

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 17 2007

WATER RESOURCES
WESTERN REGION

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.

(Please print or type)

[] Water Right Number(s): 67-14796

[] Name(s): Brian Boyle
Kara Boyle

[] Old Mailing Address: 2620 Bruce Lane
Midvale, ID 83645

[] New Mailing Address: 2346 Snapp Lane
Midvale, ID 83645

✓
D'BASE
updated 10/19/07

Telephone Number: (208) 355 - 1906

[] Signature(s) of Owner(s) Brian Boyle

(Include your title if on behalf of company or organization)

Date: 9-28-07

Send to:

IDWR Northern Region
7600 Mineral Dr., Suite 100
Coeur d'Alene, ID 83815
(208) 762-2800

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

RECEIVED
FORM 202
12/99

NOV 09 2006

WATER RESOURCES
WESTERN REGION

Ident. No. 67-14796

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Brian Boyle Phone (208) 355-1906
Mailing address 2620 Bruce Ln. Midvale, ID 83645
2. Source of water supply Spring which is a tributary of Weiser River
3. Location of point of diversion is Township 13N Range 3W Sec. 4 in the SE 1/4, NW 1/4, Washington County; (GPS on) #12 remarks
additional points of diversion if any: None
4. Water will be used for the following purposes:
Amount .01 cfs for Stockwater purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .01 cfs and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source Concrete spring box with 1 1/4" pvc pipe diverting to a Stock tank
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? NO
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. 50 Beef Cattle
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. _____
e. Other; describe fully. _____

RECEIVED

OCT 17 2007

WATER RESOURCES
WESTERN REGION

AMENDED B.B.
10-10-07

3. 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	
13N	3W	4								S	S								

Total number of acres to be irrigated 0

10. Describe any other water rights used for the same purposes as described above. None

11. a. Who owns the property at the point of diversion? Brian Boyle

b. Who owns the land to be irrigated or place of use? Brian Boyle

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

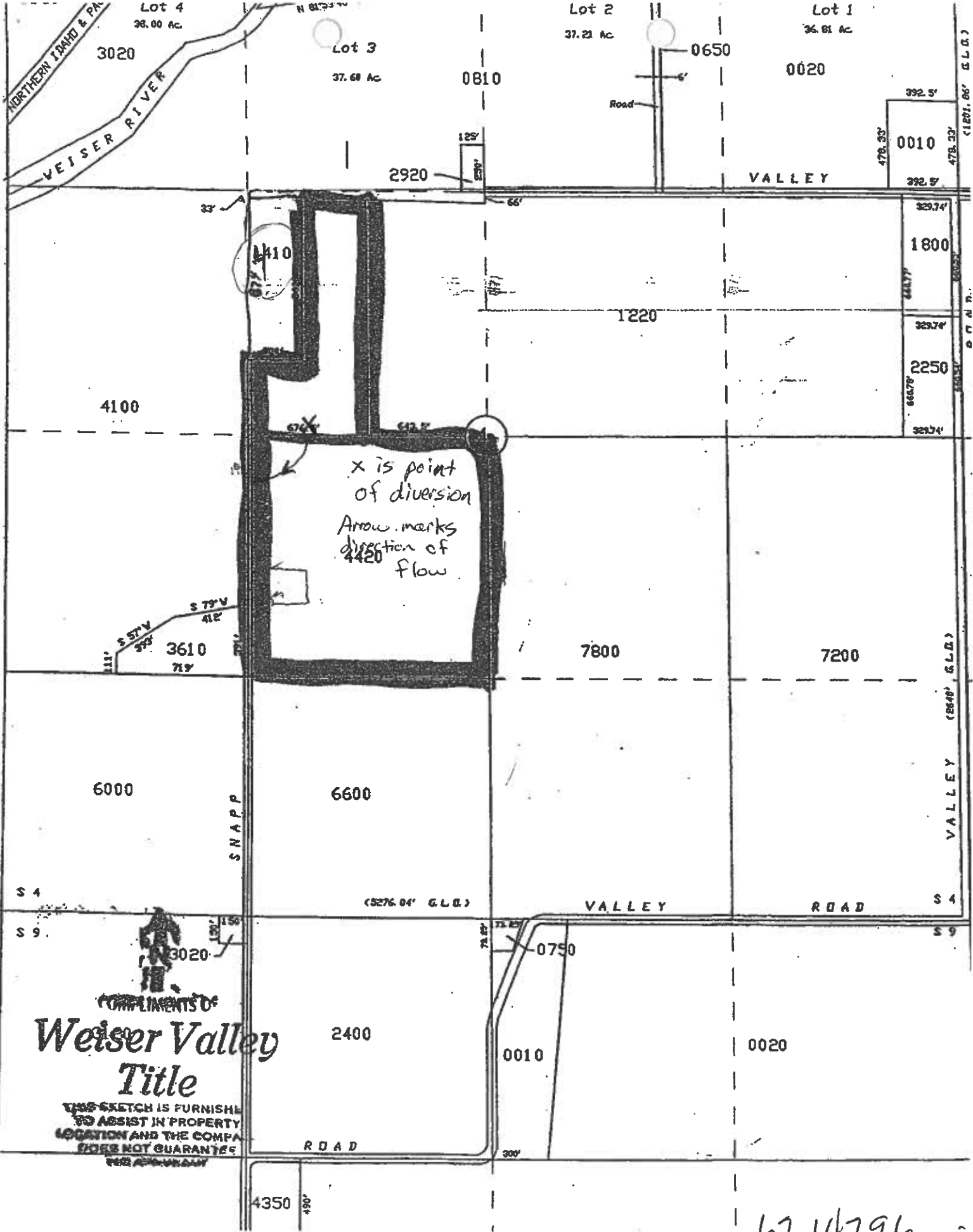
12. Remarks: Volume appropriated by Watermaster Brian Boyle
GPS N44° 29.515'
W 116° 42.502'
.01 cfs

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.

Brian Boyle
 Signature of Applicant (and title, if applicable)

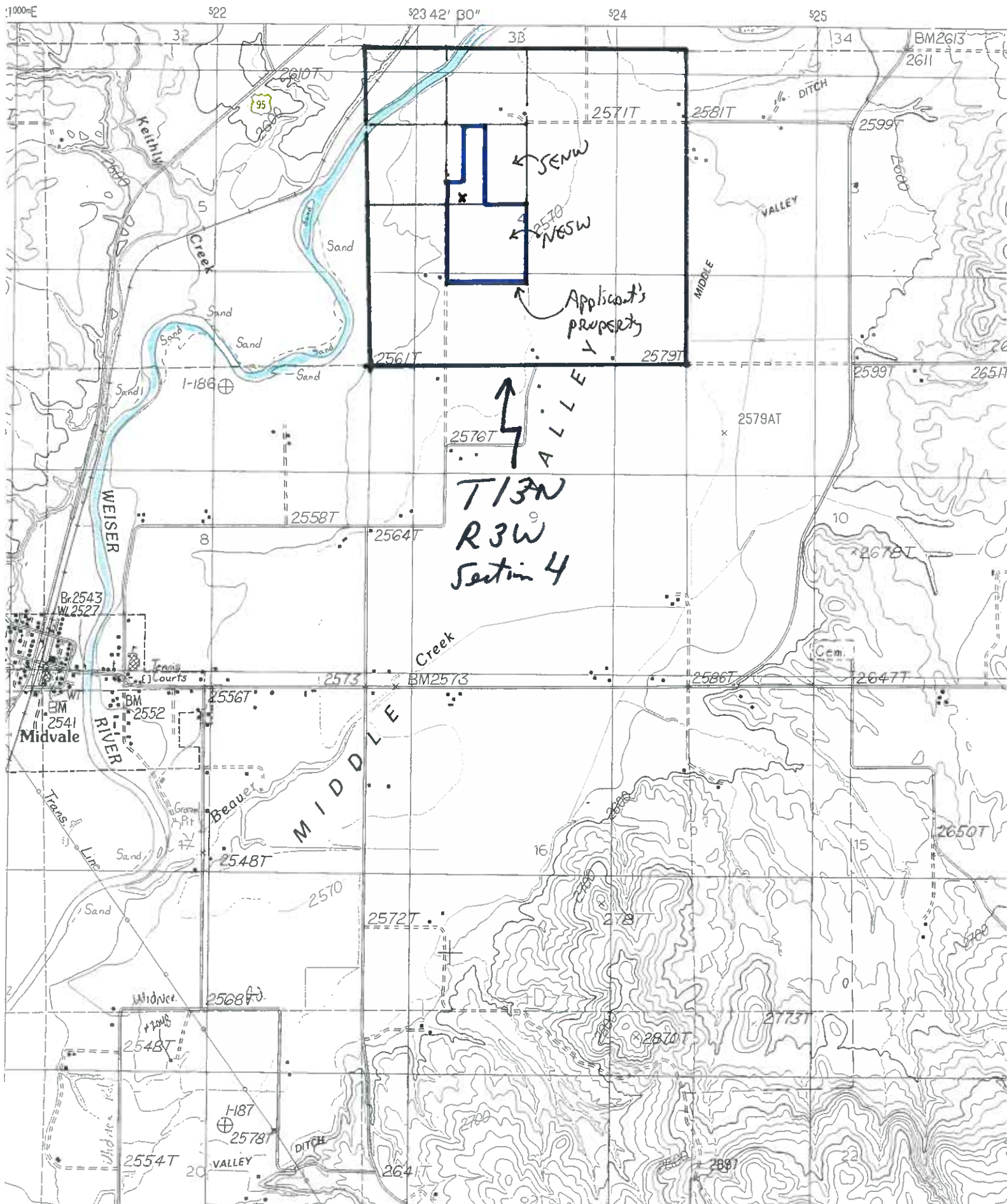
Received by lgagnon Date 11-9-06 Time 11:15 Preliminary check by kw
 Fee \$ 100 Received by lgagnon # WU34863 Date 11-9-06
 Publication prepared by DB Date 11/13/2010 Published in UPPER COUNTRY NEWS REPORTER
 Publication approved DATE: Date 7 JANUARY 21 & 28, 2010



COMPLIMENTS OF
Weiser Valley
Title

THIS SKETCH IS FURNISHED
TO ASSIST IN PROPERTY
LOCATION AND THE COMPANY
DOES NOT GUARANTEE
THE ACCURACY

67-14796

$1000\pi E$ 

RECEIVED
FORM 202
12/99

Ident. No. 67-14796

NOV 09 2006

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 Brian Boyle Phone (208) 355-1906
Mailing address 2620 Bruce Ln. Midvale, ID 83645

2. Source of water supply Spring which is a tributary of Weiser River

3. Location of point of diversion is Township 13N Range 3W Sec. 4 in the Washington County; GPS on
additional points of diversion if any: None #12 remark

4. Water will be used for the following purposes:

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(cfs or acre-feet per annum)
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c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

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COPY

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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.

Brian Boyle
 Signature of Applicant (and title, if applicable)

Received by egagnon Date 11-9-06 Time 11:15 Preliminary check by _____
 Fee \$ 100 Received by egagnon # WV34863 Date 11-9-06
 Publication prepared by _____ Date _____ Published in _____
 Publication approved _____ Date _____

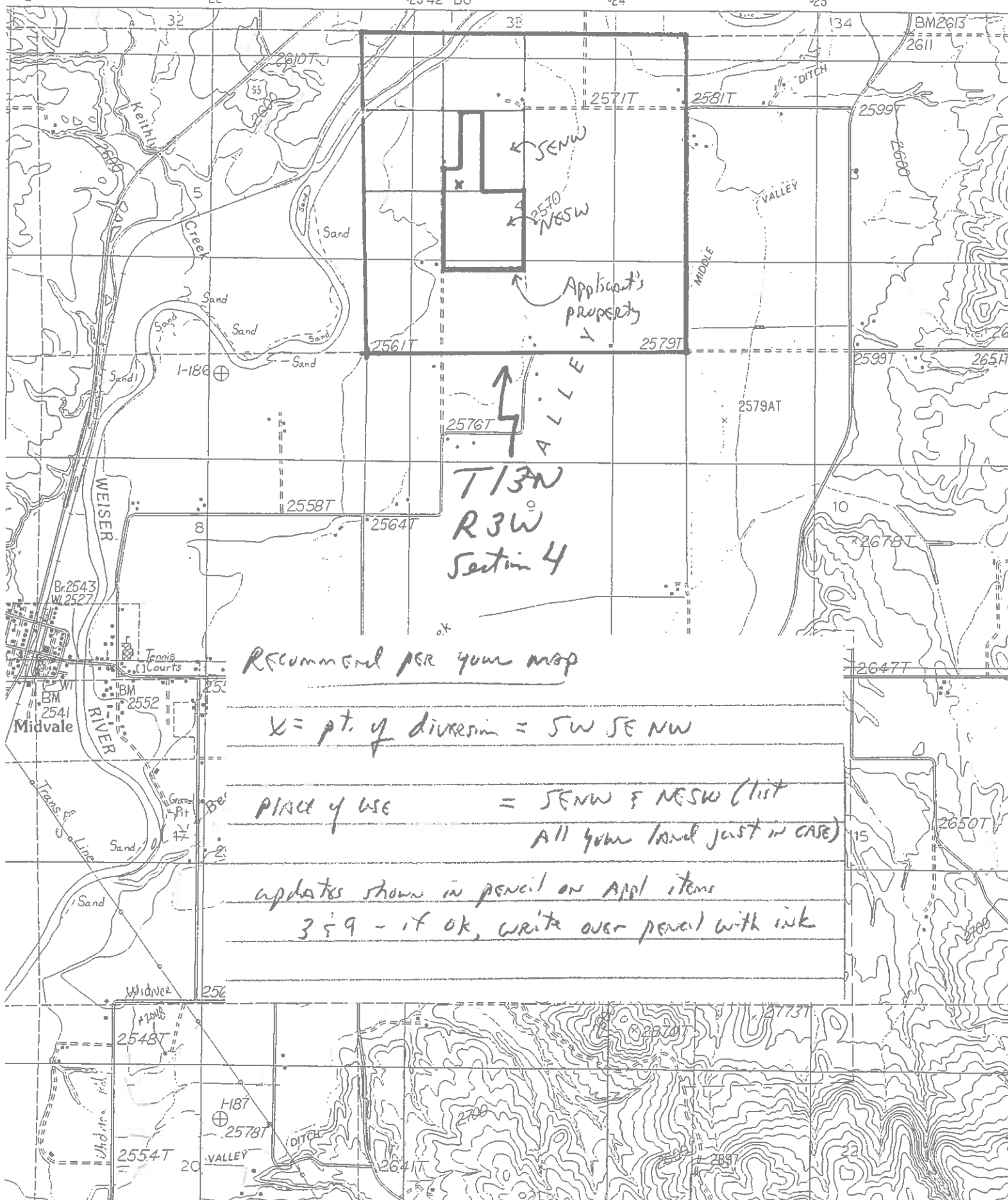
000mF

522

523 42' 30"

524

525



Buffington, Denise

From: Buffington, Denise
Sent: Wednesday, January 13, 2010 2:14 PM
To: reporter@ctcweb.net
Subject: LEGAL NOTICE
Attachments: Wash. (Upper Country) County - Cover Letter.Doc; 67-14796 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

January 13, 2010

LEGAL NOTICE DEPARTMENT

UPPER COUNTRY NEWS REPORTER
PO BOX 9
CAMBRIDGE, ID 83601-0009

RE: Application For Permit No(s): 67-14796

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 2/8/2010. 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:

67-14796

BRIAN C BOYLE
2346 SNAPP LN
MIDVALE, ID 83645

Point of Diversion SWSENW S4 T13N R03W WASHINGTON County Source SPRING Tributary WEISER RIVER

Use: STOCKWATER 01/01 to 12/31 0.01 CFS

Total Diversion: 0.01 CFS

Date Filed: 11/9/2006

Place Of Use: STOCKWATER

T13N R03W S4 SENW NESW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Idaho Code § 42-211. 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 2/8/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published on 1/21 & 28/2010

Buffington, Denise

From: Buffington, Denise
Sent: Wednesday, January 13, 2010 4:45 PM
To: 'rward@idfg.idaho.gov'
Subject: Comment Letter
Attachments: Comment Letter to Fish & Game.Doc; 65-23327 APP.pdf; 67-14796 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 13, 2010

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

RE: Application for Permit: 65-23327 and 67-14796

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.: 67-14796
Applicant's Name: BRIAN C BOYLE
2346 SNAPP LN
MIDVALE, ID 83645

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

Lester, Steve ✓

From: Brandi Horton [watermaster67@hotmail.com]
Sent: Thursday, November 20, 2008 10:48 PM
To: Lester, Steve
Subject: Water Measurement
Attachments: Ditch Measure 2008.xls

Hello Steve! 🤖

Haven't talked to you in a long time...and it's already the end of the year. I should have sent this email to you awhile back, and I'm sure the office has already received my book, so I've attached a copy of the info to this email (FYI). Also, I wanted to say thanks again for your help earlier this year with Bar MB and Branch ranches. It took a few more meetings, phone calls, heated discussions...but eventually everyone came to an agreement (signatures on paper included as I understand it). With any luck they'll quit fighting over the water and find something else to argue about. 😊

On a totally different note, tonight a neighbor, Brian Boyle, called my Dad (Middle Valley Ditch President) with a bit of a problem. Seems his neighbor, Paul Colvard, claims that he made application for a water right on his place (1.7 inches), and is threatening a lawsuit for alleged damage to his water supply. According to Colvard the damage happened when Boyle leveled a field next to Colvard's property. Boyle says that Colvard informed him he would be suing Middle Valley Ditch (MVD) as well. Dad asked me if I knew anything about an application by Colvard, so I searched the website high and low, and couldn't find anything. My question for you is, could you do some asking around and find out if he has applied? I've been trying to figure out what he's claiming his water source is. His name doesn't appear on any rights, permits, licenses, decrees, or applications that I can find...the only water he currently has is a small share of MVD water, which of course has been shut off for the season. If that's the source he's claiming, then Boyle leveling his field had nothing to do with Colvard's little swamp hole drying up this fall. That happens when the water goes out of MVD. I realize that this is somewhat outside my jurisdiction, but I would like to know if Colvard has any application filed with the state...it would put Dad and Mr. Boyle's minds at ease if nothing else (and possibly keep peace among the natives) 😊. The only place I wasn't able to search for that information was in the Water Supply Bank (my internet connection's not what it should be). If you could ask around and get back to me I would really appreciate it. 😊

Thanks a Million!

Brandi

Brandi Horton
 Watermaster-District 67
 2574 School Rd.
 Midvale, ID 83645
 208-550-0313

🦃 Happy Thanksgiving! 🦃

CC: Boyle 67-14796

11/21/2008

* Boyle Appl 67-14796

Colvard Neighbor - taxlots confirm

↓ 13N 3W 5.4 SE NW

NO AJ OR WR filings for
 Colvard, nothing in
 Appr. lis = no Colvard filings



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

PHONE: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER, Governor
DAVID R. TUTHILL, JR., Director

September 18, 2007

BRIAN BOYLE
2346 SNAPP LN
MIDVALE ID 83645

Re: Application for Permit No. 67-147⁹06

Dear Mr. Boyle:

On April 10, 2007, the Department sent you a letter requesting additional information in regard to the above referenced application for permit. As of this date we have not received a response from you. Enclosed, for your convenience, are a copy of the April 10, 2007, letter and a copy of your Application for Permit.

Please submit the requested information to allow final evaluation of your application to be completed. You may seek additional time to provide the information by making a written request to delay or interrupt processing. Your written response including the requested information, or a request for more time to seek the information, must be received on or before October 18, 2007. The application will be voided without a timely reply. If you are no longer interested in pursuing this application, please sign the enclosed withdrawal form and return it to us prior to October 18, 2007.

We also found that you no longer live at the "Bruce Lane" address. Please complete and return the enclosed address change form so we can send correspondence to you. If you have any questions in regard to this matter, please feel free to contact our office at 334-2190.

Sincerely,

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

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

Enclosures

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE
REQUESTED

PRESORTED
FIRST CLASS



02 1A \$00.312
0004396312 SEP 13 2007
MAILED FROM ZIP CODE 83702

RECEIVED

SEP 17 2007

WATER RESOURCES
WESTERN REGION

67-14976

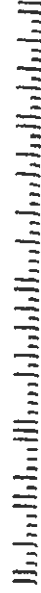
September 13, 2007

BRIAN BOYLE
2620 BRUCE LN
MIDVALE ID 83645

RETURN TO SENDER
BOYLE SNAPP LN
2346
MIDVALE ID 83645

RETURN TO SENDER

6446551 236
8370505082





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

PHONE: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER, Governor
DAVID R. TUTHILL, JR., Director

September 13, 2007

BRIAN BOYLE
2620 BRUCE LN
MIDVALE ID 83645

Re: Application for Permit No. 67-1470⁹6

Dear Mr. Boyle:

On April 10, 2007, the Department sent you a letter requesting additional information in regard to the above referenced application for permit. As of this date we have not received a response from you. Enclosed, for your convenience, are a copy of the April 10, 2007, letter and a copy of your Application for Permit.

Please submit the requested information to allow final evaluation of your application to be completed. You may seek additional time to provide the information by making a written request to delay or interrupt processing. Your written response including the requested information, or a request for more time to seek the information, must be received on or before October 15, 2007. The application will be voided without a timely reply.

If you have any questions in regard to this matter, please feel free to contact our office at 334-2190.

Sincerely,

A handwritten signature in black ink that reads "Kay Walker". The signature is fluid and cursive, with the first name "Kay" and last name "Walker" clearly distinguishable.

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

PHONE: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER, Governor
DAVID R. TUTHILL, JR., Interim Director

April 10, 2007

BRIAN BOYLE
2620 BRUCE LN
MIDVALE ID 83645

Re: Application for Permit No. 67-14796

Dear Applicant:

This letter follows your call yesterday inquiring into the status of your application. Your application was filed last November. This office is working its way through a backlog of applications resulting from recent emphasis on completing adjudication work. As a result, it will probably be a few months before your application can be processed.

Meanwhile, you can do something to help with processing once it can start. Please review the enclosed information. You can revise the application to make it complete and accurate. That will save time later in the process. Here is a summary of the enclosed information.

- According to your map and county tax lot information, your property is in the SENW and the NESW.
- According to your map, the point of diversion for the spring is in the SWSENW (springs must be identified to the 10-acre $\frac{1}{4}$ $\frac{1}{4}$ $\frac{1}{4}$ tract on applications).
- For maximum flexibility, the place of use should be listed as all your property (both $\frac{1}{4}$ $\frac{1}{4}$ s).
- The suggested changes are listed in pencil on the enclosed original application.
- If you agree with those changes, write over the pencil with pen.
- Then endorse the changes by adding your initials and date near the amended stamp on the front page of the application.

Application for Permit No. 67-14796

April 10, 2007

Page 2

Please return the application to me as your earliest convenience. Thank you for your help in moving things along in this regard.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you need more information.

Sincerely,

A handwritten signature in dark ink, appearing to read "Steve Lester", with a long horizontal flourish extending to the right.

Steve Lester

Water Rights Supervisor

Enclosure: Original Application