

RECEIVED

MAR 09 2015

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 15-74011. Name of applicant(s) Tod DanielsPhone 208 766 3194Name connector (check one) ☐ and ☐ or ☐ and/orMailing address 610 N 500 WCity Malad

State ID _____

Zip 83252Email tdaniels55555@gmail.com2. Source of water supply Ground Water

which is a tributary of _____

3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
14S	36E	21			SE	NW	Oneida	Ground Water	

4. Water will be used for the following purposes:

Amount 1.03 for Irrigation purposes from 04/01 to 10/31 (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) 1.03 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. 75 hp pump and 10" mainlineb. 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? 6/12/1954; drilling firm Charles Gardner;
well was drilled for (well owner) Roy Daniels, Thomas Dennis, Paul Mills; Drilling Permit No. G24871

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. _____

AMENDED

15-7401

- 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.

[illegible]

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?
22 3/4 shares of MVI. Also Ground Water right 15-7362

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

This project proposes to cover the entire POU with 0.02 cfs/acre

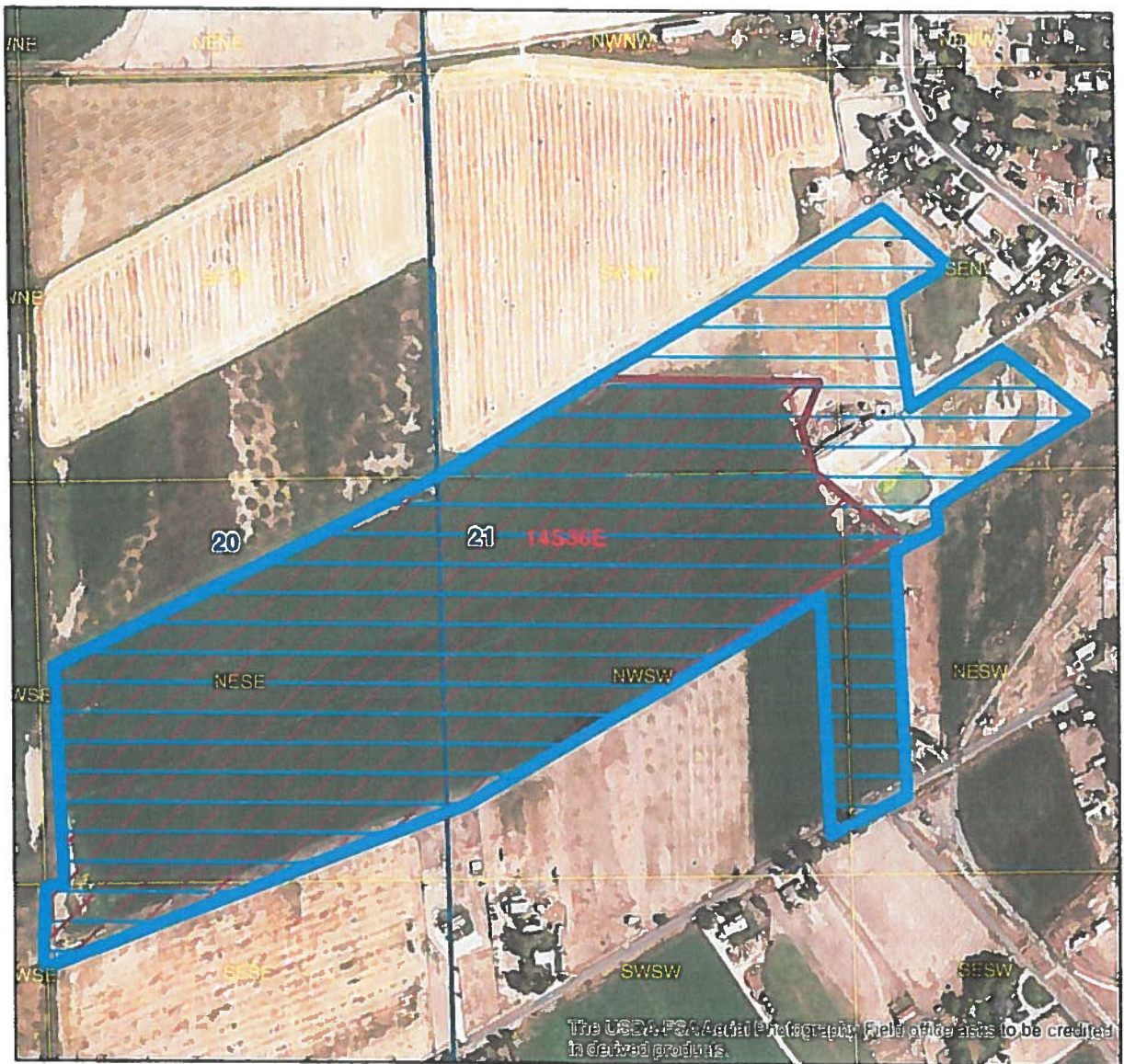
13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8 1/2" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

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.

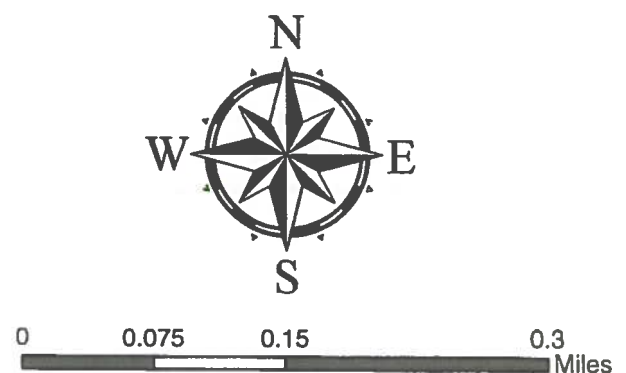
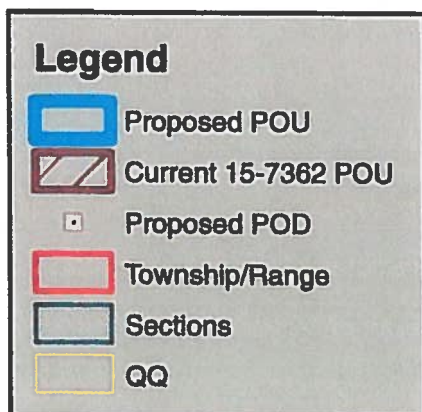
Print Name (and title, if applicable) _____

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 330.00 Received by SC Receipt No. E040656 Date 2/19/15

Tod Daniels Application for Permit



2013 Imagery



15-7401

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FEB 19 2015

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Tod Daniels Phone 208 766 3194Name connector (check one): ☐ and ☐ or ☐ and/orMailing address 6010 N 500 W City MaladState ID Zip 83252 Email tdaniels55555@gmail.com2. Source of water supply Ground Water which is a tributary of _____

3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
14S	36E	21			SE	NW	Oneida	Ground water	

4. Water will be used for the following purposes:

Amount 2.5 for Irrigation purposes from 3/15 to 10/15 (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) 2.5 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. 75 hp pump and 10" mainlineb. 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? 6-12-1954; drilling firm Charles Gardner;
well was drilled for (well owner) Ray Daniels, Thomas Dennis, Paul Mills; Drilling Permit No. G 24871

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. _____

SUPERCEDED
15-7401

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	
14S	36E	20													27.5			1.2	28.5
14S	36E	21							8.7	9.9	7.2	26.4							47.2

Total number of acres to be irrigated: 75.7

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?

22 3/4 shares Malad Valley Irrigation

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

Install pump & mainline to tie into existing irrigation system

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.

[Signature]
Signature of Applicant

[Signature]
Signature of Applicant

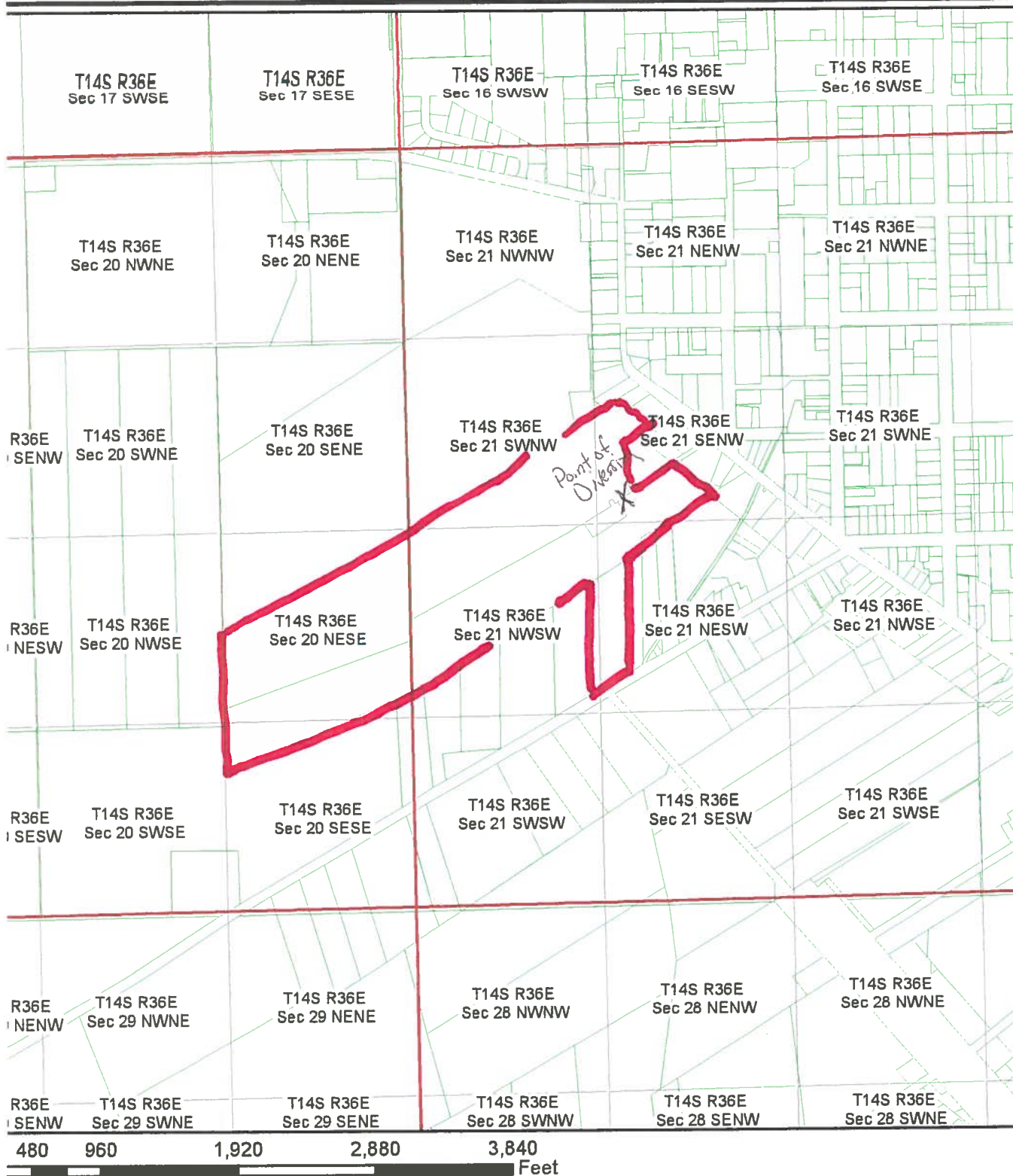
Ted Daniels owner
Print Name (and title, if applicable)

[Signature]
Print Name (and title, if applicable)

For Department Use:
Received by SC Date 2/19/15 Time _____ Preliminary check by _____
Fee \$ 330.00 Receipted by SC Receipt No. E040656 Date 2/19/15

Legend

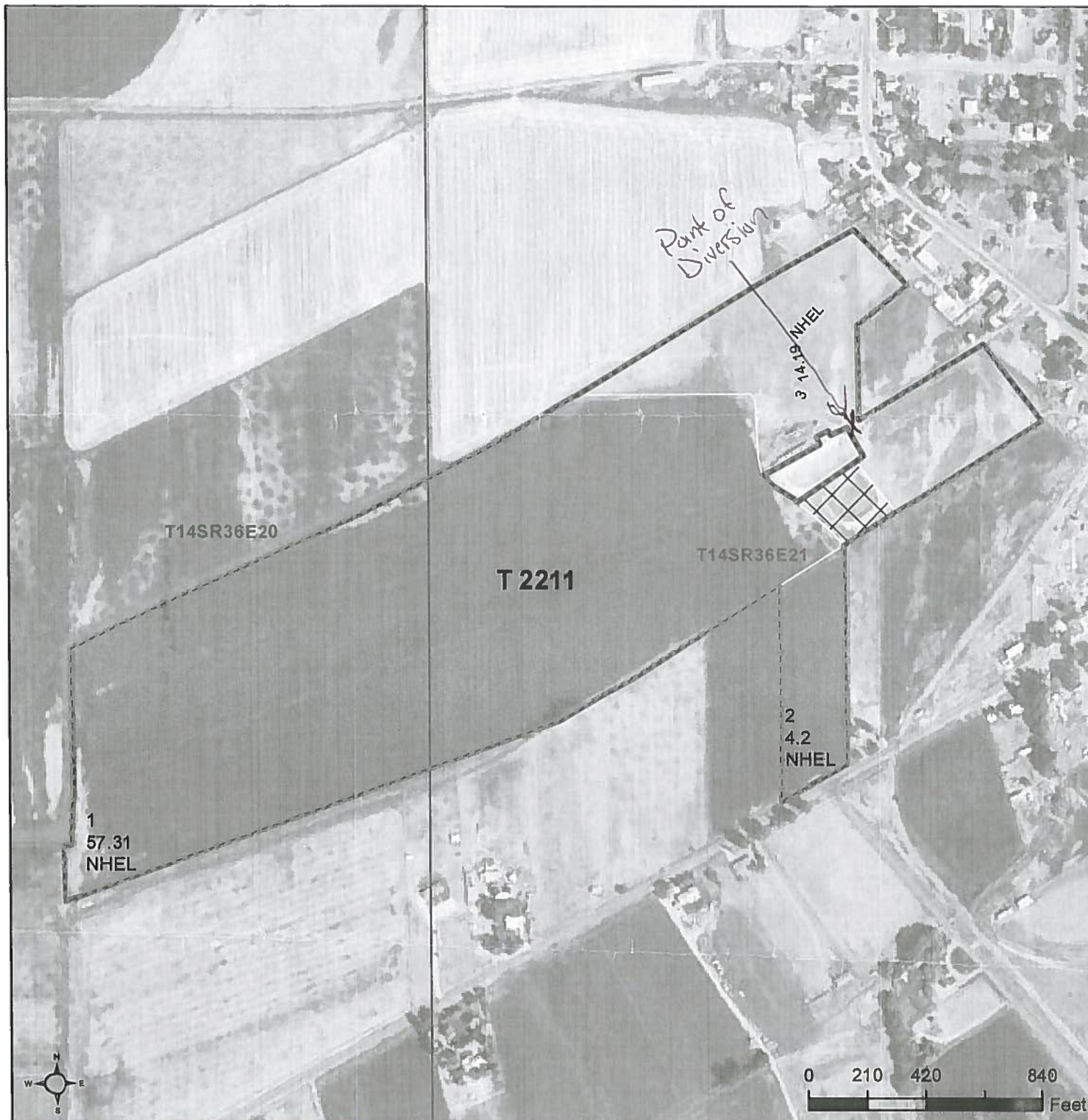
- ESPA
- GCDB Township/Range
- GCDB Section
- GCDB Quarter-Quarter
- Counties





United States
Department of
Agriculture

Oneida County, Idaho



Common Land Unit  Tract Boundary

Cropland

× Other Use

Wetland Determination Identifiers

● Restricted Use

▽ Limited Restrictions

■ Exempt from Conservation

□ Compliance Provisions

Tract Cropland Total: 75.70 acres

2015 Program Year

Map Created October 15, 2014

Farm 2436

Tract 2211

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).

15-7401



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 12, 2015

TOD F DANIELS
610 N 500 W
MALAD, ID 83252

Application For Permit No. 15-7401

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 ENTERPRISE on March 19 and 26, 2015. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**April 6, 2015 at 5:00 pm**).

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 blue ink that reads "Sharla Cox". The signature is written in a cursive style with a large, looping initial 'S'.

Sharla Cox
Administrative Assistant



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

March 13, 2015

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

Tod Daniels
610 N 500 W
Malad ID 83252

RE: Application for Permit 15-7401

Dear Applicant:

When applying for a permit to appropriate water greater than 5 cfs and/or more than 500 acre-feet, IDWR requires additional information to help evaluate the criteria found under Idaho Code 42-203A(5).

Idaho Code 42-203A(5) requires IDWR to evaluate the following criteria for application to appropriate water:

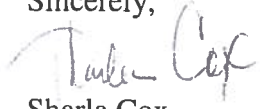
- The potential to reduce the quantity of water under existing water rights
- The sufficiency of the water supply for the proposed application
- The good faith nature of the application
- The adequacy of the application's financial resources
- The local public interest in the public water resource
- The conservation of the water resources in Idaho
- Impacts to the economy of the local area or watershed

To ensure that IDWR has sufficient information to evaluate the criteria, Rule 40.05 of the Water Appropriation Rules (IDAPA 37.03.08.040.05) requires water right applicants to submit additional information to IDWR in connection with their application. A copy of Water Appropriation Rules 40.05.c-g is attached to this letter.

Please submit the information required by Water Appropriation Rules 40.05.c-g to IDWR within 30 days. IDWR will hold your application until you have submitted the additional information. If you believe that a particular piece of information is not relevant to your application, please explain why. A complete response to Rule 40.05.f, information relative to Financial Resources, is not required if construction of your project will cost less than \$5000.00. Instead, simply state the project cost of your project. If you do not respond within 30 days, IDWR may void your application. If you need additional time to submit the required information, please submit a written request. IDWR can grant additional time "upon a showing of good cause."

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

Sincerely,

A handwritten signature in dark ink, appearing to read "Sharla Cox". The signature is written in a cursive, flowing style.

Sharla Cox
Administration Assistant

Enclosure:

Application for permit (copy)

Water Appropriation Rule 40.05 (copy)

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, March 12, 2015 10:00 AM
To: Sutcliffe, Lorna
Subject: Refund Please

Lorna, please refund the following:

Receipt #E040656
Amount of Refund: \$40.00
Payable to:
Tod Daniels
610 N 500 W
Malad ID 83252

Reason for Refund: Overpayment for water right #15-7401, should have been a total of \$290.00, Daniels paid \$330.00

Thank you.

Sharla

*Sharla Cox
Administrative Assistant
Idaho Dept of Water Resources
900 N Skyline Dr. Ste A.
Idaho Falls ID 83402
sharla.cox@idwr.idaho.gov
208-525-7161 phone
208-525-7177 fax*

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, March 12, 2015 12:47 PM
To: 'Idaho Enterprise (enterpriseneeds@atcnet.net)'
Subject: Legal notice for your paper
Attachments: Idaho Enterprise E-Mail.doc

Contacts: Idaho Enterprise

Sharla

*Sharla Cox
Administrative Assistant
Idaho Dept of Water Resources
900 N Skyline Dr. Ste A.
Idaho Falls ID 83402
sharla.cox@idwr.idaho.gov
208-525-7161 phone
208-525-7177 fax*

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

15-7401

TOD F DANIELS
610 N 500 W
MALAD, ID 83252
Point of Diversion
SENW S21 T14S R36E
ONEIDA County
Source GROUND WATER Tributary
Use: IRRIGATION
04/01 to 10/31 1.03 CFS
Total Diversion: 1.03 CFS
Date Filed: 2/19/2015
Place Of Use: IRRIGATION
T14S R36E S20 NESE SESE
T14S R36E S21 SWNW SENW NESW NWSW
Total Acres: 75.7

15-7402

DAVID D FLYNN
JUDY ANN FLYNN
1550 W 1000 N
MALAD CITY, ID 83252
Point of Diversion
NWNE S20 T14S R36E
ONEIDA County
Source GROUND WATER Tributary
Use: IRRIGATION
04/01 to 10/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 3/11/2015
Place Of Use: IRRIGATION
T14S R36E S20 NENE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. 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, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before April 6, 2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on March 19 and 26, 2015