

RECEIVED

OCT 22 2014

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of IdahoIdent. No. 63-34003Karen's
cell → 695-48501. Name of applicant(s) Richard J. &/or Karen Luther Phone 208-466-6098
Name connector (check one): ☐ and ☐ or ☒ and/orMailing address: 4901 Hemlock Way City NampaState ID Zip 83687 Email: _____2. 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 #
<u>3N</u>	<u>1W</u>	<u>8</u>			<u>SW</u>	<u>NW</u>		<u>ground water</u>	<u>existing</u>
<u>3N</u>	<u>1W</u>	<u>8</u>			<u>SW</u>	<u>NW</u>		<u>ground water</u>	<u>proposed</u>

4. Water will be used for the following purposes:

Amount 0.04 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) 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. 2 wells with pumps to ditches & sprinklers.

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 6 inch Case inches; proposed depth of well is 145 feet feet.d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ Noe. If well is already drilled, when? Existing - 2008; drilling firm Waterpro Well drilling;Well was drilled for (well owner) Rick & Karen Luther; 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; show name of municipality or the applicant's qualifications as a municipal provider. _____

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	1W	8							1.4										1.4

Total number of acres to be irrigated: 1.4

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? Nampa-Meridian Irrigation Dist.

10. a. Who owns the property at the point of diversion? Applicants
 b. Who owns the land to be irrigated or place of use? Applicants
 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. Property also known as Lots 8 & 9, Blk. 1, Hill Creek Sub. Water bearing zone to be appropriated is from 18 to 145 feet. Wells will supplement ditch water when necessary. One home hooked up to existing well. One proposed in future if property divided.

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.

X Richard J. Luther
 Signature of Applicant
 X Richard J. Luther
 Print Name (and title, if applicable)

X Karen E. Luther
 Signature of Applicant
 X Karen E. Luther
 Print Name (and title, if applicable)

For Department Use:

Received by KW Date 10-22-14 Time 10:15 Preliminary check by VLM
 Fee \$ 100.00 Received by RB Receipt No. W042601 Date 10/22/14



Hemlock Way
Mahogany Dr

Proposed well

Existing well

8

S3N01W

S3N01W

Place of use

S3N01W

Sommer, Rachel

From: Sommer, Rachel
Sent: Monday, November 24, 2014 4:10 PM
To: 'LEGALS@IDAHOPRESS.COM'
Subject: Canyon Legal Ad
Attachments: Canyon Cover Letter.docx; Canyon Legal Ad.docx

Good Afternoon Legal Clerk,

Please see the attached ad for publication on 12/4/2014 & 12/11/2014.

Please confirm these are okay to publish as shown.

Thank you,

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

November 24, 2014

LEGAL NOTICE DEPARTMENT
PRESS TRIBUNE
PO BOX 9399
NAMPA, ID 83652

RE: Application for Permit No's: 63-33910, 63-33957, 63-33958, 63-33960, 63-33995, 63-34003.
RE: Extension of Time for Water Right No. 63-32058

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 12/22/2014. Your cooperation is appreciated.

Sincerely,

Rachel Sommer
Administrative Assistant

Enclosures

The following applications have been filed to appropriate the public waters of the State of Idaho:

63-33910

BID LLC

950 W BANNOCK ST STE 1050

BOISE, ID 83702

Point of Diversion L4(SWNW) S26 T05N R05W CANYON County Source BOISE RIVER Tributary SNAKE RIVER

Use: DIVERSION TO STORAGE, RECREATION, WILDLIFE 09/01 to 02/28 4.5 CFS

Use: RECREATION STORAGE, WILDLIFE STORAGE 09/01 to 02/28 15 AF

Total Diversion: 4.5 CFS

Date Filed: 2/3/2014

Place of Use: RECREATION, RECREATION STORAGE, WILDLIFE, WILDLIFE STORAGE

T05N R05W S26 L4(NWNW) L4(SWNW)

63-33957

A J P FARMS INC

23546 HARTLEY LN

MIDDLETON, ID 83644

Point of Diversion SENE S11 T04N R03W CANYON County Source GROUND WATER

Point of Diversion SENW S12 T04N R03W CANYON County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 5 CFS

Total Diversion: 5 CFS

Date Filed: 6/18/2014

Place of Use: IRRIGATION

T04N R03W S11 SWNE SENE NENW SWNW SENW L3(NESW) L4(NWSW) L1(NESE) L2(NWSE)

T04N R03W S12 SWNW SENW L3(NESW) L4(NWSW)

Total Acres: 250

Water bearing zone to be appropriated is from 20 to 180 feet.

63-33958

A J P FARMS INC

23546 HARTLEY LN

MIDDLETON, ID 83644

GREG S PAYNE

24295 FARMWAY RD

CALDWELL, ID 83607

Point of Diversion L1(NENE) S5 T04N R03W CANYON County Source GROUND WATER

Point of Diversion L2(SWSE) S32 T05N R03W CANYON County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 4.44 CFS

Total Diversion: 4.44 CFS

Date Filed: 6/18/2014

Place of Use: IRRIGATION

T04N R03W S5 L1(NENE) L2(NWNE) SENE L3(NENW)

T05N R03W S32 NESE NWSE L2(SWSE) L1(SESE)

Total Acres: 230

Water bearing zone to be appropriated is from 20 to 150 feet.

63-33960

HIGHLAND LIVESTOCK & LAND CO LTD

PO BOX 488

EMMETT, ID 83617

Point of Diversion L3(NENW) S6 T05N R04W CANYON County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 1.8 CFS

Total Diversion: 1.8 CFS

Date Filed: 6/10/2014

Place of Use: IRRIGATION

T05N R04W S6 L3(NENW) L4(NWNW) L5(SWNW) SENW

Total Acres: 102

Water bearing zone to be appropriated is from 50 to 500 feet.

63-33995

VALLIVUE SCHOOL DISTRICT #139

5207 S MONTANA

CALDWELL, ID 83607

(3) Points of Diversion SESW S35 T04N R04W CANYON County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 0.84 CFS

Total Diversion: 0.84 CFS

Date Filed: 10/9/2014

Place of Use: IRRIGATION

T04N R04W S35 SESW

Total Acres: 14

Water bearing zone to be appropriated is from 80 to 435 feet.

Place of use aka West Canyon Elementary School located at 19548 Ustick Rd, Caldwell, ID.

63-34003

RICHARD J LUTHER
KAREN LUTHER
4901 HEMLOCK WAY
NAMPA, ID 83687

(2) Points of Diversion SWNW S8 T03N R01W CANYON County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 10/22/2014

Place of Use: IRRIGATION

T03N R01W S8 SWNW

Total Acres: 1.4

Water bearing zone to be appropriated is from 18 to 145 feet.

EXTENSION OF TIME TO AVOID FORFEITURE OF WATER RIGHT

Dorel and Ligia Antimie of 844 W Heather Woods Dr, Nampa, ID 83686 filed an Application proposing an Extension of Time to Avoid Forfeiture for Water Right No. **63-32058** with a 1967 priority from ground water totaling 0.08 cfs. The applicants do not know the year the right was last used. The right serves property located in the Salmon Ridge Subdivision, southeast of the intersection of Farmer Road and Lewis Lane in Nampa. The applicants requests the extension of time because they recently purchased the property, are currently building a home, and need additional time to install the irrigation system.

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, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. For specific details of the extension see this link www.idwr.idaho.gov/apps/ExtSearch/SearchWRAJ.asp using right no 63-32058. Protests may be submitted based on the criteria of Sec 42-203A and 42-222, 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 12/22/2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 12/4/2014 and 12/11/2014



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

November 20, 2014

RICHARD AND/OR KAREN LUTHER
4901 HEMLOCK WAY
NAMPA, ID 83687

Re: Water Right Application No. 63-34003 and Well Drilling Fee Upgrade

Dear RICHARD AND/OR KAREN LUTHER:

Your recent water right application, referenced above, has been assigned to me for review and processing. The application proposes irrigation with a ground water source from an existing domestic well, and if needed, a second irrigation well. All wells drilled in Idaho after June 30, 1987, require well drilling permits. A well might need a water right along with the drilling permit, depending on the intended use of the well.

According to the records of Idaho Department of Water Resources (IDWR), your well was drilled in 2008 under a \$75 domestic well drilling permit. A \$75 drilling permit covers a well that does not require water right approval from IDWR. This is typically a single-family domestic well.

The proposed irrigation use from your well does require water right approval, and your water right application seeks that approval. The well drilling fee for a well requiring a water right is \$200 instead of \$75. IDWR must collect the unpaid balance of \$125 for a well drilled under those circumstances.

Please remit \$125 to upgrade your well drilling permit by December 20, 2014, to facilitate processing of your water right application.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you have any questions. Thank you for your attention to this matter.

Sincerely,

Vicky Music
Sr. Water Resource Agent

Received 11/28/14
W012608 \$125