

Ident. No. 78-12364

Amended
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED
 02 DB
 JUN 04 2009

WATER RESOURCES
 WESTERN REGION

1. Name of Applicant Peggy E. Bryan Phone 208-634-5532
 Mailing address 507 Brundage Dr. McCall, ID 83638 Email pegleg@ctcweb.net
2. Source of water supply Little Salmon which is a tributary of Main Salmon
3. Location of point of diversion is Township 23N Range 01E Sec. 20, in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Govt. Lot, B.M., Idaho County;
 additional points of diversion if any: _____
4. Water will be used for the following purposes:
 Amount .02 cfs for residential irrigation purposes from Mar 15 to Nov 1 (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)
 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) .02 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 2hp centrifugal electric pump.
1 1/2" intake pipe. Foot valve enclosed in filter screen.
 - 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 1 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. one
 - e. Other; describe fully. _____

AMENDED

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	
23N	01E	20													D				

Total number of acres to be irrigated: 1

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? I intend to use this water to irrigate lawn, garden and landscaping. I share a well with 5 other households for in-home use.

11. a. Who owns the property at the point of diversion? Peggy E Bryan and Richard D Lynch
b. Who owns the land to be irrigated or place of use? Peggy E Bryan and Richard D Lynch
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. The 5gpm well that we share with 5 other lots in the subdivision is not enough for anything except household use. I would like to place a pump near the Little Salmon with screened intake and foot valve in the river enabling me to have a garden and landscaping.

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.

Peggy E Bryan
Signature of Applicant

Peggy E. Bryan
Print Name (and title, if applicable)

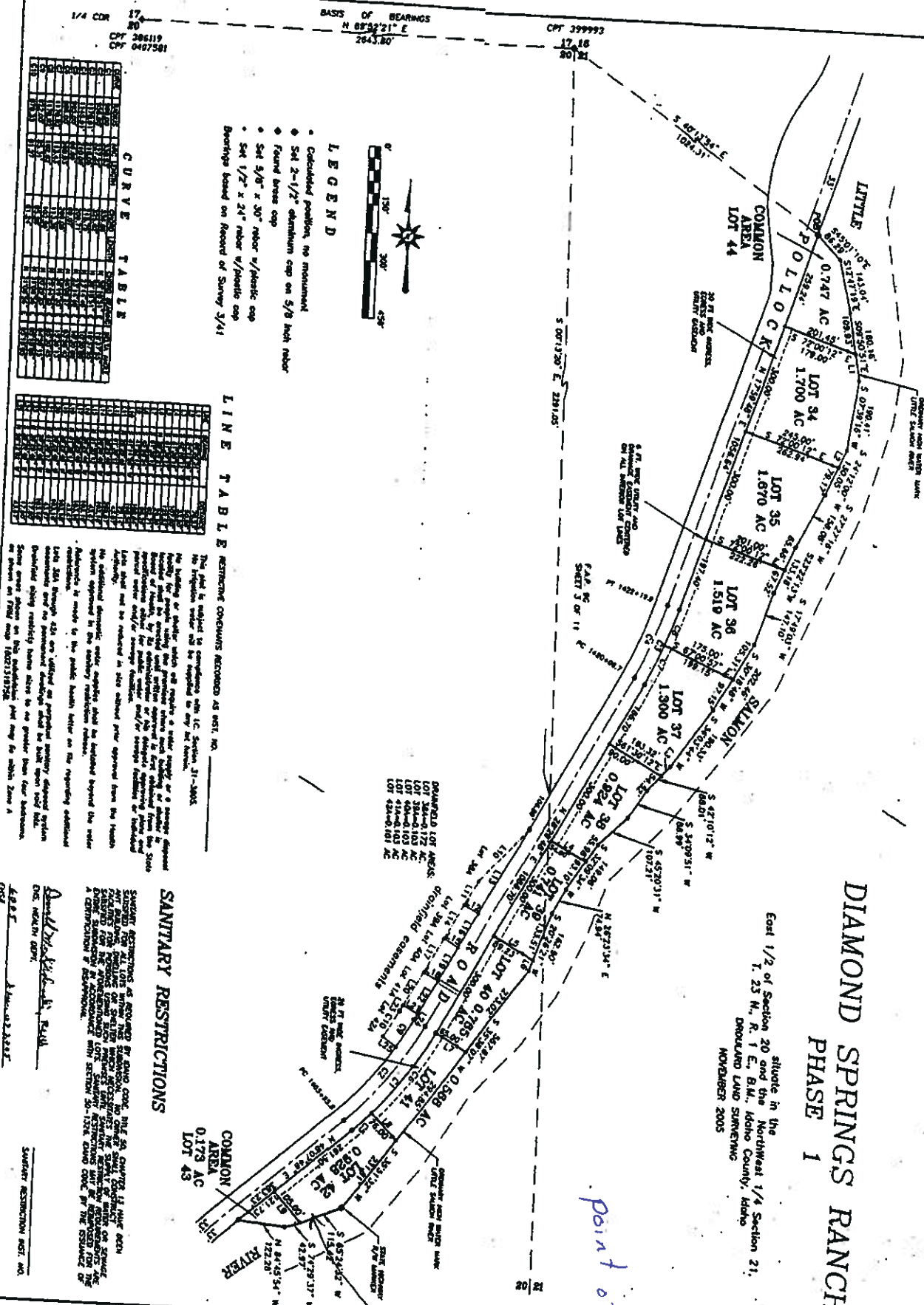
Received by JO Date June 2, 2009 Time 10:02 Preliminary check by VLM
Fee \$ 100- Receipted by DB Receipt No. W037516 Date 6-2-09

5-2384

East 1/2 of Section 20 and the Northwest 1/4 Section 21,
T. 23 N., R. 1 E., B.M. Idaho County, Idaho
DROULAND LAND SURVEYING
NOVEMBER 2005

NOVEMBER 2005

point of diversion



CONVE TABLE

- Calculated position, no monument
- Set 2-1/2" aluminum cap on 5/8" inch rebar
- Found brass cap
- Set 5/8" x 30" rebar w/ plastic cap
- Set 1/2" x 24" rebar w/ plastic cap

Drawings based on Record of Survey 3/4/41

LINE TABLE RESTRICTING COEFFICIENTS RECORDED AS PART OF

[illegible]

SANITARY RESTRICTIONS

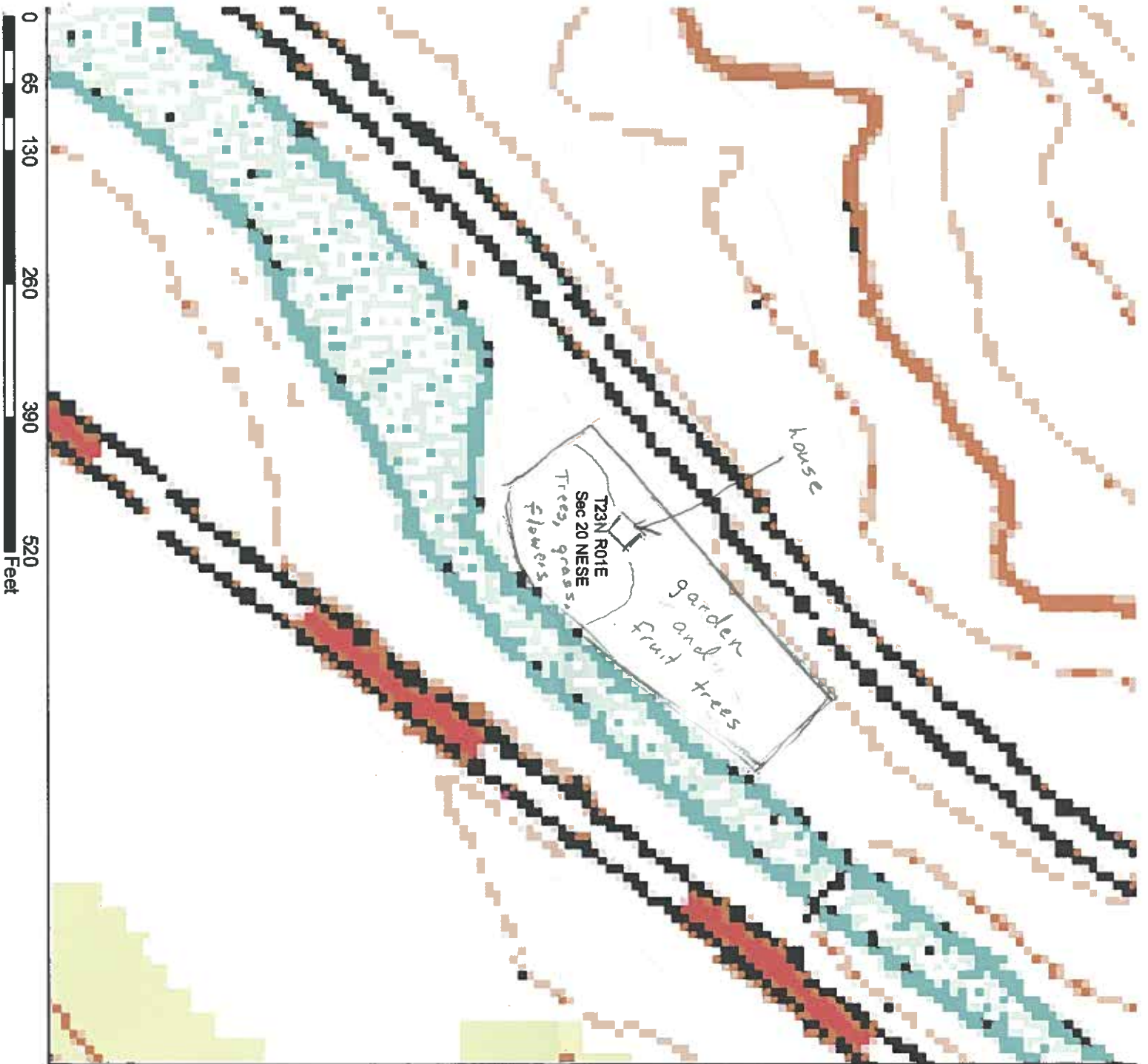
[illegible]

Edward M. Gifford, JR.
ENS. NEATH ADPT.

DATE 8 May 02 8:30 J

SUMMARY RESTRICTION TEST, AND

78-12364



Legend

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

*location of house
+ proposed landscaping
Peggy Bryan*

Amendment

RECEIVED

MAR 05 2010

**WATER RESOURCES
WESTERN REGION**



Music, Vicky

From: Peggy Bryan [pegleg123@frontier.com]
Sent: Monday, March 22, 2010 8:45 PM
To: Music, Vicky
Subject: Water Rights Application

As I seldom get to Boise, I would appreciate it if you made the following changes to my application: I think that $\frac{1}{2}$ acre of irrigation would be adequate for my garden so change the 1 acre requested to $\frac{1}{2}$ acre. And change the use to domestic instead of residential irrigation. Thank you, Peggy Bryan.

(Amendment)

WorkCentre 7345 Transmission Report

G3 ID

Date/Time: 03/31/2010:03:38PM
Page: 1 (Last Page)

Local Name
Logo

Document has been sent.
Document Size: 8.5X11*SEF

FAX Transmittal Cover Sheet

State of Idaho
Department of Water Resources
Western Region
Boise, ID
PH: (208) 334-2190
FAX NO. (208) 334-2348

Number of total pages: 3

Date: March 31, 2010

To: Idaho County Free Press, Attn: Nona

From: Denise Bullington

Fax: 208-983-1336

Attached please find (1) legal notice being submitted for publication. If you have any questions about the attached information; or if you are not able to run the notice on the dates requested, please contact me immediately. This legal notice was also submitted via e-mail earlier today.

Thank you in advance,

Denise

Denise Bullington
Administrative Assistant

Total Pages Scanned: 3 Total Pages Sent : 3

No.	Doc.	Remote Station	Start Time	Duration	Pages	Mode	Contents	Status
1	4907	2089831336	3-31: 3:37PM	28s	3/ 3	SG3		CP

Note:

RE: Resend MB: Send to Mailbox BC: Broadcast MP: Multi Polling RV: Remote Service
PG: Polling KB: Relay Broadcast RS: Relay Send BF: Box Fax Forward CP: Completed
SA: Send Again EH: Engaged AS: Auto Send TM: Terminated

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Thank you in advance,



Denise Buffington
Administrative Assistant

Buffington, Denise

From: Buffington, Denise
Sent: Wednesday, March 31, 2010 1:14 PM
To: Idaho County Free Press
Subject: LEGAL NOTICE
Attachments: Idaho County Free Press - Cover Letter.Doc; 78-12364 Ad.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

March 31, 2010

LEGAL NOTICE DEPARTMENT

IDAHO COUNTY FREE PRESS
PO BOX 690
GRANGEVILLE, ID 83530

RE: Application For Permit No(s): 78-12364

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 4/26/2010. 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:

78-12364

PEGGY BRYAN
507 BRUNDAGE DR
MC CALL, ID 83638

Point of Diversion NESE S20 T23N R01E IDAHO County Source LITTLE SALMON RIVER Tributary SALMON RIVER
Use: DOMESTIC 02/15 to 11/30 0.02 CFS
Total Diversion: 0.02 CFS
Date Filed: 6/2/2009
Place Of Use: DOMESTIC
T23N R01E S20 NESE
Domestic use is for 1 yard in the Diamond Ranch Subdivision.

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 4/26/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director
Published on 4/7 & 4/14/2010

Buffington, Denise

From: Buffington, Denise
Sent: Wednesday, March 31, 2010 1:19 PM
To: Thiel, Sandra
Subject: COMMENT LETTER
Attachments: Comment Letter to Plannign Bureau.Doc; 78-12364 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

March 31, 2010

IDAHO DEPT OF WATER RESOURCES
ATTN: SANDRA THIEL, PLANNING BUREAU
322 E FRONT ST
PO BOX 83720
BOISE ID 83720-0098

RE: Application for Permit: 78-12364

Dear Ms. Thiel:

Attached are copies of one or more applications that may be of interest to you. Please contact the applicant(s) if you have concerns about the application(s).

If you desire to file a formal protest against approval of the application(s), a written protest along with the \$25.00 protest fee for each application protested must be received in this office by April 26, 2010.

Please contact this office at 208-334-2190 if you have any questions regarding the application(s).

Sincerely,

Denise Buffington
Administrative Assistant

Enclosure

Buffington, Denise

From: Buffington, Denise
Sent: Wednesday, March 31, 2010 1:32 PM
To: Rick Ward
Subject: COMMENT LETTERS
Attachments: Comment Letter to IDFG.Doc; 65-23362 APP.pdf; 65-23361 APP.pdf; 78-12364 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

March 31, 2010

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

RE: Application for Permit: 65-23361, 65-23362 and 78-12364

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.: 78-12364
Applicant's Name: PEGGY BRYAN
507 BRUNDAGE DR
MC CALL, ID 83638

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

BS 78 MINIMUM STREAMFLOW RIGHTS -- QUERY 12/1/2009						
Basin	Sequence	Priority	Source	Subordinate to Future DCMI	Subordinate to Future Non DCMI (CFS Limit)	Non DCMI CFS Approved Since 4/1/2005
78	12235	4/1/2005	BOULDER CREEK - entire creek	YES	NO	N/A
78	12233	4/1/2005	ELK CREEK - entire creek	YES	NO	N/A
78	12234	4/1/2005		YES	NO	N/A
78	12236	4/1/2005	HAZARD CREEK - entire creek between both rights	YES	NO	N/A
78	12237	4/1/2005	LITTLE SALMON RIVER - thru 21N 1E S35, confluence w/ Round Valley Cr.	YES	7	0
78	12362	4/1/2005	LITTLE SALMON RIVER - river below confluence w/ Round Valley Cr.	YES	52.7	0.54
DCMI APPL OK, NON-DCMI APPL OK UNTIL NEW APPROVALS EXCEED 7.0 CFS FOR BS 78. SEE "PROCEDURE" BELOW.						
PROCEDURE: DCMI APPL ok for all msf rights in Bs 78 as noted in review memo. <u>NON-DCMI CONSUMPTIVE USE APPL</u>: Non-dcml consumptive use approvals for Bs 78 since 4/1/2005 total less than 1.0 cfs, allowing at least 6.0 cfs for additional approvals before need more analysis. Senior Little Salmon River msf rights are subordinate to this junior application for non-dcml consumptive use. <u>CAUTION</u> - Creek msf rights do not include future non-dcml cfs. Creek msf rights are tributary to river below Round Valley Cr. so involve river msf 78-12362 with 52.7 future non-dcml cfs. Possible to have new appl that involves creek msf & river msf factors to be addressed in review memo. If non-dcml consumptive use application falls within creek msf right, note in review memo that senior creek msf right will not be subordinate to this junior application, even though river msf right(s) will be subordinate to this junior application.						
Appl 78-12363 for 0.13 cfs irrigation & stock, future non-dcml consumptive use. Creek msf rights n/a but tributary to river above Round Valley Creek. River msf rights allow at least 7.0 cfs for new non-dcml approvals regarding subordination clause. Have not reached 7.0 cfs for new approvals yet. Process appl and note review memo that senior msf river rights will be subordinated to this new use. Updates to this spreadsheet will eventually show 0.13 cfs future non-dcml has been approved.						

no concern

not always needed - example: no parallel processing needed

F

is subordinate to future Dcml --
 this application # 78-12364 is Dcml (domestic, de minimis)
 so no parallel processing, no additional ~~analysis~~ analysis
 required - no review memo in file - All info noted in ~~review~~ database comments.

WLM
 3/24/2010

Music, Vicky

From: Music, Vicky
Sent: Wednesday, March 03, 2010 8:20 AM
To: 'Peggy Bryan'
Subject: RE: Map

Thanks!

Vicky Music

From: Peggy Bryan [mailto:pegleg123@frontier.com]
Sent: Tuesday, March 02, 2010 8:32 PM
To: Music, Vicky
Subject: Map

It looks as if I failed to get the dot on the map. I give up and am sending one snail mail. The computer won this round.

Music, Vicky

From: Music, Vicky
Sent: Monday, March 01, 2010 1:46 PM
To: 'Peggy Bryan'
Subject: RE: water rights map

Peggy – because your house is so new and I do not have an aerial that will show me what is irrigated, will you please enlarge the lot map, show me where the house is located and what you are irrigating and email it to me? Thank you.

Vicky Music

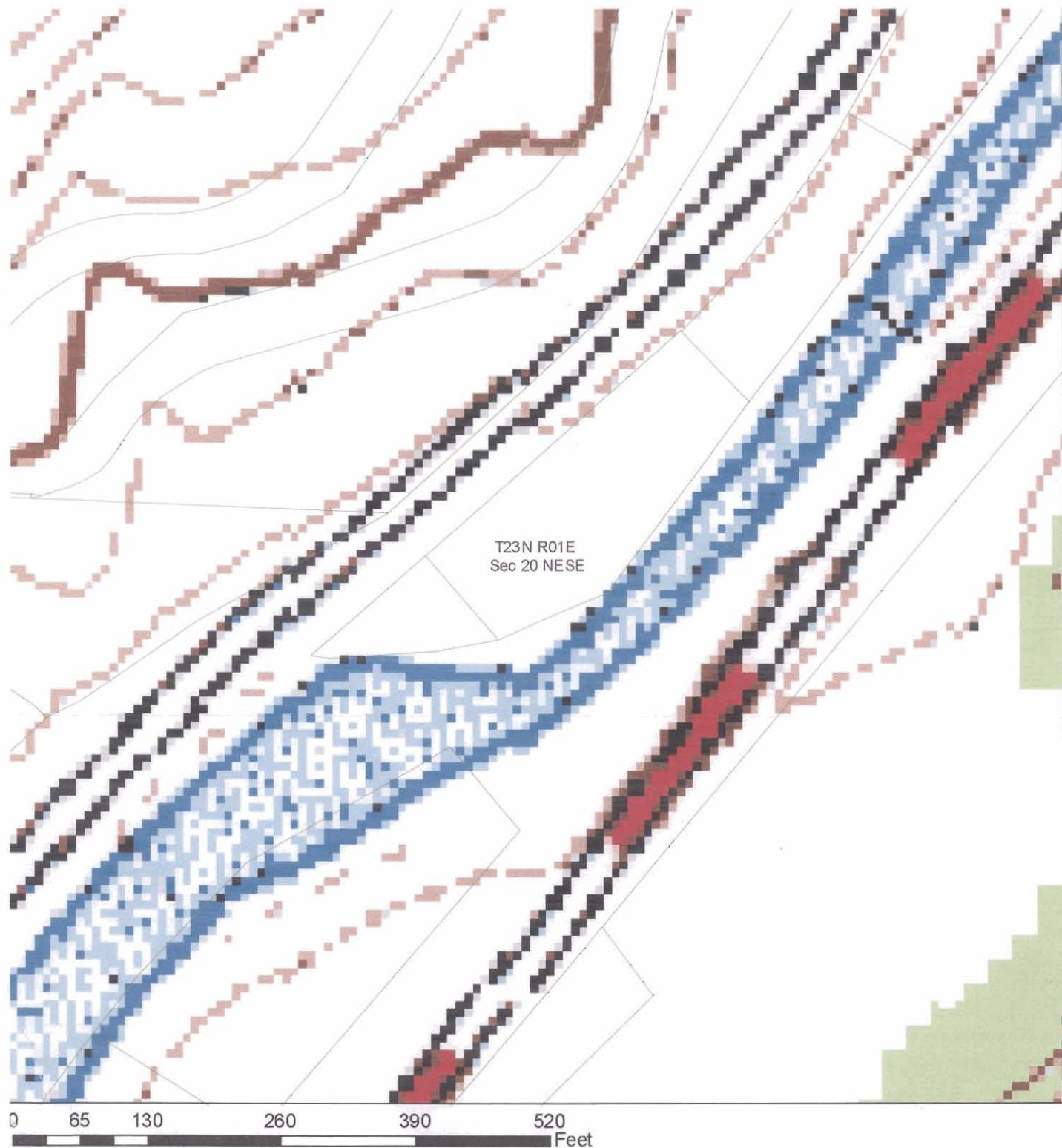
From: Peggy Bryan [mailto:pegleg123@frontier.com]
Sent: Tuesday, February 23, 2010 8:03 PM
To: Music, Vicky
Subject: water rights map

My lot is the one (outlined in green) with the section, range, and township written on it. I tried to put a blue square on the point of diversion. If I failed, it is below the N in NESE. Hope this is what you need. If not, I will try something else. Thanks for your help. Peggy Bryan

Music, Vicky

From: Peggy Bryan [pegleg123@frontier.com]
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To: Music, Vicky
Subject: water rights map
Attachments: _ags_129111797256415111.pdf

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Legend

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

