

RECEIVED

FORM 202

MAY 06 2011

Ident. No. 02-10464WATER RESOURCES
WESTERN REGION

RECEIVED

JAN 13 2012

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 Catherine Vander Stelt, Donald Lee Vander Stelt and Steven Clarence Vander Stelt Phone 208-442-1455
Mailing address 12400 Landau Way, Nampa, ID 83686
2. Source of water supply Snake River which is a tributary of Columbia River
3. Location of point of diversion is Township 1N Range 3W Sec. 22 in the SE $\frac{1}{4}$, NW $\frac{1}{4}$, Govt. Lot , B.M., Canyon County;
Additional points of diversion if any:
4. Water will be used for the following purposes:
Amount 2.25 cfs for irrigation purposes from March 1 to Nov 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 2.25 and/or (b)
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source Existing pump station, 4 pumps.
 - b. Height of storage dam NA feet; active reservoir capacity acre-feet; total reservoir capacity acre-feet
 - c. Proposed well diameter is NA inches; proposed depth of well is feet
 - d. Is ground water with a temperature of 85°F being sought? No
 - e. If well is already drilled, when? NA ; Drilling firm
Well was drilled for (well owner) ; Drilling Permit No.
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
 - a. Hydropower; show total feet of head and proposed capacity in kW. NA
 - b. Stockwatering; list number and kind of livestock. NA
 - c. Municipal; show name of municipality. NA
 - d. Domestic; show number of households. NA
 - e. Other; describe fully. NA

9. Description of place of use: **Please see attached land list.**

- 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	

Total number of acres irrigated 470

10. Describe any other water rights used for the same purposes described above. 02-2167 and 02-2198

- Who owns the property at the point of diversion? State of Idaho (Applicant holds an easement)
- Who owns the land to be irrigated or place of use? Applicant
- If the property is owned by a person other than the applicant, please describe the arrangement enabling the applicant to make this filing _____

12. Remarks: This application requests additional diversions to supplement the authorized diversions under the water rights 02-2167 and 02-2198. The additional diversion proposed under this Application will bring the total authorized diversion for the lands described in the application to one-inch per acre. This application does not propose the irrigation of any additional acreage and therefore will not increase the consumptive use out of the Snake River.

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.) **See Attached**

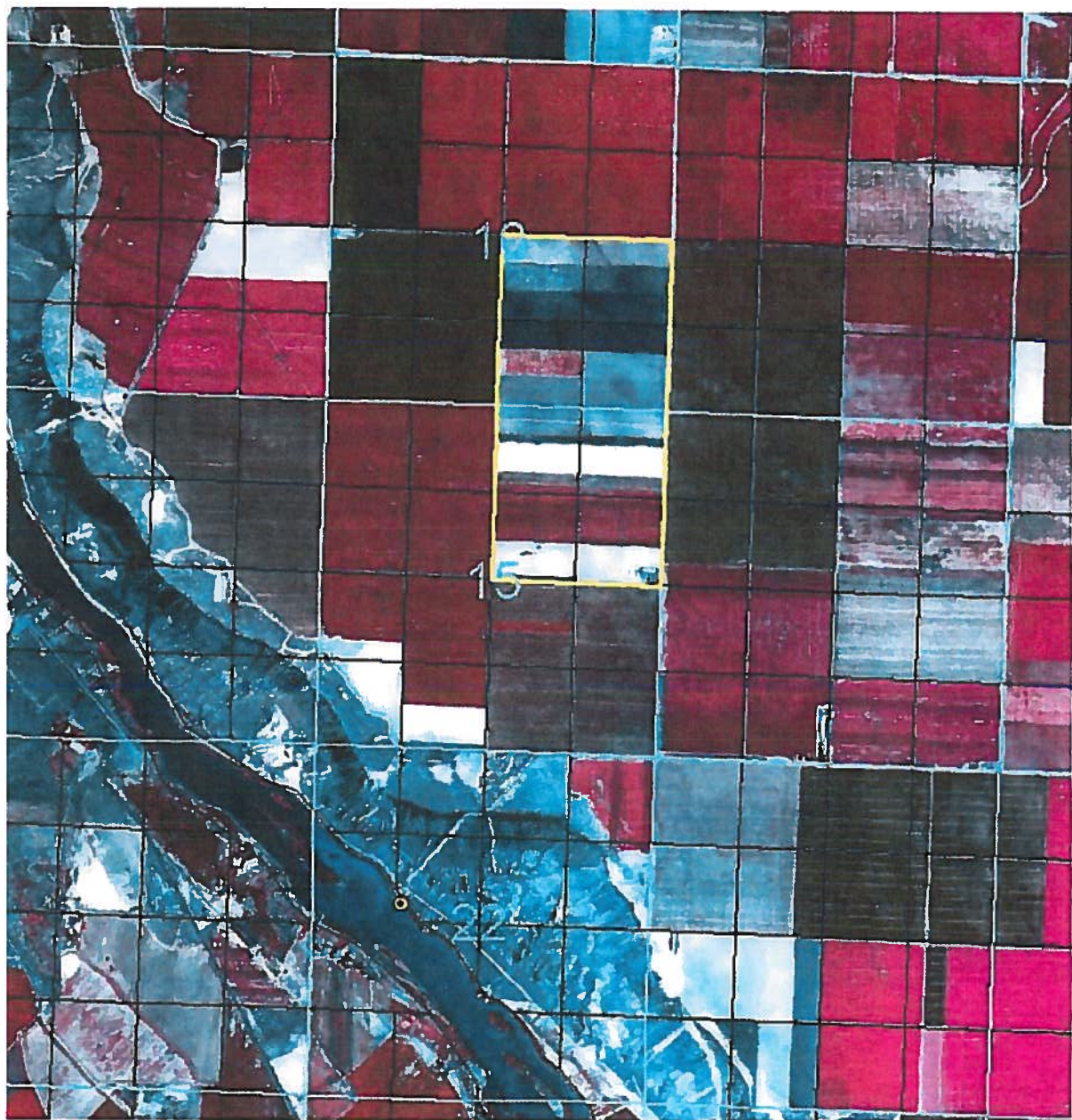
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth

Donald L. VanderStelt
Steven C. VanderStelt
 Catherine Vander Stelt

Received by SB Date 5/13/12 Time 2:04 pm Preliminary check by tw
 Fee \$ 330.00 Receipted by SB # W039197 Date 5/16/11
 Publication prepared by _____ Date _____ Published in _____
 Publication approved _____ Date _____

Water Right	Legal Description														
02-2167	<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
	01N	03W	10		NESE 39		NWSE 40		SWSE 39		SESE 39				
			15		NENE 39		NWNE 40		SWNE 40		SENE 36				
	Total Acres: 312														
02-2198	<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
	01N	03W	10		NENE 39		NWNE 39		SWNE 40		SENE 40				
	Total Acres: 158														

Maps

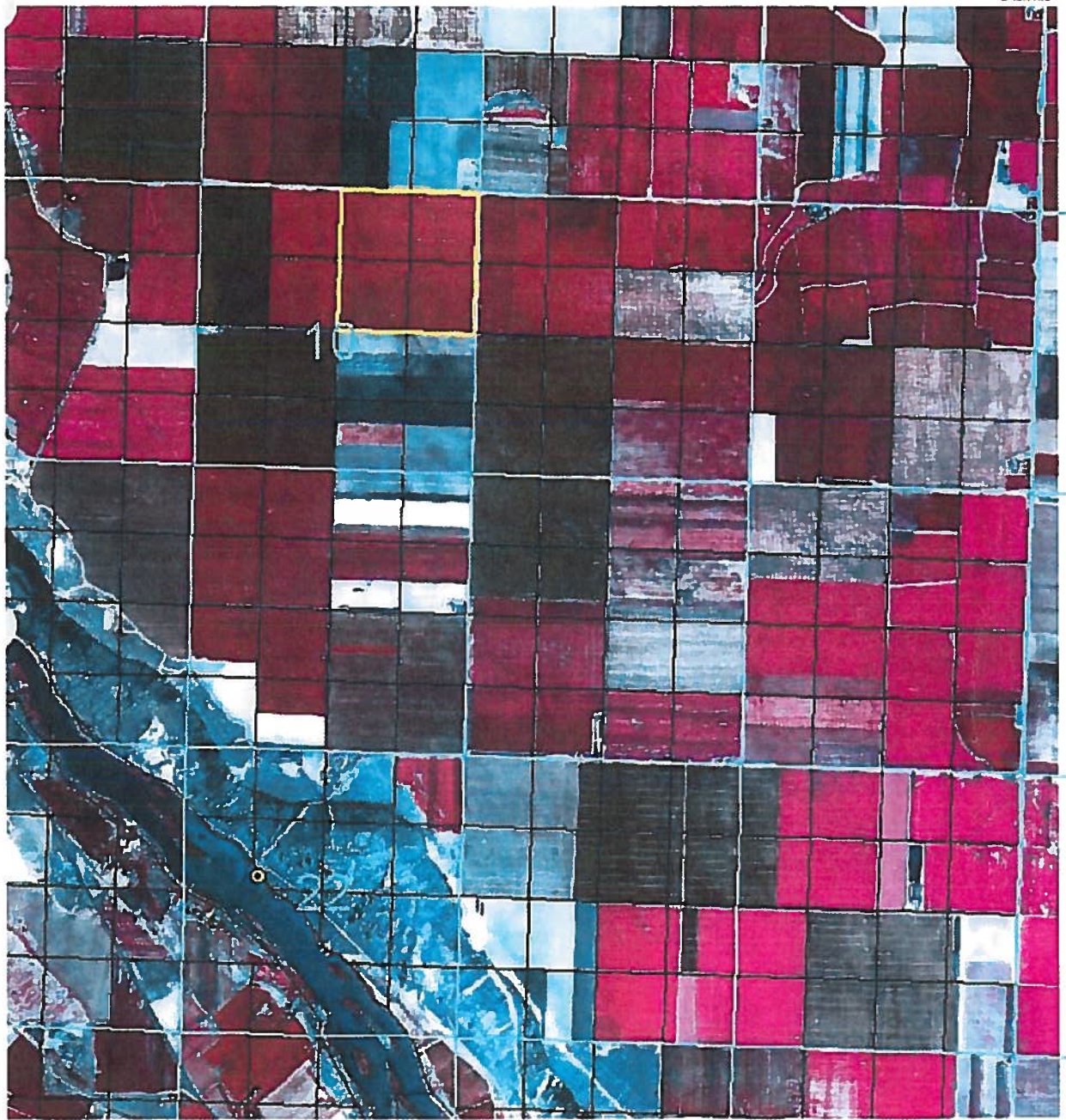


0 1 2 Miles

Claim Number: 02-2167
Legal: T01N, R03W, S10, 15, 22
Reviewed By: BTB 6/16/05

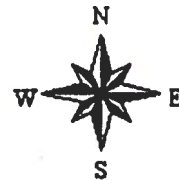
- ⊙ Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines





Claim Number: 02-2198
Legal: T01N, R03W, S10 & 22
Reviewed By: BTD 6/17/05

- ⊙ Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



IDAHO PRESS TRIBUNE
ORDER CONFIRMATION

Salesperson: AMANDA WEAVER

Printed at 01/26/12 08:51 by awe14

Acct #: 29512

Ad #: 608560

Status: N

1 IDAHO DEPT. OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705

Start: 02/02/2012 Stop: 02/09/2012
Times Ord: 2 Times Run: *****
LEG 3.00 X 57.00 Words: 305
Rate: L3 Cost: 270.73
Class: 0001 LEGAL NOTICES

Contact: SHERRY BORGEMAN

Phone: (208)334-2190

Fax#:

Email: Sherry.Borgeman@idwr.idaho.gov

Agency:

Descript: APPLICATION OF PERMIT

Given by: *

Created: awe14 01/26/12 08:02

Last Changed: awe14 01/26/12 08:51

COMMENTS:

COPIED from AD 601889

PUB	ZONE	ED	TP	START	INS	STOP	SMTWTFS
IPT	A			96 S 02/02,09			

AUTHORIZATION

Under this agreement rates are subject to change with 30 days notice. In the event of a cancellation before schedule completion, I understand that the rate charged will be based upon the rate for the number of insertions used.

Sherry Borgeman

Name (print or type)

Sherry Borgeman

Name (signature)

(CONTINUED ON NEXT PAGE)

IDAHO PRESS TRIBUNE
ORDER CONFIRMATION (CONTINUED)

Salesperson: AMANDA WEAVER

Printed at 01/26/12 08:51 by awe14

Acct #: 29512

Ad #: 608560

Status: N

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

2-10464

CATHERINE VANDER STELT
STEVEN CLARENCE VANDER STELT
DONALD LEE VANDER STELT
12400 LANDAU WAY
NAMPA, ID 83686
Point of Diversion L5(SENW) S22 T01N R03W CANYON County Source SNAKE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION 03/01 to 11/15 2.25 CFS
Total Diversion: 2.25 CFS
Date Filed: 5/6/2011
Place Of Use: IRRIGATION
T01N R03W S10 NE (ALL) SE(ALL)
T01N R03W S15 NE (ALL)
Total Acres: 470

63-33545

DANIEL MC LERAN
EMILY MC LERAN
2850 1ST LN E
PARMA, ID 83660
Point of Diversion L4(SWSWSW) S35 T05N R03W CANYON County Source GROUND
WATER Tributary
Use: IRRIGATION 03/01 to 11/15 0.15 CFS
Total Diversion: 0.15 CFS
Date Filed: 7/18/2011
Place Of Use: IRRIGATION
T05N R03W S35 L4(SWSW)
Total Acres: 5
Water bearing zone to be appropriated is from 150 to 250 feet.

63-33599

BOISE PROJECT BOARD OF CONTROL
2465 OVERLAND RD
BOISE, ID 83705
Point of Diversion NWSW S3 T02N R03E ADA County Source BOISE RIVER Tributary
SNAKE RIVER
Use: POWER 03/15 to 10/31 120 CFS
Total Diversion: 120 CFS
Date Filed: 11/14/2011
Place Of Use: POWER
T03N R05W S2 SWNE

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 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, Western Region, 2735 Airport Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before February 21, 2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

February 2, 9, 2012

608560

Borgeman, Sherry

From: Borgeman, Sherry
Sent: Wednesday, January 25, 2012 3:30 PM
To: 'rick.ward@idfg.idaho.gov'
Subject: comment letter Application(s) for Permit: 02-10464, 63-33599
Attachments: Comment Letter to F & G.doc; 63-33296.pdf; 2-10464.pdf

Attached is a cover letter & copies of application(s) for your review and/or comment. If you have any questions regarding this information please feel free to contact this office.

Thank you,

Sherry Borgeman
Idaho Department of Water Resources, Western Region
208-334-2190 (ph)
208-334-2348 (fax)

January 25, 2012

STATE OF IDAHO
DEPT OF FISH & GAME
ATTN: RICK WARD
3101 S POWERLINE RD
NAMPA, ID 83686

RE: Application(s) for Permit: 02-10464, 63-33599

Dear Mr. Ward:

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 enclosed for your reference. Please review the application, complete the enclosed recommendation form, and submit it to this office within 21 days.

The Department can publish notice of the application as soon as the initial review is completed. Therefore, 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 the application.

Sincerely,

Sherry Borgeman
Administrative Assistant

Enclosure(s)

Borgeman, Sherry

From: Borgeman, Sherry
Sent: Wednesday, January 25, 2012 3:25 PM
To: 'LEGALS@IDAHOPRESS.COM'
Subject: Legal Notice
Attachments: Canyon Cty - Cover Letter.docx; Canyon Cty - Ads.docx

Attached is (1) legal notice being submitted for publication. If you have any questions regarding the attached information, or if you can not publish the ad on the dates indicated please contact me immediately.

Thank you,

Sherry Borgeman
Idaho Department of Water Resources, Western Region
208-334-2190 (ph)
208-334-2348 (fax)

January 25, 2012

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

RE: Application For Permit No.(s): 2-10464, 63-33545, 63-33599

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 2/20/2012. Your cooperation is appreciated.

Sincerely,

Sherry Borgeman
Administrative Assistant

Enclosure(s)

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T01N R03W S10 NENE NWNE SWNE SENE NESE NWSE SWSE SESE
T01N R03W S15 NENE NWNE SWNE SENE
Total Acres: 470

63-33545

DANIEL MC LERAN
EMILY MC LERAN
2850 1ST LN E
PARMA, ID 83660
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GARY SPACKMAN, Interim Director
Published on 2/2/2012 and 2/9/2012



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
Interim Director

November 28, 2011

CATHERINE VANDER STELT,
DONALD LEE VANDER STELT, AND
STEVEN CLARENCE VANDER STELT
12400 LANDAU WAY
NAMPA ID 83686

RE: Application for Permit 02-10464

Dear Applicants:

Your recent application for permit regarding the Snake River for irrigation purposes is being reviewed. To assist this office in completing the initial processing steps, please submit additional information required by I. C. § 42-203A(5)(a-e) for "large diversion projects". This requirement includes the following items discussed in Water Appropriation Rule 40, Rule Subsections 040.05c through 040.05g:

1. effect on existing water rights
2. sufficiency of water supply
3. good faith, delay or speculative purposes
4. financial resources
5. local public interest.

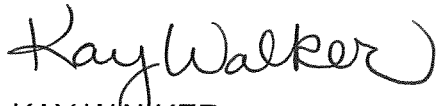
In this situation, only the following item needs to be addressed. Since this application is for adding a marginal rate of flow to your existing water rights, we would request that you provide an explanation of how water proposed to be diverted under this application would provide an additional increment of beneficial use of water that is in the local public interest.

We also find we cannot process this application as it was submitted. The application form was submitted under the names shown above with an "and" between them. Because of this, we must request that all three applicants sign the form. I have enclosed the original application so that the other two applicants can also provide their signatures to the form. Please be advised that because the application was incomplete when we received it, we will have to advance the priority date to the date we receive the form signed by all three parties.

Please submit the requested information to allow final evaluation of your application to be completed. You may seek additional time to provide the information by making a written request to interrupt processing for up to six months. Your response or a request for more time to seek the information must be received within the next ninety (90) days. The application will be voided without a timely written reply.

IDWR rules, forms and other information are available on the Internet at www.idwr.idaho.gov. Please feel free to contact me at (208)334-2190 if you have questions in regard to this request. Thank you for your attention to these matters.

Sincerely,

A handwritten signature in black ink that reads "Kay Walker". The signature is fluid and cursive, with the first name "Kay" and last name "Walker" clearly distinguishable.

KAY WALKER
Sr. Water Resource Agent

KW:k
Enclosures