORAGE	01/01 to 12/31	1.0 AF

LOCATION OF POINT OF DIVERSION:

BIG WOOD RIVER NW¼SE¼ Sec. 1, Twp 04N, Rge 17E, B.M., BLAINE County

PLACE OF USE: AESTHETIC STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	17E	1															X		

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before April 01, 2004.
2. Subject to all prior water rights.
3. The aesthetic storage use authorized by this right is for an existing excavated pond in a side channel of the Big Wood River. This right does not authorize maintenance of an in-stream flow to the pond nor does it authorize construction to increase or maintain flow to the pond.
4. The right authorizes the storage of 0.96 af and 0.04 af to replace losses due to evaporation and seepage.
5. Point of diversion and place of use are located within Lot 3A, Riverwoods Subdivision.
6. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 15th day of January, 2004.

Acting for  KARL J DREHER, Director

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APR 21 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 37-21150

Exam Date: May 10, 2012

1. Current Owner: SALIGAO LLC
PO BOX 6551
KETCHUM ID 83340
(208) 726-4421
2. Accompanied by: Morley Golden and Jim Speck (also Ton the home keeper)
Phone No: 720-0956 (Morley) and 721-8416 (Ton) and 726-2626 (house #)
Address: mgolden@mgolden.com and jim@speckandaanestad.com
Relationship to Permit Holder: management and attorney

3. SOURCE TRIBUTARY
BIG WOOD RIVER MALAD RIVER

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE
2. Other water rights with the same point of diversion: NA

C. DIVERSION AND DELIVERY SYSTEM**1. LOCATION OF POINT(S) OF DIVERSION:**

BIG WOOD RIVER NW¼SE¼ Sec. 1, Twp 04N, Rge 17E, B.M. BLAINE County

Method of Determination: Field visit and aerial imagery

2.

PLACE OF USE: AESTHETIC STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	17E	1														X			

Method of Determination: Field visit and aerial imagery

3. ☒ Delivery System Diagram Attached (required). Indicate all major components and distances between components. Indicate weir size/pipe as applicable.
- ☐ Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.
- ☐ Aerial Photo Attached (required for irrigation of 10+ acres).
- ☐ Photo of Diversion and System Attached

4.

Well or Diversion
ID No.*

Motor MakeHpMotor Serial No.Pump Make

Pump Serial No. or Discharge
Size

NA—this diversion is on-stream, there is no diverting works

May 16, 2012

D. FLOW MEASUREMENTS

1.

Measurement Equipment

NA

2. **Measurements:** Using aerial imagery, I calculated the surface of the pond to be 0.11 acres. The depth of the pond average 4' with the deepest point at 8' according to Morley. There is sediment that has built up in the pond that has created a sand bar near the middle of the pond that is exposed by August. The permit holder has never dredged the pond.

The ET Idaho data reflects a total of 0.2 af for the entire pond for a year of evaporation.

E. FLOW CALCULATIONS

Measured Method: NA

Y Additional Computation Sheets Attached

I have attached ET information

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation: NA

2. Volume Calculations for Other Uses: Aesthetic Storage

Pond = 0.11 acres

Deepest point in the pond = 8 ft

$$0.11 \text{ acres} \times 8 \text{ ft} \times 0.4 = 0.35 \text{ or } 0.4 \text{ af}$$

Evaporation = 0.2 af (see attached worksheet)

Seepage = Not significant (the water table in this area is very high—after reviewing the pond in the front yard, authorized under 37-21622—I see that ground water is available just beneath the surface)

Total volume = 0.6 af

G. NARRATIVE/REMARKS/COMMENTS

This pond was dug back in the '70s, long before the current owner had acquired the property. The pond lies within a side-natural channel of the Big Wood River. Once the water leaves the pond, it eventually makes it back to the Big Wood.

Have conditions of permit approval been met? ☒ Yes ☐ No

H. RECOMMENDATIONS

1. Recommended Amounts

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
AESTHETIC STORAGE	01/01 to 12/31	NA	0.6 AF

Totals:

0.6 AF

2. Recommended Amendments

 Change P.D. as reflected above Add P.D. as reflected above x None

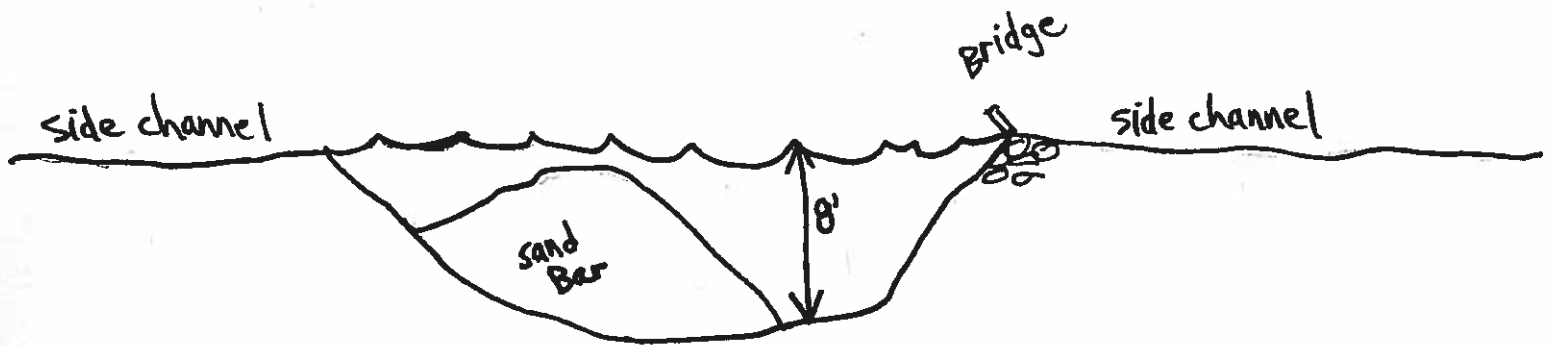
Change P.U. as reflected above Add P.U. as reflected above Other

I. AUTHENTICATION

Field Examiner's Name Kenn Salmer Date 5/14/12

Reviewer _____ Date _____

System Diagram



Pond Notes

- Big Wood River is on the east side of pond
- Fish do enter the pond
- Watermaster records show that the permit holder is assessed a flat rate of \$40/season for this use



Aerial Photo/Map

Field Examination Map for 37-21150



Photos



Looking upstream
at the side channel



Point where channel
enters the pond

May 16, 2012



This is the point where the water leaves the pond and re-enters the side channel.



Looking downstream of the side channel. This is where the channel re-enters the Big Wood.

ORIGINAL IN RED

Ident. No. 37-21150

RECEIVED

JUL 08 2003

Department of Water Resources
Southern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

DEC 30 2003

Department of Water Resources

1. Name of Applicant Saligao, LLC Phone 208-726-4421

Mailing address P.O. Box 6551, Ketchum, ID 83340

2. Source of water supply Big Wood River which is a tributary of Malad River

3. Location of point of diversion is Township 4N Range 17E Sec. 1, in the %, %, %, Govt. Lot , B.M., Blaine County;

additional points of diversion if any:

4. Water will be used for the following purposes:

Amount 1.0 AFA for aesthetic storage purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

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

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

5. Total quantity to be appropriated is (a) and/or (b) 1.0 AFA
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source Pond excavated in side channel of Big Wood River with rock drop structure at outlet.

b. Height of storage dam feet; active reservoir capacity acre-feet; total reservoir capacity acre-feet

c. Proposed well diameter is N/A inches; proposed depth of well is feet

d. Is ground water with a temperature of greater than 85°F being sought? No

e. If well is already drilled, when? N/A; Drilling firm ;

Well was drilled for (well owner) ; Drilling Permit No.

7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9):

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.

d. Domestic; show number of households.

e. Other; describe fully. Aesthetic storage in pond

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. 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	
4N	17E	1														A			

total number of acres to be irrigated N/A

0. Describe any other water rights used for the same purposes as described above. None

- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

2. Remarks: The pond was constructed prior to 1979 and then deepened and widened to its present size in 1979 by the prior owner of the property (see Affidavit of Scott Hoopes included as Exhibit A). The aesthetic use has been continuous since that time qualifying this Application to be processed as a use in existence as of November, 1987. Pond is approx. 7000 sq. ft. surface area and an average of 6 feet deep. The additional amount requested will cover the estimated historical annual loss due to evapotranspiration. Pond is on Lot 3A, Riverwoods Subdivision (see Exhibits B - plat - and C - site survey).

3. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" 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.)

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

SALIGAO, LLC

(Chris Cordier, Manager, by J.F. Spack)
Signature of Applicant (and title, if applicable)

Received by J.F. Date 7-8-03 Time 4:00 Preliminary check by J.F.
Fee \$ 100 Receipted by J.F. # 5025961 Date 7-8-03
Publication prepared by MB Date 9/10/03 Published in Wood River Journal
Publication approved MB Date 9/30/03

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APR 21 2004

37-21150

37-21150

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JUL 08 2003

Department of Water Resources
Department of Natural Resources
Southern Region

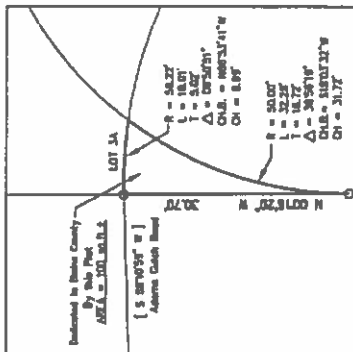
A REPLAT OF LOT 3 RIVERWOODS SUBDIVISION WHEREIN A PORTION OF THE CUL-DE-SAC ADJACENT TO LOT 3 IS VACATED CREATING LOT 3A LOCATED WITHIN SECTION 1, T.4 N., R.17 E., B.M., BLAINE COUNTY, IDAHO

C 1/4 Cor. Sec. 1
SCALE: 1" = 50'

SCALE: 1" = 50'

LEGEND

- RECORD BRASS CAP
- SET 3/4" NEAR - IS 361
- FOUND 1/2" NEAR
- BUILDING ENVELOPE
- ENCLOSURE, WITH AS SHOWN
- APPROXIMATE MEAN HIGH WATER
- 100 Y FLOODPLAIN FOR 1987
- 100 Y FLOOD STRUT
- FLOODWAY FOR 1987
- RECORD BEARING AND DISTANCE
- PER RIVERWOODS SUBDIVISION PLAT
- RECORD BEARING AND DISTANCE
- PER FLOWERS RANCH SUBDIVISION
- PLAT ADAPTED TO RIVERWOODS
- SUBDIVISION PLAT EAST OF BEARING
- (N 007°15' W)
- (S 89°17'05" E)



DETAIL
SCALE 1" = 10'

HEALTH CERTIFICATE: Sanitary restrictions as required by the Health Department of Blaine County, Idaho, have been satisfied. The plat is approved for recording. Code Title 50, Ch. 13, Sec. 50-1328, by issuance of a Certificate of Approval.

8-10-98
R. D. Wilson
Blaine County Health Dept., D-8

- ## NOTES
1. State of Blaine County is Riverwoods Subdivision, Instrument No. 177181, records of Blaine County, ID.
 2. Land shown herein is not subject to any other recorded interests or encumbrances except as shown on the Riverwoods Subdivision Plat, Instrument No. 177181, records of Blaine County, ID.
 3. A (100) foot underground utility easement is reserved adjacent to all roads and contained on all lots and over all lots.
 4. There is no recorded drainage easement of sufficient width to show the flow of drainage from the lots shown herein.
 5. Land shown herein is subject to the Riverwoods Subdivision Plat, Instrument No. 177181, records of Blaine County, ID.
 6. The lots shown herein are subject to the Riverwoods Subdivision Plat, Instrument No. 177181, records of Blaine County, ID.
 7. The plat owner is responsible for the content of notices made per County and State regulations.
 8. The plat owner is responsible for the content of notices made per County and State regulations.



RICHARD D. FOSBURY, L.S. 3621

A REPLAT OF LOT 3
RIVERWOODS SUBDIVISION
Blaine County, Idaho
Sheet 1 of 2

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APR 21 2004

EXHIBIT B - p.2

37-21150

Department of Water Resources
Southern Region

Sec. 1

Lot 1
FLOWERS MILL
SUBDIVISION

FLOWERS RANCH
SUBDIVISION

**Lot 1
FLOWERS
HOMESTRAD**

Adams Gulch Road
(Private with
Public Access)

North Riverwoods Road
(Public)

Private Access Easement to
Lots 1 & 2

LOT 2
RIVERWOODS SUBDIVISION

LOT 4A
RIVERWOODS SUBDIVISION

REG FD02 RIVER

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APR 21 2004

Bigwood P.U.D.

37.21150

EXHIBIT C

Appendix 1

**Galena
Engineering
Inc.**

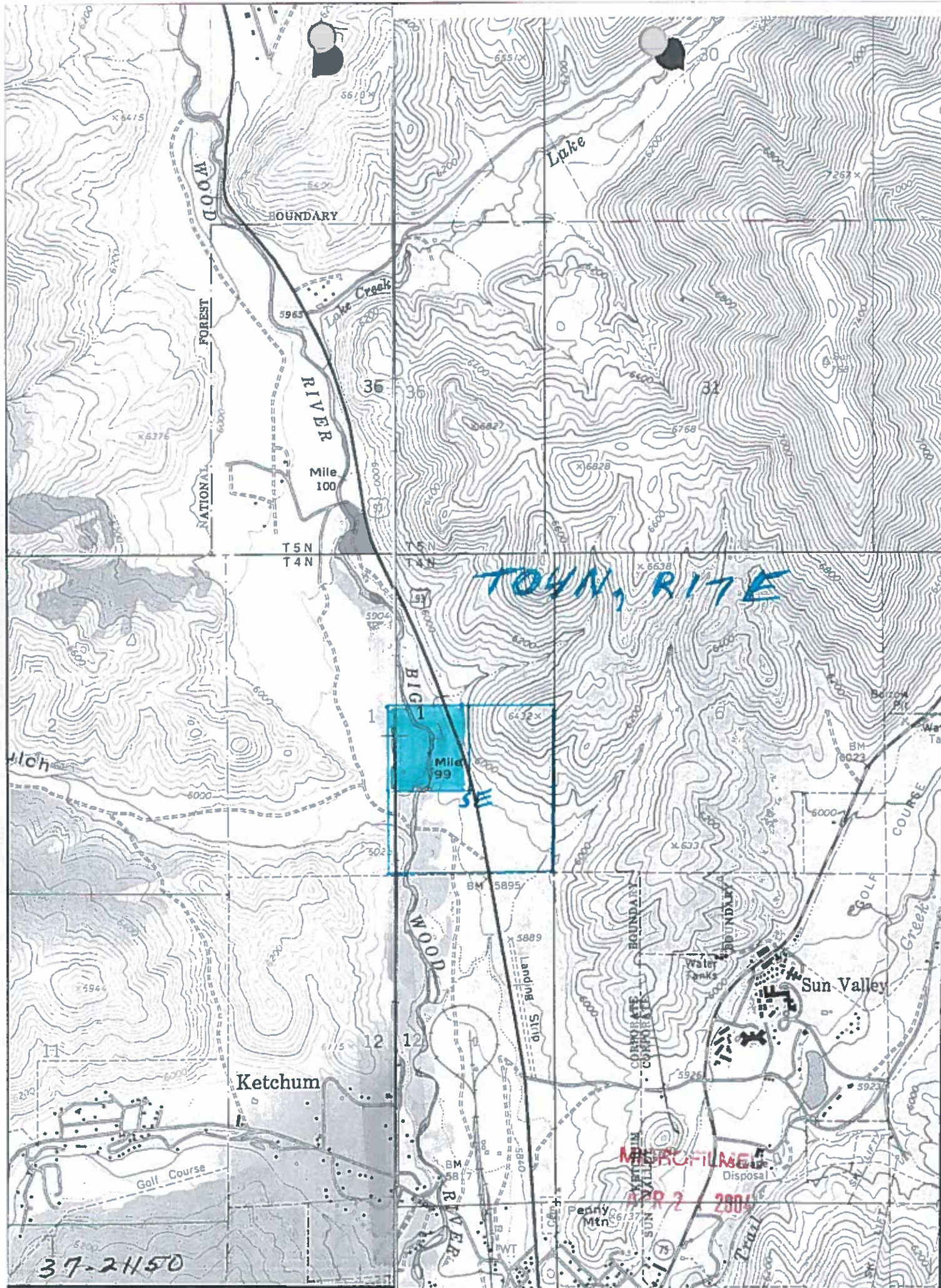
Civil Engineers & Land Surveyors

LIST OF PARAMETERS

**A TOPOGRAPHIC MAP SHOWING
LOT 34, RIVERWOODS SUBDIVISION**

TO THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
VIRGIN SECTION 1, T.4N., E.17E., R.1N., BEAINE COUNTY, IOWA
PREPARED FOR SAUNDERS LLC

1 OF 1



TOWN, RITE

Beginning
of side channel
at Big Water

Pond
cross flow
(POD)

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APR 2 2004

37-21150

Pre-exam for application for permit for Saligao LLC. Done on 8-14-03
by John Freitag, accompanied by Steve Fisher of Fisher & Associates.



Pond and pond outlet



Pond inlet



Diversion at Big Wood River

MICROM
APR 21 2004

Exhibit B

License, Beneficial Use, and Application for Permit for WR 37-8480

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 37-08480

Priority: January 19, 1989

Maximum Diversion Rate: 1.11 CFS
Maximum Diversion Volume: 251.2 AF

It is hereby certified that ALFRED R LA PETER
PO BOX 3801
KETCHUM ID 83340 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated December 6, 1988; and has
submitted Proof of Beneficial Use on August 30, 1993. An examination indicates that the works have a
diversion capacity of 1.73 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	04/15 to 10/31	0.09 CFS	8.0 AF
AESTHETIC	04/15 to 10/31	1.05 CFS	242.0 AF
DOMESTIC	01/01 to 12/31	0.06 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NW¼NW¼SE¼ Sec. 1, Twp 04N, Rge 17E, B.M. BLAINE County

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	
04N 17E 1															3.0		3.0

Total Acres: 3

PLACE OF USE: AESTHETIC - Same as Irrigation

PLACE OF USE: DOMESTIC - Same as Irrigation

CONDITIONS OF APPROVAL

1. Irrigation use under this right is authorized only in connection with a domestic use.
2. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. Domestic use is for 2 homes and does not include lawn, garden, landscape, or other types of irrigation.
4. Use of water under this right for aesthetic purposes shall be non-consumptive.
5. Place of use is located within Lot 1, Riverwoods Subdivision.
6. Point of diversion is located within Lot 1, Riverwoods Subdivision.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 17TH day of JANUARY, 2003.

MICROFILMED

FEB 25 2003

Acting for

KARL J. DREHER
Director

WATER RIGHT SUMMARY

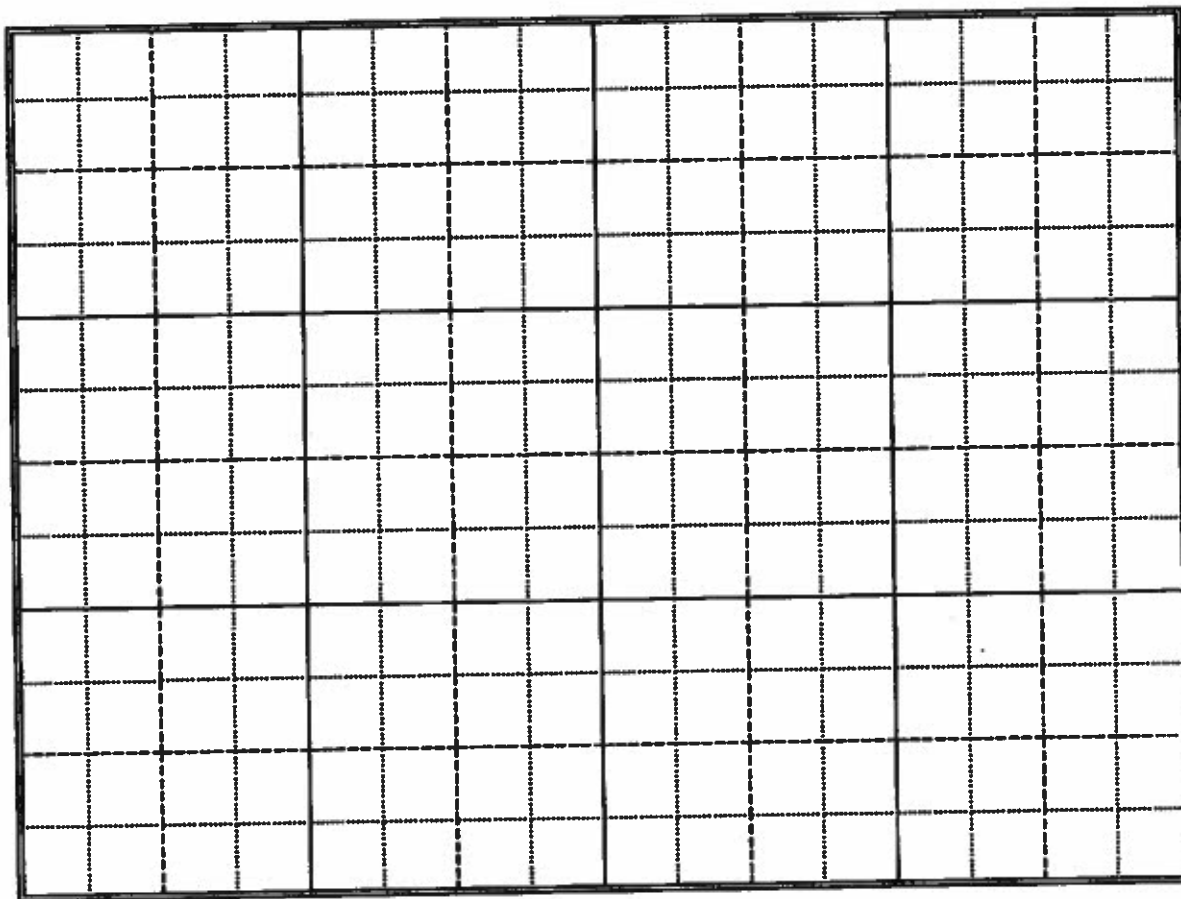
ACTION	RIGHT NO.	NAME	CFS
Original App.	37-08480	Norman Fuller Judianne Fuller	1.11
Full Assignment	37-08480	Alfred LaPeter	1.11

RECORDED

DEC 15 1992

[illegible]

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☒ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

1 SUBD. PLAT MAP

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
APS A0007838		7.5		BECKLEY	

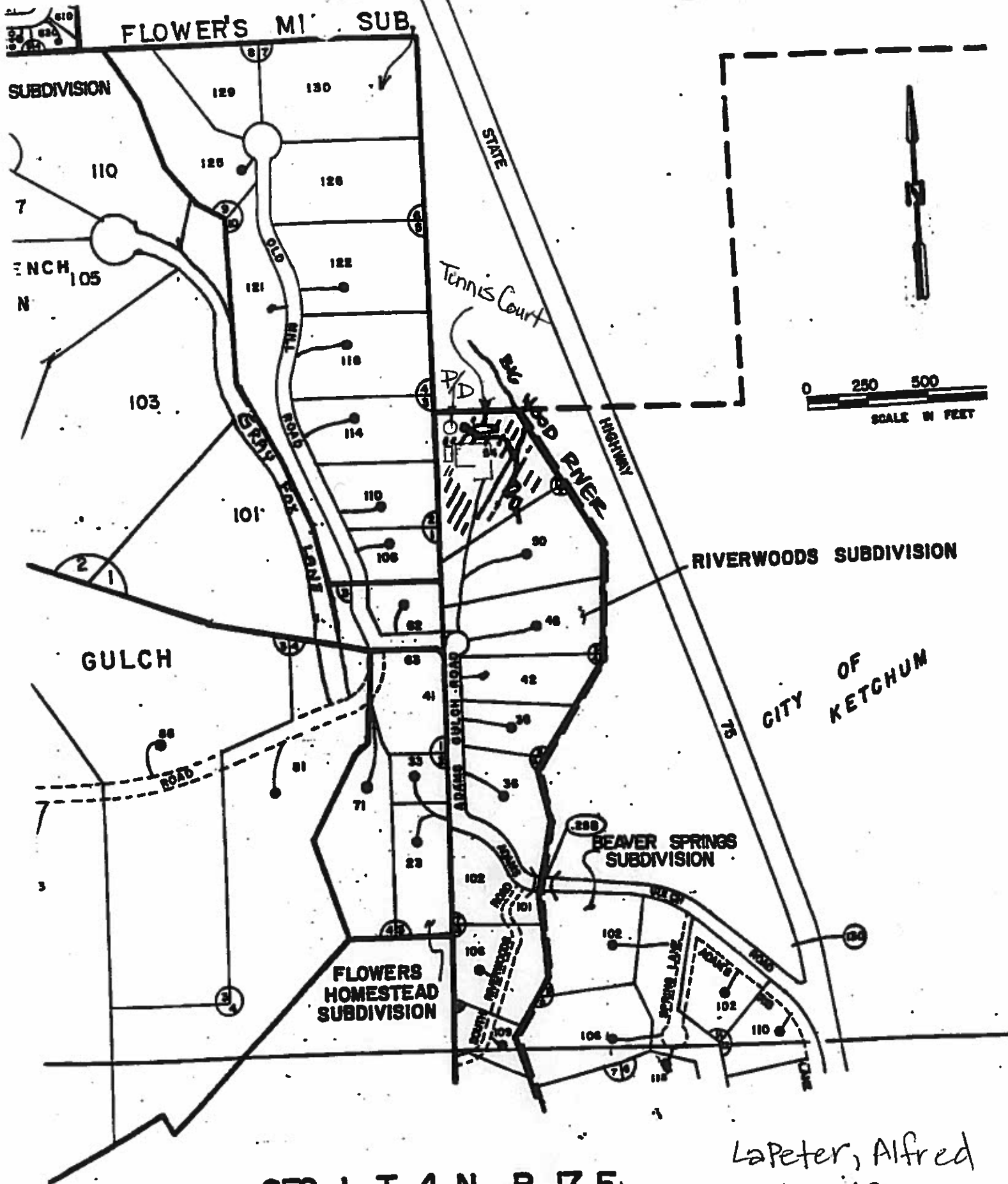
*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
FLOW RATE TAKEN						
SEE TOP OF SCHEMATIC						

2. Measurements: _____



SEC. 1, T. 4 N., R. 17 E.

LaPeter, Alfred
37-08480

E. NARRATIVE/REMARKS/COMMENTS

E. NARRATIVE/REMARKS/COMMENTS

FROM: Georgia Satterlee

DATE: 16 December 1998

RE: 37-08480

On 19 October 1998 I met with Al LaPeter to conduct a field examination for the permit. The permit is for groundwater to serve domestic, irrigation, and aesthetic uses on Lot 1 of the Riverwoods Subdivision.

The well is located in the north-west corner of the lot and is also described in the NWNWSE $\frac{1}{4}$ of Section 1, T04N, R17E with the attached GPS tag A0007838. The place of use is located in the NWSE $\frac{1}{4}$ of the same section.

The Riverwoods Subdivision has its own well (on Lot 6) called to in the permit 37-08478. I conducted the field examinations for both permits simultaneously.

One measurement of the well was made using the float method, which was 1.1 cfs. The measurement was accomplished in the area of the ditch that runs parallel with the tennis court. Ken Smith of Wood River Drilling said the well has a 7.5 hp pump. A theoretical calculation with the sprinklers on using 60 PSI, shows a diversion rate of 0.30 cfs, and a theoretical calculation with the sprinklers off with open discharge shows a rate of 1.73 cfs.

The domestic use is for two homes. Mr. LaPeter said both homes are lived in all year and the home(s) are valved for domestic use from the well on Lot 1. However, according to LaPeter, at this time, the domestic use is diverted from the subdivision's well located on Lot 6.

The irrigation is for manicured lawn area, in addition to the wooded area. There are 9 zones for irrigation on timer system. The applicant said 5 zones are for the manicured area and the other 4 zones are for the natural areas. The zones for manicured lawn and flower beds are operating 10-15 minutes every day. The native grasses and trees, i.e. the wooded area, are irrigated 30 minutes per zone several times a week.

July and August are the highest time for irrigation and the wooded area is watered primarily during these months. While walking around the property, I saw a variety of sprinklers, i.e. Rainbird R50 Turfbird, Toro 700 Series Pop-up sprinklers, and impact Rainbird Maxi-Birds.

The well on Lot 1 is used primarily during the irrigation season. The groundwater is discharged into Pond #1. From Pond #1 the water diverts into a ditch. The ditch runs approximately 300 feet before it dumps into a second ditch. The second ditch appears to have the potential of receiving water from the Big Wood River (unknown flow rate of the second ditch). The second ditch then dumps into Ponds #2 and #3. From Pond #3 the water is diverted to other ditches and ponds throughout the subdivision.

My recommendations are primarily for the permit which is groundwater. The issue of diverting from the Big Wood River needs to be addressed.

Please see Additional Computation Sheet for breakdown of rates and volumes.

Have conditions of permit approval been met? ☒ yes ☐ no

F. FLOW CALCULATIONS

Measured Method:

✓ Additional Computation Sheets Attached

See Additional Computation Sheet

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation: Irrigation Use: Wooded Area

Manicured Lawn = 8.0

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3.0 [3.5] = 10.5$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.09(215)1.9835 = 38.3$$

$$V = \text{Smaller of } V_{LR} \text{ and } V_{DR} = 8.0$$

2. Volume Calculations for Other Uses:

See Additional Computation Sheet
" Schematic Theoretical Rates
Measured Rate

Exam Fee Limit 2.0
Permit Rate 1.11
Measured Rate 1.10
Recommendation 1.10

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use (No Lawn)	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic (2 homes)	1/1	12/31	0.06	1.2
Irrigation	4/1	11/1	0.09	8.0
Aesthetic	4/1	11/1	1.05	0.4
Totals:			1.10	9.6 af

Measured Method

2. Recommended Amendments

Change P.D. as reflected above Add P.D. as reflected above ✓ None
Change P.U. as reflected above Add P.U. as reflected above Other

I. AUTHENTICATION

Field Examiner's Name George Satterlee Date 16 Dec 98

Reviewer _____ Date _____

SEAL

ADDITIONAL COMPUTATION SHEET

Water Right #37-08480

Domestic Use Without Lawn:

Main Home =Used 365 days
Guest House=Used 365 days

1.2 ac ft

Irrigation Use:

Manicured Lawn
*Wooded Area

1.4 acres (3.5)
*1.6 " "
3.0 acres

4.9 ac ft
*3.1 " "
8.0 ac ft

TOTAL

*Irrigation for wooded area used mostly in July & Aug
62 days/215 days = 29% season

4 zones for Wooded Area 30 min/zone = 2 hrs/day

0.30 cfs (1.9835) (215) (0.29) 2/24 = 3.1 ac ft

Aesthetic Use:

Pond #1 receives only groundwater. After well was shut off, I viewed Ponds #2 & #3 50% filled. According to LaPeter, ponds #2 & #3 ponds are excavated below the water table and the natural water is 50% of pond volume.

surface area x irrigation requirement	= evaporation
0.08 acre x 3.5	= 0.28 ac ft
volume ac ft x fill one time	= pond volume
0.2 acre x 50%	= 0.10 ac ft
TOTAL	0.38 ac ft

Can the pond(s) be filled in less than 24 hours under the natural flow component, i.e. capacity of well (0.30 cfs)?
Yes, see computations below.

0.30 cfs = 135 gpm = 194,400 gal/day = 0.60 af = 26,000 cubic ft
pond volume = 0.20 af 8,700 " " "

Since the ponds can be filled in less than 24 hours, they can be viewed as wide spots in the ditch, and, according to Page 5 of the hand out diagrams dated 4/16/97, do not need descriptions for storage or diversion to storage.

Because there appears to a possibility of an additional diversion from the Big Wood River, I will recommend the storage component for aesthetic as 0.38 or 0.4 acre feet for the permit. However, if there is a possible violation of diverting illegally from the river, this might change the recommendation.

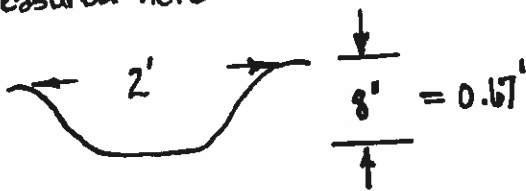
Permit Rate

Recommended Rate

Domestic 0.06 cfs
Irrigation 0.09 cfs
Aesthetic 1.05 cfs

Domestic 0.06 cfs / 1.2 ac ft
Irrigation 0.09 cfs / 8.0 ac ft
Aesthetic 1.05 cfs / 0.4 ac ft

* DITCH X-SECTION
see schematic below
measured here



$$Q = AV$$

$$\text{Area } (0.67) 2'$$

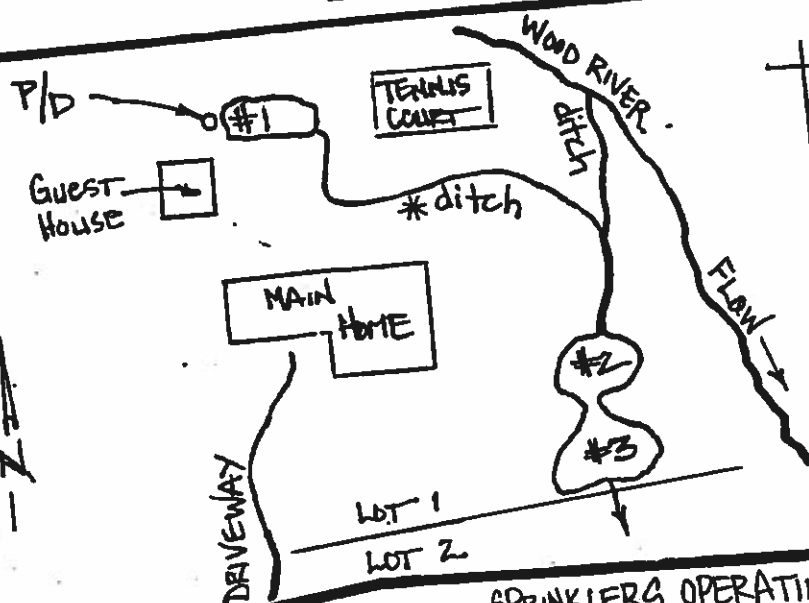
$$= 1.33$$

$$\text{Velocity} = 10' / 12 \text{ sec}$$

$$V = 0.83 \text{ ft/sec}$$

$$Q = 1.33 (0.83)$$

$$Q = 1.1 \text{ cfs}$$



Pond Sizes

$$\#1 = 40' \times 15' \times 2' = 0.03 \text{ af}$$

$$\#2 = 40' \times 40' \times 2' = 0.07 "$$

$$\#3 = 30' \times 40' \times 2' = 0.06 "$$

$$\text{surface ac. ft.} = 0.08 \text{ af}$$

$$\text{Volume " " } = 0.2$$

THEORETICAL RATE

SPRINKLERS OPERATING

$$Q = \frac{8.8 (\text{HP}) \text{ EFF.}}{\text{TDH}}$$

$$Q = \frac{8.8 (7.5) .70}{15 + (60)(2.31)}$$

$$Q = \frac{46}{154} = 0.30 \text{ cfs}$$

WITHOUT SPRINKLERS

$$Q = \frac{8.8 (7.5) .70}{15 + (5)(2.31)}$$

$$Q = \frac{46}{27}$$

$$Q = 1.73 \text{ cfs}$$

Open Discharge

75 HP = verified K. Smith Wood
R/R Drilling Nov 1998

LFT = area well logs (average)

PSI = owner gage

Examiner: Satterlee
19 October 1998

LaPater, Alfred

37-08480

41

Tennis Courts

Guest House

Home Lapeter's

Lot 1 Riverwoods Subd.

Pond #3

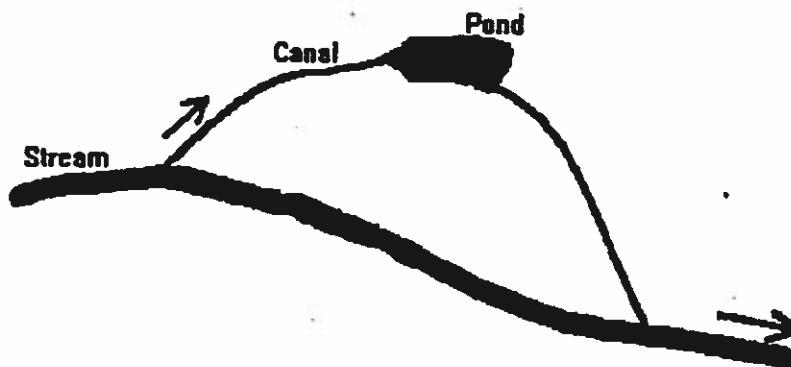
Pond #2

LaPeter, Alfred

37-08480

and serves as a temporary holding tank or "re-regulation pond" for a natural flow right), it can be viewed as part of the conveyance system and will not need to be described as a storage right.

The second kind of offstream storage is where water is diverted through a reservoir and back into the natural channel. The end use of the water is relatively non-consumptive; however, significant evaporation from the reservoir surface may cause the appropriation to be seen as a consumptive use of water.



This scenario usually requires a storage component, a diversion to storage component, and a natural flow component. However, as in the previous scenario, if the pond would fill in less than 24 hours under the natural flow component of the appropriation, it can be viewed as a "wide spot in the ditch", which does not need to be described as storage. This scenario is usually associated with small appropriations for aesthetic, wildlife, and recreation purposes.

04/16/97
Hand Out Diagram
Page 5

photo looking N'ly

home

tennis court

Play house

POND #2

STANDING @ PROP LINE BETWEEN LOTS 1 & 2

POND #3



LaPater, Alfred
37-08480



PHOTO LOOKING W'LY

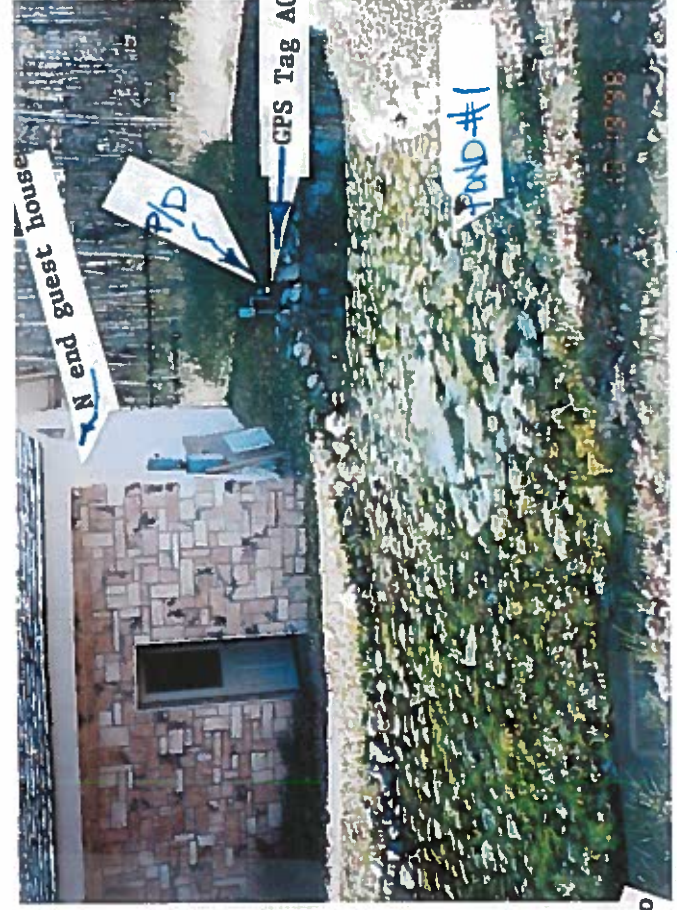


PHOTO LOOKING W'LY

GPS Tag A0007



photo looking NW'ly



photo looking S'ly

PHOTOS TAKEN DEC. 1998
EXAMINER: SATTERLEE

LaPeter, Alfred
37-08480

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTState law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.RECEIVED
FEB 4 1985
Department of Water Resources
P.O. Box 1000, Boise, Idaho 83720

1. WELL OWNER <u>Lafeter bought from</u> Name <u>NORMAN E. FULLER</u> Address <u>P.O. Box 1000, SUN VALLEY, IDAHO 83325</u> Owner's Permit No. <u>37-08480</u>		7. WATER LEVEL Static water level <u>45</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ OF. Quality _____ Describe artesian or temperature zones below.																																																		
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☐ Pump ☐ Baller ☐ Air ☐ Other _____ Discharge G.P.M. _____ Pumping Level _____ Hours Pumped _____ <u>UNTESTED</u>																																																		
3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th>Bore Diam.</th><th>Depth From To</th><th>Material</th><th>Water Yes/No</th></tr></thead><tbody><tr><td>8"</td><td>0</td><td>1</td><td>BROWN TOP SOIL</td><td></td></tr><tr><td>"</td><td>1</td><td>15'</td><td>LOOSE SANDS & GRAVEL</td><td>X</td></tr><tr><td>"</td><td>15</td><td>22</td><td>RED CLAY & SAND</td><td>X</td></tr><tr><td>"</td><td>22</td><td>32</td><td>CLAY</td><td>X</td></tr><tr><td>"</td><td>32</td><td>40</td><td>GRAVELLY CLAY & SAND</td><td>X</td></tr><tr><td>"</td><td>40</td><td>42</td><td>CEMENT CONCRETE</td><td>X</td></tr><tr><td>"</td><td>42</td><td>53</td><td>GRAVEL & SAND</td><td>X</td></tr><tr><td>"</td><td>53</td><td></td><td>UNDERLIES</td><td></td></tr><tr><td>"</td><td>53</td><td></td><td>BEHIND SANDSTONE</td><td></td></tr></tbody></table>		Bore Diam.	Depth From To	Material	Water Yes/No	8"	0	1	BROWN TOP SOIL		"	1	15'	LOOSE SANDS & GRAVEL	X	"	15	22	RED CLAY & SAND	X	"	22	32	CLAY	X	"	32	40	GRAVELLY CLAY & SAND	X	"	40	42	CEMENT CONCRETE	X	"	42	53	GRAVEL & SAND	X	"	53		UNDERLIES		"	53		BEHIND SANDSTONE	
Bore Diam.	Depth From To	Material	Water Yes/No																																																	
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"	53		UNDERLIES																																																	
"	53		BEHIND SANDSTONE																																																	
4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☒ Cable ☐ Dug ☐ Other _____		10. Work started <u>26 JUL 84</u> finished <u>3 OCT 84</u>																																																		
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ Thickness _____ inches Diameter _____ inches From _____ feet To _____ feet Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☒ Yes ☐ No How perforated? ☐ Factory ☒ Knife ☐ Torch Size of perforation _____ inches by _____ inches Number _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ feet Placed from _____ feet to _____ feet Surface seal depth _____ Material used in seal: ☐ Cement grout ☐ Bentonite ☒ Pudding clay ☐ Sealing procedure used: ☒ Slurry pit ☐ Temp. surface casing ☐ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld _____ ☐ Cemented between strata Describe access port _____		11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. <u>RAY ROESSLER</u> Firm Name <u>RAY ROESSLER DRILLING</u> Firm No. <u>262</u> <u>129 5TH AVE E.</u> Address <u>CADOTTA, IDAHO 83220</u> Date _____ Signed by (Firm Official) <u>Ray Ressler</u> and (Operator) <u>Ray Ressler</u>																																																		
6. LOCATION OF WELL Sketch map location must agree with written location. N W E S County <u>BLAINE</u> Subdivision Name <u>RIVERMOUND</u> Lot No. <u>1</u> Block No. _____ SE 1/4 Sec. 1 T. 4 N. R. 12 E. 1/4																																																				

Fee
Required
For
Irrigation
Use

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 37-08480

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Norman Fullet for JUDIANNE Fullet Phone 726-5945

Post office address Box 1066 Sun Valley, ID 83353

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____

Sec. 1 Township 4N Range 17E B.M. Blaine County; additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .06 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .09 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 1.05 for Aesthetic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

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

5. Total quantity to be appropriated is (a) 1.11 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well & 7 1/2 HP Pump

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.

c. Proposed well diameter is 8" inches; proposed depth of well is 120' feet.

d. Is ground water with a temperature of greater than 90°F being sought? NO

7. Time required for the completion of the works and application of the water to the proposed beneficial use is

1 years (minimum 1 year).
(installed 1986)

MICROFILMED

AUG 26 1989

8. Description of proposed uses (if irrigation only, go to item 9):

- 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. _____
- d. Domestic; show number of households. 2
- e. Other; describe fully. _____

9. 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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	17E	1																	3

X = Domestic & Aesthetic use

Total number of acres to be irrigated 3

10. Describe any other water rights used for the same purposes as described above. None

11. a. Who owns the property at the point of diversion? Applicant

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

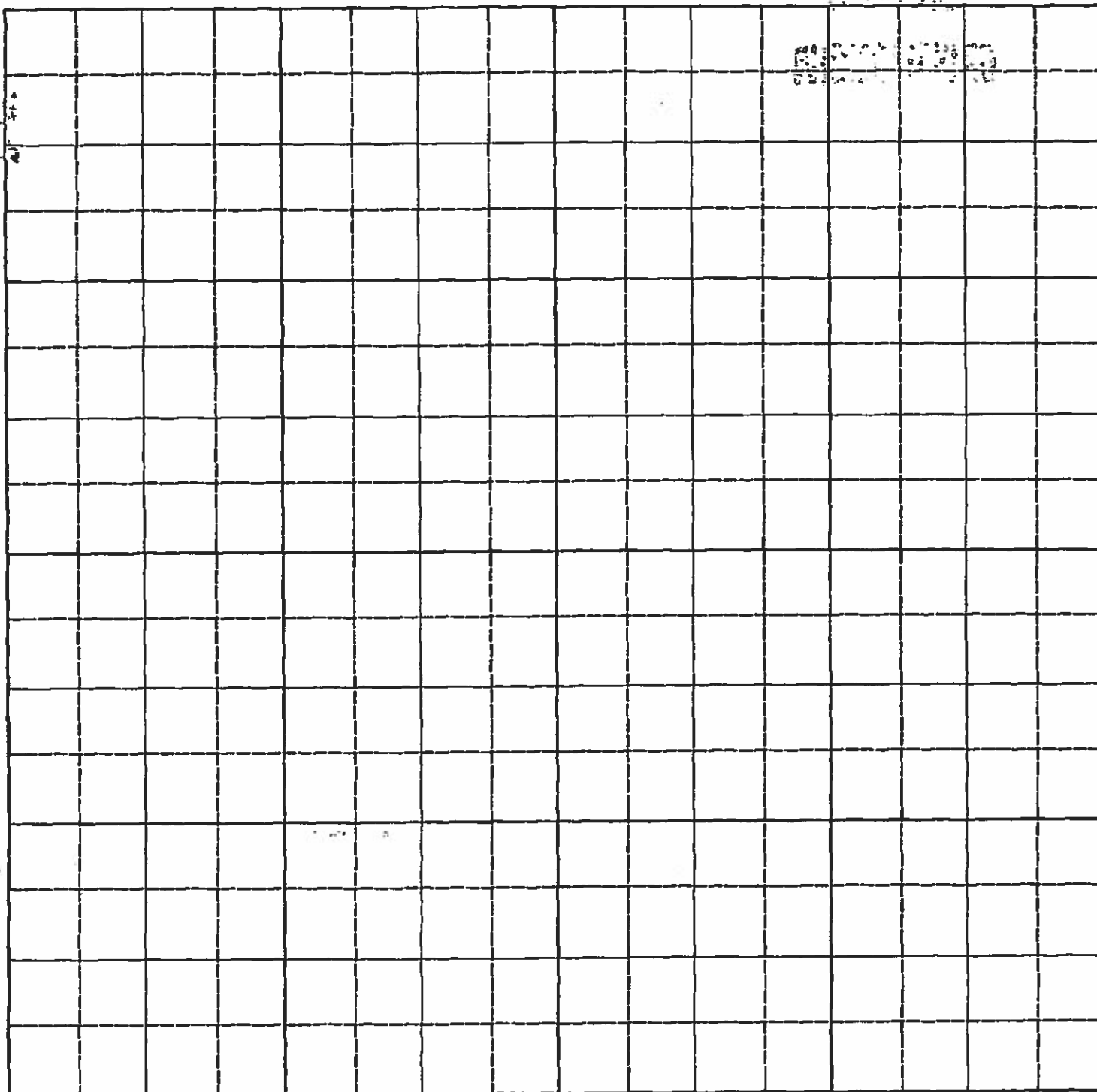
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Property further described as Lot 1, Riverwoods
Subdivision.

MICROFILMED

AUG 22 1999

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

RECEIVED
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.

AUG 22 1989


(Applicant)

Proposed Priority 12/6/88

Received by T. Gasper Date 12-6-88 Time 1:10 Preliminary check by _____

Fee \$ 65.00 Received by T. Gasper # 5005677 Date 1/5/89

Publication prepared by M. Baldwin Date 3/30/89 Published in Wood River Journal

Publication approved M. Baldwin Date 6/5/89

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 37-8480, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 90.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Irrigation use under this permit is authorized only in connection with a domestic use.

Use of water under this permit for aesthetic purposes shall be non-consumptive.

Witness my hand this 13th day of July, 1989.

J. Blum Saylor

MICROFILMED

AUG 22 1989

Maline, Denise

From: Maline, Denise
Sent: Monday, June 29, 2015 9:39 AM
To: 'Kevin Lakey'
Subject: Comment Letters for Ext. of Time - Sutton; Transfer 79905 - Rixon; App for Permit - Cook; App for Permit Barer Trust
Attachments: Comment Letter to WM37 for 79905, 37-22950, 22958, Sutton Ext of Time.docx; 37~21854.pdf; 37~21871.pdf; 37~21888.pdf; 37~21905.pdf; 37~21922.pdf; 37~22950.pdf; 37-22958.pdf; Transfer 79905.pdf

Hi Kevin,

Attached is a cover letter, recommendation forms and copies of the above referenced applications. Please review the information and submit any necessary comments within 21 days.

Feel free to contact our office if you have any questions,

Have a good day,

Denise @ IDWR

Denise Maline
Administrative Assistant I
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

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

June 29, 2015

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

Via e-mail

RE: Application For Extension of Time to Avoid Forfeiture of Water Right No.(s):
37-21854, 37-21871, 37-21888, 37-21905 & 37-21922

RE: Transfer No.: 79905
Water Right No(s): 37-72A

RE: Application for Permit No.: 37-22950, 37-22958

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)



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

June 26, 2015

THE BARER FAMILY TRUST
C/O STANLEY H & ALTA S BARER TTEES
3048 E LAUREL HURST DR NE
SEATTLE, WA 98105

RE: Application For Permit No. 37-22958

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 **7/1/2015** and **7/8/2015**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**July 20, 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,

A handwritten signature in cursive script that reads "Denise Maline".

Denise Maline
Administrative Assistant

cc:

BROCKWAY ENGINEERING PLLC
HATTIE ZOBOTT
2016 N WASHINGTON ST STE 4
TWIN FALLS, ID 83301



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

June 26, 2015

IDAHO DEPT OF FISH & GAME
324 S 417 E, STE 1
JEROME, ID 83338

RE: Application for Permit No. 37-22958

Dear Fish & Game:

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

The Department can publish notice of the application as soon as the initial review is completed. Therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication (**July 20, 2015**).

Please contact this office if you have any questions regarding the application, or you may visit our website at www.idwr.idaho.gov.

Sincerely,

A handwritten signature in cursive script that reads "Denise Maline". The signature is written in dark ink and is positioned above the printed name and title.

Denise Maline
Southern Region

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 26, 2015

IDWR STREAM CHANNEL PROTECTION
C/O AARON GOLART
322 E FRONT ST
PO BOX 83720
BOISE, ID 83720-0098

Via e-mail

RE: Application for Permit No.: 37-22958

Dear Aaron:

The Department is seeking written comment and/or recommendations from your department regarding the above referenced water right application. A copy of the application is attached for your reference. Please review the application, and provide any necessary comments to this office within 21 days.

The Department is also currently publishing notice of the application in the Idaho Mountain Express on 7/1/2015 and 7/8/2015; therefore, your prompt response to this request is appreciated. If your department desires to formally protest the approval of this application, you may do so by filing a written protest along with a \$25.00 filing fee on or before **July 20, 2015**.

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

Sincerely,

A handwritten signature in cursive script that reads "Denise Maline". The signature is written in dark ink and is positioned above the printed name and title.

Denise Maline
Administrative Assistant

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Thursday, June 25, 2015 1:23 PM
To: Idaho Mountain Express
Subject: LEGAL NOTICES
Attachments: Idaho Mtn Express Cover Letter.docx; Idaho Mtn Express Ad.docx; Coal Cities Mitigation Plan Ad SWC call.docx

Attached please find (2) legal notice being submitted for publication on July 1st & 8th, 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

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

June 25, 2015

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

RE: Application For Permit No.(s): 37-22950, 37-22958

**RE: Extension of Time to Avoid Forfeiture of a Water Right No(s): 37-21854, 37-21871, 37-21888,
37-21905, 37-21920**

RE: Notice of Mitigation Plan Submitted by the Coalition of Cities

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 July 20, 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:

37-22950

ROBERT COOK

126 WILLOWAY RD

HAILEY, ID 83333

Point of Diversion NESW S8 T03N R18E BLAINE County Source EAST FORK WOOD RIVER Tributary BIG WOOD RIVER

Use: AESTHETIC 01/01 to 12/31 2 CFS

Use: RECREATION 01/01 to 12/31 2 CFS

Use: WILDLIFE 01/01 to 12/31 2 CFS

Total Diversion: 2 CFS

Date Filed: 4/27/2015

Place Of Use: AESTHETIC, RECREATION, WILDLIFE

T03N R18E S8 NESW NWSW

37-22958

THE BARER FAMILY TRUST

C/O STANLEY H & ALTA S BARER TTEES

3048 E LAUREL HURST DR NE

SEATTLE, WA 98105

Point of Diversion NWNWSE S1 T04N R17E BLAINE County Source BIG WOOD RIVER Tributary MALAD RIVER

Point of Diversion NWNWSE S1 T04N R17E BLAINE County Source BIG WOOD RIVER Tributary MALAD RIVER

Use: AESTHETIC STORAGE 01/01 to 12/31 0.3 AF

Total Diversion: 0.3 AF

Date Filed: 6/15/2015

Place Of Use: AESTHETIC STORAGE

T04N R17E S1 NWSE

Application for permit seeks to appropriate 0.3 AF from the Big Wood River for aesthetic storage associated with two existing in-stream ponds in a natural side channel on the west side of the Big Wood River located approximately 0.6 miles west and 2.0 miles north of the center of Ketchum.

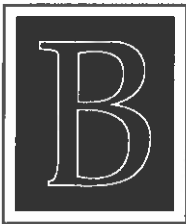
Extension of Time to Avoid Forfeiture

ROSS SUTTON, PO BOX 3168, HAILEY, ID 83333 filed five Extensions of Time to Avoid Forfeiture. The first application is for Water Right 37-21854, with an 1883 priority from the Big Wood River in the amount of 0.16 cfs for 10.1 acres. The second application is for Water Right 37-21871, with an 1884 priority from the Big Wood River in the amount of 0.01 cfs for 10.1 acres. The third application is for Water Right 37-21888, with an 1885 priority from the Big Wood River in the amount of 0.10 cfs for 10.1 acres. The fourth application is for Water Right 37-21905, with an 1886 priority from the Big Wood River in the amount of 0.01 cfs for 10.1 acres. The fifth application is for Water Right 37-21922, with an 1891 priority from the Big Wood River in the amount of 0.25 cfs for 10.1 acres. All five water rights were partially decreed on 9/24/2010. Applicant is currently not able to divert the water under these rights for reasons beyond their control, and is actively pursuing means to reestablish use of these water rights. All five water rights are appurtenant to 5.0 acres of land located approximately 0.7 miles east and 3.1 miles south of the city center of Bellevue in the Bellevue Farms Subdivision. For additional information, contact Southern Region at (208) 736-3033, or search under www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx, for documents provided under water right number 37-21854, 37-21871, 37-21888, 37-21905, 37-21922

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or for a full description of the right(s), please see www.idwr.idaho.gov/WaterManagement/WaterRights/#New_Listings. 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, 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 July 20, 2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on July 1st & 8th, 2015



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

JUN 15 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

June 5, 2015

Mr. Allen Merrit
Southern District
Idaho Department of Water Resources
650 Addison Ave W, Ste. 500
Twin Falls, ID 83301-5858

RE: New Water Right Permit for The Barer Family Trust

Dear Mr. Merrit:

The applicant proposes a new, non-consumptive, water right permit for aesthetic storage within two, instream ponds on a side channel of the Big Wood River. The ponds are along the same side channel as water right 37-21150. A previous water right, 37-8480, also applies to the ponds in the application and accounts for any consumptive use resulting from evaporation. Thank you for your consideration.

If you have any questions regarding the proposed transfer do not hesitate to contact our office.

Sincerely,

Hattie Zobott, M.S., E.I.T

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

Cc: The Barer Family Trust C/O Stanley H & Alta S Barer Ttees
Att: Transfer Application, Brockway Engineering
Check # 12713 for \$200.00

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506