

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

RECEIVED
DEC 05 2014

Department of Water Resources
Eastern Region
208-339-1797

1. Name of applicant(s) Justin Edwards and Lindsey EdwardsName connector (check one): ☒ and ☐ or ☐ and/orMailing address 3825 N 3900 WState ID Zip 83252 Email jledwards2006@yahoo.comPhone 208-339-1797City MALAD2. 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	35E	1			SE	NW	Oneida	Ground Water	

4. Water will be used for the following purposes:

Amount 5.70 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) 5.70 cubic feet per second (cfs) and/or (b) 997.5 acre feet per year (af).

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. Groundwater pump supplying 1 pivot (155 acres) and five wheel lines (130 acres)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 ☐ Noc. Proposed well diameter is 12 inches; proposed depth of well is 225 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. Stock watering; 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	
14S	35E	1		40	40		25	40	40	25									210
				lot 2			lot 3	lot 4											
14S	35E	2	40			35													75
			lot 1																

Total number of acres to be irrigated: 285

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?

10. a. Who owns the property at the point of diversion? Justin Edwards and Lindsey Edwards
- b. Who owns the land to be irrigated or place of use? Justin Edwards and Lindsey Edwards
- 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.

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.

Justin Edwards
Signature of Applicant

Justin Edwards
Print Name (and title, if applicable)

Lindsey Edwards
Signature of Applicant

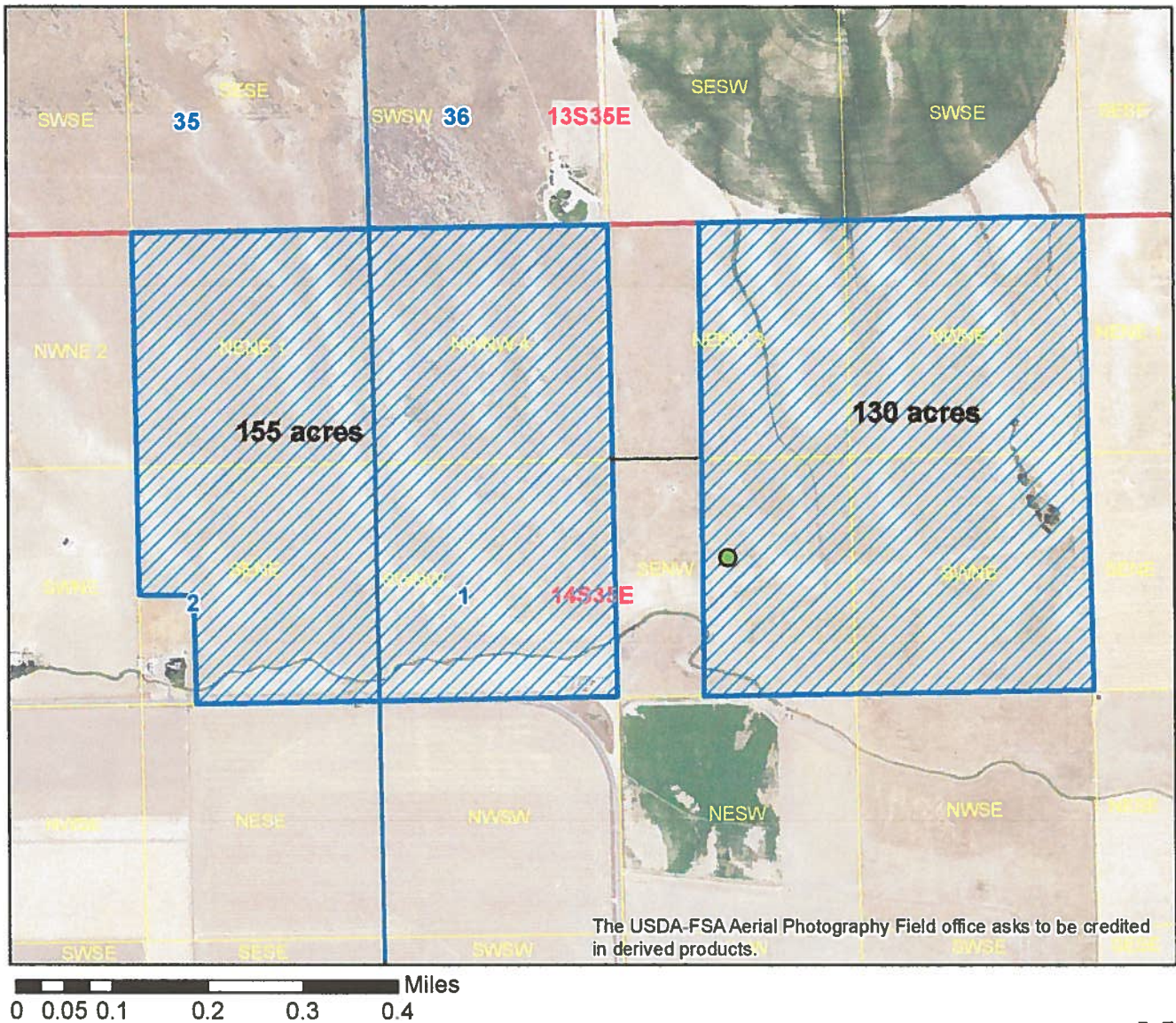
Lindsey Edwards
Print Name (and title, if applicable)

For Department Use:

Received by JDARG Date 11/26/2014 Time 15:00 Preliminary check by JDARG
Fee \$ 450 Receipted by JDARG Receipt No. E040453 Date 11/26/2014

15-7393

Edwards Water Permit Application Map



Legend

- Edwards_Proposed_POD
- ▨ Edwards Proposed POU
- ▭ Township/Range
- ▭ Sections
- ▭ QQ

RECEIVED**NOV 26 2014**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)
- Justin Edwards and Lindsey Edwards

Phone 208-339-1797Name connector (check one): ☒ and ☐ or ☐ and/orMailing address 3825 N 3900 WCity MaladState Idaho Zip 83252Email jledwards2006@yahoo.com

2. Source of water supply
- groundwater

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	35E	1		SW	SE	NW	Oneida	groundwater	

4. Water will be used for the following purposes:

Amount 6 cfs for irrigation purposes from April 1 to October 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)
- 6
- cubic feet per second (cfs) and/or (b)
- 1050
- acre feet per year (af).

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. Groundwater pump supplying 1 pivot (155 acres) and 5 wheel lines (130 acres).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 ☐ Noc. Proposed well diameter is 12 inches; proposed depth of well is 225 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. _____

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	35E	1		40			25	40			40	40				25			210
				lot 2			lot 3	lot 4											
14S	35E	2	40			35													75
			lot 1																

Total number of acres to be irrigated: 285

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?

10. a. Who owns the property at the point of diversion? Justin Edwards and Lindsey Edwards
- b. Who owns the land to be irrigated or place of use? Justin Edwards and Lindsey Edwards
- 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.

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.

Justin Edwards
Signature of Applicant

Justin Edwards
Print Name (and title, if applicable)

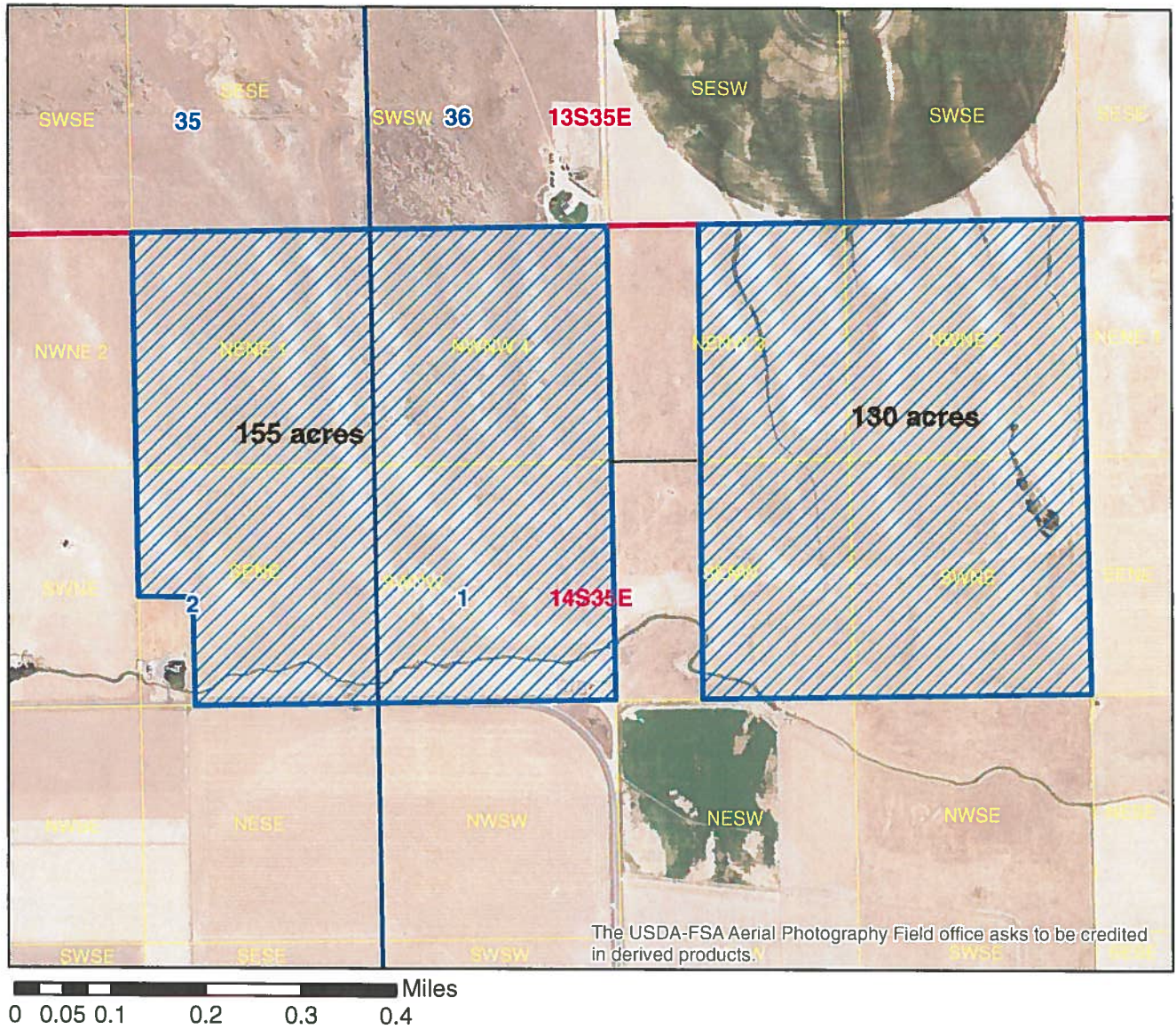
Lindsey Edwards
Signature of Applicant

Lindsey Edwards
Print Name (and title, if applicable)

For Department Use:

Received by J. Barg Date 11/26/2014 Time 4:19 pm Preliminary check by _____
Fee \$ 450 - Received by J. Barg Receipt No. E040453 Date 11/26/2014

Edwards Water Permit Application Map



Legend

-  Edwards Proposed POU
-  Township/Range
-  Sections
-  QQ



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

December 23, 2014

Justin and Lindsey Edwards
3825 N 3900 W
Malad ID 83252

RE: Application for Permit 15-7393

Dear Applicant:

The Department has received the above application for permit to appropriate 5.70 cfs of ground water in the Malad River drainage. For new appropriations, under Idaho Code § 42-203A(5) IDWR has the responsibility to ensure there is a sufficient supply of water and that the appropriation will not result in injury to existing water rights

Historically, when issuing permits for new appropriations, IDWR viewed ground water and surface water as two separate sources. Often the impacts of new ground water appropriations on existing surface water rights were not evaluated. However, Idaho water law now recognizes that in many places ground water and surface water are hydraulically interconnected, and proper administration of existing water rights and new appropriations requires conjunctive management of both sources.

In March 2009, the Department received a letter from the Oneida County Commissioners expressing their concern about the perceived decline in flows from springs and artesian wells in the area. Their letter questioned whether the Department should continue issuing new permits to appropriate ground water in the Malad River drainage. In response to the commissioners' request, the Department's Hydrology Section has been tasked to review available information and data on ground water and surface water supply in this drainage. The Hydrology Section's report will be helpful in developing water policy for the Malad River drainage.

Meanwhile, applicants who want IDWR to take final administrative action on their applications can provide IDWR with the information required under Water Appropriation Rule 40.05 regarding the availability of water for the proposed appropriation and the potential for the proposed appropriation to injure existing water rights. The additional information requirement is usually waived for applications proposing the appropriation of 5 cfs or less or the storage of 500 af or less. Because of the concerns regarding the impact to springs and artesian wells in the area, the department is requiring that applicants submit the additional information required by water appropriation rule 40.05, even when the application is for less than the 5 cfs / 500 af thresholds. Only certain

applications for small domestic and stock water uses and applications to divert ground water for domestic in multiple homes are exempt from the additional information requirement. A copy of the pertinent sections of Water Appropriation Rule 40.05 is included in this letter. If you believe that a particular section of Rule 40.05 is not relevant to your application, please explain why.

Ultimately, the applicant bears the burden for demonstrating that the water supply is sufficient for the proposed appropriation and that it will not cause injury to other water right holders.

Please submit the information within 30 days of this letter. If you have questions concerning this matter discussed above feel free to contact the Eastern Region Office.

Respectfully Submitted



James Cefalo
Water Resources Program Manager

Enclosure – Copy of Application
Copy of Water Appropriation Rule 40.05



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

December 31, 2014

JUSTIN EDWARDS
LINDSEY EDWARDS
3825 N 3900 W
MALAD, ID 83252

Application For Permit No. 15-7393

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 January 8 and 15, 2015. Protests to this application may be submitted for a period ending ten (10) days after the second publication (January 26, 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,

Sharla Cox
Administrative Assistant

Cox, Sharla

From: Cox, Sharla
Sent: Wednesday, December 31, 2014 8:25 AM
To: 'Idaho Enterprise (enterprisenews@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:
15-7393

JUSTIN EDWARDS
LINDSEY EDWARDS
3825 N 3900 W
MALAD, ID 83252

Point of Diversion
SENW S1 T14S R35E

ONEIDA County

Source GROUND WATER Tributary

Use: IRRIGATION

04/01 to 10/31 5.7 CFS

997.5 AF

Total Diversion: 5.7 CFS

997.5 AF

Date Filed: 12/5/2014

Place Of Use: IRRIGATION

T14S R35E S1 L2(NWNE) SWNE L3(NENW) L4(NWNW) SWNW SENW

T14S R35E S2 L1(NENE) SENE

Total Acres: 285

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 January 26, 2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on January 8 and 15, 2015