

RECEIVEDSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESIdent. No. 37-22683

FEB 17 2012

APPLICATION FOR PERMITDEPT. OF WATER RESOURCES
SOUTHERN REGION

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Roger W. Crist, Roger E. Crist, Robert P. Dreyer & Id. Dept. of Land Phone 208-726-4421Name connector (check one): ☐ and ☐ or ☒ and/orMailing address: See Attachment 1City KetchumState ID Zip 83340Email: jim@speckandaanestad.com2. Source of water supply Water Gulchwhich is a tributary of sinks

3. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
2N	18E	24			SW	NW	Blaine	Water Gulch	

4. Water will be used for the following purposes:

Amount 0.02 cfs for diversion to storage purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per year)Amount 0.15 acre-feet for stockwater storage 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)5. Total quantity to be appropriated is (a) 0.02 cubic feet per second (cfs) and/or (b) 0.15 acre-feet per year (af).

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. Gravel collection system delivers water to buried pipeline that dumps water into small stockwater pondb. Height of storage dam N/A 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 N/A 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. 20 range cattle & 10 horses

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	
2N	18E	23				S													

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? 37-22579

10. a. Who owns the property at the point of diversion? Idaho Department of Lands
- b. Who owns the land to be irrigated or place of use? Roger W. Crist, Roger E. Crist & Robert P. Dreyer
- 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. Stipulation to resolve objection filed by IDL in SRBA Subcase 37-14279 specifically provides for this joint application for a water right for an existing diversion system. Ownership and access to the point of diversion for this water right is governed by a settlement agreement executed by the Idaho Department of Lands and Roger W. Crist, Roger E. Crist, and Robert Dreyer, dated November 10, 2011.

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.


Signature of Applicant

Timothy C. Duffer, Area Manager
Print Name (and title, if applicable) Idaho Dept of Lands


Signature of Applicant

Robert P. DREYER
Print Name (and title, if applicable)

For Department Use:

Received by _____ Date _____ Time _____ Preliminary check by HA

Fee \$ 100 Received by HA Receipt No. SP32357 Date 2-17-2012

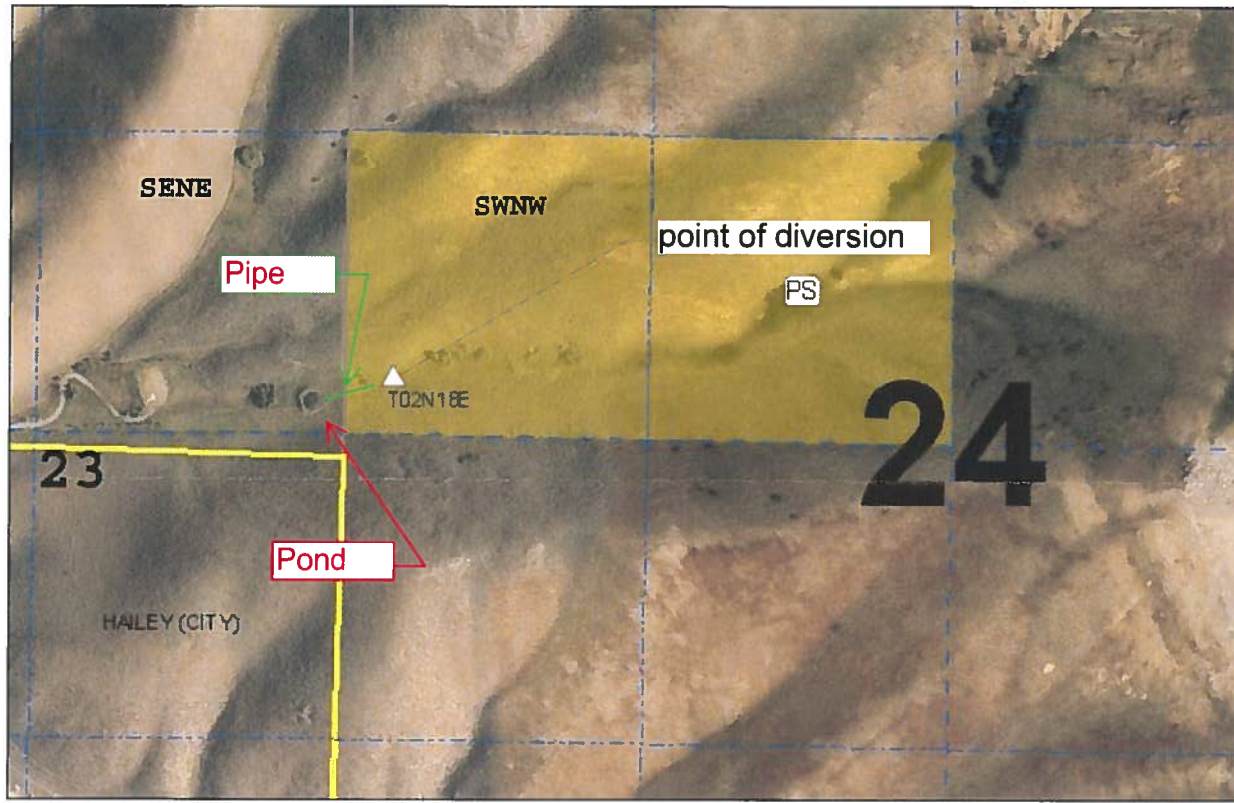
Application for Permit
Roger W. Crist, Roger E. Crist, Robert P. Dreyer & Id. Dept. of Lands
Attachment 1

Section 1: mailing address.

Roger E. Crist, Roger W. Crist, and Robert Dreyer
c/o Jim Speck
Speck & Aanestad
P.O. Box 987
Ketchum, ID 83340
Phone: 208-726-4421
Email: jim@speckandaanestad.com

State of Idaho
Department of Lands
300 N. 6th St., Suite 103
Boise, ID 83720
Phone: 208-324-2561
Email: tduffner@idl.idaho.gov

Application for Permit
Roger W. Crist, Roger E. Crist, Robert P. Dreyer & Id. Dept. of Lands
Attachment 2



Unless otherwise stated, the information accessed through the Department of Lands GIS / Cartography Website may be preliminary and presented without the approval of the Director of the Idaho Department of Lands. The recipient shall indemnify and save harmless the Idaho Department of Lands against all losses and claims, demands, actions, payments, and suits resulting from any use of the contained information. This information is subject to change and is not guaranteed to be correct or complete. The recipient is hereby advised to use the data with caution and to independently verify accuracy. Any interpretation or conclusions from the data are the responsibility of the user.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

March 2, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

ROBERT P DREYER
ROGER E CRIST
ROGER W CRIST
C/O JIM SPECK
SPECK & AANESTAD
PO BOX 987
KETCHUM, ID 83340

IDAHO DEPARTMENT OF LANDS
300 N 6TH ST, STE 103
PO BOX 83720
BOISE, ID 83720-0050

Re: Application For Permit No. 37-22683

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 **IDAHO MOUNTAIN EXPRESS on 3/7/2012 and 3/14/2012**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**March 26, 2012**).

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,

Denise Buffington
Administrative Assistant

Buffington, Denise

From: Buffington, Denise
Sent: Friday, March 02, 2012 10:10 AM
To: Idaho Mountain Express
Subject: LEGAL NOTICE
Attachments: Blaine County Cover Letter.Doc; Blaine County Ads Combined.docx

Attached please find (1) legal notice being submitted for publication on March 7th & 14th, 2012. Please contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise Buffington
Administrative Assistant
Dept of Water Resources
1341 Fillmore St, Ste 200
Twin Falls, ID 83301
(208) 736-3033
denise.buffington@idwr.idaho.gov

March 2, 2012

LEGAL NOTICE DEPARTMENT
IDAHO MOUNTAIN EXPRESS
PO BOX 1013
KETCHUM, ID 83340

RE: Transfer No. 77519
Water Right No(s): 37-22244, 37-22212

RE: Application For Permit No.(s): 37-22683, 37-22685

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 March 26, 2012. Your cooperation is appreciated.

Sincerely,

Denise Buffington
Administrative Assistant

Enclosure(s)

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

37-22683

ROBERT P DREYER
ROGER E CRIST
ROGER W CRIST
C/O JIM SPECK
SPECK & AANESTAD
PO BOX 987
KETCHUM, ID 83340

IDAHO DEPARTMENT OF LANDS
300 N 6TH ST, STE 103
PO BOX 83720
BOISE, ID 83720-0050

Point of Diversion SWNW S24 T02N R18E BLAINE County Source WATER GULCH CREEK Tributary SINKS

Use: DIVERSION TO STORAGE 01/01 to 12/31 0.02 CFS

Use: STOCKWATER STORAGE 01/01 to 12/31 0.2 AF

Total Diversion: 0.02 CFS 0.2 AF

Date Filed: 2/17/2012

Place Of Use: STOCKWATER STORAGE

T02N R18E S23 SENE

Application proposes permitting the diversion of 0.02 cfs from Water Gulch Creek for 0.15 acre feet of stockwater storage to resolve an objection filed in the SRBA for an existing stockwater pond and diversion system. Application was filed to resolve an objection filed in the SRBA. Place of use and point of diversion located approximately 2.0 miles east and 1.4 miles south of the intersection of Airport Dr. and Hwy 75 in Hailey.

37-22685

HARRY HAGEY
SHIRLEY HAGEY
196 ALBION AVE.
WOODSIDE, CA 94602

Point of Diversion SENENE S15 T01S R18E BLAINE County Source GROUND WATER Tributary

Use: COOLING 01/01 to 12/31 0.16 CFS

Use: HEATING 01/01 to 12/31 0.16 CFS

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

Total Diversion: 0.2 CFS

Date Filed: 2/13/2012

Place Of Use: HEATING, COOLING & DOMESTIC

T01S R18E S15 NENE

Application for Permit 37-22685, filed in the name of Harry and Shirley Hagey, seeks to appropriate 0.20 cfs of Groundwater for heating, cooling, and domestic use. Heating and cooling uses will be returned to the aquifer through an injection well. The proposed place of use and point of diversion are located approximately 8½ mile South of Bellevue and 2 miles west.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 77519**

MARY C WIRTH and BRADLEY S WIRTH, PO BOX 718, KETCHUM, ID 83340 has filed Application No. 77519 for changes to the following water rights within BLAINE County(s): Right No(s). 37-22244, 37-22212. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes to change the point of diversion (POD) for groundwater right 37-22244, which allows for up to 0.12 cfs (6.1 acres, 21 AFA) of irrigation from a well located approximately 0.4 miles west of Bellevue (Red Cat Subdivision, L1) to an existing well located on an adjacent parcel, owned by the applicant (Red Cat Subdivision, L2). Water diverted from this well is currently used to irrigate ground within the same lot as the proposed POD (Red Cat Subdivision, L2). Application also proposes to change the place of use (POU) for this right along with Big Wood River right 37-22212 (0.15 CFS, 6.1 acres), which has an overlapping, combined POU. A 6.8-acre PPU is proposed to incorporate adjacent acres to allow for flexible irrigation practices.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Southern Region office at (208) 736-3033; 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, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301 together with a protest fee of \$25.00 for each application on or before March 26, 2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director
Published on March 7th & 14th, 2012



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

March 2, 2012

KEVIN LAKEY
WATER DISTRICT #37
107 W 1ST
SHOSHONE, ID 83352

RE: Application for Permit: 37-22683

Dear Mr. Lakey:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Buffington
Administrative Assistant

Enclosure(s)

MEMORANDUM

Date: February 21, 2012
To: Application for Permit 37-22683
From: Bill Mills
Re: Evaluation of Sufficiency of Information Submitted

Application proposes diverting 0.02 cfs from Water Gulch Creek for 0.15 acre feet of stockwater storage. Application will resolve an objection filed by the Idaho Department of Lands in SRBA Subcase 37-14279 by providing joint ownership of a water right agreed to in a settlement for an existing diversion system. Place of use and point of diversion located approximately 2 miles east and 1.4 miles south of the intersection of Airport Dr. and Hwy 75 in Hailey.

- **Effect on Other Water Rights:**
Proposed diversion is already in place and no other water rights are recorded within the place of use or at the point of diversion.
- **Sufficiency of Water Supply:**
The source of surface water appears adequate to supply 0.15 acre feet of stockwater storage.
- **Application Made in Good Faith:**
Diversion system and stockwater pond already exist and appear to be in use.
- **Financial Resources:**
Idaho Department of Lands owns the point of diversion and Robert Dreyer, Roger E. Crist and Roger W. Crist own the place of use. As the system is already developed, financial resources were adequate.
- **Local Public Interest:**
This small stockwater diversion will be advertised to notify the general public.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is a beneficial use of water.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-203A Idaho Code or the Water Appropriation Rules (IDAPA 37.03.08) preventing processing of this application.

SPECK & AANESTAD

A PROFESSIONAL CORPORATION

ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

JAMES P. SPECK
jim@speckandaanestad.com

DOUGLAS J. AANESTAD
doug@speckandaanestad.com

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

February 16, 2012

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, ID 83301

RECEIVED
FEB 17 2012
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Re: *Application for Permit / Water Gulch*

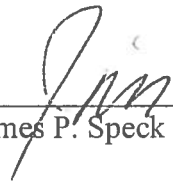
Dear Allen:

Enclosed please find the original plus two copies of an Application for Permit. Please receipt date stamp the copies and return one to me and one to Tyson Nelson in the enclosed postage-prepaid envelopes. I have also enclosed our firm's check in the amount of \$100.00 for the required fees.

Please give me a call right away if you have any questions.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 
James P. Speck

Enclosures

CC w/o Encl: Tyson Nelson