

Ident. No. 63-33280

RECEIVED

SEP 24 2009

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Ted Cupp Phone 208-989-6114
Mailing address 27515 Conway Rd Caldwell ID 83607 Email _____
2. Source of water supply Sand Hollow Creek which is a tributary of Boise River
3. Location of point of diversion is Township 5N Range 4W Sec. S15, in the _____ 1/4,
SE 1/4, NE 1/4, Govt. Lot _____, B.M., Canyon County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
- | | |
|--|-----------------------------|
| Amount <u>.06</u> for <u>Irrigation</u> purposes from <u>3/15</u> to <u>11/15</u> (both dates inclusive) | (cfs or acre-feet per year) |
| Amount <u>.06</u> for <u>Domestic</u> purposes from <u>1/1</u> to <u>12/31</u> (both dates inclusive) | (cfs or acre-feet per year) |
| Amount <u>.02</u> for <u>Stockwater</u> purposes from <u>1/1</u> to <u>12/31</u> (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) .06 and/or (b) _____
cubic feet per second acre feet per year
6. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source Pump in Sand Hollow Creek and Sprinkler
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet;
total reservoir capacity _____ acre-feet
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
- d. Is ground water with a temperature of greater than 85°F being sought? _____
- e. If well is already drilled, when? _____; 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 2 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. _____
- d. Domestic; show number of households. Dust Control on riding Arena, Roads + Marking
- e. Other; describe fully. _____

9. 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	
5N	4W	15				2													2
						D													

Total number of acres to be irrigated: 2

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? Shaves from Black Canyon

- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant
- 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.)

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.

Led Cupp
Signature of Applicant

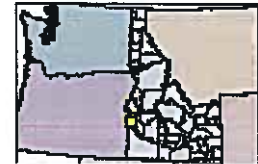
Ted Cupp
Print Name (and title, if applicable)

Received by AW Date 9-24-09 Time 1:00 P Preliminary check by JRW.
Fee \$ 100.00 Received by DB Receipt No. W037918 Date 9-28-09

Idaho Department of Water Resources

Well Drillers' Locator

The lat/long you provided was 43° 46.301' N; 116° 47.626' W
SE quarter of the NE quarter of Section 15, Township 05N, Range 04W
IDTM NAD83 coordinates: Easting=2275151; Northing=1400532



Choose the map-display background:



☐ Wells ☐ Water Rights ☐ Water Right Permits ☐ Adjudication Claims ☐ Adjudication Recommendations

* Positions of wells/headgates may be based upon the center of a quarter-quarter section; those obtained by GPS or survey are accurate.

Drilling restrictions may apply to these areas.

☒ Areas Drilling Concern ☐ Contamination Areas ☒ Nitrate Priority Areas
☒ Critical Ground Water Areas ☒ Ground Water Management Areas

Note: If you do not see a yellow dot in the middle of the map, press the "refresh" button on your browser.

Buffington, Denise

From: Buffington, Denise
Sent: Wednesday, April 07, 2010 2:11 PM
To: Press Tribune
Subject: LEGAL NOTICE
Attachments: Canyon County - Cover Letter.Doc; Canyon County Ads - COMBINED.Doc

Attached please find (1) legal notice being submitted for publication. Please contact me if you have any questions or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise Buffington
Administrative Assistant
Dept of Water Resources
Western Region

April 7, 2010

LEGAL NOTICE DEPARTMENT

PRESS-TRIBUNE
PO BOX 9399
NAMPA, ID 83652

RE: Application For Permit No(s): 63-33213, 63-33264, 63-33278, 63-33280, 63-33331 and 63-33332

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 5/3/2010. 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:

63-33213

DANIEL P RULE

PO BOX 1237

CALDWELL, ID 83606

Point of Diversion L3(NWNE) S19 T04N R05W CANYON County Source GROUND WATER Tributary SNAKE RIVER

Point of Diversion L3(NWNE) S19 T04N R05W CANYON County Source GROUND WATER Tributary SNAKE RIVER

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

Use: AESTHETIC STORAGE 01/01 to 12/31 1.3 AF

Total Diversion: 0.15 CFS

Date Filed: 6/11/2009

Place Of Use: IRRIGATION

T04N R05W S19 L4(NENE) L3(NWNE)

Place Of Use: AESTHETIC STORAGE

T04N R05W S19 L3(NWNE)

Total Acres: 5

63-33264

CASEY RILEY

MICHELLE RILEY

8385 W KINGSBURY DR

MIDDLETON, ID 83644

Point of Diversion L2(NWNE) S3 T04N R02W CANYON County Source GROUND WATER Tributary

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

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

Total Diversion: 0.12 CFS

Date Filed: 8/24/2009

Place Of Use: IRRIGATION AND DOMESTIC

T04N R02W S3 L2(NWNE)

Total Acres: 2.7

Water bearing zone to be appropriated is from 65 to 200 feet.

63-33278

COLBY BROWN

AMY BROWN

24403 FALCON LN

CALDWELL, ID 83607

Point of Diversion NESE S34 T05N R03W CANYON County Source GROUND WATER Tributary

Use: IRRIGATION 03/01 to 11/15 0.12 CFS

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

Total Diversion: 0.16 CFS

Date Filed: 9/8/2009

Place Of Use: IRRIGATION AND DOMESTIC

T05N R03W S34 NESE

Total Acres: 4

Water bearing zone to be appropriated is from 48 to 174 feet.

63-33280

TED CUPP

27515 CONWAY RD

CALDWELL, ID 83607

Point of Diversion SENE S15 T05N R04W CANYON County Source SAND HOLLOW CREEK Tributary SNAKE RIVER

Use: IRRIGATION 03/01 to 11/15 0.06 CFS

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

Use: DOMESTIC 01/01 to 12/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 9/28/2009

Place Of Use: IRRIGATION, STOCKWATER AND DOMESTIC

T05N R04W S15 SENE

Total Acres: 2

63-33331

KELLY KRAMER

VICKY KRAMER

1288 C SOUTHSIDE BLVD

MELBA, ID 83641

Point of Diversion SWSE S27 T01N R02W CANYON County Source GROUND WATER Tributary

Use: IRRIGATION 03/01 to 11/15 1.6 CFS

Total Diversion: 1.6 CFS

Date Filed: 1/19/2010

Place Of Use: IRRIGATION

T01N R02W S27 SWSE SESE

Total Acres: 80

Water bearing zone to be appropriated is from 200 to 300 feet. Ground water will be supplemental to surface water irrigation source

63-33332

CITY OF WILDER

PO BOX 687

WILDER, ID 83676-0687

Point of Diversion SWSW S14 T04N R05W CANYON County Source GROUND WATER Tributary

Use: MUNICIPAL 01/01 to 12/31 0.3 CFS

Total Diversion: 0.3 CFS

Date Filed: 1/20/2010

Municipal use is within the City of Wilder Service Area

Water bearing zone to be appropriated is from 50 to 100 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 5/3/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published on 4/15 and 4/22/2010

Buffington, Denise

From: Buffington, Denise
Sent: Wednesday, April 07, 2010 2:54 PM
To: Water District 63
Subject: COMMENT LETTER
Attachments: Comment Letter to WD63.Doc; 63-33280 APP.pdf

Please review the attached information and comment as necessary. If you have any questions regarding the attached information, please feel free to contact our office.

Thank You,

Denise Buffington
Administrative Assistant
Dept of Water Resources
Western Region

April 7, 2010

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

RE: Application for Permit: 63-33280

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. In addition, the attached application will remain subject to watermaster control if future regulation requires it.

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)

State of Idaho
Department of Water Resources
Application for Permit
RECOMMENDATION FORM

Application No.: 63-33280
Applicant's Name: TED CUPP
27515 CONWAY RD
CALDWELL, ID 83607

Watermaster's Recommendation:

- a) _____ I do not oppose approval of this application.
- b) _____ I do not oppose approval of this application if it is conditioned as follows:
- c) _____ I oppose approval of this application for the following reasons:
- d) _____ Additional comments:

Dated this _____ day of _____, _____

Water District No. 63

Watermaster's Signature

Printed Name

Buffington, Denise

From: Buffington, Denise
Sent: Wednesday, April 07, 2010 2:55 PM
To: Rick Ward
Subject: COMMENT LETTER
Attachments: Comment Letter to IDFG.Doc; 63-33280 APP.pdf

Please review the attached information and comment as necessary. If you have any questions regarding the attached information, please feel free to contact our office.

Thank You,

Denise Buffington
Administrative Assistant
Dept of Water Resources
Western Region

April 7, 2010

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

RE: Application for Permit: 63-33280

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
Application for Permit
RECOMMENDATION FORM

Application No.: 63-33280
Applicant's Name: TED CUPP
27515 CONWAY RD
CALDWELL, ID 83607

Recommendation:

- a) _____ I do not oppose approval of this application.
- b) _____ I do not oppose approval of this application if it is conditioned as follows:
-
-
- c) _____ I oppose approval of this application for the following reasons:
-
-
-
- d) _____ Additional comments:

Dated this _____ day of _____, 2010

Signature

Printed Name