

RECEIVED

AUG 11 2010

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMITIdent. No. 63-33409

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Shawn Whitaker Rebecca Wedsworth Phone 208 557-1418
Name connector (check one): ☐ and ☐ or ☒ and/orMailing address: 1348 N Penrith City Meridian
State 10 Zip 83642 Email: srcwhitaker@gmail.com2. Source of water supply Ground Water which is a tributary of NA3. Location of point(s) of diversion: unnamed stream willow creek

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
SN	1W	8			nw	se	Ada	Ground Water	
SN	1W	8			nw	se	ADA	unnamed stream	

4. Water will be used for the following purposes:

Amount .64 cfs for Domestic Use purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)Amount .20 cfs for Irrigation purposes from 3/1 to 11/15 (both dates inclusive)
(cfs or acre-feet per year)Amount 23.5 AF for Wildlife Storage purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)Amount .20 cfs for Diversion to storage purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)5. Total quantity to be appropriated is (a) 23.24 cubic feet per second (cfs) and/or (b) 23.5 acre-feet per year (af).

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. Well and a pump to domestic heat exchanger to pond.b. Height of storage dam 15 feet; active reservoir capacity 20 acre-feet; total reservoir capacity 20 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 8" inches; proposed depth of well is 600' feet. 450'-600'd. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No Water bearing zonee. 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. NAb. Stockwatering; list number and kind of livestock. NAc. Municipal; show name of municipality or the applicant's qualifications as a municipal provider. NAd. Domestic; show number of households 1 lot 5 block 1e. Other; describe fully. NA

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	
Sn	1W	8														10			10
Sn	1W	8														W			
Sn	1W	8														D			

Total number of acres to be irrigated: 10

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. irrigate lawn, garden & landscaping included in irrigation use

10. a. Who owns the property at the point of diversion? Applicant
- 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: NA

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Plan on creating the pond by damming 3 parts of a natural channel & filling with ground water for wildlife. Irrigation will come from the well. Pond will be 1 Acre surface area by 20' max depth. S.A.F anticipate for evaporation loss per year.

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.

Shawn Whitaker
Signature of Applicant

Shawn Whitaker
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

For Department Use:

Received by Jmh Date 8-11-10 Time 1048 Preliminary check by SH
Fee \$ 250- Received by Jmh Receipt No. W038646 Date 8-11-10



63-33409

Buffington, Denise

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

Buffington, Denise

From: Buffington, Denise
Sent: Thursday, December 09, 2010 2:14 PM
To: Rex Barrie, WD-63
Subject: Comment Letter for 63-33409
Attachments: 63-33409 Comment Letter to WD 63.doc; 63-33409 APP.pdf

Attached is a cover letter and copy of an Application for Permit, for your review &/or comments. If you have any questions regarding the attached information, please feel free to contact our office.

Thank you in advance,

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

December 9, 2010

REX BARRIE
WATER DISTRICT #63
PO BOX 767
10769 W STATE ST
STAR, ID 83669-0767

RE: Application for Permit: 63-33409

Dear Watermaster:

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)

Buffington, Denise

From: Buffington, Denise
Sent: Thursday, December 09, 2010 2:13 PM
To: 'Ward,Rick'
Subject: Comment Letter for 63-33409
Attachments: 63-33409 Comment Letter to Fish & Game.doc; 63-33409 APP.pdf

Attached is a cover letter and copy of an Application for Permit, for your review &/or comments. If you have any questions regarding the attached information, please feel free to contact our office.

Thank you in advance,

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

December 9, 2010

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

RE: Application for Permit: 63-33409

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)



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

December 7, 2010

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

Shawn Whitaker and/or
Rebecca Wadsworth
1348 N. Penrith
Meridian, ID 83642

Re: Water Right Application 63-33409 and Well Drilling Fee Upgrade

Dear Applicant:

Your recent water right application proposes ground water use from a well. All wells drilled in Idaho after June 30, 1987, require well drilling permits. A well might need a water right along with the drilling permit, depending on the intended use of the well.

According to the records of Idaho Department of Water Resources (IDWR), your well was drilled in November 2010 (after you submitted your water right permit application in August) under a \$75 domestic well drilling permit. A \$75 drilling permit covers a well that does not require water right approval from IDWR. This is typically a single-family domestic well.

Proposed use from your well (if you intend to use the well drilled in November as the point of diversion) does require water right approval, and your water right application seeks that approval. The well drilling fee for a well requiring a water right is \$200 instead of \$75. IDWR must collect the unpaid balance of \$125 for a well drilled under those circumstances.

Please remit \$125 to upgrade your well drilling permit within the next thirty days to facilitate processing of your water right application.

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,

Angela M. Grimm, PG.
Water Resource Agent, Sr.

Tuesday, November 30, 2010

To: Department of Water Resources, Western Regional Office
Attn Steve Lester

From: Shawn Whitaker
T5N R1W SEC 8 NWSE

Subject: Request to expedite application process

RECEIVED
NOV 30 2010
WATER RESOURCES
WESTERN REGION

Hello Mr Lester,

We ask for your assistance in helping our application for water rights to be expedited so we can start the construction of our home. We understand that having water rights prior to building our home is not a requirement but it would make us feel much more comfortable that our investment is secure with water rights on the property.

As an example of our eagerness to have the right improvements we elected to spend more money for the 8" PVC Well instead of a 6" Well. Can you help expedite our application?

If you can reply by email here is my personal email srcwhitkar@gmail.com and our mailing address is 1348 N Penrith Ave, Meridian ID 83642

Sincerely,

A handwritten signature in black ink, appearing to read 'Shawn Whitaker', with a long horizontal line extending to the right.

Shawn Whitaker