

RECEIVED

SEP 29 2008

FORM 202 10/07

Ident. No. 63-33111Application # 1 of 4WATER 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 Robert Flood Phone (208) 336-9947
Mailing address 126 W. Thornberry CT Boise ID 83702 Email rflood@cablhome.net
2. Source of water supply ground water which is a tributary of _____
3. Location of point of diversion is Township 1N Range 1W Sec. 5, in the _____
NW $\frac{1}{4}$, NE $\frac{1}{4}$, Govt. Lot 2, B.M., Adg County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:

Amount <u>0.06</u> (cfs or acre-feet per year)	for <u>Domestic</u>	purposes from <u>1/1</u> to <u>12/31</u>	(both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____	(both dates inclusive)
Amount <u>0.20</u> (cfs or acre-feet per year)	for <u>Irrigation</u>	purposes from <u>3/1</u> to <u>11/15</u>	(both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____	(both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____	(both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____	(both dates inclusive)
5. Total quantity to be appropriated is (a) 0.20 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 Well, pump @ pipeline
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet;
total reservoir capacity _____ acre-feet
 - c. Proposed well diameter is 6 inches; proposed depth of well is 475 feet
 - d. Is ground water with a temperature of greater than 85°F being sought? No
 - e. If well is already drilled, when? No; 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 3 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. 2
 - e. Other; describe fully. _____

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	
1N	1W	5		11															11
				D															
				govt lot															
				#2															

With Limits

Total number of acres to be irrigated: 3.5 Acres in 11 Acre Area. See Attached Remarks For 10 Acre pasture covered by 4 Applications

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? Boise/Kuna Irrigation Dist
Waldvogel Canal - This parcel has No water rights and will not be allotted any water rights in the future. We will not be using Surface Water therefore.

11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? Applicant
- 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. Maps of All 4 Applications are included with App #1
See Attached Remarks

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.


Signature of Applicant

Robert F. Flood
Print Name (and title, if applicable)

For Department Use:

Received by SLC Date Sept 29, 08 Time 10:00 Preliminary check by SLC
 Fee \$ 100 - total Received by 9-4-2008 Receipt No. 42036880 Date 9-4-2008
 Publication prepared by DB Date 3/12/2009 Published in IDAHO STATESMAN
 Publication approved _____ Date _____ Dates Published MARCH 19 & 26, 2009

Waldvogal Acres Subdivision

Water rights are being requested for three reasons

1. Fire Hydrant for Melba and Kuna Fire Districts use. This subdivision is at the far end of each district. If there is a fire in the area it is about a 30 minute round trip to fill their water trucks. I stated to them I would put in a hydrant. The optimal would be approximately 600 GPM. This would mean it would take 5 minutes to fill the 3000 gallon tanks. There has not been a need for the last 2 years in that area so to predict the amount of water is not feasible.

2. Domestic use. I intent to put in 4 wells with single 7 ½ horsepower pumps. Each well will service two homes. Double back flow gauges will be provided for each home. The wells will be owned by the Homeowners association. Therefore, if there is a problem with a well it will be the Homeowners Assoc that will be responsible.

3. This development is a private Equestrian community. To provide for the horses a pasture is important. Therefore I am requesting a 10 acre pasture to accommodate approximately 16 to 20 horses. This will not be a commercial venture. As part of the Sewer system that I am installing there will be an opportunity to reuse the grey water that is the by-product of this system. There will be an underground drip system that will be installed to aid in the irrigation.

- Continued next page -

APPLICATION REMARKS – WALDVOGEL ACRES SUBD.

4 similar applications are filed.

Each application includes 1 well for 2 homes and yard irrigation.

Subdivision lots for homes are $\frac{3}{4}$ acre each, maximum yard irrigation will be $\frac{1}{2}$ acre per home (1 acre per well) – probably less but filed on maximum just in case.

Any single well or any combination of the 4 wells will irrigate a shared 10 acre pasture.

Therefore each application lists domestic water for 2 homes plus irrigation water for 11 acres. However, the 4 applications combined will include a 10 acre limit for pasture irrigation.

In-house use for 2 homes is 0.06 cfs per IDWR standards.

Irrigation use is 0.02 cfs per acre per IDWR standards but limited to 0.20 cfs.

Domestic and irrigation water is not additive within each application.

The water bearing zone to be appropriated for each well is from 400' to 475' feet.

Section $\frac{1}{4}$ $\frac{1}{4}$ descriptions per subdivision plat are as follows:

<u>APPL #</u>	<u>SUBD LOTS</u>	<u>WELL IN</u>	<u>HOMES/YARDS IN</u>
1	2 & 3	NWNE	NWNE
2	4 & 5	NWNE	NWNE
3	7 & 8	NWNE	NWNE (most) NENW (some)
4	9 & 10	NENW	NENW

Separate fire protection is not included since it is exempted under IC § 42-201.

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PRELIMINARY PLAT OF
WALDVOGEL ACRES SUBDIVISION
A NON-FARM SUBDIVISION
A PORTION OF THE N 1/2, SECTION 5,
T.1N., R.1W., B.1A.,
ADA COUNTY, IDAHO

2007

NE core
of NWNB

- Each server 2 hours; 5 yards
- All 57 can migrate in 1 hour 10 Ave posture

- Each server 2 hours; 5 yards

- All 4 can integrate in strand 10 Ave posture

IRRIGATE 10 ACRES →
for pasture

NWNE
Gart Lot 2

NEW
JAN 2013
JAN 2013
JAN 2013

1/2 Lin

few color of
name

DEVELOPER/DRAWER:
BOB FLOOD
504 WEST HIGHLAND VIEW DRIVE
BOISE, IDAHO 83702

SURVEYOR:
TEALEY'S LAND SURVEYING
PATRICK A. TEALEY
905 W. JEFFERSON STREET
BOISE, IDAHO 83702

ACREAGE: 41.67 ACRES

ZONING: RR

THE STATE BOARD FOR LAND SURVEYING
ABRICATION DISTRICT: BOISE KUNA IRRIGATION
DRAINAGE DISTRICT: BOISE KUNA IRRIGATION
SEWAGE DISPOSAL: INDIVIDUAL SEPTIC TANK
WATER SUPPLY: INDIVIDUAL WELL

**SURVEYOR:
EALEY'S LAND SURVEYING
ATRICK A. TEALEY
15 W. JEFFERSON STREET
POSE, IDAHO 83702
CREAGE: 41.67 ACRES**

PAGE: 41.67 ACRES

SEE WATER RIGHTS FOR RES PROPERTY
IRRIGATION DISTRICT: BOSE KUNA IRRIGATION
RANGE DISTRICT: BOSE KUNA IRRIGATION
SEWAGE DISPOSAL: INDIVIDUAL SEPTIC TANK
WATER SUPPLY: INDIVIDUAL WELL
WELL FOR CROPS

SEE WATER RIGHTS FOR RES PROPERTY
IRRIGATION DISTRICT: BOSE KUNA IRRIGATION
RANGE DISTRICT: BOSE KUNA IRRIGATION
SEWAGE DISPOSAL: INDIVIDUAL SEPTIC TANK
WATER SUPPLY: INDIVIDUAL WELL
WELL FOR CROPS

SEE WATER RIGHTS FOR RES PROPERTY
IRRIGATION DISTRICT: BOSE KUNA IRRIGATION
RANGE DISTRICT: BOSE KUNA IRRIGATION
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RANGE DISTRICT: BOSE KUNA IRRIGATION
SEWAGE DISPOSAL: INDIVIDUAL SEPTIC TANK
WATER SUPPLY: INDIVIDUAL WELL
WELL FOR CROPS

JECT

1

DATE: 10/10/10

10

OPEN SKY ESTATES CORPORATION

ADA COUNTY

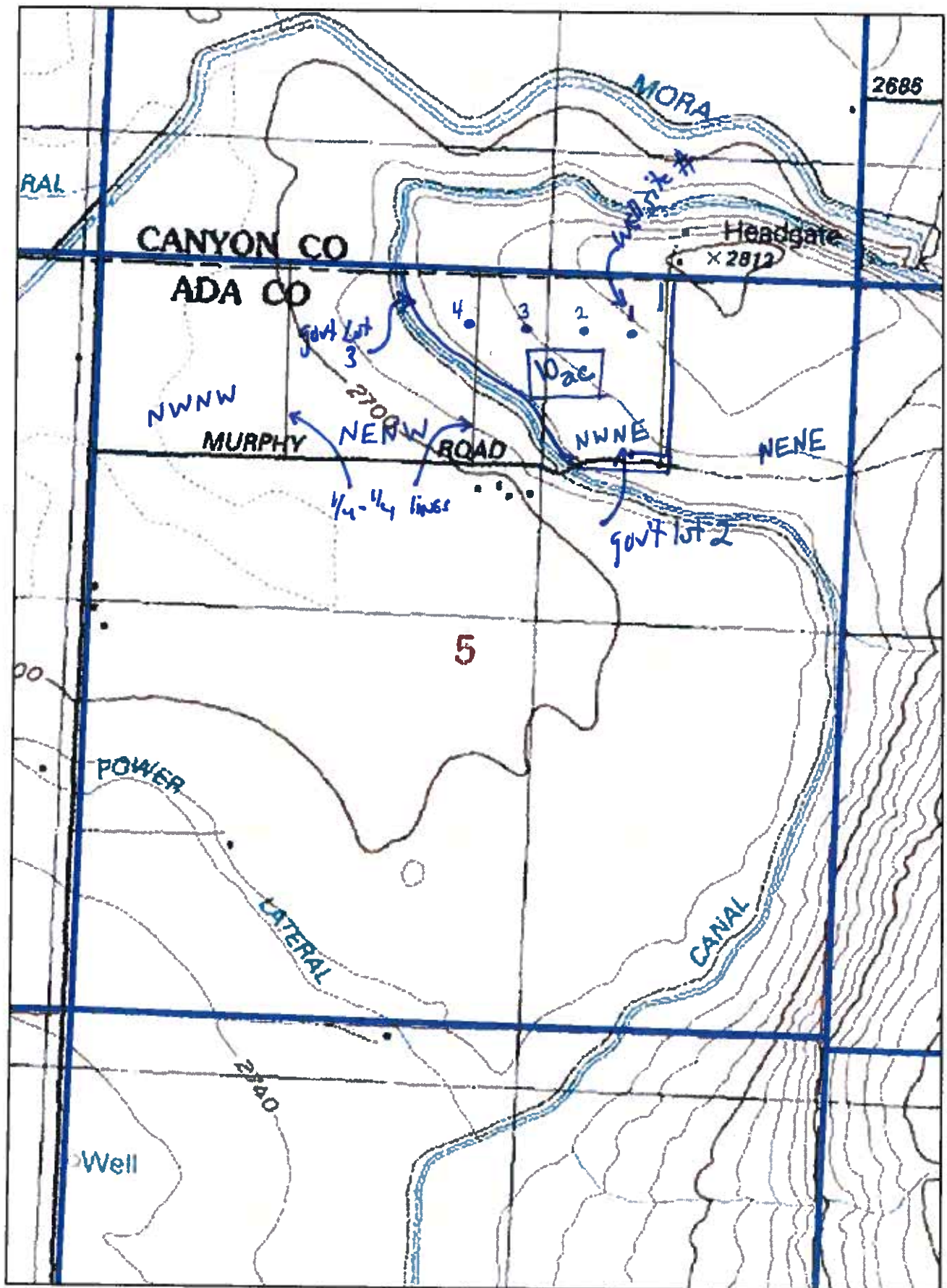
JUN 11 2007

DEVELOPMENT SERVICES

LINE TABLE		
LINE	LENGTH	REASON
1	87.84	1117.7-1117.9
2	50.68	1017.7-1017.9
3	50.68	917.7-917.9
4	82.91	817.7-817.9
5	80.84	717.7-717.9

CURVE DATA			
CURVE	RADIUS	DELTA	LENGTH
1	500.00	31.75	11.17
2	100.00	10.00	3.14
3	100.00	30.00	9.42
4	200.00	20.00	6.28
5	200.00	20.00	6.28
6	200.00	20.00	6.28
7	200.00	20.00	6.28
8	200.00	20.00	6.28
9	200.00	20.00	6.28
10	200.00	20.00	6.28
11	200.00	20.00	6.28
12	200.00	20.00	6.28
13	200.00	20.00	6.28
14	200.00	20.00	6.28
15	200.00	20.00	6.28
16	200.00	20.00	6.28
17	200.00	20.00	6.28
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28	200.00	20.00	6.28
29	200.00	20.00	6.28
30	200.00	20.00	6.28
31	200.00	20.00	6.28
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38	200.00	20.00	6.28
39	200.00	20.00	6.28
40	200.00	20.00	6.28
41	200.00	20.00	6.28
42	200.00	20.00	6.28
43	200.00	20.00	6.28
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70	200.00	20.00	6.28
71	200.00	20.00	6.28
72	200.00	20.00	6.28
73	200.00	20.00	6.28
74	200.00	20.00	6.28
75	200.00	20.00	6.28
76	200.00	20.00	6.28
77	200.00	20.00	6.28
78	200.00	20.00	6.28
79	200.00	20.00	6.28
80	200.00	20.00	6.28
81	200.00	20.00	6.28
82	200.00	20.00	6.28
83	200.00	20.00	6.28
84	200.00	20.00	6.28

1N, 1W



63-33111

Buffington, Denise

From: Buffington, Denise
Sent: Thursday, March 12, 2009 11:00 AM
To: legals@idahostatesman.com
Subject: Legal Notices - Corrected Version
Attachments: 63-33114 Ad.RTF; 63-31630 Amendment Ad.doc; 63-32982 Ad.RTF; 63-33033 Ad.RTF; 63-33111 Ad.RTF; 63-33112 Ad.RTF; 63-33113 Ad.RTF; X-fer 74951 Ad.doc; X-fer 75424 Ad.doc; X-fer 74414 Ad.doc; X-fer 73811 Ad.doc; Ada County Ads - Cover Letter.RTF

Please disregard the first message sent a few minutes ago. This is the correct information, there are 11 ads total.

Thank you.

Denise

From: Buffington, Denise
Sent: Thursday, March 12, 2009 10:41 AM
To: legals@idahostatesman.com
Subject: Legal Notices

Attached please find (9) legal notices being submitted for publication. Please contact me if you have any questions or if you are not able to run the ads on the dates listed.

Thank You,

Denise Buffington
Administrative Assistant
Dept of Water Resources
Western Region

3/12/2009

Buffington, Denise

From: Buffington, Denise
Sent: Thursday, March 12, 2009 10:41 AM
To: legals@idahostatesman.com
Subject: Legal Notices
Attachments: Ada County Ads - Cover Letter.RTF; 63-33114 Ad.RTF; 63-31630 Amendment Ad.doc; 63-32982 Ad.RTF; 63-33033 Ad.RTF; 63-33111 Ad.RTF; 63-33112 Ad.RTF; 63-33113 Ad.RTF; X-fer 74951 Ad.doc; X-fer 75424 Ad.doc

Attached please find (9) legal notices being submitted for publication. Please contact me if you have any questions or if you are not able to run the ads on the dates listed.

Thank You,

Denise Buffington
Administrative Assistant
Dept of Water Resources
Western Region

3/12/2009

March 12, 2009

Legal Notice Department
IDAHO STATESMAN
PO BOX 40
BOISE ID 83707

RE: Application to Amend Permit No. 63-31630

RE: Application for Permit No. 63-32982, 63-33033, 63-33111, 63-33112, 63-33113 & 63-33114

RE: Transfer No. 74951
Water Right No(s). 63-31838

RE: Transfer No. 75424
Water Right No(s). 63-3214

RE: Transfer No. 74414
Water Right No(s). 61-12149

RE: Transfer No. 73811
Water Right No(s). 61-2154 61-2155 61-7005 61-7396 61-7119 61-10378

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 04/06/2009. Your cooperation is appreciated.

Sincerely,

Denise Buffington
Administrative Assistant

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-33111

ROBERT FLOOD
126 W THORNBERRY CT
BOISE ID 83702

Point(s) of Diversion L2 (NWNE) S5 T01N R01W ADA County Source GROUND WATER

Use: IRRIGATION 03/01 To 11/15 0.2 CFS

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

Total Diversion: 0.2 CFS

Date Filed: 09/29/2008

Place Of Use: IRRIGATION

T01N R01W S5 NWNE Lot 2

Number of Acres 11

Place Of Use: DOMESTIC

T01N R01W S5 NWNE Lot 2

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 04/06/2009. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Published on March 19th & 26th, 2009



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 22, 2008

ROBERT FLOOD
126 W THORNBERRY CT
BOISE ID 83702

Re: Water Right Applications for Waldvogel Acres Subdivision

Dear Mr. Flood:

Your recently filed Application for Permit for a new water right is returned because it cannot be approved as filed. An application must be limited to a single system. You proposed four similar systems requiring four similar applications.

Enclosed are draft applications with maps and application remarks. I added a page of remarks based on the original information you provided. The idea is that each application will include a well, two homes and yards, plus the ability to irrigate some or all of the 10 acre pasture. The 10 acres is listed for each application, but their combined total for pasture irrigation is limited to 10 acres, of course. Fire protection does not need to be included due to an exemption under Idaho law for that use.

Total application fees will be \$400 at \$100 per filing. The Idaho Department of Water Resources (IDWR) can apply the \$250 you already paid to the total fee, leaving a balance due of \$150. You can obtain application forms on the IDWR website noted in this letter.

Be sure to complete the sentence on the typed remarks I added regarding the proposed water bearing zone to be appropriated. That will identify the estimated aquifer zone from which water will be produced by the wells.

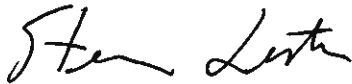
Also note that you should include an explanation about the future intent of using or not using irrigation water from the Boise Kuna Irrigation District. IDWR policy requires continued use of available surface water for irrigation instead of simply replacing it with ground water. This would make the well water supplemental to the surface water for irrigation use.

Please submit four completed applications with the \$150 balance due within sixty (60) days. IDWR will apply the previous \$250 payment towards those four new applications if you file them within that time period. You may request a refund within the same time period if you decide not to file the applications.

Robert Flood
September 22, 2008
Page 2

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. Thank you for your attention to these matters.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Lester". The signature is fluid and cursive, with the first name "Steve" and last name "Lester" clearly distinguishable.

Steve Lester
Water Rights Supervisor

Enclosure