

RECEIVED

DEC 23 2008

AMENDED

WATER RESOURCES  
WESTERN REGION

Page 1

Ident. No. 55-13891

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

1. Name: THOMAS QUINTANA  
3824 US HWY 95  
HOMEDALE ID 83628  
(208)337-3489

2. Source: DEER CREEK Tributary to: BOULDER CREEK

3. Location of Point of Diversion:

|               |            |                                 |
|---------------|------------|---------------------------------|
| #1 DEER CREEK | NE1/4SE1/4 | Sec. 24, Twp 06S, Rge 04W, B.M. |
| OWYHEE County |            |                                 |
| #2 DEER CREEK | NE1/4NE1/4 | Sec. 25, Twp 06S, Rge 04W, B.M. |
| OWYHEE County |            |                                 |

4. Water will be used for the following purposes:

| <u>Purpose</u>     | <u>From</u> <u>To</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|--------------------|-----------------------|--------------------------|----------------------|
| STOCKWATER STORAGE | 01/01 to 12/31        |                          | 20.0 AF              |

5. Total quantity to be appropriated is: 20.0 AF

6. Proposed diverting works:

POINT OF DIVERSION #1

a. Type and size of devices used to divert water from the source: (2) DAM & RESERVOIRS FOR STOCKWATER

b. Height of storage dam 8 feet;  
Active reservoir capacity 2 acre-feet;  
Total reservoir capacity 2 acre-feet;.

c. Proposed well diameter is \_\_\_\_\_ inches;  
Proposed depth of well is \_\_\_\_\_ feet.

d. Is ground water with a temperature of greater than 85F being sought?

e. If well is already drilled, when? \_\_\_\_\_;

Drilling Firm \_\_\_\_\_;

Drilling Permit No. \_\_\_\_\_.

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR PERMIT**

**To appropriate the public water of the State of Idaho**

**POINT OF DIVERSION #2**

a. Type and size of devices used to divert water from the source: (2) DAM & RESERVOIRS FOR STOCKWATER

b. Height of storage dam 8 feet;

Active reservoir capacity 8 acre-feet;

Total reservoir capacity 8 acre-feet;

c. Proposed well diameter is \_\_\_\_\_ inches;

Proposed depth of well is \_\_\_\_\_ feet.

d. Is ground water with a temperature of greater than 85F being sought?

e. If well is already drilled, when? \_\_\_\_\_;

Drilling Firm \_\_\_\_\_;

Drilling Permit No. \_\_\_\_\_.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).

8. Stockwater is for 500 head of range cattle.

**PLACE OF USE: STOCKWATER STORAGE**

| Twp Rge Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|             | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 06S 04W 24  |    |    |    |    |    |    |    |    |    |    |    |    | X  |    |    |    |        |
| 06S 04W 25  | X  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

9a. Who owns the property at the point of diversion? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

9b. Who owns the land to be irrigated or place of use? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

10. Remarks:

Dams & Reservoirs Exist. Ext. pond capacity: Pond #1 = 0.5 ac surface x 4 ft depth = 2 ac-ft

Pond #2 = 2 ac surface x 4 ft depth = 8 ac-ft

Evaporation = 8.75 ac-ft

Approximate Total of 20 ac-ft

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

11. Map of proposed point of diversion and place of use attached? ☒ [X]

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Thomas M. Quintana  
Applicant

Received by Jmk Date 12-23-08 Time 10:30 am Preliminary check by JFW  
Publication prepared by DB Date 2/26/09 Published in OWYHEE AVALANCHE  
Publication approved \_\_\_\_\_ DATE: \_\_\_\_\_ Date MARCH 4 & 11, 2009

Receipt No. W037081

Date: \_\_\_\_\_

Received by: \_\_\_\_\_

See Original

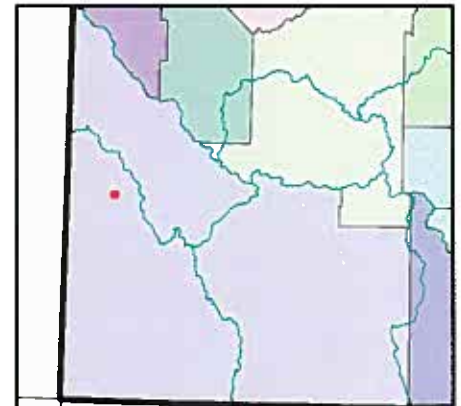


# Idaho Department of Water Resources

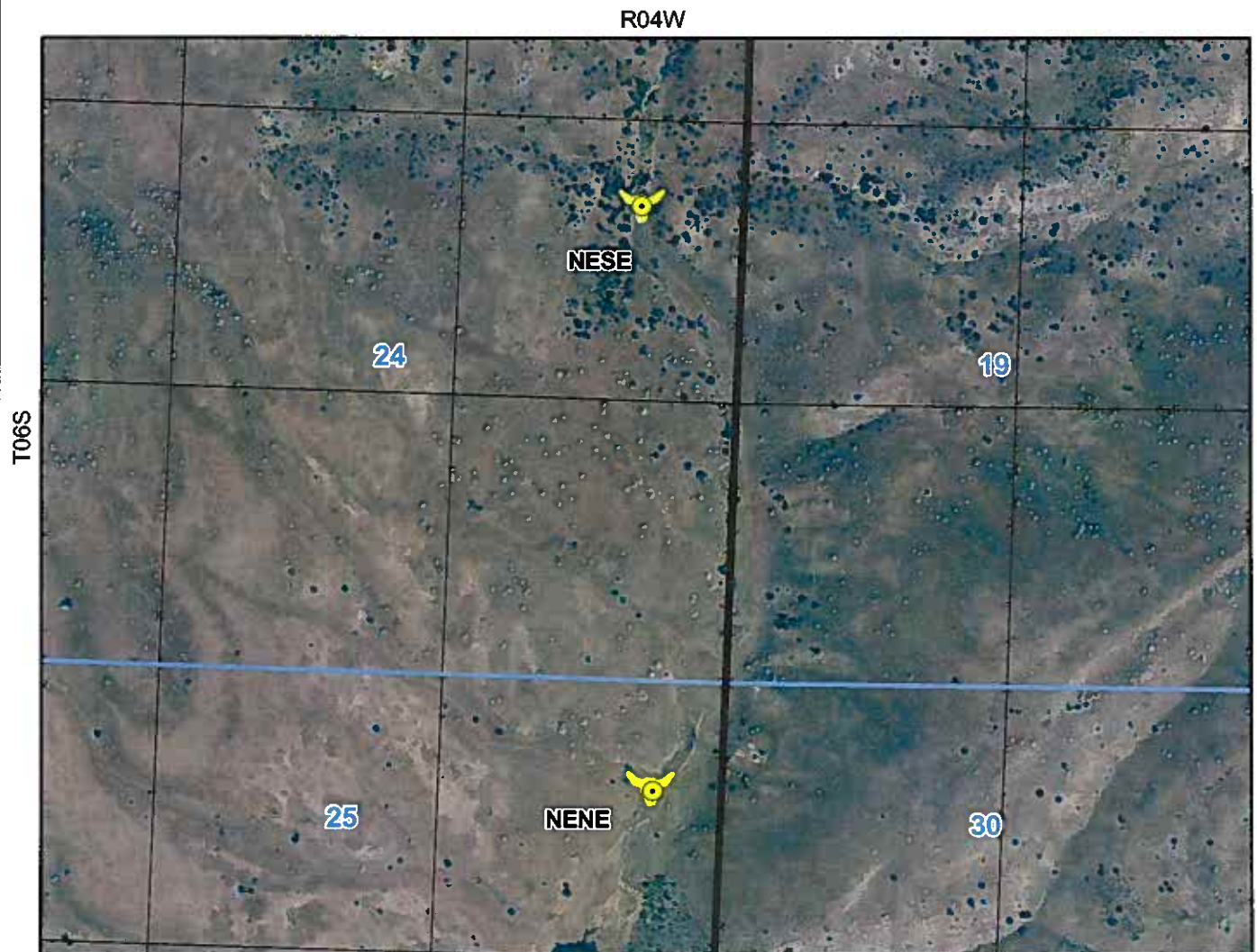
Application  
**55-13891**  
(STOCKWATER STORAGE)

## Legend

-  Point of Diversion
-  Place of Use
-  State Outline
-  Townships
-  PLS Sections
-  Quarter Quarters

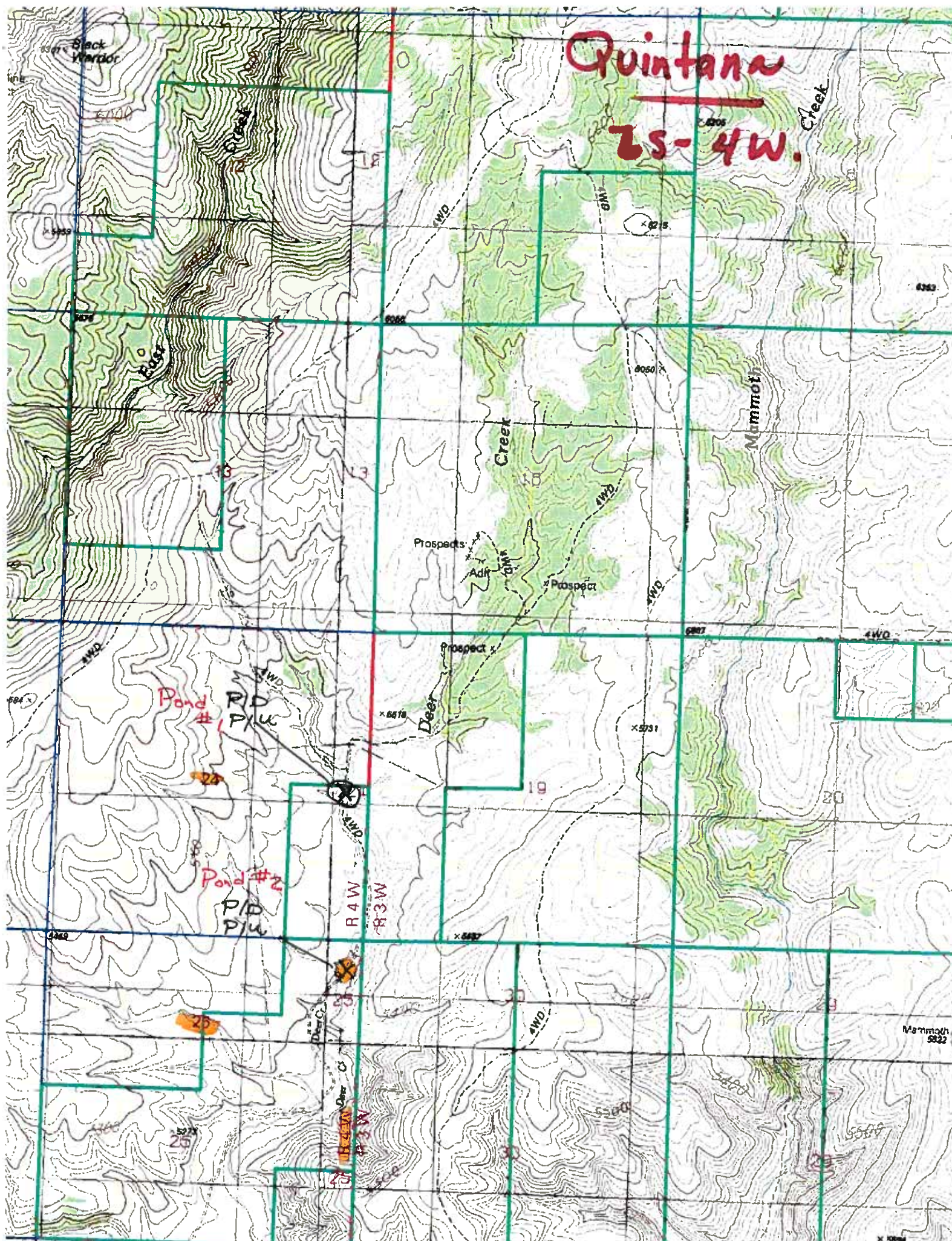


Owyhee County  
IDWR Basin 55



Prepared by Angie Grimm  
On December 10, 2008  
2004 Aerial Photography

0 0.15 0.3 0.6 Miles



Ident. No. 55-13891

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

RECEIVED

DEC 05 2008

WATER RESOURCES  
WESTERN REGION

1. Name of Applicant Thomas M. Quintana Phone 208-387-3489  
Mailing address 3824 US Hwy 95 Homedale, Idaho 83628 Email \_\_\_\_\_
2. Source of water supply Deer Creek which is a tributary of Boulder Creek
3. Location of point of diversion is Township 6S Range 4W Sec. 24 in the \_\_\_\_\_ 1/4, NE 1/4, SE 1/4, Govt. Lot \_\_\_\_\_, B.M., Owyhee County;  
additional points of diversion if any: 6S-4W NW NW - Section 25  
NE NE
4. Water will be used for the following purposes:
 

|                                                                                                                      |
|----------------------------------------------------------------------------------------------------------------------|
| Amount <u>20 ac-Ft</u> for <u>Stockwater Storage</u> purposes from <u>1/1</u> to <u>12/31</u> (both dates inclusive) |
| (cfs or acre-feet per year)                                                                                          |
| 20 Amount <u>3333</u> for <u>Stockwater from</u> purposes from <u>4/1</u> to <u>12/31</u> (both dates inclusive)     |
| (cfs or acre-feet per year)                                                                                          |
| Amount <u>.12</u> for <u>Stockwater Storage</u> purposes from <u>1/1</u> to <u>12/31</u> (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) .12 and/or (b) 20  
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 \_\_\_\_\_  
(2) Dam + Reservoirs for stockwater
  - b. Height of storage dam 8 Ft max 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 5 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. 500 hd cattle
  - c. Municipal; show name of municipality. \_\_\_\_\_
  - d. Domestic; show number of households. \_\_\_\_\_
  - 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 |        |
| 6S  | 4W  | 24  |    |    |    |    |    |    |    |    |    |    |    |    | S  |    |    |    |        |
| 6   |     | 25  | S  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

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? None

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. \_\_\_\_\_

Dams + Reservoirs Exist

Est. Pond Capacity: Pond #1 =  $\frac{1}{2}$  ac. surface  $\times$  4 Ft depth = 2 ac.-Ft.

Pond #2 = 2 ac. surface  $\times$  4 Ft depth = 8 ac.-Ft.

Evaporation = 8.75 ac.-Ft.

3 Total 20 ac.-Ft.

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.

Thomas M. Poyntona  
Signature of Applicant

Thomas M. Poyntona  
Print Name (and title, if applicable)

**For Department Use:**

Received by [Signature] Date Dec 5, 08 Time 3:29 Preliminary check by \_\_\_\_\_  
Fee \$ 100.00 Received by [Signature] Receipt No. W037081 Date \_\_\_\_\_

Publication prepared by \_\_\_\_\_ Date \_\_\_\_\_ Published in \_\_\_\_\_  
Publication approved \_\_\_\_\_ Date \_\_\_\_\_ Dates Published \_\_\_\_\_

**Buffington, Denise**

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**From:** Buffington, Denise  
**Sent:** Friday, February 27, 2009 2:00 PM  
**To:** 'rward@idfg.idaho.gov'  
**Subject:** Comment Letters  
**Attachments:** Comment letter to IDFG mult apps.doc; 55-13893 App.pdf; 65-23139 App.pdf; 02-10416 App.pdf; 55-13887 App.pdf; 55-13888 App.pdf; 55-13889 App.pdf; 55-13891 App.pdf; 55-13892 App.pdf; 67-14951 App.pdf

Please review the attached information and comment as necessary. If you have any questions regarding the attached information, please contact our office at 334-2190.

Thank You,

Denise Buffington  
Administrative Assistant  
Dept of Water Resources  
Western Region

2/27/2009

February 27, 2009

RICK WARD  
ENVIRONMENTAL STAFF BIOLOGIST  
ID DEPT FISH & GAME SOUTHWEST REGION  
3101 S POWERLINE RD  
NAMPA ID 83686

Re: Water Right Application(s) 02-10416, 55-13887, 55-13888, 55-13889, 55-13891, 55-13892,  
55-13893, 65-23139 & 67-14951

Dear Mr. Ward:

Attached are copies of one or more applications that may be of interest to your agency. Please contact the applicant(s) if your agency has concerns about the application(s). It is not necessary to provide agency comments to the Idaho Department of Water Resources (IDWR), although your comments are welcome if you think IDWR would benefit from them.

If your agency desires 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 March 23, 2009.

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

Sincerely,

Denise Buffington  
Administrative Assistant

Enclosure



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](http://www.idwr.idaho.gov)

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

February 27, 2009

*SEE ATTACHED DISTRIBUTION LIST*

Re: Application No(s). 55-13887, 55-13888, 55-13889, 55-13891, 55-13892 and 55-13893  
for Thomas Quintana

Dear Interested Parties:

Attached are copies of Public Notices for water right applications that may be of interest to you. Please contact the applicant if you have concerns about any of the information regarding these applications.

The applicant currently has three (3) existing ponds. Those ponds are covered under water right numbers 55-13891, 55-13892 and 55-13893. I have also enclosed maps showing the location of each water right, for your reference.

If you desire to file a formal protest against the approval of any of the applications, a written protest along with the \$25.00 protest fee for each application protested must be received in this office by March 23, 2009.

Please contact this office at 208-334-2190 if you have any questions regarding the applications.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington". The signature is written in dark ink and is positioned above the printed name.

Denise Buffington  
Administrative Assistant  
Western Region

Enclosure

**THOMAS QUINTANA APPLICATIONS FOR PERMIT  
55-13887, 55-13888, 55-13889, 55-13891, 55-13892 & 55-13893  
DISTRIBUTION LIST FOR COMMENT LETTERS**

RICK WARD  
ENVIRONMENTAL STAFF BIOLOGIST  
ID DEPT FISH & GAME SOUTHWEST REGION  
3101 S POWERLINE RD  
NAMPA ID 83686

J LAVAR YOUNG  
10547 YOUNGS LN  
MELBA ID 83641

VERNON KERSHNER  
PO BOX 38  
JORDAN VALLEY OR 97910

SCOTT NICHOLSON  
4722 W VAQUERO LN  
MERIDIAN ID 83642

JOSEPH L PARKINSON  
123 W HIGHLAND VIEW DR  
BOISE ID 83702

DILLER MILLER LAND COMPANY LLC  
451 E GLENDALE AVE  
PHOENIX AZ 85020

US BUREAU OF LAND MANAGEMENT  
IDAHO STATE OFFICE  
ATTN: FRED PRICE  
1387 S VINNELL WAY  
BOISE ID 83709

ROBERT MacKENZIE  
PO BOX 125  
JORDAN VALLEY OR 97910

MORGAN RANCHES  
PO BOX 277  
JORDAN VALLEY OR 97910

**Buffington, Denise**

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**From:** Buffington, Denise  
**Sent:** Thursday, February 26, 2009 5:09 PM  
**To:** owyheeavalanche@cableone.net  
**Subject:** Legal Notices  
**Attachments:** Owyhee County Ads - Cover Letter.RTF; 02-10416 Ad.RTF; 55-13893 Ad.RTF; 55-13887 Ad.RTF; 55-13888 Ad.RTF; 55-13889 Ad.RTF; 55-13891 Ad.RTF; 55-13892 Ad.RTF

Attached please find (7) 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

2/27/2009

February 26, 2009

**Legal Notice Department**  
OWYHEE AVALANCHE  
PO BOX 97  
HOMEDALE ID 83628

RE: Application for Permit No. 2-10416, 55-13887, 55-13888, 55-13889, 55-13891, 55-13892  
AND 55-13893

**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 03/23/2009. 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:

55-13891

THOMAS QUINTANA  
3824 US HWY 95  
HOMEDALE ID 83628

Point(s) of Diversion NESE S24 T06S R04W OWYHEE County Source DEER CREEK  
Tributary To BOULDER CREEK

Point(s) of Diversion NENE S25 T06S R04W OWYHEE County Source DEER CREEK  
Tributary To BOULDER CREEK

Use: STOCKWATER STORAGE 01/01 To 12/31 20 AFA  
Total Diversion: 20 AFA

Date Filed: 12/05/2008

Place Of Use: STOCKWATER STORAGE

T06S R04W S24 NESE

T06S R04W S25 NENE

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 03/23/2009. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Published on March 4<sup>th</sup> & 11<sup>th</sup>, 2009