

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

Ident. No. 63-33772
RECEIVED
MAY 03 2013
WATER RESOURCES
SOUTHERN REGION

1. Name of applicant(s) Carlton Bay Homeowners Association Inc. Phone (208) 286-9666
Name connector (check one): ☐ and ☐ or ☐ and/or

Mailing address: PO Box 810 City Star

State ID Zip 83669 Email: janrose.spm@gmail.com

2. Source of water supply Ground Water which is a tributary of Boise River

3. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
04N	01E	14			SW	SW	Ada	Ground Water	
04N	01E	14			SW	SW	Ada	Ground Water	
04N	01E	14			SW	SW	Ada	Ground Water	

4. Water will be used for the following purposes:

Amount 15.9 af for Aesthetic Storage purposes from 01/01 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)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)

5. Total quantity to be appropriated is (a) _____ cubic feet per second (cfs) and/or (b) 15.9 acre-feet per year (af).

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. 3 excavated ponds; east pond 31,590 sq-ft area x 10 ft max depth, west pond 18,480 sq-ft x 10 ft max depth, and south pond 24,000 sq-ft x 8 ft max depth.

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 N/A inches; proposed depth of well is N/A feet.

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

e. If well is already drilled, when? N/A; drilling firm N/A;

Well was drilled for (well owner) N/A; Drilling Permit No. N/A

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

d. Domestic; show number of households N/A

e. Other; describe fully. Aesthetic storage pond capacity for 3 un-lined excavated ponds that fill with shallow ground water.

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	
04N	01E	14											J						

Total number of acres to be irrigated: N/A

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? New Union Ditch Co Ltd shares mitigate for consumptive use/evaporative losses associated with the 3 ponds per pending transfer filing. This application for storage capacity of the ponds.
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: N/A
11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Application for storage capacity of 3 excavated un-lined ponds. Pending transfer filing for New Union Ditch Co. Ltd. water right 63-146 to change 3 acres of irrigation to mitigate for the consumptive use associated with these ponds. Water diverted from New Union Ditch Co Ltd's ditch into ponds. The water bearing zone to be appropriated is from 0 ft to 10 ft (max pond depth).
12. Time required for completion of works and application of water to proposed beneficial use is 2 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

David Buich, President

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

Complete App. Rec'd 1/15/13

For Department Use:

Received by JA Date 5/3/2013 Time 1:44 Preliminary check by KW

Fee \$ 100.00 Received by JA Receipt No. W041092 Date 5/3/2013



To see all the details that are visible on the screen, use the "Print" link next to the map.



4N-1E-14-SWSW

RECEIVED
OCT 15 2013
WATER RESOURCES
WESTERN REGION

Sommer, Rachel

From: Sommer, Rachel
Sent: Monday, November 04, 2013 10:11 AM
To: 'waterdistrict63@qwestoffice.net'
Subject: (2) Applications for Permit & (1) Application for Transfer
Attachments: Application for Permit 63-33772.pdf; Application for Permit 63-33792.pdf; Application for Transfer 78771.pdf

November 4, 2013

REX BARRIE
WATER DISTRICT #63
PO BOX 767
10769 W STATE ST
STAR ID 83669-0767

**RE: Application for Permit No's: 63-33772, 63-33792
Application for Transfer No. 78771**

Dear Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right applications. Copies of the applications are enclosed with this email for your reference. Please review the applications, complete a recommendation form, and submit your reply, if any, to this office within 21 days.

The protest deadline for any interested party is November 25, 2013. A written protest and the \$25 filing fee must be received by 5:00 p.m. that day in order to be recognized by IDWR.

IDWR will assume you do not object to this application if a timely response is not received. Please contact me if you have any questions in this matter. Thank you for your help.

Sincerely,

Rachel Sommer
Administrative Assistant
IDWR, Western Region
Office: 208-334-2190
Fax: 208-334-2348
rachel.sommer@idwr.idaho.gov

Sommer, Rachel

From: Sommer, Rachel
Sent: Thursday, October 31, 2013 10:34 AM
To: 'LEGALS@IDAHOSTATESMAN.COM'
Subject: Ada Legal Ad
Attachments: Ada Cover Letter.docx; Ada Legal Notice.docx

Good Morning Janice Hildreth,

Please see the attached ad for publication on 11/7/2013 & 11/14/2013.

Please confirm these are okay to publish as shown.

Thank you very much,

Rachel Sommer

Administrative Assistant
IDWR, Western Region
Office: 208-334-2190
Fax: 208-334-2348
rachel.sommer@idwr.idaho.gov

October 10, 2013

LEGAL NOTICE DEPARTMENT
IDAHO STATESMAN
PO BOX 40
BOISE, ID 83707

RE: Application For Permit No's: 63-33131, 63-33133, 63-33135

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 11/4/2013.** 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:

63-33772

CARLTON BAY HOMEOWNERS ASSN INC

PO BOX 810

STAR, ID 83669

(3)Points of Diversion SWSW S14 T04N R01E ADA County Source GROUND WATER

Use: AESTHETIC STORAGE 01/01 to 12/31 15.9 AF

Total Diversion: 15.9 AF

Date Filed: 5/3/2013

Place of Use: AESTHETIC STORAGE

T04N R01E S14 SWSW

Water bearing zone to be appropriated is from 0 to 10 feet.

63-33792

EDGEWATER ESTATES OWNERS ASSN INC

C/O STAN GRAY

10140 W RIVER ROCK LN

BOISE, ID 83714

Point of Diversion L6(SENW) S23 T04N R01E ADA County Source GROUND WATER Tributary BOISE RIVER

Use: AESTHETIC STORAGE 01/01 to 12/31 63 AF

Total Diversion: 63 AF

Date Filed: 6/17/2013

Place of Use: AESTHETIC STORAGE

T04N R01E S23 NENW L4(NWNW) L5(SWNW) L6(SENW)

Water bearing zone to be appropriated is from 0 to 21 feet.

63-33853

KAIL SEIBERT

2807 W HOMER RD

EAGLE, ID 83616

Point of Diversion L1(NWNW) S31 T05N R01E ADA County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 0.12 CFS

Total Diversion: 0.12 CFS

Date Filed: 9/11/2013

Place of Use: IRRIGATION

T05N R01E S31 NENW L1(NWNW)

Total Acres: 4.2

Water bearing zone to be appropriated is from 198 to 208 feet.

PROPOSED CHANGE OF WATER RIGHT

New Union Ditch Co. LTD of PO Box 31, Eagle, ID, 83616, filed Application No. 78771 to transfer a water right with an 1865 priority date from the Boise River totaling 13.76 cfs. The purpose of the transfer is to change the nature of use for a 6 acre portion of the right to mitigate consumptive use for 3 ponds in Carlton Bay (Application 63-33772) and 1 pond in Edgewater Estates (Application 63-33792) Developments located at Eagle Island on the south side of State Street, approximately 1 mile north of Chinden Blvd., and 2 miles west of Eagle Road. The unchanged portion of the right will remain within the ditch company service area.

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 &/or proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, 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 11/25/2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 11/7/2013 and 11/14/2013

Walker, Kay

From: jan rose [janrose.spm@gmail.com]
Sent: Tuesday, October 15, 2013 10:52 AM
To: Walker, Kay
Subject: Re: Application for Permit for Carlton Bay Homeowners Association Inc. No. 63-33772
Attachments: Carlton Bay Map.pdf

Hi Kay:

Attached are the maps requested. Please let me know if there is anything else needed.

Jan

On Mon, Sep 9, 2013 at 3:42 PM, Walker, Kay <Kay.Walker@idwr.idaho.gov> wrote:

Dear Applicants:

We are in the process of reviewing the above application for permit and find that there is no map attached to the application form. A map is considered an important part of the application and until it is submitted the application is not acceptable. Please submit a map showing the ponds at your earliest convenience so we can proceed with our review. If you have any questions in regard to this, feel free to contact me by e-mail or by telephone at 334-2190.

Sincerely,

KAY WALKER

Sr. Water Resource Agent

RECEIVED

OCT 15 2013

WATER RESOURCES
WESTERN REGION

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Jan Rose
Star Property Management
P.O. Box 810
Star, Idaho 83669
208-286-9666
208-286-0563 fax

To see all the details that are visible on the screen, use the "Print" link next to the map.



RECEIVED

OCT 15 2013

WATER RESOURCES
WESTERN REGION



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 10, 2013

CARLTON BAY HOMEOWNERS ASSOCIATION INC
PO BOX 810
STAR ID 83669

RE: Application for Permit 63-33772

Dear Applicants:

We are trying to get your application to advertising but we need to have a map of the proposed use before we can proceed. I have sent an e-mail, called and left a message, and finally talked to Ms. Rose on October 1 about this map, but have not received it yet. When Angie Grimm, of this office, assisted in preparing the application she prepared a map that was to be submitted with the application form. We got the form and filing fee but no map. The application form is not considered acceptable until a map is received and no priority date has been established.

Please submit the requested information for application processing to continue. You may seek additional time to provide the information by making a written request to delay or interrupt processing. A response, including the requested information or a request for more time to seek the information, must be received within thirty (30) days. The application will be voided without a timely written reply.

If you have any questions concerning this matter, please feel free to contact this office at 334-2190.

Sincerely,

A handwritten signature in black ink that reads "Kay Walker". The signature is fluid and cursive, with a large loop at the end of the last name.

KAY WALKER
Sr. Water Resource Agent

Walker, Kay

From: Walker, Kay
Sent: Monday, September 09, 2013 3:42 PM
To: janrose.spm@gmail.com
Cc: Walker, Kay
Subject: Application for Permit for Carlton Bay Homeowners Association Inc. No. 63-33772

Dear Applicants:

We are in the process of reviewing the above application for permit and find that there is no map attached to the application form. A map is considered an important part of the application and until it is submitted the application is not acceptable. Please submit a map showing the ponds at your earliest convenience so we can proceed with our review. If you have any questions in regard to this, feel free to contact me by e-mail or by telephone at 334-2190.

Sincerely,

KAY WALKER

Sr. Water Resource Agent

10-1-13
Jan Rose
will send
map in -
wondered
why we
didn't use
oro - Angie
had made -
kw
(because
we gave it
to them to
submit
w/app.)