

RECEIVED

MAR 11 2011

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 2-10455

1. Name of applicant(s) Warren Kouba and Andrea Kouba Phone 208 495-2363
 Name connector (check one): ☐ and ☐ or ☒ and/or

Mailing address: 13963 Guffey Lane City Melba

State Idaho Zip 83641 Email: wkouba@myhomefed.com

2. Source of water supply Snake River which is a tributary of _____

3. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
1S	2W	35	2	NW	NE		Owyhee	Snake River	

4. Water will be used for the following purposes:

Amount .15 cfs for _____ irrigation purposes from 03/01 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)

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

5. Total quantity to be appropriated is (a) .15cfs 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. up to 10 HP pump and up to 4" mainline. centrifugal type pump.

b. Height of storage dam na feet; active reservoir capacity na acre-feet; total reservoir capacity na 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 na inches; proposed depth of well is na feet.

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

e. If well is already drilled, when? na; drilling firm na;
 Well was drilled for (well owner) na; Drilling Permit No. na.

7. Description of proposed uses (if irrigation only, go to item 8):

a. Hydropower; show total feet of head and proposed capacity in kW. NA

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 _____

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	
1S	2W	35		SAC			SAC												5 AC ^{W4.}

Total number of acres to be irrigated: 5 AC

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? Use of river water to

be used for irrigating pasture, lawn, landscaping & any future gardens.

10. a. Who owns the property at the point of diversion? Warren & Andrea Kouba
- b. Who owns the land to be irrigated or place of use? Warren & Andrea Kouba
- 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. Applicant is currently on a shared access water right w/ father, Lamont Kouba. Land consists of 5 AC which was purchased from father approx. 6+ years ago. I would now wish to obtain own water rights to extend watering season and be able to set own watering times, independent of father's

12. Time required for completion of works and application of water to proposed beneficial use is 2 years (minimum 1 year). ^{larger}
13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map clearly identifying the proposed point of diversion ^{system} 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.

Warren Kouba
Signature of Applicant

Warren Kouba
Print Name (and title, if applicable)

Andrea Kouba
Signature of Applicant

Andrea Kouba
Print Name (and title, if applicable)

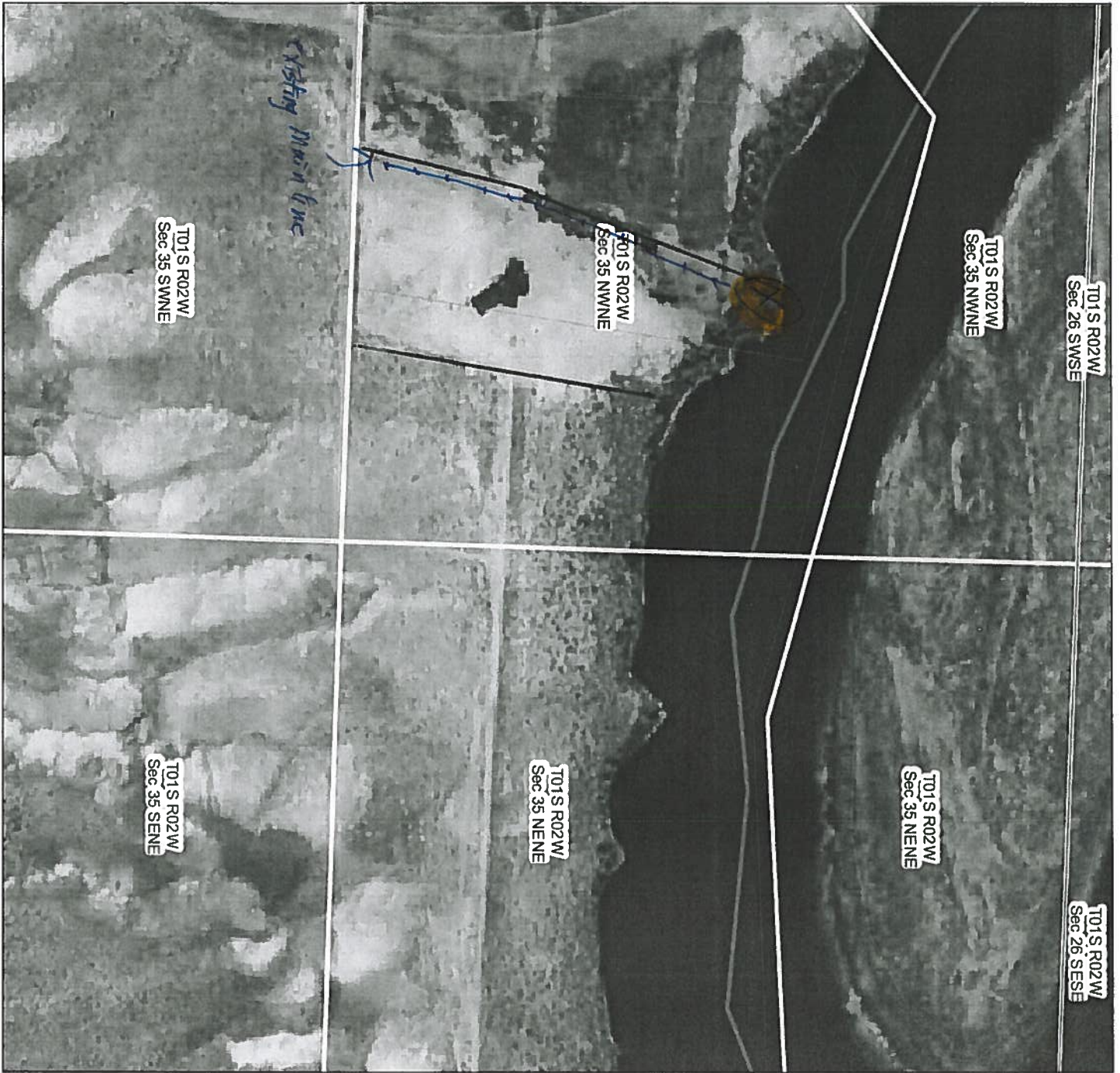
For Department Use:

Received by Jmh Date 3-11-11 Time 2:10 Preliminary check by VLM
Fee \$ 100 Received by Jmh Receipt No. W039060 Date 3-11-11

2-10455'

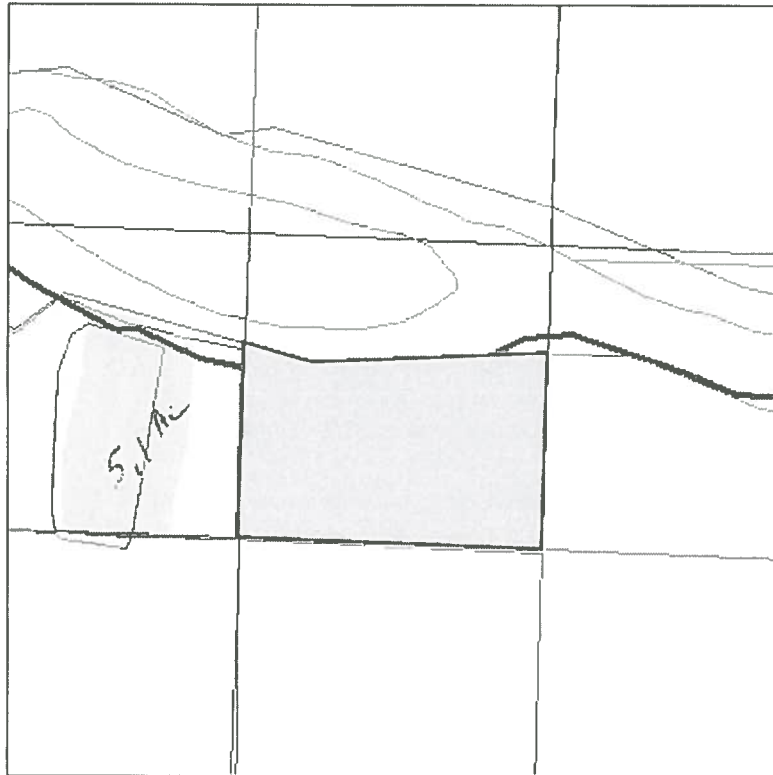
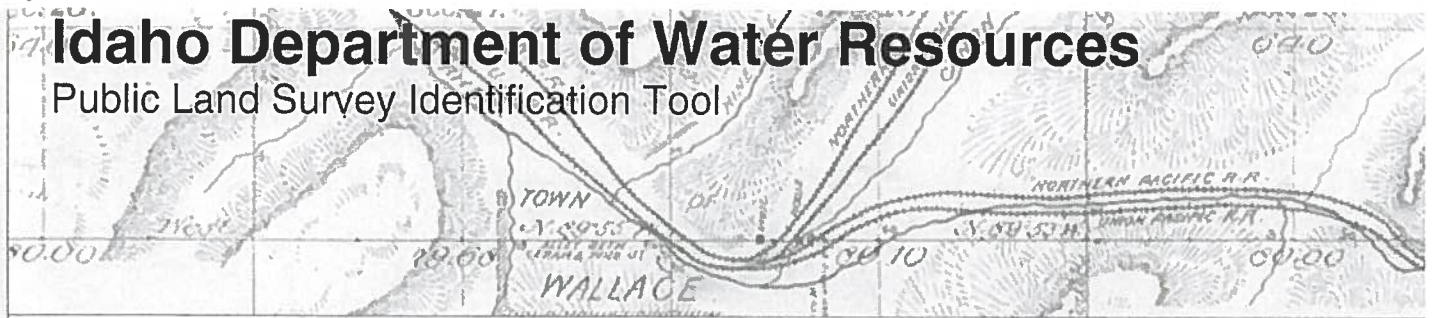
Legend

- ☐ ESPA
- ☐ Counties
- ☐ GCDB Township/Range
- ☐ GCDB Section
- GCDB Quarter-Quarter



Idaho Department of Water Resources

Public Land Survey Identification Tool



Map Tools

Map Background

- ☐ No Background
- ☐ USGS Quadrangle
- ☒ Aerial Photo

Search By Address

Address

City

Find Address

Search By Parcel Number

PIN

County

Choose A County

If a county is missing from the list, we have its parcel information.

Find PIN

Search By PLSS

Township

1

South

Range

2

Section

35

Quarter-Quarter

NENE (Optional)

Find PLSS

Township	Range	Section	QQ	Lot
01S	02W	35	NENE	1

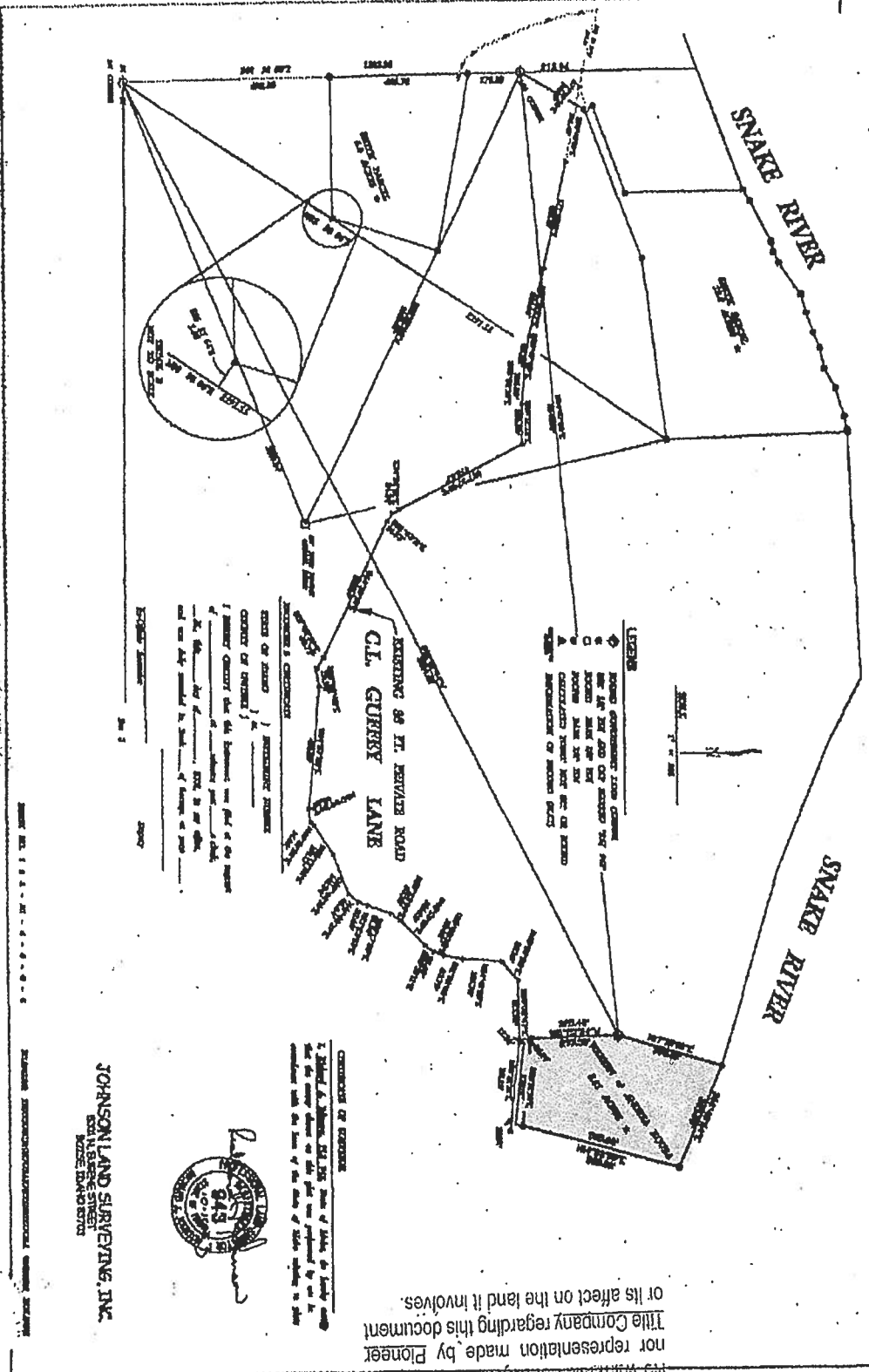
Clear Results

Addendum One Pg 3

Instrument # 245705
 MURPHY, OWYHEE, IDAHO
 2003-11-03 04:05:51 No. of Pages: 1
 Recorded for: LAMONT KOUBA
 CHARLOTTE SHERBURN
 Es-Office Recorder Deputy *C. H. H. H.*
 Fee: \$500

RECORD OF SURVEY NO. 2503

SURVEY FOR:
 WARREN AND ANDREA KOURA
 ATTORNEYS AT LAW, SHERBURN, IDAHO
 FOR THE PURPOSE OF RECORDING OF
 THEIR INTEREST IN THE LAND



No warranties of any kind are implied
 nor representation made by Pioneer
 Title Company regarding this document
 or its effect on the land it involves.



JOHNSONLAND SURVEYING, INC.
 600 N. BROAD STREET
 BOISE, IDAHO 83725

2-10455

Addendum # One

PROPERTY DESCRIPTION: WARREN AND ANDREA KOUBA OCTOBER 2003

A parcel of land situated in the Northwest one-quarter of Section 35, Township 1 South, Range 2 West, Boise Meridian, Owyhee County, Idaho.

More particularly described as follows:

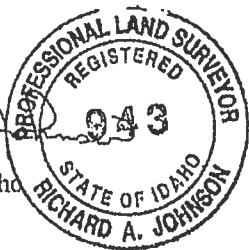
Commencing at a brass cap marking the one-quarter corner common to Sections 34 and 35; thence N 62°59'44"E a distance of 3604.68 to a found brass cap set in concrete, a USCG bench mark, the POINT OF BEGINNING; thence N 17°15'00"E a distance of 368.18 feet to a set ½ inch iron pin and cap marked PLS 943 on the south bank of the Snake River; thence along the meanders of said river S 66°48'24"E a distance of 369.59 feet to a set ½ inch iron pin and cap on said south bank; thence S 14°53'59"W a distance of 555.66 feet to a set ½ inch iron pin in an existing fence line; thence continuing S 14°53'39"W a distance of 26.37 feet to a point on the North line of the GUFFEY LANE easement; thence N 83°31'16"W a distance of 275.51 feet along said line to a point; thence S 89°35'47"W a distance of 17.36 feet to a point; thence N 01°25'54"W a distance of 25.90 feet to a set ½ inch iron pin and cap; thence continuing N 01°25'54"W a distance of 299.58 feet to the POINT OF BEGINNING. Said point bears N 84°37'26"E from the North 1/16 th corner, a brass cap, a distance of 1897.53 feet.

The above described parcel subject to and easement for a private road easement being 30.00 feet in width and known now as GUFFEY LANE.

Containing 5.01 acres more or less.

Prepared by:

Richard A. Johnson
PLS 943 State of Idaho
October 6, 2003



Warren T. Kouba
Andrea L. Kouba

No warranties of any kind are implied
nor representation made by Pioneer
Title Company regarding this document
or its affect on the land it involves.

2-10455

Buffington, Denise

From: Buffington, Denise
Sent: Thursday, July 14, 2011 9:58 AM
To: Rick Ward
Subject: Comment Letter for 02-10455
Attachments: Comment Letter to F & G.Doc; 02-10455 APP.pdf

Attached is a cover letter and a copy of an Application(s), for your review &/or comment. Please feel free to use the attached recommendation form as needed. If you have any questions regarding the attached information, please do not hesitate to contact our office.

Thank you in advance,

*Denise Buffington
Administrative Assistant I
Dept of Water Resources
Western Region
(208) 334-2190*

July 14, 2011

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

RE: Application for Permit: 2-10455

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,

Denise Buffington
Administrative Assistant

Enclosure(s)

Buffington, Denise

From: Buffington, Denise
Sent: Wednesday, July 13, 2011 2:58 PM
To: Owyhee Avalanche
Subject: LEGAL NOTICE
Attachments: Owyhee County - Cover Letter.Doc; Owyhee County Ads - COMBINED.Doc

Attached please find one (1) legal notice being submitted for publication. We are still experiencing some technical problems with our Legal Notice database, so please feel free to let me know if you have any problems regarding the formatting, etc. of the attached documents.

Also, please contact me if you have any other questions, or if you are not able to publish the ad on the dates requested.

Thank you in advance,

*Denise Buffington
Administrative Assistant I
Dept of Water Resources
Western Region
(208) 334-2190*

July 13, 2011

LEGAL NOTICE DEPARTMENT

OWYHEE AVALANCHE
PO BOX 97
HOMEDALE, ID 83628

RE: Transfer No. 77190
Water Right No(s). 2-10346

RE: Application For Permit No(s).: 2-10455 & 57-11797

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 August 8, 2011. 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:

2-10455

WARREN KOUBA

ANDREA KOUBA

13963 GUFFEY LN

MELBA, ID 83641

Point of Diversion L2(NWNE) S35 T01S R02W OWYHEE County Source SNAKE RIVER

Use: IRRIGATION 03/01 to 11/15 0.15 CFS

Total Diversion: 0.15 CFS

Date Filed: 3/11/2011

Place Of Use: IRRIGATION

T01S R02W S35 L2(NWNE)

Total Acres: 5

57-11797

ROBERT AJA

KRISTI AJA

5410 SOMERSET DR

AMARILLO, TX 79109-7077

Point of Diversion NWSE S12 T01N R04W OWYHEE County Source GROUNDWATER

Use: IRRIGATION 03/01 to 11/15 0.13 CFS

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

Total Diversion: 0.17 CFS

Date Filed: 1/21/2011

Place Of Use: IRRIGATION & DOMESTIC

T01N R04W S12 NWSE

Total Acres: 6.5

Domestic use is for 1 home and yard.

PROPOSED CHANGE OF WATER RIGHT

James and/or Sherrill Murphy of 7644 River Front, Marsing, Idaho 83639 filed Application No. 77190 to transfer one water right with a 1949 priority date from the Snake River totaling 0.02 cfs. The purpose of the transfer is to split a pro rata quantity from 2-10346 for their lot in Hidden Valley Estates. Water will be used at the original place of use about 4 miles south of Marsing.

For a full description of the rights &/or proposed transfers, 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. Permits will be subject to all prior water rights. 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 August 8, 2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published on 7/20 & 7/27/2011