

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

1. Name: PAUL BOYD
29875 CULDESAC RD
CULDESAC ID 83524
(208)553-8082

AND

SANDRA BOYD
29875 CULDESAC RD
CULDESAC ID 83524
(208)553-8082

AND

GEORGE SCHWARTS
28928 CULDESAC RD
CULDESAC ID 83524
(208)553-8082

2. Source: UNNAMED STREAM Tributary to: LAPWAI CREEK

3. Location of Point of Diversion:

#1 UNNAMED STREAM	L20 (NW1/4SE1/4)	Sec. 12, Twp 35N, Rge 03W, B.M.
NEZ PERCE County		
#2 UNNAMED STREAM	L20 (NW1/4SE1/4)	Sec. 12, Twp 35N, Rge 03W, B.M.
NEZ PERCE County		

4. Water will be used for the following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DIVERSION TO STORAGE	01/01	to 12/31	0.20 CFS	
STOCKWATER STORAGE	01/01	to 12/31		2.9 AF
IRRIGATION FROM STORAGE	02/15	to 11/30		40.0 AF
IRRIGATION STORAGE	01/01	to 12/31		42.6 AF
STOCKWATER	01/01	to 12/31	0.02 CFS	

5. Total quantity to be appropriated is:	0.20 CFS	42.9 AF
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6. Proposed diverting works

POINT OF DIVERSION #1

- a. Type and size of devices used to divert water from the source: INSTREAM POND #1
b. Height of storage dam 9 feet;
Active reservoir capacity 1.3 acre-feet;
Total reservoir capacity 1.3 acre-feet;

POINT OF DIVERSION #2

- a. Type and size of devices used to divert water from the source: DIVERSION TO POND #2
b. Height of storage dam 5 feet;
Active reservoir capacity 0.1 acre-feet;
Total reservoir capacity 0.1 acre-feet;

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 3 year(s).

8.

PLACE OF USE: IRRIGATION STORAGE AND STOCKWATER STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
35N 03W 12														X			
														L 20			

PLACE OF USE: IRRIGATION FROM STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
35N 03W 12								.5				3.0		3.5	3.0		10.0
							L 21				L 28		L 20	L 29			

Total Acres: 10

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
35N 03W 12								X				X		X	X		
							L 21				L 28		L 20	L 29			

79416

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Ident. No. 85-15761

STATE OF IDAHO
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APPLICATION FOR PERMIT

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9a. Who owns the property at the point of diversion? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

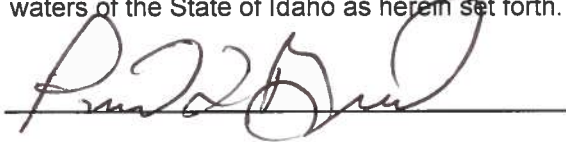
9b. Who owns the land to be irrigated or place of use? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

10. Remarks:

11. Map of proposed point of diversion and place of use attached? [X]

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.



PAUL BOYD



SANDRA BOYD



GEORGE SCHWARTS

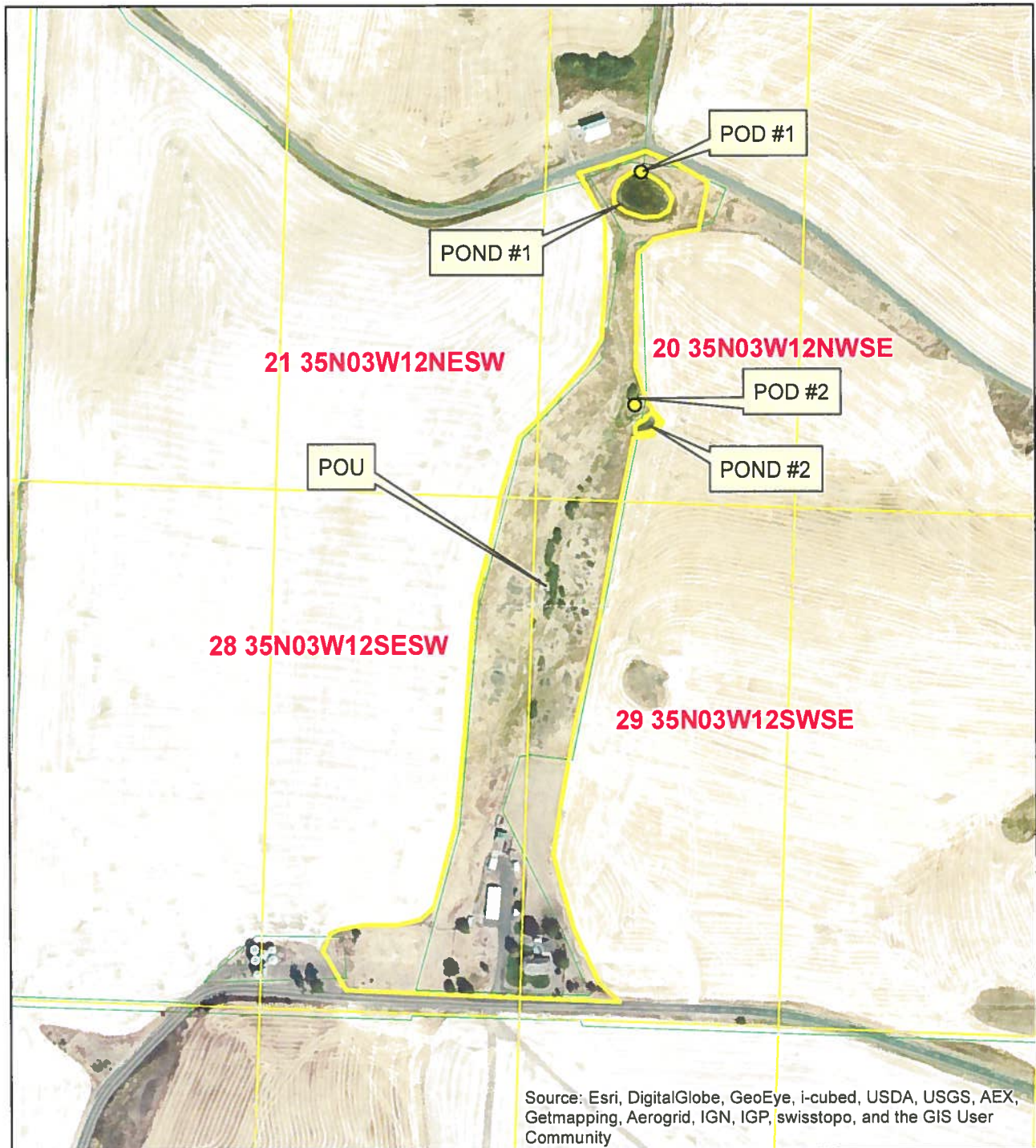
Received by _____ Date _____ Time _____ Preliminary check by _____
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

1/6/55
Receipt No. N030255 *N030752*

Date: *9/9/2014*

Received by: *Osanne*

85-15761



Legend

- Working_POD
- Working_POU
- QQ
- Taxlots

0 0.0325 0.065 0.13 Miles



WATER RIGHT APPLICATION 85-15761
POND ANALYSIS SHEET

SOURCE: UNNAMED STREAM

USE: IRRIGATION, 10 AC X 4 AF/AC = 40 AF
STOCKWATER, 20 HEAD OF MIXED X 12 GPD X 365 DAYS / 325,850
= 0.3 AF

POND #1: SURFACE AREA = 0.33 ACRES = 14,376 SQFT
SIZE, 0.33 AC X 4 FT = 1.3 AF
EVAPORATION, 896 GPD X 365 DAYS / 325,850 GAL/AF = 1 AF
SEEPAGE, 0.0 AF INSTREAM POND

POND #2: SURFACE AREA = 20 FT X 20 FT = 400 SQFT
SIZE, 400 SQFT X 5 FT = 2,000 CUFT = 0.1 AF
EVAPORATION, 25 GPD X 365 DAYS / 325,850 GAL/AF = 0.1 AF
SEEPAGE, 30 GPD X 365 DAYS / 325,850 GAL/AF = 0.1 AF

0.2 CFS DIVERSION TO STORAGE

42.6 AF	IRRIGATION STORAGE	A) POND SIZE #1 & #2	1.4 AF
		B) EVAPORATION #1 & #2	1.1 AF
		C) SEEPAGE #2 ONLY	0.1 AF
		D) IRRIGATION	40.0 AF
	TOTAL		42.6 AF

40 AF IRRIGATION FROM STORAGE

2.9 AF	STOCKWATER STORAGE	A) POND SIZE #1 & #2	1.4 AF
		B) EVAPORATION #1 & #2	1.1 AF
		C) SEEPAGE #2 ONLY	0.1 AF
		D) STOCKWATER	0.3 AF
	TOTAL		2.9 AF

0.02 CFS STOCKWATER

0.2 CFS TOTAL DIVERSION 42.9 AF TOTAL STORAGE VOLUME

Franklin, Keith

From: Franklin, Keith
Sent: Monday, September 22, 2014 1:45 PM
To: 'Hennekey, Ray'
Subject: New Water Right Application
Attachments: DOC.pdf

Ray,
Attached is a new application for a water right from an unnamed stream tributary to Lapwai Creek for your review and comment. If you have any questions, don't hesitate to give me a call.
Thanks.
Keith.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

September 22, 2014

Ray Hennekey
Idaho Department of Fish & Game
3316 16th St.
Lewiston, ID 83501

Re: Application For Permit to Appropriate the Public Waters of the State of Idaho

Dear Ray:

The Department of Water Resources is seeking comment and/or recommendation from your agency, regarding an application for a new water right from an unnamed stream tributary to Lapwai Creek. A copy of the application is attached for your reference.

Would you please submit your comments no later than October 20, 2014? If we do not hear from you by that date, we will assume that no comment from you, means you have no objection to, concerns about, or conditions pertaining to the issuance of this permit.

You may send comments by regular mail to the address above, by FAX to 762-2819 or by e-mail to keith.franklin@idwr.idaho.gov.

If you have any questions, don't hesitate to contact me at this office.

Thank you.

Sincerely,

A handwritten signature in blue ink that reads "Keith". The signature is written in a cursive, flowing style.

Keith E. Franklin
Program Manager Northern Region

Encl/kf

Franklin, Keith

From: Franklin, Keith
Sent: Monday, September 22, 2014 1:47 PM
To: 'John.Cardwell@deq.idaho.gov'
Subject: New Water Right Application
Attachments: DOC000.pdf

John,
Attached is an application for a new water right from an unnamed stream that is tributary to Lapwai Creek for your review and comment. If you have any questions, don't hesitate to give me a call.
Thanks.
Keith.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

September 22, 2014

John Cardwell
Idaho Department of Environmental Quality
1118 F St.
Lewiston, ID 83501

Re: Application For Permit to Appropriate the Public Waters of the State of Idaho

Dear Mr. Cardwell:

The Department of Water Resources is seeking comment and/or recommendation from your agency, regarding an application for a new water right from an unnamed stream tributary to Lapwai Creek. A copy of the application is attached for your reference.

Would you please submit your comments no later than October 20, 2014? If we do not hear from you by that date, we will assume that no comment from you, means you have no objection to, concerns about, or conditions pertaining to the issuance of this permit.

You may send comments by regular mail to the address above, by FAX to 762-2819 or by e-mail to keith.franklin@idwr.idaho.gov.

If you have any questions, don't hesitate to contact me at this office.

Thank you.

Sincerely,

A handwritten signature in blue ink that reads "Keith". The signature is written in a cursive, flowing style.

Keith E. Franklin
Program Manager Northern Region

Encl/kf



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 9, 2014

PAUL BOYD
29875 CULDESAC RD
CULDESAC, ID 83524

SANDRA BOYD
29875 CULDESAC RD
CULDESAC, ID 83524

GEORGE SCHWARTS
28928 CULDESAC RD
CULDESAC, ID 83524

Application For Permit No. 85-15761

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 LEWISTON TRIBUNE on 10/16/2014 and 10/23/2014. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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,

Keith Franklin
Program Manager

Receipts No. N030255 for \$100.00, and N030752 for \$150.00

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, October 09, 2014 10:26 AM
To: Legal Notices-Lewiston Tribune; Legal Notices LT Karen Lewis
Subject: Application for Permit No. 85-15761
Attachments: LegalNotice 10-08-14 LT e-mail 85-15761.doc

Good morning, Karen,

Please publish the enclosed legal notice on the dates indicated, October 16 and 23, 2014, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately. (Hoping I've made it in time considering next Monday is a holiday.)

This should be very close to press ready – Dutch 811, 8 point, 2-column. I had to do some special spacing in order to get the “Use:” areas to line up properly. Please try to line up that area as close as possible to layout submitted.

Please send a proof/preview copy for my review before this actually goes to press.

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 11/3/2014. Your cooperation is always appreciated.

Thanks for all your wonderful help in making our legal notices look great – and easy for public to understand. It's always a pleasure to work with you!

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
208-762-2800 Fax 208-762-2819

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

85-15761

PAUL BOYD

SANDRA BOYD

29875 CULDESAC RD

CULDESAC, ID 83524

GEORGE SCHWARTS

28928 CULDESAC RD

CULDESAC, ID 83524

Points of Diversion(2) L20(NWSE) S12 T35N R03W

NEZ PERCE County

Source UNNAMED STREAM tributary LAPWAI CREEK

Use: DIVERSION to Storage 01/01 to 12/31 0.2 CFS

Use: IRRIGATION from Storage 02/15 to 11/30 40 AF

Use: IRRIGATION Storage 01/01 to 12/31 42.6 AF

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

Use: STOCKWATER Storage 01/01 to 12/31 2.9 AF

Total Diversion: 0.2 CFS 42.9 AF

Date Filed: 9/9/2014

Place of Use: STOCKWATER Storage T35N R03W S12

L20(NWSE)

Place of Use: IRRIGATION STORAGE

same as STOCKWATER Storage

Place of Use: STOCKWATER T35N R03W S12

L21(NESW) L28(SESW) L20(NWSE) L29(SWSE)

Place of Use: IRRIGATION from STORAGE T35N R03W

S12 L21(NESW) L28(SESW) L20(NWSE) L29(SWSE)

Total Acres: 10

Stockwater use is for 20 head of mixed stock.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208) 762-2800; or for a full description of the right(s), please see:

www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp.

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, Northern Region, 7600 Mineral Drive, Suite 100, Coeur D' Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 11/3/2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 10/16/2014 and 10/23/2014