

RECEIVED

JUL 29 2014

WATER RESOURCES
WESTERN REGIONIdent. No. 63-33973STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Scott & Dawn Johnson *SD* Phone 208-484-4614
 Name connector (check one): ☒ and ☐ or ☒ and/or
 Mailing address PO Box 191250 City Boise
 State Idaho Zip 83719 Email scott.johnson4@yahoo.com
2. Source of water supply ground water - spring which is a tributary of N/A
3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
1N	9E	04		NW	SE	SE	~~Idaho~~ more		

4. Water will be used for the following purposes:
 Amount ~~4.0 ac ft/yr~~ for domestic use purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
 Amount 0.04 cfs for domestic use 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)
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. 45 ft of 6"OD perforated plastic pipe into a 500 gallon storage tank.
- 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 ☐ No
- e. If well is already drilled, when? _____; drilling firm _____;
 well was drilled for (well owner) _____; Drilling Permit No. _____.
7. Description of proposed uses (if irrigation only, go to item 8):
- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; complete and attach the [Municipal Water Right Application Checklist](#).
- d. Domestic; show number of households 1 Household (Camp Trailer)
- 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	
1N	9E	04																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?

N/A

10. a. Who owns the property at the point of diversion? Scott & Dawn Johnson

b. Who owns the land to be irrigated or place of use? Scott & Dawn Johnson

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

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

Dawn and I use this water from the spring on our property to a 500 gallon storage tank that we use to fill our camper trailer on our property for personal domestic use. The spring flows at 3 gallon/min. The spring is collected in a 45 ft long perforated plastic pipe w/ a 6" outer diameter to our 500 gallon storage tank.

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.

Scott A Johnson
Signature of Applicant

Signature of Applicant

Scott A Johnson
Print Name (and title, if applicable)

Print Name (and title, if applicable)

For Department Use:

Received by J. Strange Date 7-29-14 Time 2pm Preliminary check by DM
Fee \$ 100.00 Received by J. Strange Receipt No. W042376 Date 7-29-14

CASE NO.: 05-1027

LEGAL DESCRIPTION

Township 1 North, Range 9 East, Boise Meridian, Elmore County, Idaho

Section 4: NW1/4SE1/4SE1/4 lying West of Fall Creek Road

SAVE AND EXCEPT:

Those portions deeded to the United States of America for roadway purposes on, over and across NW1/4SE1/4SE1/4, Section 4, Township 1 North, Range 9 East as disclosed in Deed Instrument No. 215170, records of Elmore County, Idaho.

SAVE and EXCEPT all minerals in or under said land including but not limited to metals, oils, gas, coal, stone and mineral rights, mining rights and easements rights or other matters relating thereto whether expressed or implied.

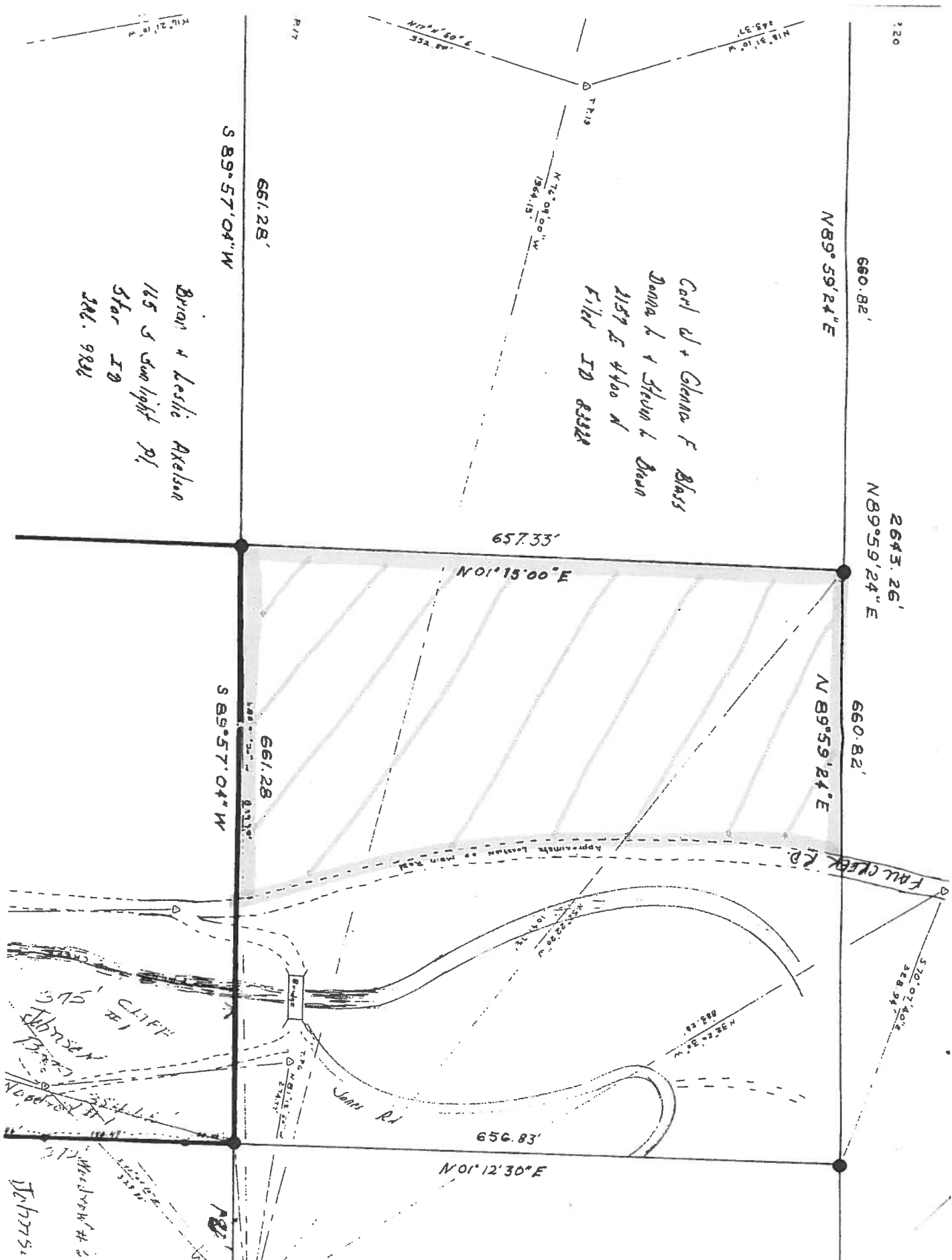
SAVE AND EXCEPT a 40 foot right of way for all existing roadways and any easements necessary for access to adjoining properties.



Legend

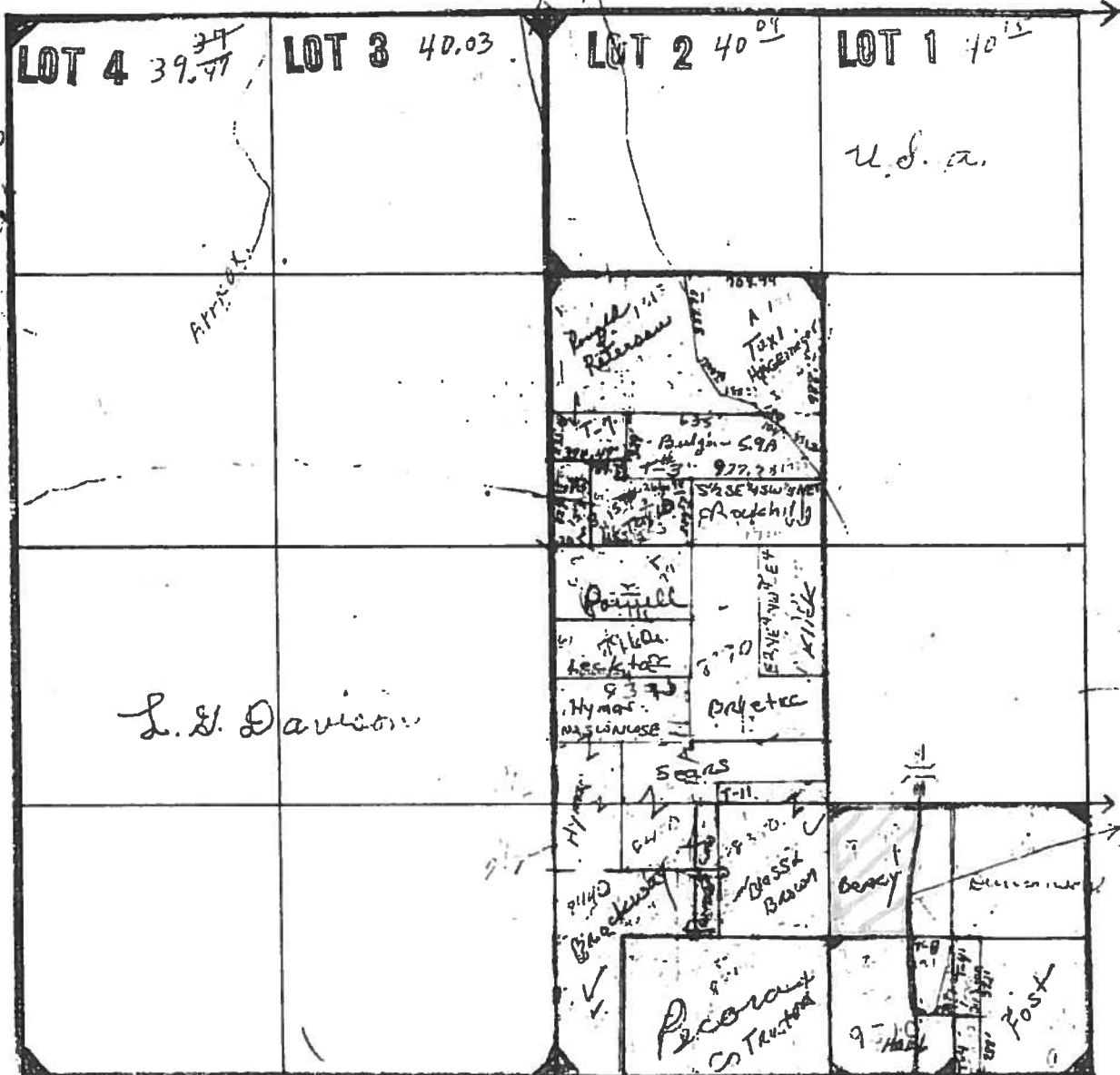
-  ESPA
-  GCDB Township/Range
-  GCDB Section
-  GCDB Quarter-Quarter
-  Counties





ln2.22972

Section 4 Township 1N Range 9 E



Division 1, 2, 3, 4
4-15-84
U.S.A.

Assessment to
U.S.A.
7-21-83
7.025 A.

Essex
Assessed
4-28
1.02

1/2
2 1/2
15
2

Has been
assessed to
U.S.A.
8-18-83

U.S. R.O.W.
Fall Creek Survey
10123

Sommer, Rachel

From: Sommer, Rachel
Sent: Monday, March 16, 2015 9:15 AM
To: 'waterdistrict63@qwestoffice.net'
Subject: 63. Applications for Permit and Transfer
Attachments: Watermaster Recommendation Form.docx; 63-33973.pdf; 63-34002.pdf; 63-34034.pdf; 79654.pdf

March 16, 2015

REX BARRIE
WATER DISTRICT #63
PO BOX 767
10769 W STATE ST
STAR ID 83669-0767

**RE: Application for Permit No's: 63-33973, 63-34002, 63-34034
Application for Transfer No. 79654**

Dear Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you 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 a recommendation form, and submit your reply, if any, to this office by April 6, 2015.

IDWR will assume you do not object to this application if a timely response is not received. Please contact me if you have any questions in this matter. Thank you for your help.

Sincerely,

Rachel Sommer

Administrative Assistant
Dept. of Water Resources
Western Regional Office
2735 Airport Way, Boise ID 83705
Phone 208-334-2190 | Fax 208-334-2348
Email: rachel.sommer@idwr.idaho.gov

Sommer, Rachel

From: Sommer, Rachel
Sent: Thursday, March 12, 2015 11:22 AM
To: 'SSWENSON@MOUNTAINHOMENEWS.COM'
Subject: Elmore Legal Ad
Attachments: Elmore Cover Letter.docx; Elmore Legal Ad.docx

Categories: Legal Ad Confirmed

Good Morning Stacy Swenson,

Please see the attached ad for publication on 3/18/15 & 3/25/15.

Please confirm these are okay to publish as shown.

Thank you very much,

Rachel Sommer

Administrative Assistant
Dept. of Water Resources
Western Regional Office
2735 Airport Way, Boise ID 83705
Phone 208-334-2190 | Fax 208-334-2348
Email: rachel.sommer@idwr.idaho.gov

March 12, 2015

LEGAL NOTICE DEPARTMENT
MOUNTAIN HOME NEWS
PO BOX 1330
MOUNTAIN HOME, ID 83647-1330

RE: Application for Permit No. 63-33973

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 4/6/2015. Your cooperation is appreciated.

Sincerely,

Rachel Sommer
Administrative Assistant

Enclosures

The following application has been filed to appropriate the public waters of the State of Idaho:

63-33973

DAWN JOHNSON

SCOTT JOHNSON

PO BOX 191250

BOISE, ID 83719

Point of Diversion NWSESE S4 T01N R09E ELMORE County Source SPRING Tributary SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 7/29/2014

Place of Use: DOMESTIC

T01N R09E S4 SESE

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/#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, Western Region, 2735 Airport Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 4/6/2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 3/18/2015 and 3/25/2015

Merriman, Danielle

From: Johnson, Scott A (MPD Ops Specialist) [Scott.Johnson4@bp.com]
Sent: Monday, March 02, 2015 9:08 AM
To: Merriman, Danielle
Cc: 'Scott Johnson'; Johnson, Scott A (MPD Ops Specialist)
Subject: Application for Permit 63-33973 - Fall Creek

Good morning Danie,

Thank you for your clarification letter.

The water does come out of the ground by itself on my property. What we have done is collect the water into 6" perforated PVC piping into a 500 gallon concrete tank. Downstream of the 500 gallon tank, the water then goes back into the ground. It does not visibly make it into Fall Creek from my property.

I do not have a well on my property only the spring

Please continue with the permit @ 0.01 cfs because that is what the spring does put out, 3 gpm equivalent to 0.01 cfs. I have had the property now for 5 years and I have not seen it ever put out more than 3 gpm.

Again, thank you for your letter. Please let me know if there are any other questions or clarifications.

Regards,
Scott Johnson
BP GWO – MPD Well Ops Specialist
(281) 366 0623 – Office WL 1
(208) 484 4614 - Cell



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 20, 2015

Scott and Dawn Johnson
PO Box 191250
Boise, ID 83719

COPY

Re: Application for Permit- Request for more information/clarification

Dear Applicants,

The purpose of this letter is to request additional information related to the application for permit 63-33973 submitted on July 29, 2014. There are a few points of clarification that need to be addressed in order to further process your application.

First, there needs to be clarification as to what the spring is a tributary to. Does the water come out of the ground on its own or do you have some kind of developed spring system? If let undiverted and in its natural state, does the spring stay in the ground or would it flow to Fall Creek?

Second, it looks like there is already a domestic water right within the same 40-acre tract as your application place of use. This may or may not be for your property. Is there a well on your property that you use?

Finally, your application requests 0.04 cfs, which is usually the standard for domestic use. However, in part 11 of your application, (the narrative,) you state that the spring flows at three (3) gallons per minute. Three (3) gallons per minute converts to a flow rate of .0066 cfs, which we would round to .01, the minimum approvable rate of flow. We must permit the water using the flow rate from the source. We will issue an approval for .01 cfs unless you can demonstrate you will divert from the spring at a greater rate of flow.

Please submit the requested information for the application to be processed. You may seek additional time to provide the information by making a written request to interrupt processing for up to six months. The application will be voided without a timely written reply within the next thirty (30) days. Refunds are not issued for voided applications. You may call the Western office and provide the needed information over the phone or you may email me at danie.merriman@idwr.idaho.gov.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Sincerely,

Danie Merriman
Water Resource Agent
IDWR, Western Region