

Ident. No. 63-33263

RECEIVED

AUG 12 2009

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

WATER RESOURCES  
WESTERN REGION

1. Name of applicant(s) Dale Gust and Stacy Gust Phone 208 866 2007  
Name connector (check one): ☐ and ☐ or ☒ and/or

Mailing address: 9285 West Stirrup Drive City Boise  
State Id Zip 83709 Email: dgust68@yahoo.com

2. Source of water supply ground water which is a tributary of \_\_\_\_\_

3. Location of point(s) of diversion:

| Twsp      | Rge       | Sec       | Govt Lot | 1/4 | 1/4 | 1/4       | County     | Source              | Local name or tag # |
|-----------|-----------|-----------|----------|-----|-----|-----------|------------|---------------------|---------------------|
| <u>IN</u> | <u>2E</u> | <u>32</u> |          |     |     | <u>NW</u> | <u>Ada</u> | <u>ground water</u> | <u>D0053556</u>     |
|           |           |           |          |     |     |           |            |                     |                     |
|           |           |           |          |     |     |           |            |                     |                     |
|           |           |           |          |     |     |           |            |                     |                     |

4. Water will be used for the following purposes:

Amount .8 for Irrigation purposes from 3/1 to 11/15 (both dates inclusive)  
(cfs or acre-feet per year)

Amount .04 for Domestic purposes from 1/1 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)

5. Total quantity to be appropriated is (a) .84 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. Well, Pump, Mainlines

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 12.

c. Proposed well diameter is 6" inches; proposed depth of well is 465 feet.

d. Is ground water with a temperature of greater than 85°F being sought? NO

e. If well is already drilled, when? 5/27/09; drilling firm S.O.S

Well was drilled for (well owner) Dale Gust; Drilling Permit No. D0053556

7. Time required for completion of works and application of water to proposed beneficial use is 5 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. \_\_\_\_\_

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 Home

e. Other; describe fully. \_\_\_\_\_

9. 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 |        |
| 1N  | 2E  | 32  |    |    |    |    | 20 | 20 |    |    |    |    |    |    |    |    |    |    | 40     |
|     |     |     |    |    |    |    |    | D  |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Total number of acres to be irrigated: 40

10. 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

11. a. Who owns the property at the point of diversion? Dale Gust
- 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: \_\_\_\_\_

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. \_\_\_\_\_

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" 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

Dale Gust

Print Name (and title, if applicable)

Signature of Applicant

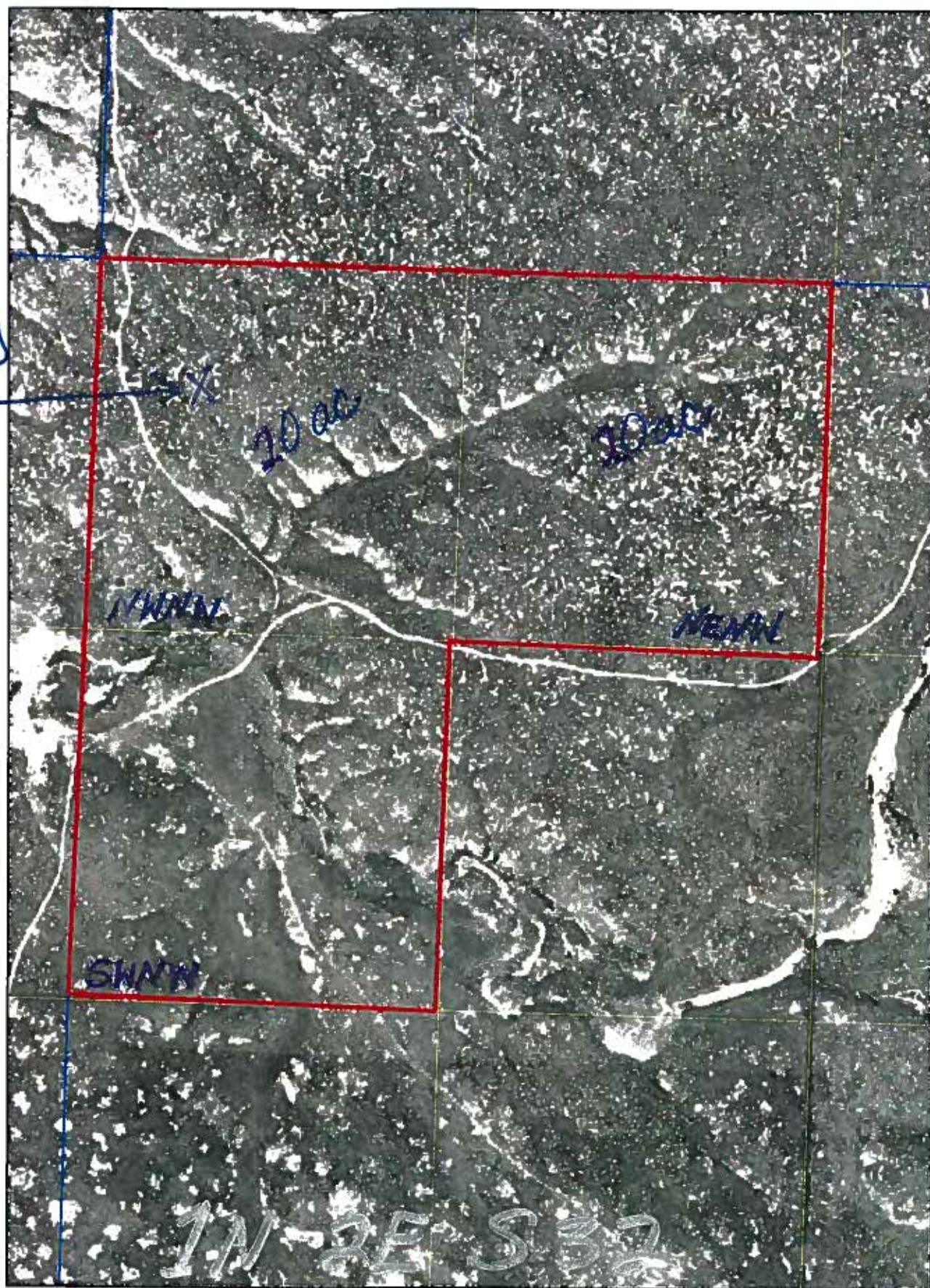
Print Name (and title, if applicable)

**For Department Use:**

Received by KW Date 8/12/2009 Time 12:40 Preliminary check by JFW

Fee \$ 250.00 Receipted by BB Receipt No. W037793 Date 8.12.09

Existing  
well



63-33263

\* Signature of Principal Driller and rig operator are required

## **Buffington, Denise**

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**From:** Buffington, Denise  
**Sent:** Thursday, December 09, 2010 12:47 PM  
**To:** Idaho Statesman  
**Subject:** LEGAL NOTICE  
**Attachments:** Ada Co. Cover Letter.Doc; Ada Co. Ads (Combined).doc

Attached please find (1) legal notice being submitted for publication. Please contact me immediately if you have any 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*

December 9, 2010

**LEGAL NOTICE DEPARTMENT**

IDAHO STATESMAN  
PO BOX 40  
BOISE, ID 83707

RE: Application For Permit No(s): 63-33263, 63-33380 & 63-33409

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 1/3/2011. 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:

**63-33263**

DALE GUST  
STACY GUST  
9285 W STIRRUP  
BOISE, ID 83709

Point of Diversion NWNW S32 T01N R02E ADA County Source GROUND WATER Tributary

Use: IRRIGATION 03/01 to 11/15 0.8 CFS

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

Total Diversion: 0.84 CFS

Date Filed: 8/12/2009

Place Of Use: IRRIGATION

T01N R02E S32 NENW NWNW

Place Of Use: DOMESTIC

T01N R02E S32 NWNW

Total Acres: 40

Water bearing zone to be appropriated is from 340 to 465 feet.

**63-33380**

ROGER D SMITH  
LESLIE M SMITH  
5707 N WILLOW CREEK RD  
EAGLE, ID 83616

Point of Diversion NWNE S29 T05N R01E ADA County Source GROUND WATER Tributary

Use: IRRIGATION 03/01 to 11/15 0.08 CFS

Total Diversion: 0.08 CFS

Date Filed: 5/11/2010

Place Of Use: IRRIGATION

T05N R01E S29 NWNE

Total Acres: 4

Water bearing zone to be appropriated is from 250 to 350 feet.

**63-33409**

SHAWN WHITAKER  
REBECCA WADSWORTH  
1348 N PENRITH  
MERIDIAN, ID 83642

Point of Diversion NWSE S8 T05N R01W ADA County Source GROUND WATER Tributary

Point of Diversion NWSE S8 T05N R01W ADA County Source UNNAMED STREAM Tributary WILLOW CREEK

Use: IRRIGATION 03/01 to 11/15 0.2 CFS

Use: WILDLIFE STORAGE 01/01 to 12/31 23.5 AF

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

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

Total Diversion: 0.24 CFS

Date Filed: 8/11/2010

Place Of Use: IRRIGATION, DOMESTIC & WILDLIFE STORAGE

T05N R01W S8 NWSE

Total Acres: 10

Water bearing zone to be appropriated is from 450 to 600 feet.

Permits will be subject to all prior water rights. 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 Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 1/3/2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director  
Published on 12/16 & 12/23/2010