

RECEIVED
FORM 202 11/13
AUG 01 2014
WATER RESOURCES
WESTERN REGION

Ident. No. 57-11853

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

1. Name of applicant(s) Paul L. Jesenko Phone 208-461-0837
Name connector (check one): ☐ and ☐ or ☐ and/or
Mailing address 810 W Locust City Nampa
State ID Zip 83686 Email _____

2. Source of water supply Jump Creek which is a tributary of Snake 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 #
3N	5W	27			NW	NE	~~Canyon~~ Owyhee*	Jump Creek	

4. Water will be used for the following purposes:

Amount 1.0 for irrigation purposes from 3/1 to 11/15 (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) 1.0 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. Pump in creek to wheel lines.

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 _____

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	
3N	5W	27		13			32	1		17									63

Total number of acres to be irrigated: 63

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?

Land has been irrigated with waste water from Gem Irrigation.

10. a. Who owns the property at the point of diversion? Riley Grimes

b. Who owns the land to be irrigated or place of use? Riley Grimes & Paul Jesenko & JoAnn Noe

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

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

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

Signature of Applicant

Print Name (and title, if applicable)

Print Name (and title, if applicable)

For Department Use:

Received by Kew Date 8-1-14 Time 3:05 Preliminary check by Kew
Fee \$ 250.00 Received by J. Strange Receipt No. W042393 Date 8-1-14

RECEIVED

APR 09 2015

WATER RESOURCES
WESTERN REGION

NWSW

NESW

NWSE

NESE

22

SWSW

SESW

SWSE

SESE

NWNW

NENW

NWNE

03N05W

Amended
Point of
Diversion
4/9/2015
[Signature]

SWNW

SENW

27

SWNE

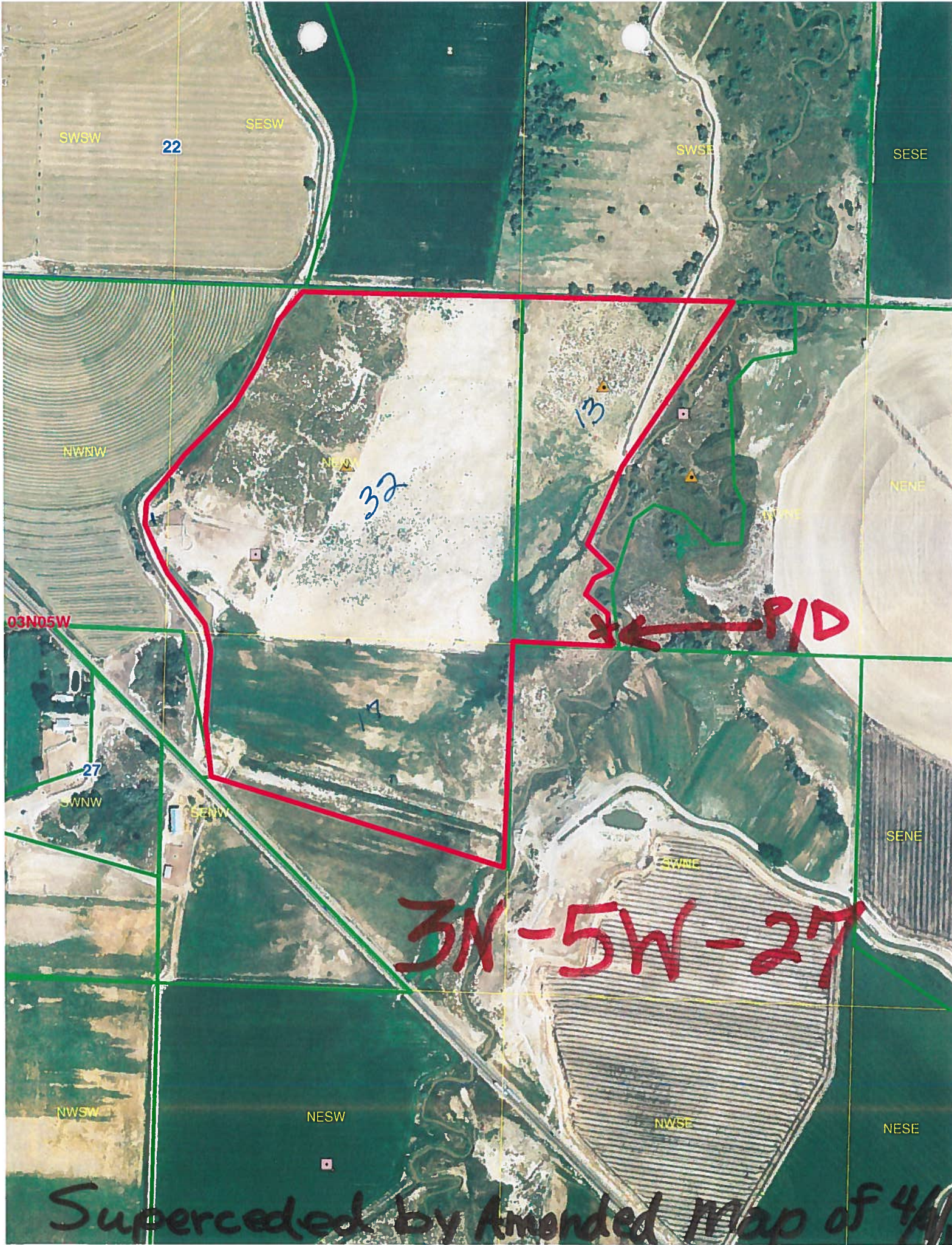
SENE

NWSW

NESW

NWSE

NESE



Superseded by Amended Map of 4/1/11
57 11053

Sommer, Rachel

From: Sommer, Rachel
Sent: Thursday, February 26, 2015 3:13 PM
To: 'rick.ward@idfg.idaho.gov'
Subject: IDFG. Application for Permit
Attachments: Application No. 57-11853.pdf

February 26, 2015

STATE OF IDAHO
DEPT OF FISH & GAME
ATTN: RICK WARD
3101 S POWERLINE RD
NAMPA, ID 83686

RE: Application for Permit No. 57-11853

Dear Mr. Ward:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendation(s) from your agency 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 March 23, 2015.

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 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 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, February 26, 2015 11:45 AM
To: 'JENNIFER@OWYHEEAVALANCHE.COM'
Subject: Owyhee Legal Ad
Attachments: Owyhee Cover Letter.docx; Owyhee Legal Ad.docx

Good Morning Jennifer Stutheit,

Please see the attached ad for publication on 3/4/15 & 3/11/15.

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

February 26, 2015

LEGAL NOTICE DEPARTMENT
OWYHEE AVALANCHE
PO BOX 97
HOMEDALE, ID 83628

RE: Application for Permit No. 57-11853
RE: Application for Transfer No. 79657

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 3/23/2015. 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:

57-11853

PAUL L JESENKO
810 W LOCUST LN
NAMPA, ID 83686

Point of Diversion NWNE S27 T03N R05W OWYHEE County Source JUMP CREEK Tributary SNAKE RIVER

Use: IRRIGATION 03/01 to 11/15 1 CFS

Total Diversion: 1 CFS

Date Filed: 8/1/2014

Place of Use: IRRIGATION

T03N R05W S27 NWNE NENW NWNW SENW

Total Acres: 63

PROPOSED CHANGE OF WATER RIGHT

Ronald C. & Diana G. Rose of 4104 Market Rd., Homedale, ID, 83628, filed Application No. **79657** to transfer a portion of one water right with a 1974 priority date from an unnamed drain tributary to Jump Creek totaling 0.08 cfs. The purpose of the transfer is to split the right and provide two acres of irrigation at properties located 0.4 miles west of Hogg Rd., and 0.4 miles north of Market Rd. The unchanged portion of the right will remain on land south of Market Road, 1.5 miles east of Hwy. 95.

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 rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 3/23/2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 3/4/2015 and 3/11/2015

South Board of Control, Owyhee Project

P.O. Box 67
Homedale, Idaho 83628
Phone 337-3760

February 23, 2015

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FEB 25 2015

WATER RESOURCES
WESTERN REGION

Paul Jesenko

810 W Locust

Nampa, ID 83686

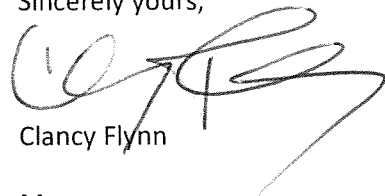
Paul,

In addressing your water right application and the letter from Idaho Water Resources, Gem Irrigation District does convey water in Jump Creek to the Town Ditch and one other water user.

The source of this right is wastewater. The wastewater (or wasting) may be discontinued at any time. This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manor of wasting it or to recapture.

The 1.0 cfs appropriation at the specified diversion point should not interfere with Gem Irrigation's deliveries downstream.

Sincerely yours,



Clancy Flynn

Manager

CF:clc



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
Director

February 19, 2015

PAUL L JESENKO
810 W LOCUST
NAMPA ID 83686

RE: Application for Permit 57-11853

Dear Mr. Jesenko:

On December 5, 2014, we sent you a letter requesting you provide comments from Gem Irrigation District regarding the above Application for Permit. On January 23, 2015, you called the office and stated that the comments from Gem Irrigation District would be forthcoming in the mail. As of today, I have not received the required comments.

Please provide the required comments, or a written request for more time (up to 1 year can be requested) within the next thirty (30) days or this application will be voided. Refunds are not issued for voided applications.

Please feel free to contact me if you have any questions or concerns regarding this matter.

Sincerely,

KAY WALKER
Sr. Water Resource Agent



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
Director

December 5, 2014

PAUL L JESENKO
810 W LOCUST
NAMPA ID 83686

RE: Application for Permit 57-11853

Dear Mr. Jesenko:

After an initial review of your application for permit we find we need some additional information concerning your proposal. The application you filed proposes use of Jump Creek water for the irrigation of 63 acres. The application states that this land has previously been irrigated with waste water from Gem Irrigation District. Is there a reason that the Gem Irrigation District's waste water can no longer be depended on?

We have concerns regarding this application because we understand that the irrigation district may be using Jump Creek to convey their water to other customers. We cannot process this application until you submit a letter from Gem Irrigation District that says they are not relying on the creek to convey water to existing users. The letter must include some explanation about the Town Ditch, with diversion points downstream from your proposed diversion (as seen on enclosed map), and information regarding how your application will not interfere with the water supply for that ditch if it is still in use? We have included a copy of your application that you can use to discuss this proposal with Gem Irrigation District.

Most creeks in the area of your application are typically short of water during the irrigation season. You must provide credible information that enough water is available to satisfy your proposal. This may involve measuring and/or monitoring the creek (documented with dated photographs, etc.) during one irrigation season. The irrigation district may be able to assist you with this.

We are sorry if this causes you any inconvenience but we need to be assured that prior water rights will not be affected by issuance of a new permit. Please contact Gem Irrigation District and obtain their comments within the next 60 days. You may seek additional time, up to 1 year, in which to provide the information from Gem Irrigation if you make a written request. The application may be voided without a timely written reply or a request for more time to submit the requested comment letter. Refunds are not issued for voided applications.

*1-23-2015
Mr. Jesenko
called & left
msg. that papers
from Gem Irrig.
are coming in
the mail soon.
Kew*

Please feel free to contact me if you have any questions or concerns regarding this matter.

Sincerely,

A handwritten signature in black ink that reads "Kay Walker". The signature is fluid and cursive, with a large loop at the end of the last name.

KAY WALKER
Sr. Water Resource Agent

Enclosures: Copy of Application
Map showing diversions

