

RECEIVED

JUL 22 2014

WATER RESOURCES
WESTERN REGION

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

Ident. No. 63-33954

1. Name of applicant(s) Stephen J. Burton Phone 360-961-9144
 Name connector (check one) ☐ and ☐ or ☐ and/or
 Mailing address 6915 Canyon Bend Court City Star
 State ID Zip 83669 Email burtonsj3@hotmail.com
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 #
5N	2W	36			NW	NW	Canyon	Ground Water	D0063848

4. Water will be used for the following purposes:
- Amount 0.06 cfs for Irrigation purposes from 3/1 to 11/15 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 0.02 cfs for Domestic purposes from 1/1 to 12/31 (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)
5. Total quantity to be appropriated is (a) 0.08 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. 5 hp pump from a well 308 feet with a 6 inch casing.
- b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total reservoir capacity N/A 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 6 inches; proposed depth of well is 308 feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? 7/18/2012; drilling firm Can-Ada Well Drilling & Pump;
 well was drilled for (well owner) Steve Burton; Drilling Permit No. 863718.
7. Description of proposed uses (if irrigation only, go to item 8):
- a. Hydropower; show total feet of head and proposed capacity in kW. N/A
- b. Stockwatering; list number and kind of livestock. N/A
- c. Municipal; complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households 1 home (internal use only - lawn, garden, etc. included in irrigation use)
- e. Other; describe fully. N/A

8. Description of place of use:

- 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.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	2W	36						2.0											2.0
5N	2W	36						D											

Total number of acres to be irrigated: 2.0

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?

Water to irrigate lawn, garden, and landscaping associated with the home is described under the irrigation use proposed on this application.

- Who owns the property at the point of diversion? Steve Burton
- Who owns the land to be irrigated or place of use? Steve Burton
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:
N/A

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

Pump water from well. Divert water through underground distribution system including pressure compensated hose.

Watering controlled by electronic activated valves and timer.

Water bearing zone to be appropriated from 78 to 308 feet.

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.

Stephen J. Burton
Signature of Applicant

Signature of Applicant

Stephen J. Burton
Print Name (and title, if applicable)

Print Name (and title, if applicable)

For Department Use:

Received by SA Date 7/22/14 Time — Preliminary check by SA
Fee \$ 100.00 Received by T. STRANGE Receipt No. W042174 Date 5-30-14

*FEE RECEIVED WITH ORIGINAL APPLICATION 5-30-14.

2000041120

SAGE CANYON ESTATES

SITUATED IN THE NW1/4 OF THE NW1/4, NE1/4 OF THE NW1/4 AND THE SW1/4
OF THE NW1/4 OF SECTION 36, TOWNSHIP 5 NORTH, RANGE 2 WEST, BOISE
MERIDIAN, CANYON COUNTY, IDAHO
2007

2007 JUL 29 AM 11:53

LEGEND

- FOUND BRASS CAP MONUMENT
- FOUND ALUMINUM CAP MONUMENT BY WILLIAM A. PURST CANYON COUNTY RECORDER
- FOUND 5/8" IRON PIN
- SET 5/8" IRON PIN
- FOUND 1/2" IRON PIN
- SET 1/2" IRON PIN
- CALCULATED POINT
- LOT NUMBER AND AREA
- 0.37 AC
- SUBDIVISION BOUNDARY
- LOT LINE
- RIGHT-OF-WAY LINE
- EASEMENT LINE
- FLOOD CONVEYANCE CENTER LINE
- FLOOD CONVEYANCE EASEMENT
- NON BUILDABLE AREA

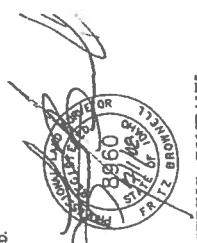
RECEIVED
MAY 30 2014
WATER RESOURCES
WESTERN REGION

NOTES

- THIS PLAT IS SUBJECT TO COMPLIANCE WITH IDAHO CODE, SECTION 31-3005(2) PERTAINING TO IRRIGATION WATERS. IRRIGATION WATER WILL NOT BE PROVIDED DUE TO NO IRRIGATION WATER RIGHTS.
- MINIMUM BUILDING SETBACK LINES SHALL BE IN ACCORDANCE WITH THE ZONING ORDINANCE AT THE TIME OF ISSUANCE OF THE BUILDING PERMIT. ALL LOTS SHALL MEET DIMENSIONAL STANDARDS AS ESTABLISHED IN THE ZONING ORDINANCE.
- STORMWATER RUNOFF SHALL BE RETAINED ON SITE AND ALL STORM FACILITIES OUTSIDE THE PUBLIC RIGHT-OF-WAY WILL BE MAINTAINED BY THE HOMEOWNER'S ASSOCIATION.
- INDIVIDUAL SEPTIC SYSTEMS WILL HANDLE ALL SEWAGE DISPOSAL.
- INDIVIDUAL WELLS WILL PROVIDE DOMESTIC WATER TO EACH LOT.
- ALL LOT LINES SHALL HAVE A COMMON PUBLIC UTILITIES, DRAINAGE AND IRRIGATION EASEMENT AS FOLLOWS: (OR AS NOTED ON PLAT)
 - 10(10) FEET ALONG ALL LOT LINES COMMON TO A PUBLIC RIGHT-OF-WAY.
 - 10(10) FEET ALONG ALL REAR LOT LINES.
 - 5(5) FEET ALONG ALL SIDE LOT LINES.
- SEPTIC LOCATIONS AND AREAS RESERVED FOR WELL PLACEMENT WILL BE SUBJECT TO APPROVAL OF THE DISTRICT HEALTH DEPARTMENT.
- ALL ROADS ARE DESIGNATED FOR PUBLIC USE.
- ANY RESUBDIVISION OF THIS PLAT SHALL COMPLY WITH THE APPLICABLE ZONING REGULATIONS OF CANYON COUNTY AT THE TIME OF ISSUANCE OF A BUILDING PERMIT.
- NO LOT SHALL BE REDUCED IN SIZE WITHOUT PRIOR APPROVAL FROM SOUTHWEST DISTRICT HEALTH.
- CANYON HIGHWAY DISTRICT NO.4 WAVES THE 70' SECTION LINE AND QUARTER SECTION LINE SETBACKS WITHIN AND ALONG THE BOUNDARIES OF THIS SUBDIVISION. ALL OTHER SETBACK REQUIREMENTS OF THE CANYON COUNTY ZONING ORDINANCE SHALL APPLY AT THESE LOCATIONS.
- DIRECT LOT ACCESS SHALL BE LIMITED TO THE ACCESS EASEMENT LOCATIONS SHOWN ON THE PLAT, EXCEPT LOT 1, BLOCK 1 AND LOT 44, BLOCK 2 WHICH SHALL BE PERMITTED DIRECT ACCESS TO BLESSINGER ROAD.

BASIS OF BEARINGS

THE WEST BOUNDARY OF THE NW1/4 SHOWN AS N00°31'14"E WAS USED AS THE BASIS OF BEARINGS FOR THIS PLAT



TOOTHMAN-ORTON ENGINEERING COMPANY

524 CLEVELAND BLVD., SUITE 227
CALDWELL, IDAHO 83605-1080
(208)795-5059

CPAL INSTRUMENT NO. 200704262
DATE OF PREPARATION: 08/29/07

CPAL INSTRUMENT NO. 200704262
DATE OF PREPARATION: 08/29/07

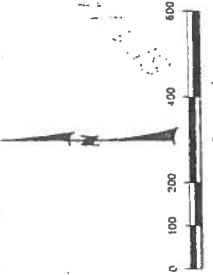
BOOK 44 PAGE 44

SHEET NO. 1 OF 1



IDAHO CODE 22-4503 RIGHT TO FARM ACT

NO AGRICULTURAL OPERATION OR AN APPURTENANCE TO IT SHALL BE OR BECOME A NUISANCE, PRIVATE OR PUBLIC, BY ANY CHANGED CONDITIONS IN OR ABOUT THE SURROUNDING NONAGRICULTURAL ACTIVITIES AFTER THE SAME HAS BEEN IN OPERATION FOR MORE THAN ONE (1) YEAR, WHEN THE OPERATION WAS NOT A NUISANCE AT THE TIME THE OPERATION BEGAN; PROVIDED, THAT THE PROVISIONS OF THIS SECTION SHALL NOT APPLY WHENEVER A NUISANCE RESULTS FROM THE IMPROPER OR NEGLIGENT OPERATION OF ANY AGRICULTURAL OPERATION OR AN APPURTENANCE TO IT, IN THE EVENT OF AN ALLEGED NUISANCE RESULTING FROM AGRICULTURAL OPERATIONS PURSUANT TO A FEDERAL OR STATE ENVIRONMENTAL PERMIT OR CAUSED BY A VIOLATION OF THE PERMIT(S), TERMS OR CONDITIONS, THE AFFECTED PARTY SHALL SEEK ENFORCEMENT OF THE TERMS OF THE PERMIT.



SCALE: 1" = 200'
DATE OF PREPARATION: 08/29/07

CPAL INSTRUMENT NO. 200704262
DATE OF PREPARATION: 08/29/07

CPAL INSTRUMENT NO. 200704262
DATE OF PREPARATION: 08/29/07

12-22954

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

1. WELL TAG NO. D D0063848

Drilling Permit No. 915094-863718
Water right or injection well # _____

2. OWNER

Name Burton, Steve
Address 1200 Clarkson Lane
City Ferndale State Wa Zip 98248

3. WELL LOCATION:

Twp. 5 North ☒ or South ☐ Rge. 2 East ☐ or West ☒
Sec. 36 NW 1/4 NW 1/4 1/4
10 acres 40 acres 160 acresGov't Lot _____ County Canyon
Lat. 43 ° 44.079 (Deg. and Decimal minutes)
Long. 116 ° 31.832 (Deg. and Decimal minutes)
Address of Well Site 6915 Canton Bend CtCity Star
Lot. 4 Blk. 2 Sub. Name Sage Canyon Est.

4. USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation ☐ Thermal ☐ Injection
☐ Other _____

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Replacement well ☐ Modify existing well
☐ Abandonment ☐ Other _____

6. DRILL METHOD:

☒ Air Rotary ☐ Mud Rotary ☐ Cable ☐ Other _____

7. SEALING PROCEDURES

Seal material	From (ft)	To (ft)	Quantity (bs or ft ³)	Placement method/procedure
Med Chips	0	78	48bags	poured

8. CASING/LINER:

Diameter (nominal)	From (ft)	To (ft)	Gauge/Schedule	Material	Casing	Liner	Threaded	Welded
6"	+1	302	250	Steel	☒	☐	☐	☒

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) 302'

9. PERFORATIONS/SCREENS:

Perforations ☐ Y ☒ N Method _____
Manufactured screen ☐ Y ☒ N Type _____
Method of installation _____

From (ft)	To (ft)	Slot size	Number/ft	Diameter (nominal)	Material	Gauge or Schedule

Length of Headpipe _____ Length of Tailpipe _____
Packer ☐ Y ☒ N Type _____

10. FILTER PACK:

Filter Material	From (ft)	To (ft)	Quantity (bs or ft ³)	Placement method

11. FLOWING ARTESIAN:

Flowing Artesian? ☐ Y ☒ N Artesian Pressure (PSIG) _____
Describe control device _____

12. STATIC WATER LEVEL and WELL TESTS:

Depth first water encountered (ft) 185 Static water level (ft) 185
Water temp. (°F) 62 Bottom hole temp. (°F) 62
Describe access port Sanitary Well Cap

Well test:

Drawdown (feet)	Discharge or yield (gpm)	Test duration (minutes)
280'	45	3 hrs

Test method:

Pump ☐ Bailer ☐ Air ☒ Flowing artesian ☐

Water Quality test or comments:

13. LITHOLOGIC LOG and/or repairs or abandonment:

Bore Dia. (in)	From (ft)	To (ft)	Remarks, lithology or description of repairs or abandonment, water temp.	Water
10	0	10	Sandy Clay	X
10	10	30	Sand & Gravel	X
10	30	95	Sandstone/strips of clay	X
6	95	180	sand /strips of brown	x
6	180	190	Sand	X
6	190	240	Brown Clay/strips of sand	X
6	240	275	Heaving Sand	X
6	275	307	Brown Clay	X
6	307	310	Sand	X

RECEIVED

AUG 13 2012

WATER RESOURCES
WESTERN REGIONCompleted Depth (Measurable) 308'Date: Started 6/9/2012 Completed 7/18/2012

14. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name Can-Ada Well Drilling & Pump Co. No. 304*Principal Driller Earl Skinner *Earl Skinner* Date 8/9/2012

*Driller _____ Date _____

*Operator II Brad Skinner *Brad Skinner* Date 8/9/2012

Operator I _____ Date _____

* Signature of Principal Driller and rig operator are required.

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MAY 30 2014

WATER RESOURCES
WESTERN 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) Stephen J. Burton Phone 360-961-9144
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 6915 Canyon Bend Court City Star
 State ID Zip 83669 Email burtontsj3@hotmail.com
2. Source of water supply Well which is a tributary of n/a
3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
5N	2W	36		NW			Canyon	Block 2 Lot 4	Sage Canyon Estates

4. Water will be used for the following purposes:
 Amount 5 acre-feet/year for Watering Fruits and Vegetables purposes from April 1 to Nov. 1 (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)
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 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
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 - Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
 - If well is already drilled, when? 2012; drilling firm Canada Well Drilling; well was drilled for (well owner) Steve Burton; Drilling Permit No. D0063848
7. Description of proposed uses (if irrigation only, go to item 8):
- Hydropower; show total feet of head and proposed capacity in kW. n/a
 - Stockwatering; list number and kind of livestock. n/a
 - Municipal; complete and attach the [Municipal Water Right Application Checklist](#).
 - Domestic; show number of households 1 household
 - Other; describe fully. Fruit and vegetable plants.

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	
5N	2W	36						N/W											1

Total number of acres to be irrigated: 1

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?

Will also irrigate lawn, garden, and landscaping

10. a. Who owns the property at the point of diversion? Steve Burton
- b. Who owns the land to be irrigated or place of use? Steve Burton
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: n/a

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

Pump water from well. Divert water through underground distribution system including pressure compensated hose.

Watering controlled by electronic activated valves and timer.

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 of Applicant

STEPHEN T. BURTON
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

For Department Use:

Received by J. Strange Date 5-30-14 Time 10:15 AM Preliminary check by JA
Fee \$ 100.00 Received by J. Strange Receipt No. W042174 Date 5-30-14

SAGE CANYON ESTATES

SITUATED IN THE NW1/4 OF THE NW1/4, NE1/4 OF THE NW1/4 AND THE SW1/4 OF THE NW1/4 OF SECTION 36, TOWNSHIP 5 NORTH, RANGE 2 WEST, BOISE MERIDIAN, CANYON COUNTY, IDAHO 2007



RECEIVED
MAY 30 2014
WATER RESOURCES
WESTERN REGION

LEGEND
FOUND BRASS CAP MONUMENT
FOUND ALUMINUM CAP MONUMENT BY SURVEYOR
FOUND 5/8" IRON PIN
SET 5/8" IRON PIN
FOUND 1/2" IRON PIN
SET 1/2" IRON PIN
CALCULATED POINT
LOT NUMBER AND AREA
0.37 AC.

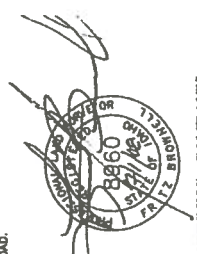
SUBDIVISION BOUNDARY
LOT LINE
RIGHT-OF-WAY LINE
EASEMENT LINE
FLOOD CONVEYANCE CENTER LINE
FLOOD CONVEYANCE EASEMENT
NON-BUILDABLE AREA

NOTES

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- CANYON COUNTY DISTRICT NO. 4 WARMS THE 70' SECTION LINE AND QUARTER SECTION LINE SETBACKS WITHIN AND ALONG THE BOUNDARIES OF THIS SUBDIVISION. ALL OTHER SETBACK REQUIREMENTS OF THE CANYON COUNTY ZONING ORDINANCE SHALL APPLY AT THESE LOCATIONS.
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BASIS OF BEARINGS

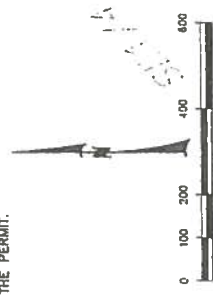
THE WEST BOUNDARY OF THE NW1/4 SHOWN AS N00°31'14"E WAS USED AS THE BASIS OF BEARINGS FOR THIS PLAT



TOOTHMAN-ORTON ENGINEERING COMPANY
524 CLEVELAND BLVD., SUITE 227
CALDWELL, IDAHO 83605-4080
CODY, IDAHO 83401
IDAHO COUNTY INSTRUMENT NO. 9342444
E1/4

IDAHO CODE 22-4503 RIGHT TO FARM ACT

NO AGRICULTURAL OPERATION OR AN APPURTENANCE TO IT SHALL BE OR BECOME A NUISANCE, PRIVATE OR PUBLIC, BY ANY CHANGED CONDITIONS IN OR ABOUT THE SURROUNDING NONAGRICULTURAL ACTIVITIES AFTER THE SAME HAS BEEN IN OPERATION FOR MORE THAN ONE (1) YEAR, WHEN THE OPERATION WAS NOT A NUISANCE AT THE TIME THE OPERATION BEGAN; PROVIDED, THAT THE PROVISIONS OF THIS SECTION SHALL NOT APPLY WHENEVER A NUISANCE RESULTS FROM THE IMPROPER OR NEGLIGENT OPERATION OF ANY AGRICULTURAL OPERATION OR AN APPURTENANCE TO IT, IN THE EVENT OF AN ALLEGED NUISANCE RESULTING FROM AGRICULTURAL OPERATIONS PURSUANT TO A FEDERAL OR STATE ENVIRONMENTAL PERMIT OR CAUSED BY A VIOLATION OF THE PERMIT(S), TERMS OR CONDITIONS, THE AFFECTED PARTY SHALL SEEK ENFORCEMENT OF THE TERMS OF THE PERMIT.



63-33954

Sommer, Rachel

From: Sommer, Rachel
Sent: Wednesday, July 30, 2014 10:50 AM
To: LEGALS@IDAHO PRESS.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 8/7/2014 & 8/14/2014.

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

July 30, 2014

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

RE: Application for Permit No's: 63-33950, 63-33954
Application for Transfer No. 79304
Application for Amendment No. 63-32461
Application for Extension No. 63-7954

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 8/25/2014. 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:

63-33950

AIMEE CRAIG
TYLER CRAIG
2611 W STATE ST
EAGLE, ID 83616
Point of Diversion SWNE S21 T05N R02W CANYON County Source GROUND WATER
Use: DOMESTIC, STOCKWATER 01/01 to 12/31 0.02 CFS
Use: IRRIGATION 03/01 to 11/15 0.12 CFS
Total Diversion: 0.16 CFS
Date Filed: 5/7/2014
Place of Use: DOMESTIC, IRRIGATION, STOCKWATER
T05N R02W S21 SWNE
Total Acres: 6
Water bearing zone to be appropriated is from 50 to 350 feet.

63-33954

STEPHEN J BURTON
6915 CANYON BEND CT
STAR, ID 83669
Point of Diversion NWNW S36 T05N R02W CANYON County Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.02 CFS
Use: IRRIGATION 03/01 to 11/15 0.06 CFS
Total Diversion: 0.08 CFS
Date Filed: 5/30/2014
Place of Use: DOMESTIC, IRRIGATION
T05N R02W S36 NWNW
Total Acres: 2
Water bearing zone to be appropriated is from 78 to 308 feet.

PROPOSED CHANGE OF WATER RIGHTS

Henry Rajczak of 13941 Santa Rita Dr., Nampa, ID 83686 filed Application No. **79304** to transfer a portion of two water rights with 1967 priority dates from ground water totaling 0.12 cfs. The purpose of the transfer is to split the water rights and change the point of diversion for the applicant's property to a domestic well located on his property. Water will be used at the current place of use approximately 2 miles southwest of Lake Lowell between Marsing Rd. and Deer Flat Rd. in Chaparral Ranch Subdivision.

PROPOSED AMENDMENT OF WATER PERMIT

Places LLC of PO Box 300, Parma, ID, 83660, filed Application No. **79424** to amend a water permit with a 2005 priority from Sand Hollow Creek totaling 30.0 cfs for wildlife and wildlife storage uses. The permit provides wildlife water for property located on the north side of Sharp Lane, approximately 0.5 mile east of Apple Valley Road and south of Klahr Road. The applicant proposes to amend the permit to add a second point of diversion.

**EXTENSION OF TIME TO AVOID
FORFEITURE OF WATER RIGHT**

City of Nampa of 411 3rd St. South, Nampa, ID, 83651, filed an Application proposing an Extension of Time to Avoid Forfeiture for Water Right No. **63-7954** with a 1974 priority from Elijah Drain totaling 1.78 cfs. The irrigation right was last used in 2010. The right serves property located south of Davis Ave., west of N. Stanford St., north of Lone Star Rd., and east of N. Midland Blvd. The applicant requests the extension of time to replace or move the pump facility.

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(s), proposed transfer, permit and the proposed amendment, 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 no63-7954. 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 8/25/2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/7/2014 and 8/14/2014



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

July 22, 2014

STEPHEN J BURTON
6915 CANYON BEND COURT
STAR ID 83669

Re: Water Right Application 63-33954 Well Drilling Fee Upgrade

Dear Mr. Burton:

The Idaho Department of Water Resources (IDWR) received your amended application today. Thank you for your timely submittal. Your water right application proposes ground water use from a 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 IDWR, your well was drilled in 2012 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.

Proposed 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 within the next thirty days 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,

Angela M. Grimm, P.G.
Water Resource Agent, Sr.



State of Idaho

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Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 17, 2014

STEPHEN J. BURTON
6915 CANYON BEND COURT
STAR ID 83669

Re: Application for Permit No. 63-33954 – Amended Application Request

Dear Mr. Burton:

The Idaho Department of Water Resources (IDWR) recently received your Application for Permit seeking a ground water right for irrigation and domestic uses. Upon review of your application, there are a few areas of the application that need correction. Per our phone conversation earlier today, enclosed is a draft amended application to reflect the corrections we discussed. Please review the content of this application. If there are any areas you wish to change, please feel free to correct this application (initial and date next to each change) before you sign and return it for further processing.

Please provide the amended application for application processing to continue. You may seek additional time to provide the amended application by making a written request to interrupt processing for up to six months. **Your response including the amended application, or a request for more time to submit the amended application, must be received within the next thirty (30) days.** The application will be voided without a timely written reply.

Please contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Sincerely,

Angela M. Grimm, P.G.
Water Resource Agent, Sr.

Enclosure: Draft Amended Application with map and well log.

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

Ident. No. 63-33954

1. Name of applicant(s) Stephen J. Burton Phone 360-961-9144
 Name connector (check one) ☐ and ☐ or ☐ and/or
 Mailing address 6915 Canyon Bend Court City Star
 State ID Zip 83669 Email burtonsj3@hotmail.com

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 #
5N	2W	36			NW	NW	Canyon	Ground Water	D0063848

4. Water will be used for the following purposes:

Amount 0.06 cfs for Irrigation purposes from 3/1 to 11/15 (both dates inclusive)
 (cfs or acre-feet per year)

Amount 0.02 cfs for Domestic purposes from 1/1 to 12/31 (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)

5. Total quantity to be appropriated is (a) 0.08 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. 5 hp pump from a well 308 feet with a 6 inch casing.

b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total reservoir capacity N/A 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 6 inches; proposed depth of well is 308 feet.

d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No

e. If well is already drilled, when? 7/18/2012; drilling firm Can-Ada Well Drilling & Pump; well was drilled for (well owner) Steve Burton; Drilling Permit No. 863718

7. Description of proposed uses (if irrigation only, go to item 8):

a. Hydropower; show total feet of head and proposed capacity in kW. N/A

b. Stockwatering; list number and kind of livestock. N/A

c. Municipal; complete and attach the Municipal Water Right Application Checklist.

d. Domestic; show number of households 1 home (internal use only - lawn, garden, etc. included in irrigation use)

e. Other; describe fully. N/A

8. Description of place of use:

- 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.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	2W	36						2.0											2.0
5N	2W	36						D											

Total number of acres to be irrigated: 2.0

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?

Water to irrigate lawn, garden, and landscaping associated with the home is described under the irrigation use proposed on this application.

- Who owns the property at the point of diversion? Steve Burton
- Who owns the land to be irrigated or place of use? Steve Burton
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:
N/A

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

Pump water from well. Divert water through underground distribution system including pressure compensated hose.

Watering controlled by electronic activated valves and timer.

Water bearing zone to be appropriated from 78 to 308 feet.

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 of Applicant

Stephen J. Burton

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

For Department Use:

Received by _____ Date _____ Time _____ Preliminary check by _____

* Fee \$ 100.00 Received by J. STRANGE Receipt No. W042174 Date 5-30-14

*FEE RECEIVED WITH ORIGINAL APPLICATION 5-30-14.

SAGE CANYON ESTATES

SITUATED IN THE NW1/4 OF THE NW1/4, NE1/4 OF THE NW1/4 AND THE SW1/4
OF THE NW1/4 OF SECTION 36, TOWNSHIP 5 NORTH, RANGE 2 WEST, BOISE
MERIDIAN, CANYON COUNTY, IDAHO
2007

RECEIVED

MAY 30 2014

WATER RESOURCES
WESTERN REGION

2007 JUL 29 AM 11:53
CANYON COUNTY RECORDER
CANYON COUNTY RECORDER

LEGEND

- FOUND BRASS CAP MONUMENT
- FOUND ALUMINUM CAP MONUMENT AT CORNER
- FOUND 5/8" IRON PIN
- SET 5/8" IRON PIN
- FOUND 1/2" IRON PIN
- SET 1/2" IRON PIN
- CALCULATED POINT
- LOT NUMBER AND AREA
- SUBDIVISION BOUNDARY
- LOT LINE
- RIGHT-OF-WAY LINE
- EASEMENT LINE
- FLOOD CONVEYANCE CENTER LINE
- FLOOD CONVEYANCE EASEMENT
- NON-BUILDABLE AREA

NOTES

1. THIS PLAT IS SUBJECT TO COMPLIANCE WITH IDAHO CODE, SECTION 31-3805(2) PERTAINING TO IRRIGATION WATERS. IRRIGATION WATER WILL NOT BE PROVIDED DUE TO NO IRRIGATION WATER RIGHTS.
2. MINIMUM BUILDING SETBACK LINES SHALL BE IN ACCORDANCE WITH THE ZONING PERMIT. ALL LOTS SHALL BE SUBJECT TO THE REQUIREMENTS OF THE ZONING PERMIT. ALL LOTS SHALL MEET DIMENSIONAL STANDARDS AS ESTABLISHED IN THE ZONING ORDINANCE.
3. STORMWATER RUNOFF SHALL BE RETAINED ON SITE AND ALL STORM FACILITIES OUTSIDE THE PUBLIC RIGHT-OF-WAY WILL BE MAINTAINED BY THE HOMEOWNER'S ASSOCIATION.
4. INDIVIDUAL SEPTIC SYSTEMS WILL HANDLE ALL SEWAGE DISPOSAL.
5. INDIVIDUAL WELLS WILL PROVIDE DOMESTIC WATER TO EACH LOT.
6. ALL LOT LINES SHALL HAVE A COMMON PUBLIC UTILITIES, DRAINAGE AND IRRIGATION EASEMENT AS FOLLOWS: (OR AS NOTED ON PLAT)
- 10(FT) FEET ALONG ALL LOT LINES COMMON TO A PUBLIC RIGHT-OF-WAY.
- 10(FT) FEET ALONG ALL REAR LOT LINES.
- 5(FIVE) FEET ALONG ALL SIDE LOT LINES.
7. SEPTIC LOCATIONS AND AREAS RESERVED FOR WELL PLACEMENT WILL BE SUBJECT TO APPROVAL OF THE DISTRICT HEALTH DEPARTMENT.
8. ALL ROADS ARE DESIGNATED FOR PUBLIC USE.
9. ANY RESUBDIVISION OF THIS PLAT SHALL COMPLY WITH THE APPLICABLE ZONING REGULATIONS OF CANYON COUNTY AT THE TIME OF ISSUANCE OF A BUILDING PERMIT.
10. NO LOT SHALL BE REDUCED IN SIZE WITHOUT PRIOR APPROVAL FROM SOUTHWEST DISTRICT HEALTH.
11. CANYON HIGHWAY DISTRICT NO. 4 WAIVES THE 70' SECTION LINE AND QUARTER SECTION LINE SETBACKS WITHIN AND ALONG THE BOUNDARIES OF THIS SUBDIVISION. ALL OTHER SETBACK REQUIREMENTS OF THE CANYON COUNTY ZONING ORDINANCE SHALL APPLY AT THESE LOCATIONS.
12. DIRECT LOT ACCESS SHALL BE LIMITED TO THE ACCESS EASEMENT LOCATIONS SHOWN ON THE PLAT, EXCEPT LOT 1, BLOCK 1 AND LOT 44, BLOCK 2 WHICH SHALL BE PERMITTED DIRECT ACCESS TO BLESSINGER ROAD.

BASIS OF BEARINGS

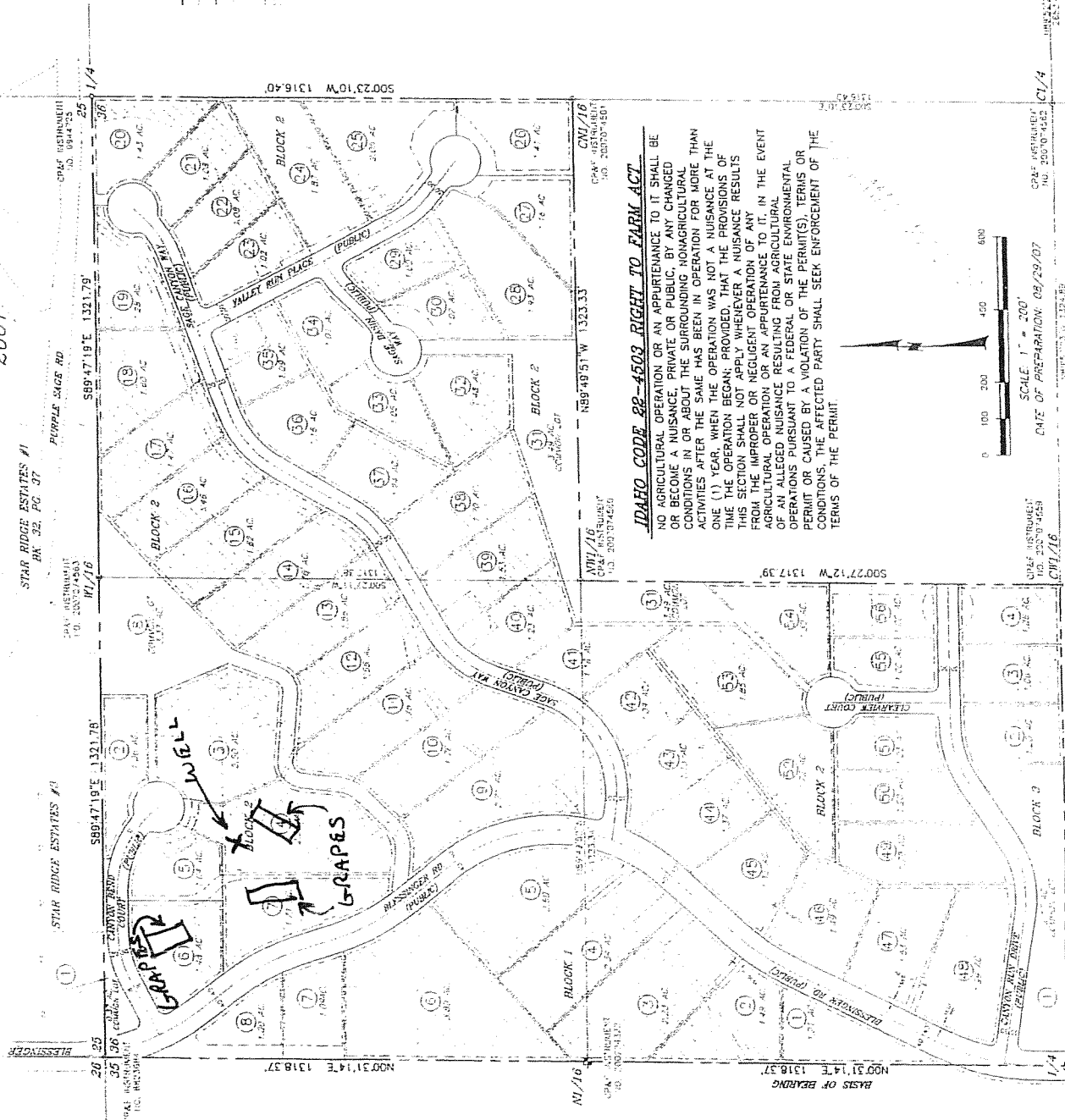
THE WEST BOUNDARY OF THE NW1/4 SHOWN AS N00°31'14"E WAS USED AS THE BASIS OF BEARINGS FOR THIS PLAT

TOOTHMAN-OPTON ENGINEERING COMPANY

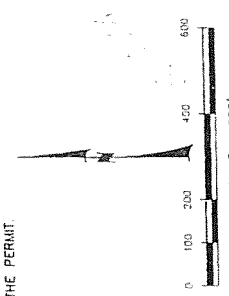
524 CLEVELAND BLVD., SUITE 227
CALDWELL, IDAHO 83605-4090
(208)795-5058

SHEET NO. 1 OF 1

BOOK 4 PAGE 44



IDAHO CODE 88-4503 RIGHT TO FARM ACT
NO AGRICULTURAL OPERATION OR AN APURTENANCE TO IT SHALL BE OR BECOME A NUISANCE, PRIVATE OR PUBLIC, AGRICULTURAL OR NON-AGRICULTURAL, CONDITIONS IN OR ABOUT THE SURROUNDING OPERATION FOR MORE THAN ACTIVITIES AFTER THE SAME HAS BEEN IN OPERATION FOR MORE THAN ONE (1) YEAR, WHEN THE OPERATION WAS NOT A NUISANCE AT THE TIME THE OPERATION BEGAN; PROVIDED THAT THE PROVISIONS OF THIS SECTION SHALL NOT APPLY WHENEVER A NUISANCE RESULTS FROM THE IMPROPER OR NEGLIGENCE OF ANY PERSON IN THE EVENT OF AN ALLEGED NUISANCE RESULTING FROM AGRICULTURAL OPERATION PURSUANT TO A FEDERAL OR STATE ENVIRONMENTAL PERMIT OR CAUSED BY A VIOLATION OF THE PERMIT(S). TERMS OR CONDITIONS, THE AFFECTED PARTY SHALL SEEK ENFORCEMENT OF THE TERMS OF THE PERMIT.



12-22954

