

RECEIVED

DEC 17 2009

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

Amended

1. Name of applicant(s) ID Dept of Lands, Payette Lakes Area Phone (208) 634-7125Name connector (check one): ☐ and ☐ or ☐ and/orMailing address: 555 Deinhard Lane City McCallState ID Zip 83638 Email: skeafer@idl.idaho.gov2. Source of water supply Wagon Bay Creek which is a tributary of Payette Lake

3. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
19N	3E	29		SE	SE	NE	Valley	Wagon Bay Creek	

4. Water will be used for the following purposes:

Amount 0.78 cfs for Commercial purposes from 5/15 to 12/15 (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) 0.78 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. Temporarily placed volume pump to fill water tender.b. Height of storage dam NA feet; active reservoir capacity 2 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 NA inches; proposed depth of well is _____ feet.d. Is ground water with a temperature of greater than 85°F being sought? NOe. If well is already drilled, when? NA; 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 NA 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. _____

e. Other; describe fully. SEE ATTACHED

RECEIVED

DEC 23 2009

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.

SEE ATTACHED

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total number of acres to be irrigated: _____

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? NA

11. a. Who owns the property at the point of diversion? State of Idaho
- b. Who owns the land to be irrigated or place of use? State of Idaho
- 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. SEE ATTACHED

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.

Sheldon W. Keaster
Signature of Applicant
Sheldon W. Keaster, Area Manager
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

For Department Use:

Received by SRF Date 12-17-2009 Time _____ Preliminary check by KW

Fee \$ *\$300 Received by SRF Receipt No. C089746 Date 12-17-2009

* \$150.00 - 12/17/2009 - C089746²

\$100.00 - 4/14/2008 - W036365

ATTACHMENT FOR QUESTION NUMBER 8e
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Question #8e

Description of proposed uses:

Resource extraction and management of endowment land requires the use of water for dust abatement, construction, and surfacing of system roads to maintain air quality and water quality within a Class I airshed and Payette Lake (a domestic water supply). Dust abatement, using water from a local source, extends the life of gravel and native surfaced roads, reducing costs to maintain the beneficial uses.

Question #9

Description of place of use:

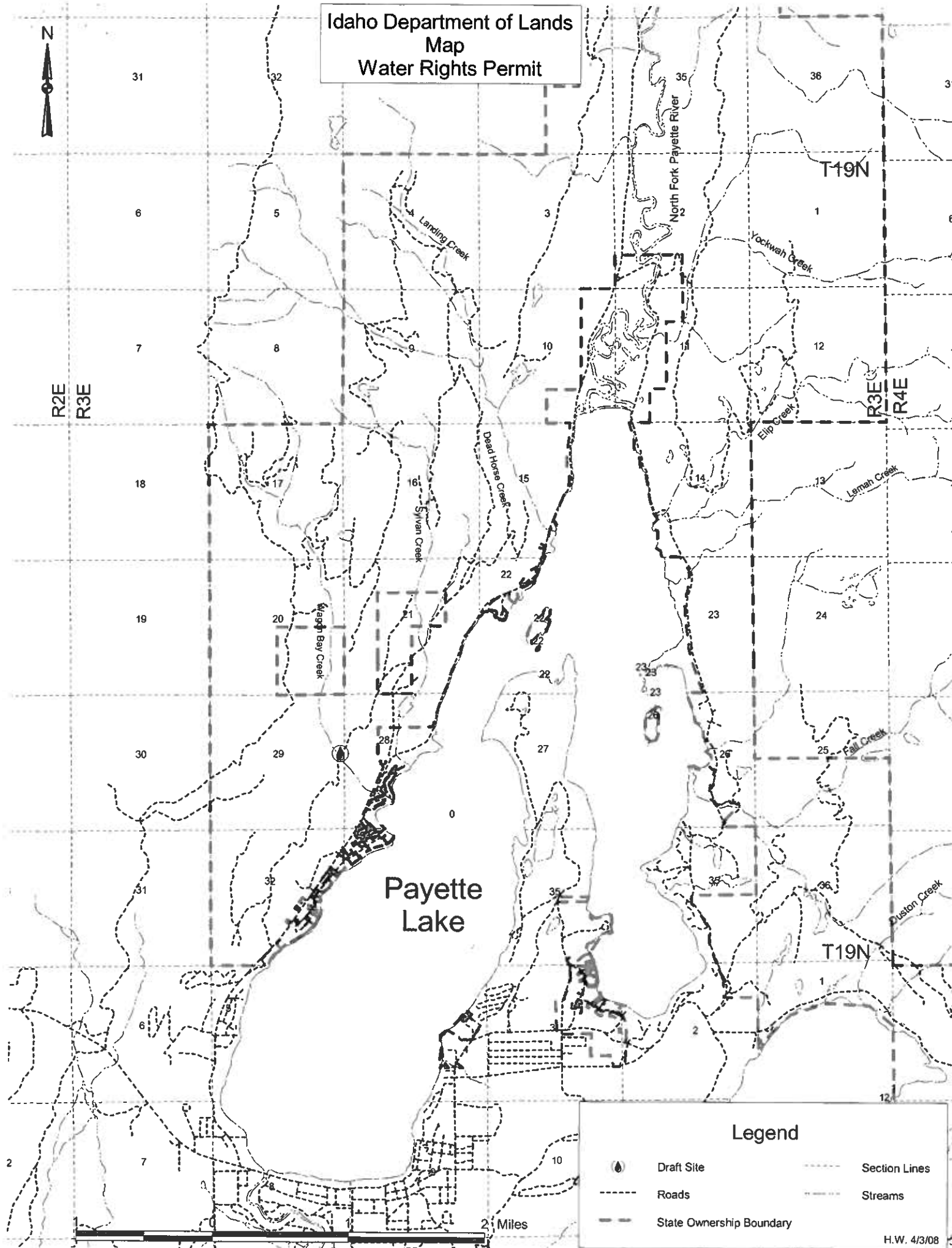
TWP	RGE	SEC	NE				NW				SW				SE				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
18N	3E	2	C																
18N	3E	3		C	C	C									C				
18N	3E	6					C	C	C	C		C							
18N	4E	6					C	C	C	C									
19N	3E	1									C			C					
19N	3E	2	C	C	C			C	C			C				C	C		
19N	3E	3		C	C						C			C		C			
19N	3E	4		C			C			C	C			C		C	C	C	
19N	3E	9	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	
19N	3E	10					C		C	C	C	C							
19N	3E	11		C	C						C			C					
19N	3E	12					C			C	C	C	C	C					
19N	3E	14	C	C	C	C	C				C			C		C			
19N	3E	15							C		C	C	C	C					
19N	3E	16	C	C	C	C	C	C		C	C	C	C	C		C		C	
19N	3E	17	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	
19N	3E	20	C	C	C	C					C		C	C		C	C		
19N	3E	21	C			C	C	C	C	C		C				C	C		
19N	3E	22					C	C											
19N	3E	23		C	C											C	C		
19N	3E	25									C			C		C	C		
19N	3E	26		C	C										C	C	C	C	
19N	3E	28					C	C	C										
19N	3E	29	C	C	C	C	C	C	C	C	C	C	C		C		C	C	
19N	3E	30									C			C	C		C	C	
19N	3E	31		C	C		C			C	C			C					
19N	3E	32	C	C	C	C	C	C	C	C	C	C	C	C					
19N	3E	34													C	C	C		
19N	3E	35													C			C	
19N	3E	36		C	C			C	C	C	C	C	C	C		C	C	C	
20N	3E	13									C	C	C	C			C		
20N	3E	14															C		
20N	3E	23	C	C	C	C									C	C	C	C	
20N	3E	24	C	C			C			C									
20N	3E	26	C	C	C	C					C	C	C	C	C	C		C	
20N	3E	27																C	
20N	3E	34	C			C									C	C	C	C	
20N	3E	35	C			C		C	C			C	C		C			C	

Question #12

Describe your proposal in narrative form, and provide additional explanation for any of the items above.

This application is being submitted to obtain a permanent water right at the indicated location. This water right will be used to water roads and abate dust during road construction activities, hauling logs and other transportation needs for roads located on State Endowment Land and State owned easements surrounding Payette Lake. Water use will not be consistent throughout the indicated period of time each year. This type of use usually requires water to be extracted for a 10-20 minute time frame approximately 2-3 times a day. This usage may last for 1-2 months at a time and this usage period may not occur for another 2-4 years depending on the local road development, maintenance and logging activity on State endowment land.

Idaho Department of Lands
Map
Water Rights Permit



Legend



Draft Site



Roads



State Ownership Boundary



Section Lines



Streams

RECEIVED

APR 14 2008

FORM 202 10/07

WATER RESOURCES
WESTERN REGION

Ident. No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant ID Dept of Lands, Payette Lakes Area Phone (208) 634-7125
Mailing address 555 Deinhard Lane, McCall, ID 83638 Email skeafer@idl.idaho.gov

2. Source of water supply See Attached which is a tributary of See Attached

3. Location of point of diversion is Township _____ Range _____ Sec. _____, in the _____ 1/4,
_____ 1/4, _____ 1/4, Govt. Lot _____, B.M., _____ County;

additional points of diversion if any: See Attached

4. Water will be used for the following purposes:

Amount 2 for Commercial purposes from 5/15 to 12/15 (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)

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) _____ and/or (b) 2
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 Volume pump up to 350 gallons
per minute that will fill a 2,000 - 5,000 gallon water tender.

b. Height of storage dam NA feet; active reservoir capacity _____ acre-feet;
total reservoir capacity _____ acre-feet

c. Proposed well diameter is NA inches; proposed depth of well is _____ feet

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

e. If well is already drilled, when? NA; 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 NA 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. _____

e. Other; describe fully. Resource extraction and management of endowment land requires the use
of water for dust abatement, construction, and surfacing of system roads; to maintain
air quality and water quality within a Class I airshed and Payette Lake (a domestic
water supply). Dust abatement using water from a local source extends the life of
gravel and native surfaced roads, reducing costs to maintain the beneficial uses.

Superseded by Amended App. Rec'd 12/17/2009.

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.

SEE ATTACHED

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total number of acres to be irrigated: _____

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? NA

11. a. Who owns the property at the point of diversion? State of Idaho
- b. Who owns the land to be irrigated or place of use? State of Idaho
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: NA

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

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.

Sheldon W. Keafer
Signature of Applicant

Sheldon W. Keafer, Area Supervisor
Print Name (and title, if applicable)

For Department Use:

Received by DB Date 4-14-08 Time _____ Preliminary check by _____
Fee \$ 100 - Received by DB Receipt No. W0316365 Date 4-14-08

Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____ Dates Published _____

ATTACHMENT FOR QUESTION NUMBERS 2, 3, 9 & 12
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Question #2

Source of water supply:

Draft Point	Source	Tributary of
1	Wagon Bay Creek	Payette Lake
2	Dead Horse Creek	Payette Lake
3	unnamed creek	North Fork Payette River
4	Box Creek	North Fork Payette River
5	Elip Creek	Payette Lake
6	Fall Creek	Payette Lake

Question #3

Location of Point of Diversion is:

Draft Point	Township	Range	Sec.	In The	County
1	19N	3E	29	SE ¼ SE ¼ NE ¼	Valley
2	19N	3E	9	SW ¼ SE ¼ NE ¼	Valley
3	19N	3E	3	SE ¼ NW ¼ NE ¼, (lot 2)	Valley
4	20N	3E	26	SE ¼ SE ¼ SE ¼	Valley
5	19N	3E	14	SW ¼ SW ¼ NE ¼	Valley
6	19N	3E	26	NE ¼ SE ¼ SE ¼	Valley

Ø PD OL's in 1-5 above
P/D's in
Sec. 26 -

65-2923D Speit Cr.
65-12848 - gw
65-13297 - gw
→ 65-22919 - Fall Cr.
possible problem ??

Question #9

Description of place of use:

TWP	RGE	SEC	NE				NW				SW				SE				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
18N	3E	2	C																
18N	3E	3		C	C	C									C				
18N	3E	6					C	C	C	C		C							
18N	4E	6					C	C	C	C									
19N	3E	1									C				C				
19N	3E	2	C	C	C			C	C			C				C	C		
19N	3E	3		C	C						C				C		C		
19N	3E	4		C			C			C	C				C		C	C	C
19N	3E	9	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C
19N	3E	10					C		C	C	C	C							
19N	3E	11		C	C						C				C				
19N	3E	12					C			C	C	C	C	C					
19N	3E	14	C	C	C	C	C				C				C		C		
19N	3E	15							C		C	C	C	C					
19N	3E	16	C	C	C	C	C	C		C	C	C	C	C		C		C	
19N	3E	17	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	
19N	3E	20	C	C	C	C					C		C	C		C	C		
19N	3E	21	C			C	C	C	C	C		C				C	C		
19N	3E	22					C	C											
19N	3E	23		C	C											C	C		
19N	3E	25									C				C		C	C	
19N	3E	26		C	C										C	C	C	C	
19N	3E	28					C	C	C										
19N	3E	29	C	C	C	C	C	C	C	C	C	C	C		C		C	C	
19N	3E	30									C				C	C		C	C
19N	3E	31		C	C		C			C	C				C				
19N	3E	32	C	C	C	C	C	C	C	C	C	C	C	C					
19N	3E	34													C	C	C		
19N	3E	35													C			C	
19N	3E	36		C	C			C	C	C	C	C	C	C		C	C	C	
20N	3E	13									C	C	C	C			C		
20N	3E	14															C		
20N	3E	23	C	C	C	C									C	C	C	C	
20N	3E	24	C	C			C			C									
20N	3E	26	C	C	C	C					C	C	C	C	C	C		C	
20N	3E	27																C	
20N	3E	34	C			C									C	C	C	C	
20N	3E	35	C			C		C	C			C	C		C			C	

Question #12

Describe your proposal in narrative form, and provide additional explanation for any of the items above.

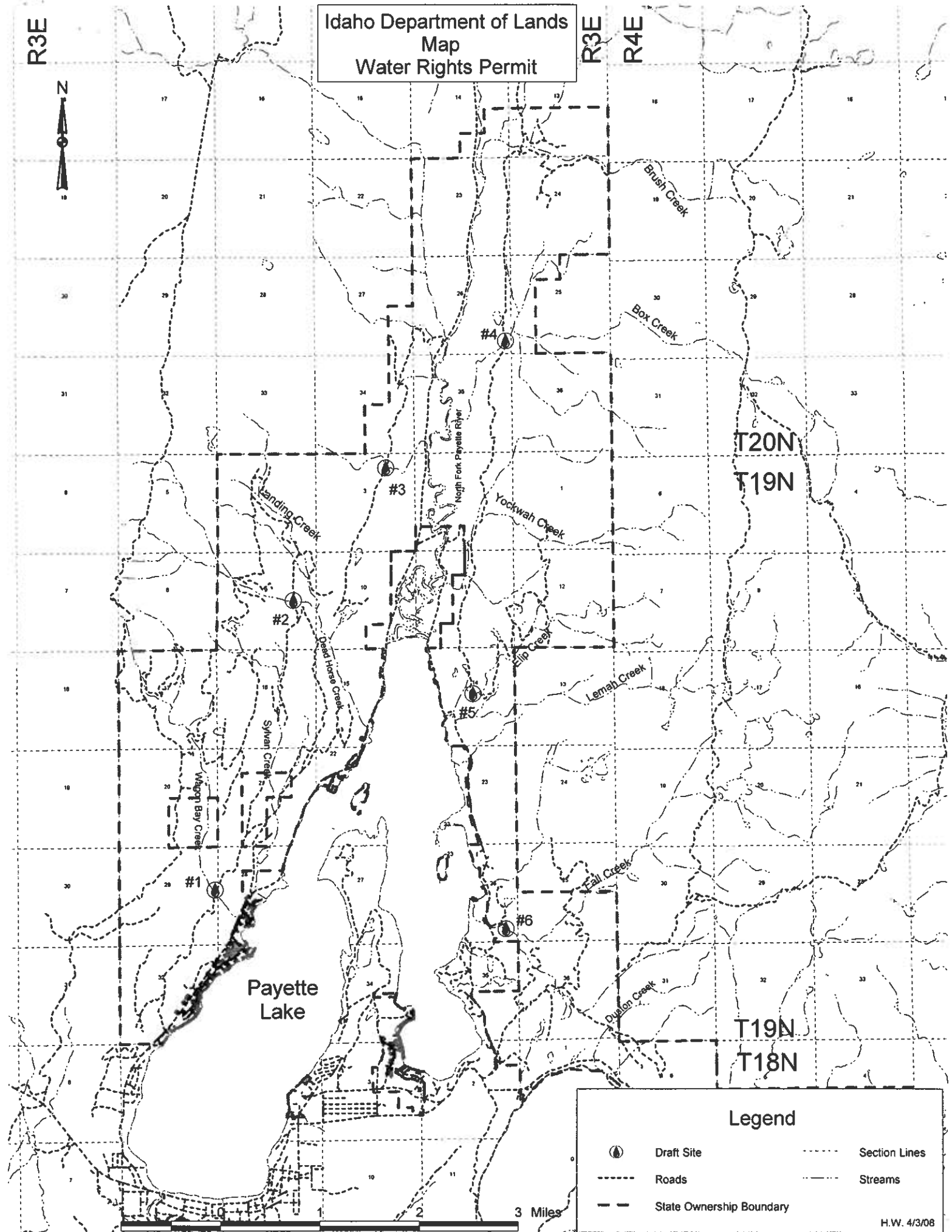
This application is being submitted to obtain a permanent water right at the indicated locations. This water right will be used to water roads and abate dust during road construction activities, hauling logs and other transportation needs for roads located on State Endowment Land and State owned easements surrounding Payette Lake. Water use will not be consistent throughout the indicated period of time each year.

R3E

Idaho Department of Lands
Map
Water Rights Permit

R3E

R4E



T20N

T19N

T19N

T18N

Payette
Lake

Brush Creek

Box Creek

Landing Creek

Yockwah Creek

Lemah Creek

Fall Creek

Dualon Creek

Clip Creek

North Fork Payette River

Deerpines Creek

Sylvan Creek

Wagon Bay Creek

#4

#3

#2

#1

#5

#6

Legend



Draft Site

Section Lines



Roads

Streams

State Ownership Boundary

H.W. 4/3/08

3 Miles

Buffington, Denise

From: Buffington, Denise
Sent: Tuesday, January 26, 2010 4:00 PM
To: 'The Star-News'
Subject: LEGAL NOTICE
Attachments: Valley County - Cover Letter.Doc; Valley 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

January 26, 2010

LEGAL NOTICE DEPARTMENT

STAR NEWS
1000 1ST ST
MC CALL, ID 83638

RE: Application For Permit No(s): 65-23375 and 65-23376

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 2/22/2010. 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:

65-23375

STATE OF IDAHO
DEPARTMENT OF LANDS
555 DEINHARD LN
MC CALL, ID 83638

Point of Diversion SWNE S28 T17N R04E VALLEY County Source PADDY CREEK Tributary RAPID CREEK

Use: COMMERCIAL 05/15 to 12/15 0.78 CFS

Total Diversion: 0.78 CFS

Date Filed: 4/14/2008

Place Of Use: COMMERCIAL

INCLUDES PORTIONS OF:

T17N R04E

Use is for dust control on Forest Roads.

65-23376

STATE OF IDAHO
DEPARTMENT OF LANDS
555 DEINHARD LN
MC CALL, ID 83638

Point of Diversion SESE S29 T19N R03E VALLEY County Source WAGON BAY CREEK Tributary PAYETTE LAKE

Use: COMMERCIAL 05/15 to 12/15 0.78 CFS

Total Diversion: 0.78 CFS

Date Filed: 4/14/2008

Place Of Use: COMMERCIAL

INCLUDES PORTIONS OF:

T18N R03E, T18N R04E, T19N R03E, T20N R03E

Use is for dust control on Forest Roads.

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 2/22/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director
Published on 2/4 and 2/11/2010

Buffington, Denise

From: Buffington, Denise
Sent: Tuesday, January 26, 2010 4:53 PM
To: Thiel, Sandra
Subject: Comment Letters
Attachments: 65-23375 & 23376 Comment Letter to IDWR Planning.Doc; 65-23375 APP.pdf; 65-23376 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

January 26, 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: 65-23375 and 65-23376

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 February 22, 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: Tuesday, January 26, 2010 4:53 PM
To: 'waterdist65@srvinet.com'
Subject: Comment Letters
Attachments: 65-23375 & 23376 Comment Letter to WD65.Doc; 65-23375 APP.pdf; 65-23376 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

January 26, 2010

RON SHURTLEFF
WATER DISTRICT 65
102 N MAIN ST
PAYETTE, ID 83661

RE: Application for Permit: 65-23375 and 65-23376

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)

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

Application No.: 65-23376

Applicant's Name: STATE OF IDAHO
DEPARTMENT OF LANDS
555 DEINHARD LN
MC CALL, ID 83638

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. 65

Watermaster's Signature

Printed Name

Buffington, Denise

From: Buffington, Denise
Sent: Tuesday, January 26, 2010 4:50 PM
To: 'rward@idfg.idaho.gov'
Subject: Comment Letters
Attachments: 65-23375 & 23376 Comment Letter to F & G.Doc; 65-23375 APP.pdf; 65-23376 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

January 26, 2010

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

RE: Application for Permit: 65-23375 and 65-23376

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.: 65-23376

Applicant's Name: STATE OF IDAHO
DEPARTMENT OF LANDS
555 DEINHARD LN
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 _____, _____

Signature

Printed Name

Walker, Kay

From: Sheldon Keafer [SKeafer@idl.idaho.gov]
Sent: Tuesday, January 19, 2010 1:13 PM
To: Walker, Kay
Cc: Chris Clark; Howard Wright
Subject: RE: Applications for Permit 65-23376 and 65-23375

Kay,

After discussion with some of the Area's foresters, we have decided to request the 5 year period. It appears that you understand the nature of our "works", i.e. that they periodic and temporary in nature. We may in fact complete the "works" before that time but do not have anything planned as yet. When we use each site for the first time we will document the use, with dates and pictures, and forward to DWR to establish beneficial use. If this e-mail is not sufficient "written confirmation", let me know. Thank you.

Sheldon W. Keafer

Area Manager, Payette Lakes Area
Idaho Department of Lands

From: Walker, Kay [mailto:Kay.Walker@idwr.idaho.gov]
Sent: Thursday, December 31, 2009 9:29 AM
To: Sheldon Keafer
Cc: Walker, Kay
Subject: Applications for Permit 65-23376 and 65-23375

Mr. Keafer:

We have data entered the applications for permit that you submitted for Wagon Bay Creek (65-23376) and Paddy Creek (65-23375). However, on the application forms under item 7 you did not specify the number of years required for completion of works. The form states you may request a minimum of 1 year, and the application instructions describe a maximum of 5 years can be requested. You have inserted "n/a" on that line of the form and we must have something to enter in our data base. Please send me some written confirmation that you are agreeable with 1 year for development. I realize that you won't need that much time to install a pump and start filling the water tender but we must have some indication of time needed.

Thank you for your attention to this matter.

Sincerely,

KAY WALKER

Sr. Water Resource Agent

Idaho Dept. of Water Resources

(208)334-2190

**PAYETTE LAKES
SUPERVISORY AREA**
555 Deinhard Lane
McCall ID 83638
Phone (208) 634-7125
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December 2, 2009

State of Idaho
Department of Water Resources
Western Region
Attn: Kay Walker
2735 Airport Way
Boise, Idaho 83705-5082

RECEIVED

DEC 23 2009

WATER RESOURCES
WESTERN REGION

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DEC 17 2009

DEPARTMENT OF
WATER RESOURCES

RE: Water Right Applications submitted on April 14, 2008

Dear Kay Walker,

Attached are two amended applications for permit that were initially submitted on April 14, 2008. According to your letter dated November 24, 2009 there was some edits, additional information and fees needed to continue processing these applications.

The applications have been changed according to your recommendations and we have included the additional processing fees needed to obtain the Water Rights we are requesting.

Thank You.

Sincerely,

Sheldon Keafer
Payette Lakes Area Manager

Enclosures

2009 DEC -8 AM 8:28
BOISE, IDAHO



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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

November 24, 2009

IDAHO DEPT OF LANDS
PAYETTE LAKES AREA
ATTN: SHELDON KEAFER
555 DEINHARD LN
MC CALL ID 83638

RE: Applications for Water Right Permits

Dear Mr. Keafer:

We are in receipt of two applications for water right permits that you submitted in April of 2008. We are now in the process of reviewing these applications and find we need additional information and/or clarification regarding these proposals. Enclosed for your convenience, are copies of the applications as they were submitted.

In July of 2008, Section 42-201(3)(b), Idaho Code, went into effect and may cause you to re-evaluate the filing of these applications. This section of Idaho Code appears to allow water from a natural watercourse to be used for forest practices, as defined in 38-1303(1), with or without a water right. Enclosed, for your convenience, is a copy of this statute that you may want to examine to see if you are still in need of the proposed water right applications. If you do intend to pursue these applications, we have some suggestions as to their completion.

Both applications identify an amount of 2.0 acre feet of water to be used for commercial purposes. The applications further describe a diversion of up to 350 gallons per minute to fill a water tender. If a diversion of 350 gallons per minute is intended, that would equate to an amount of 0.78 cfs. The filing fee for 0.78 cfs is \$250.00 rather than the \$100.00 submitted with each application form. The filing fee should be based on what is actually going to be diverted rather than a volume amount. If you wish to reduce the amount of water to 0.20 cfs (90 gallons per minute) the filing fee submitted would be sufficient.

The application form, for multiple sources of water, does not appear to be a typical application. Normally, an application for water right is submitted for a single water system proposal. How can the multiple sources and multiple points of diversion under this application be quantified as a single water system? It appears that a separate application would be needed for each proposed water diversion unless you can provide information that shows it is just one system.

Please review the applications and address the items identified above if you wish to pursue these filings. If you decide that the applications are not necessary, you may withdraw them and request a refund of the fees submitted.

If you have any questions in regard to this matter, please do not hesitate to contact this office.

Sincerely,

A handwritten signature in black ink that reads "Kay Walker". The signature is fluid and cursive, with a large loop at the end of the last name.

KAY WALKER
Sr. Water Resource Agent

Enclosures