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OCT - 3 2013

IDWR/NORTHERN

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) PAUL AND VIRGINIA CHILTON Phone 208-289-5400
 Name connector (check one): ☐ and ☐ or ☒ and/or

Mailing address: PO BOX 253 City KENDRICK

State IDAHO Zip 83537 Email: PAULSKTMC@hotmail.com

2. Source of water supply SPRING which is a tributary of SINKS INTO GROUND

3. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
38N	1W	4		SW	NE	SW	LATAH	COUNTY RECORDS	

4. Water will be used for the following purposes:

Amount .04 CFS for DOMESTIC purposes from JAN 1 to DEC 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) .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. COLLECTION BOX WITH 1 1/4" PIPE

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; show name of municipality or the applicant's qualifications as a municipal provider. _____

d. Domestic; show number of households 2

e. Other; describe fully. _____

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OCT 15 2013

86-12019

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	
38N	1W	4									D	D							

Total number of acres to be irrigated: _____

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? YES

10. a. Who owns the property at the point of diversion? APPLICANT
- b. Who owns the land to be irrigated or place of use? APPLICANT
- 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. SPRING BOX AND PIPELINE - (EXISTING)

12. Time required for completion of works and application of water to proposed beneficial use is _____ 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



Print Name (and title, if applicable)



Signature of Applicant



Print Name (and title, if applicable)

For Department Use:

Received by CM Date 10-3-13 Time _____ Preliminary check by _____

Fee \$

\$00.00

Reprinted by

CM

Reprint No

NO 30153

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OCT 15 2013

86-12019



0 0.05 0.1 0.2 Miles

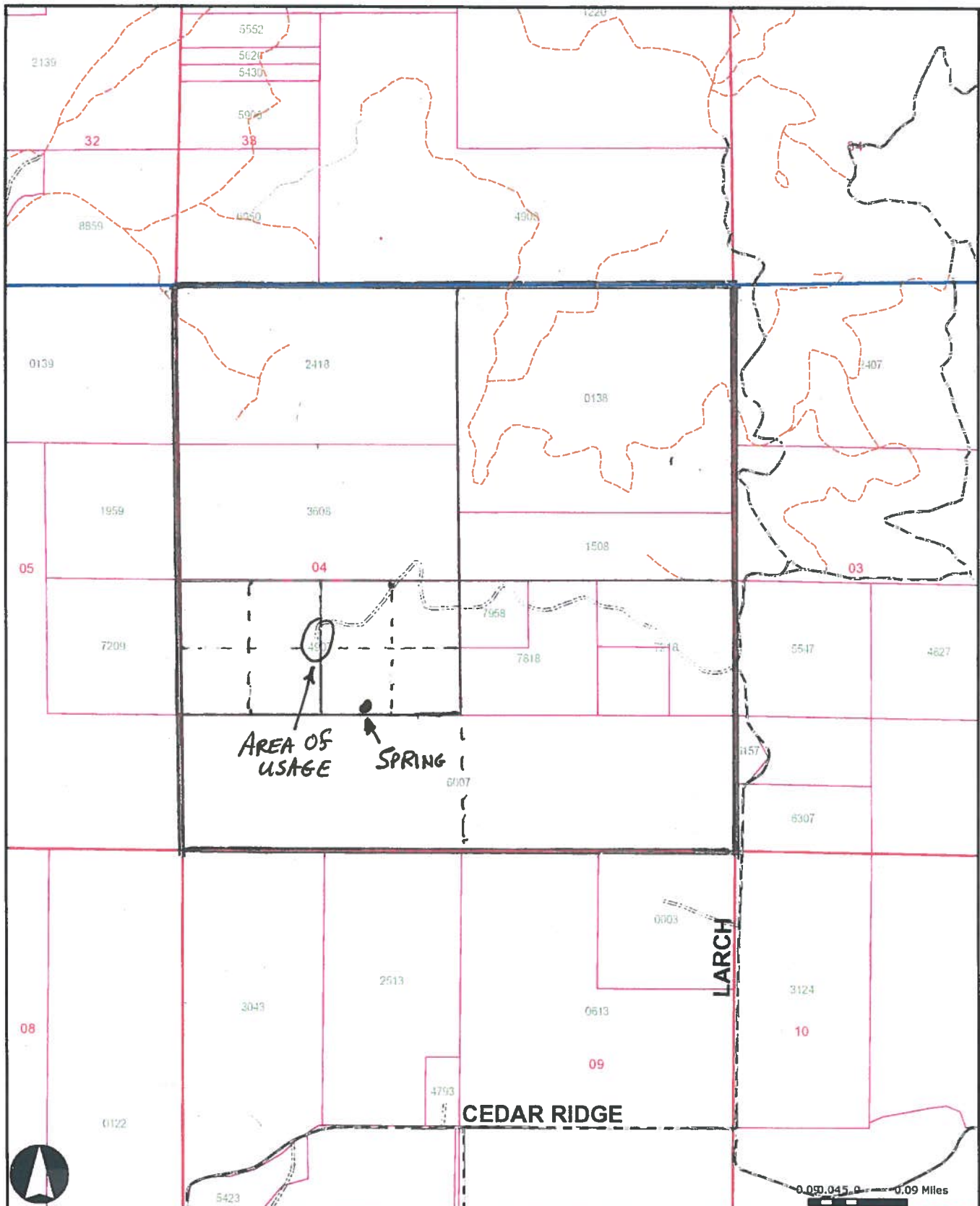
Legend

- Working_POD
- Working_POU



Map

B6-12019



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OCT 15 2013

Ball, Dianne

From: Ball, Dianne
Sent: Friday, November 08, 2013 2:19 PM
To: Legal Notices-MoscowPullmanDailyNews
Subject: FW: Application for Permit No. 86-12019
Attachments: LegalNotice 11-08-13 MP e-mail 86-12019.doc

Hi, Karen,

Please publish the enclosed legal notice on the dates indicated, November 21 and 28, 2013, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

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 12/9/2013. Your cooperation is appreciated.

If you have any questions, please call me at the number below or reply to this e-mail.

Thanks for all your great help – always!! ☺

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:

86-12019

PAUL CHILTON
VIRGINIA CHILTON
PO BOX 253
KENDRICK, ID 83537

Point of Diversion SWNESW S4 T38N R01W LATAH County

Source SPRING tributary SINKS

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 10/3/2013

Place of Use: DOMESTIC T38N R01W S4 NESW NWSW

Domestic use is for 2 homes.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208) 762-2800. 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 12/9/2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 11/21/2013 and 11/28/2013



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
Director

November 8, 2013

PAUL CHILTON
VIRGINIA CHILTON
PO BOX 253
KENDRICK, ID 83537

Application For Permit No. 86-12019

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 MOSCOW PULLMAN DAILY NEWS on 11/21/2013 and 11/28/2013. 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



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

RECEIVED
OCT 28 2013
IDWR/NORTHERN

1118 F Street • Lewiston, Idaho 83501 • (208) 799-4370
www.deq.idaho.gov

C.L. "Butch" Otter, Governor
Curt Fransen, Director

October 25, 2013

Paul and Virginia Chilton
P.O. Box 253
Kendrick, Idaho 83537

RE: Application for Permit to Appropriate Waters of the State, Identification No. 86-12019

Dear Mr. and Ms. Chilton,

We received your request for comment along with a copy of the application for a water appropriation permit for 0.04 cubic feet per second from a spring located on property in Latah County. The appropriated water will be diverted from the spring to a collection box. The appropriated water will be for both domestic and irrigation uses from January 1 to December 31. Assuming all federal, state and local permits and/or easements have been obtained, regulations met, and reviews completed, we offer the following comments.

The source of the requested water in this application is a spring, and a water of the State which occurs beneath the surface of the earth in a saturated geological formation of rock or soil is considered groundwater (Idaho Code 58.01.02.010.38). It is the policy of the State of Idaho Ground Water Management Plan that existing and projected beneficial uses of ground water and interconnected surface water be maintained and protected. Appropriation of the requested water cannot result in the degradation of surface and ground water beneficial uses.

Thank you for the opportunity to comment on your application. If you have any questions regarding the Idaho Water Quality Standards, please call us at (208) 799-4370.

Sincerely,

A handwritten signature in black ink, appearing to read "John Cardwell", is written over a horizontal line.

John Cardwell
Regional Administrator

c: Keith Franklin, IDWR
Ray Hennekey, IDFG

Cooley-Denney, Suzy

From: Hennekey,Ray [ray.hennekey@idfg.idaho.gov]
Sent: Monday, October 21, 2013 9:10 AM
To: Cooley-Denney, Suzy
Cc: Cadwallader,Dave; Kiefer,Sharon; John.Cardwell@deq.idaho.gov
Subject: RE: 86-12019 (Chilton)

IDFG has reviewed the Chilton application (#86-12019) to withdraw 0.04 cfs water from a spring for domestic use. IDFG does not anticipate that the proposed development will have adverse impacts on fish, wildlife or habitat.

Ray Hennekey

Environmental Staff Biologist
Idaho Department of Fish and Game
Clearwater Region
3316 16th Street
Lewiston, Idaho 83501

(208) 799-5010

From: Cooley-Denney, Suzy [<mailto:Suzy.Cooley-Denney@idwr.idaho.gov>]
Sent: Tuesday, October 15, 2013 10:15 AM
To: john.cardwell@deq.idaho.gov; Hennekey,Ray
Subject: 86-12019 (Chilton)

Gentlemen ~

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above-referenced water right application. A copy of the application is attached for your reference.

This application is scheduled for publication in the Moscow-Pullman Daily News on November 7 and 14, 2013 with November 25, 2013 being the final date for protests to be received in our office.

Your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication.

Please contact this office if you have any questions regarding this application.

~ Suzy

Suzy Cooley-Denney, Paralegal
Office of the Attorney General
Idaho Department of Water Resources
7600 N. Mineral Drive, Suite 100
Coeur d'Alene, ID 83815
suzy.cooley-denney@idwr.idaho.gov
(208) 762-2811 (T)
(208) 762-2819 (F)

Cooley-Denney, Suzy

From: Cooley-Denney, Suzy
Sent: Tuesday, October 15, 2013 10:15 AM
To: 'john.cardwell@deq.idaho.gov'; 'ray.hennekey@idfg.idaho.gov'
Subject: 86-12019 (Chilton)
Attachments: 86-12019_app.pdf

Gentlemen ~

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above-referenced water right application. A copy of the application is attached for your reference.

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Please contact this office if you have any questions regarding this application.

~ Suzy

Suzy Cooley-Denney, Paralegal
Office of the Attorney General
Idaho Department of Water Resources
7600 N. Mineral Drive, Suite 100
Coeur d'Alene, ID 83815
suzy.cooley-denney@ldwr.idaho.gov
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