

RECEIVED

OCT 28 2011

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 63-335041. Name of applicant(s) Rick & Paula Land Trust Phone 208-863-4403Name connector (check one): ☐ and ☐ or ☐ and/orMailing address: 7886 W Swift Ln City BoiseState ID Zip 83704 Email: _____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	1/4	1/4	1/4	County	Source	Local name or tag #
03N	01E	1			SW	NE	Ada	Ground Water	D0057982

4. Water will be used for the following purposes:

Amount 0.04 cfs for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)Amount ~~0.02 cfs~~ for ~~Irrigation~~ purposes from ~~3/1~~ to ~~11/15~~ (both dates inclusive) ^{ACL}
(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) 0.04 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. 6 in dia well with pump and pipe for sprinkler irrigation.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 ☒ Noc. Proposed well diameter is 6 inches; proposed depth of well is 117 feet.d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ Noe. If well is already drilled, when? 4/27/2011; drilling firm Coonse Well Drilling;Well was drilled for (well owner) Rick Land; Drilling Permit No. 860974.

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 1

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	
03N	01E	1			D														
03N	01E	1			0.5														0.5

Total number of acres to be irrigated: 0.5

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? None

10. a. Who owns the property at the point of diversion? Rick & Paula Land Trust
- b. Who owns the land to be irrigated or place of use? Rick & Paula Land Trust
- 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.

Proposed water bearing zone 40 ft to 117 ft (well sealed to 40 ft with screen interval 112 ft to 117 ft).

12. Time required for completion of works and application of water to proposed beneficial use is 3 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 SB Date 10/28/11 Time 10:45 Preliminary check by AS

Fee \$ 100.00 Received by JMH Receipt No. W039172 Date 4-28-11



POD

T3N R1E S1 SWNE

63-33504

RECEIVED

APR 28 2011

WATER RESOURCES
WESTERN REGIONORIGINAL
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 63-33504

1. Name of applicant(s) RICK & PAULA LAND TRUST Phone 863-4403
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address: 7886 W. SWIFT Lane City Boise
 State ID Zip 83704 Email: rick@landwarelandtrust.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 #
<u>3N</u>	<u>1E</u>	<u>1</u>			<u>SW</u>	<u>NE</u>	<u>ADA</u>	<u>GROUND WATER</u>	

4. Water will be used for the following purposes:

Amount ~~0.02~~ 0.02 for IRRIGATION purposes from JAN 1 to Dec 31 (both dates inclusive)
 (cfs or acre-feet per year)

Amount 0.04 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)

5. Total quantity to be appropriated is (a)
- 0.06
- 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. 6" well w/ pump & pipe
for sprinkler irrigation
- 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 6" inches; proposed depth of well is 100 feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? 4/27/11; drilling firm Coarse Well Drilling;
 Well was drilled for (well owner) Rick & Paula Land Trust; Drilling Permit No. D0057982

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 1
- e. Other; describe fully. _____

SUPERSEDED BY AMENDED APP RECEIVED 10/28/2011

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	
3N	1E	1			1														1
					D														

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? NONE

10. a. Who owns the property at the point of diversion? " " " "
b. Who owns the land to be irrigated or place of use? RICK & BONLA LAND TRUST
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. _____

12. Time required for completion of works and application of water to proposed beneficial use is 3 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.

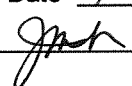
The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.


Signature of Applicant
Rick & Bonla Land Trust
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

For Department Use:

Received by  Date 4-28-11 Time 3:15 Preliminary check by 
Fee \$ 100- Receipted by  Receipt No. W039172 Date 4-28-11

SUPERSEDED BY AMENDED APP RECEIVED 10/28/2011



POD

SUPERSEDED BY AMENDED APP RECEIVED 10/28/2011

63-33504

Borgeman, Sherry

From: Borgeman, Sherry
Sent: Tuesday, November 08, 2011 12:46 PM
To: 'LEGALS@IDAHOSTATESMAN.COM'
Subject: Legal Notice
Attachments: Ada County - Cover Letter.docx; Ada County - Legal Notice.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.

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

November 8, 2011

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

RE: Application For Permit No.(s): 63-33495, 63-33504

RE: Transfer No. 77575,
Water Right No(s): 63-7140, 63-3173, 63-18509

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 12/5/2011. Your cooperation is appreciated.

Sincerely,

Sherry Borgeman
Administrative Assistant

Enclosure(s)

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

63-33495

LEXINGTON HILLS HOMEOWNERS ASSN INC
9601 W STATE ST STE 203
BOISE, ID 83714

Point of Diversion SESW S3 T04N R01E ADA County Source GROUND WATER Tributary

Use: AESTHETIC AND DIVERSION TO STORAGE 01/01 to 12/31 0.2 CFS

Use: AESTHETIC STORAGE, RECREATION STORAGE, AND WILDLIFE STORAGE 01/01 to 12/31 75 AF

Total Diversion: 0.2 CFS 75 AF

Date Filed: 3/30/2011

Place Of Use: AESTHETIC STORAGE, WILDLIFE STORAGE, AESTHETIC, AND RECREATION STORAGE T04N R01E S3 SW (ALL)
Water bearing zone to be appropriated is from 200 to 600 feet.

63-33504

RICK & PAULA LAND TRUST
7886 W SWIFT LN
BOISE, ID 83704

Point of Diversion SWNE S1 T03N R01E ADA County Source GROUND WATER Tributary BOISE RIVER

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

Total Diversion: 0.04 CFS

Date Filed: 4/28/2011

Place Of Use: DOMESTIC T03N R01E S1 SWNE

Water bearing zone to be appropriated is from 40 to 117 feet.

PROPOSED CHANGE OF WATER RIGHTS

Little Cattle Co. of PO Box 488, Emmett, ID, 83617, filed Application No. 77575 to transfer three water rights with 1959 to 1976 priority dates from a ground water source totaling 3.28 cfs. The purpose of the transfer is to add a point of diversion and change the place of use. Water will be used at the current place of use 8.3 miles south of Emmett and 4 miles north of Star.

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 see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp for a full description of the rights &/or proposed transfer. Protests may be submitted based on the criteria of Idaho Code § 42-222 and 42-203A. 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 December 5, 2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director
Published on 11/17/2011 and 11/24/2011



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

October 26, 2011

Rick and Paula Land Trust
7886 W Swift Ln
Boise, ID 83704

Re: Application for Permit No. 63-33504

Dear Applicant:

This office received your Application for Permit seeking a water right. Upon review of your application, there are a few areas of the application that need additional information, correction or completion. I address in further detail specific areas below. I have drafted an amended application to address the issues outlined below for your signature, should you wish to amend your application per discussion below. Please review the amended application, make any necessary changes (date and initial any such changes), sign it on the second page and submit it to the Department for further processing. If you wish to propose diversion of water per your application has originally drafted, please provide the additional information requested below.

The areas of your application that need to be addressed are as follows:

- The source of water supply tributary (item no. 2). Your application proposes use of shallow ground water in an area where all ground water less than 200 ft deep is considered tributary to the Boise River upstream of the Star bridge (Basin 63 Ground Water Restricted Area). The Boise River and its tributaries upstream of the bridge in Star are considered fully appropriated, i.e. no new consumptive use water rights are approvable. Use of any ground water well for domestic use including up to ½ acre of irrigation is exempt from the water right filing/appropriation rules and restrictions. Your application proposes irrigation of up to one (1) acre. If your application is reduced to within the constraints of an exempt domestic use (as the enclosed amended application proposes), it may be approvable. Based on review of aerial imagery, it appears you currently irrigate approximately ½ acre, which the amended application would provide for.

If your application is not amended as proposed, it is not an approvable appropriation from the well (proposed point of diversion) as is currently constructed. The well would have to be modified to prohibit diversion of water shallower than 200 ft. However, the well could not be modified to a depth greater than 300 ft, unless additional information is submitted confirming the well would not be diverting low temperature geothermal water protected within the Boise Front Ground Water Management Area, which your property is also within.

- The applicant's signature (item no. 13). The signature of the applicant is illegible on the original application. Please provide the name and title (in print) of the person who signed the application along with the name and title of all individual's authorized to sign on behalf of the applicant with regard to the proposed water right.

Rick and Paula Land Trust
October 26, 2011
Page 2 of 2

- The fee submitted. The proposed point of diversion well was drilled in 2011 under a \$75 domestic well drilling fee. This is the well drilling permit fee for a well that does not require a water right, i.e. an exempt domestic well. However, your application (if not reduced) proposes use of the well that does require a water right. The fee for a well requiring a water right is \$200 instead of \$75. If your application is not reduced to be within the constraints of an exempt domestic well, the Department must collect the unpaid balance of \$125. If you submit the amended application as drafted, you will not be required to pay the \$125.

Please sign and submit the amended application, with any necessary corrections and/or additional information, to allow for further processing. If you do not wish to amend your application as proposed, please respond in writing accordingly. Your response, or a request for more time to make your response, must be received within thirty (30) days from the date of this mailing. The application will be voided without a timely written reply.

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,

A handwritten signature in black ink, appearing to read "Angela M. Grimm", with a stylized flourish at the end.

Angela M. Grimm
Water Resource Agent, Sr.

Enclosure(s): Amended Application for Permit No. 63-33504

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

Ident. No. _____

1. Name of applicant(s) Rick & Paula Land Trust Phone 208-863-4403
Name connector (check one): ☐ and ☐ or ☐ and/or

Mailing address: 7886 W Swift Ln City BoiseState ID Zip 83704 Email: _____

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

3. Location of point(s) of diversion:

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4. Water will be used for the following purposes:

Amount 0.04 cfs for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)

Amount 0.02 cfs for Irrigation purposes from 3/1 to 11/15 (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) 0.04 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).

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c. Proposed well diameter is 6 inches; proposed depth of well is 117 feet.

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

e. If well is already drilled, when? 4/27/2011; drilling firm Coonse Well Drilling;
Well was drilled for (well owner) Rick Land; Drilling Permit No. 860974.

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03N	01E	1			D														
03N	01E	1			0.5														0.5

Total number of acres to be irrigated: 0.5

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Signature of Applicant

Signature of Applicant

Print Name (and title, if applicable)

Print Name (and title, if applicable)

For Department Use:

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ _____ Receipted by _____ Receipt No. _____ Date _____

POD



63-33504

