

Ident. No. 65-23131

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant RON DALY FAMILY PARTNERSHIP Phone 343-1288/634/5672
Mailing address 5100 BEL AIR BOISE, ID 83705
2. Source of water supply PAYETTE LAKE which is a tributary of PAYETTE RIVER
3. Location of point of diversion is Township 19N Range 3E Sec. 28 in the SW 1/4, S11 1/4, Govt. Lot 4, B.M., VALLEY County;
additional points of diversion if any: LOT 151 PAYETTE LAKE, CATTAGEUS, ID
4. Water will be used for the following purposes:
 Amount 0.03 for irrigation purposes from MAY 15 to SEPT 15 (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) 0.03 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 1 1/2" POLYURETHANE PIPE 100'; SUBMERSIBLE PUMP (SIZE UNKNOWN NOW)
 - 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. _____
 - e. Other; describe fully. _____

RECEIVED

JUN 18 2007

WATER RESOURCES
WESTERN REGION

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.

LOT 151

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
19N	3E	28											1						1

Total number of acres to be irrigated

1

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?

Row F. Daly Family Partnership

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

Row F. Daly Family Partnership

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: We want to keep our property watered and protected from a possible forest fire. We want to have "Defensible Space" around our property.

Joint Application with Dept. of Lands L-65-5-633B

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"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.

Cathy M. Daley for Row F. Daly Family Partnership
Signature of Applicant (and title, if applicable)

Received by KW

Date 6-18-07

Time 1:00 PM

Preliminary check by SC

Fee \$ 100.00

Receipted by DB

W035513

Date 6-18-07

Publication prepared by DB

Date 12/30/2009

Published in STAR NEWS

Publication approved

DATE:

Date JANUARY 7 & 14, 2010

LOT 151
PAYETTE LAKES Cottage Sites
GOUT, LOT 4
SECTION 28
TOWNSHIP 19 N
RANGE 3 E

BEACH (SAND)

WAGON WHEEL Bay

PAYETTE LAKE

1 1/2"
Poly Vinyl Pipe
Approx. 100'
Pump

PAYETTE LAKE

SAND

House

DRIVEWAY

LOT 151

NATIVE BUSHES
Trees
Grass

ACCESS ROAD: WAGON WHEEL BAY LAKE

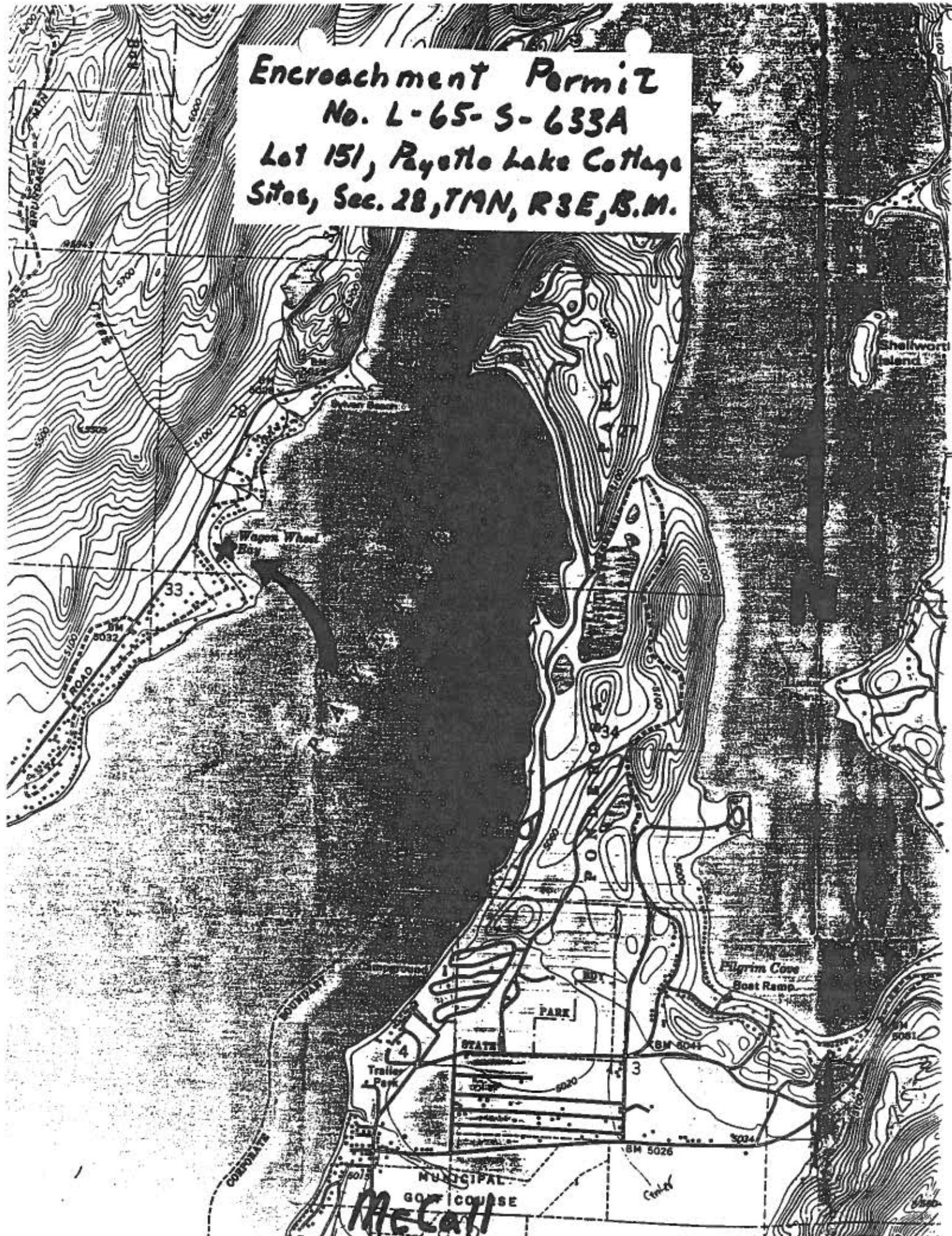
151-23136

Site 6, Sec. 28, T19N, R3E, B.M.

No. L-65-S-633A

Lot 151, Payette Lake Cottage

Site 6, Sec. 28, T19N, R3E, B.M.



65-23131

Buffington, Denise

From: Buffington, Denise
Sent: Thursday, December 31, 2009 10:24 AM
To: 'rward@idfg.idaho.gov'
Subject: Comment Letters
Attachments: Comment Letter to Fish & Game.Doc; 65-23131 APP.pdf; 65-23337 APP.pdf; 77-14326 APP.pdf; 77-14330 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

December 31, 2009

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

RE: Application for Permit: 65-23131, 65-23337, 77-14326 and 77-14330

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)

Buffington, Denise

From: Buffington, Denise
Sent: Thursday, December 31, 2009 10:26 AM
To: 'waterdist65@srvinet.com'
Subject: Comment Letters
Attachments: Comment Letter to WD65.Doc; 65-23131 APP.pdf; 65-23337 APP.pdf; X-fer 75801 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

December 31, 2009

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

RE: Transfer No. 75801
Water Right No(s). 65-2590B

RE: Application for Permit: 65-23131 and 65-23337

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 31, 2009 10:26 AM
To: 'cclay@idl.idaho.gov'
Subject: Comment Letter
Attachments: 65-23131 Comment Letter to Dept of Lands.Doc; 65-23131 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

December 31, 2009

CHRIS CLAY
ID DEPT OF LANDS
PO BOX 83720
BOISE ID 83720

RE: Application for Permit: 65-23131

Dear Mr. Clay:

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)

Buffington, Denise

From: Buffington, Denise
Sent: Wednesday, December 30, 2009 1:14 PM
To: starcarol@citlink.net
Subject: LEGAL NOTICE
Attachments: Valley County Ads - 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

December 30, 2009

LEGAL NOTICE DEPARTMENT

STAR NEWS
1000 1ST ST
MC CALL, ID 83638

RE: Application For Permit No(s).: 65-23131, 65-23132 and 65-23317

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 1/25/2010. 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:

65-23131

RON DALY FAMILY PARTNERSHIP

5100 BEL AIR

BOISE, ID 83705

Point of Diversion L4(SWSW) S28 T19N R03E VALLEY County Source PAYETTE LAKE Tributary PAYETTE RIVER

Use: IRRIGATION 04/15 to 10/31 0.03 CFS

Total Diversion: 0.03 CFS

Date Filed: 6/18/2007

Place Of Use: IRRIGATION

T19N R03E S28 L4(SWSW)

Total Acres: 1

65-23132

RON DALY FAMILY PARTNERSHIP

5100 BEL AIR

BOISE, ID 83705

Point of Diversion L4(SWSW) S28 T19N R03E VALLEY County Source GROUND WATER Tributary

Use: DOMESTIC 01/01 to 12/31 0.08 CFS

Total Diversion: 0.08 CFS

Date Filed: 6/18/2007

Place Of Use: DOMESTIC

T19N R03E S28 L4(SWSW)

65-23317

MARK DALY

VICKIE DALY

1025 GLEN HAVEN DR

BOISE, ID 83705

Point of Diversion L4(SWSW) S28 T19N R03E VALLEY County Source GROUND WATER Tributary

Use: DOMESTIC 01/01 to 12/31 0.08 CFS

Total Diversion: 0.08 CFS

Date Filed: 6/28/2007

Place Of Use: DOMESTIC

T19N R03E S28 L4(SWSW)

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 1/25/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published on 1/7/2010 and 1/14/2010

MEMORANDUM

TO: Files

FROM: KAY WALKER 

RE: Applications for Daly

Date: December 3, 2009

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Cathy Daly came into the office today to resolve the problems I identified in correspondence dated November 12th and 19th for applications 65-23317 and 65-23132. Mark Daly is Cathy's son. The Daly's have 3 lots in Payette Lake Cottage Sites. Lots 151 and 74 are owned by Ron Daly Family Partnership and Lot 73 is owned by Mark Daly. They have had issues with their wells pumping sand so they filed these applications in hopes of providing water to all 3 homes without sand problems.

There is a decreed right (65-763) for a well on Lot 74 that pumps sand and is no longer used by choice. In case of an emergency, they can still use this well if they filter the water. This well supplies water to Lot 74 only; this lot is a rental property and they must have water available for anyone who rents from them.

Application 65-23132 is for a well, drilled in July of 2007, that supplies water to Lots 151 and 74. The application has been corrected to describe this.

Application 65-23131 is for Payette Lake. This application is to provide a green area around their cabin in case of a fire.

Application 65-23317 is for a well on property owned by Mark Daly. Information has been submitted that shows the well was drilled in August of 2007 and will be the main source of water for Lot 73. If the well that exists on Lot 74 has problems, this well would be used as a backup source if necessary.

The intention of these filings is to provide a domestic water supply to each of the 3 lots and a backup supply from the other wells if necessary.