

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

RECEIVED

FEB 24 2009

WATER RESOURCES
WESTERN REGION

1. Name: W LEE HUDSON
858 MIDDLEFORK RD
GARDEN VALLEY ID 83622
(208)462-8082

2. Source: MIDDLE FORK PAYETTE RIVER Tributary to: PAYETTE RIVER

3. Location of Point of Diversion:

#1 MIDDLE FORK PAYETTE RIVER NE1/4SW1/4
BOISE County

Sec. 13, Twp 10N, Rge 04E, B.M.

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>
DOMESTIC	01/01 to 12/31	0.04 CFS	
FIRE PROTECTION	01/01 to 12/31	0.20 CFS	

5. Total quantity to be appropriated is: 0.20 CFS

6. Proposed diverting works:

POINT OF DIVERSION #1

- a. Type and size of devices used to divert water from the source: 2 HP PUMP AND WATERLINE
- 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 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.

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
10N 04E 13	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
										X							

PLACE OF USE: FIRE PROTECTION

Twp Rge Sec	NE				NW				SW				SE				Totals
10N 04E 13	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
										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.

Point of Diversion #1: MITCHELL J MOONEY - mutual arrangement with owner

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.

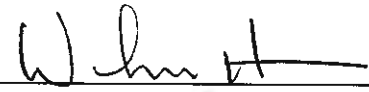
APPLICANT

10. Remarks:

I have cleared a fire break all around my home. To complete my fire suppression plan, I will require 2 water tanks, 1000 gallons each, for emergencies and a minimum of domestic use to keep foliage green.

11. Map of proposed point of diversion and place of use attached? ☐

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.


Applicant

Received by Janh Date 2-24-09 Time 10:15 AM Preliminary check by _____
Publication prepared by _____ Date 2/26/09 Published in IDAHO WORLD
Publication approved _____ DATE: _____ Date 7 MARCH 4 & 11, 2009



Idaho Department of Water Resources

Application

65-23265

(FIRE PROTECTION)

Legend

● Point of Diversion



Place of Use



State Outline



Townships



PLS Sections



Quarter Quarters



Taxlots



Boise County
IDWR Basin 65

Prepared by John Westra
On February 12, 2009
2004 Aerial Photography

R04E



TION



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OR DB

FEB 07 2008

RECEIVED

MAY 10 2007

WATER RESOURCES
WESTERN REGIONIdent. No. 65-23265FORM 202
12/99WATER 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 Wilce Hudson Phone 208-462-8082
Mailing address 858 Middlefork Rd, Garden Valley ID 83622
2. Source of water supply Middlefork Payette which is a tributary of _____
3. Location of point of diversion is Township 10N Range 4E Sec. 13 in the NE $\frac{1}{4}$,
NE $\frac{1}{4}$, — $\frac{1}{4}$, Govt. Lot _____, B.M., Boise County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
- | |
|---|
| Amount <u>10</u> for <u>fire suppression</u> purposes from <u>March</u> to <u>Sept</u> (both dates inclusive) |
| (cfs or acre-feet per annum) <u>storage</u> |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount <u>0.4</u> for <u>domestic</u> purposes from <u>March</u> to <u>Nov</u> (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) N/A and/or (b) 10.04
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 pump 2 horse power,
2" outlet, 1 1/2" water-line 100 psi
- 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 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. Domestic use to keep foliage green around house
and 2 ea. 1000 gal storage tank in case of fire for suppression.

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	
10N	4E	13	D																

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? Mr. Mitch Mooney Lot #30
- b. Who owns the land to be irrigated or place of use? W. Lee Hudson

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

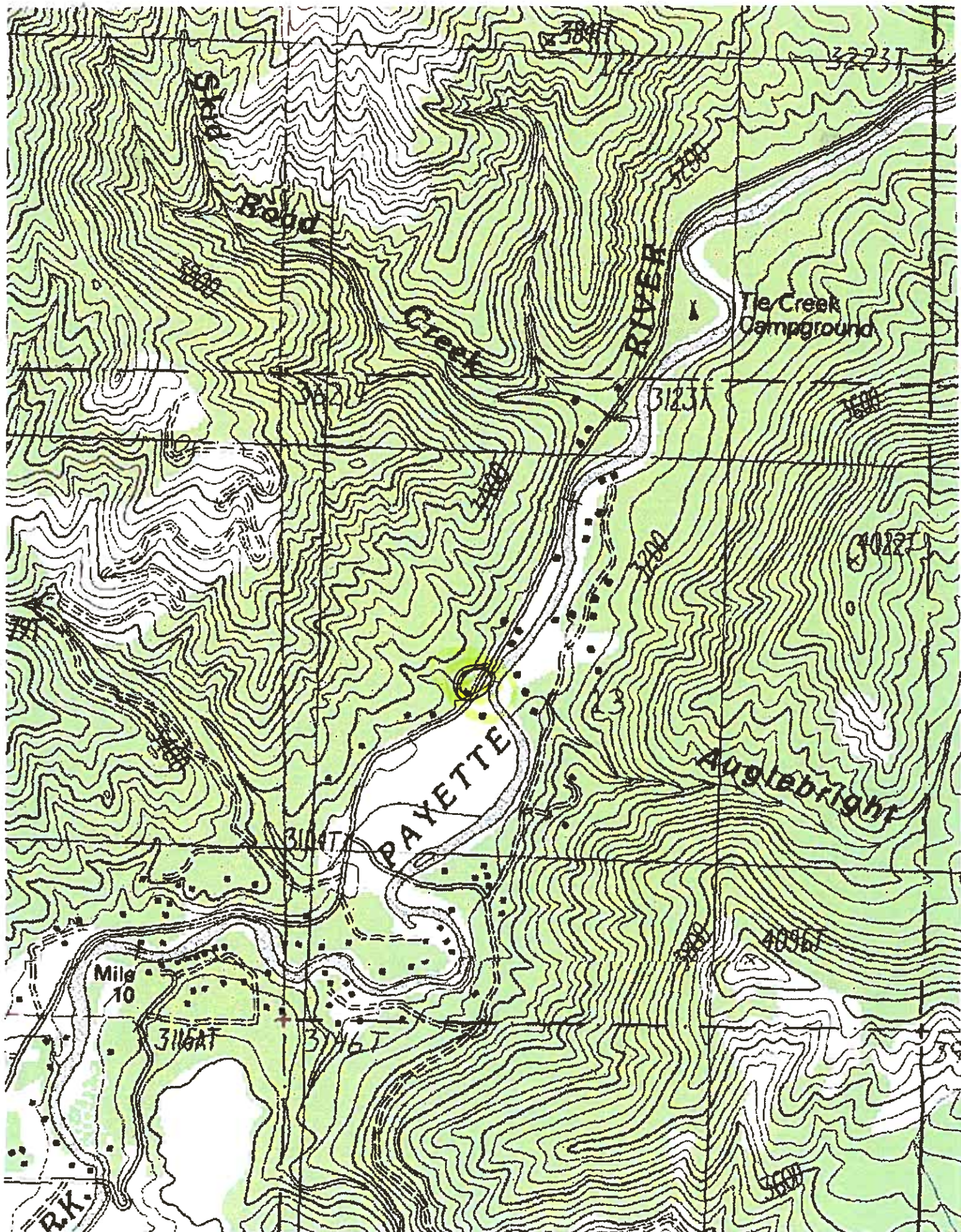
12. Remarks: I have cleared a firebreak all around my home. To complete my fire suppression plan, I will acquire 2 water tanks, 1000 gal each for emergencies and a minimum of domestic use to keep foliage green.

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.

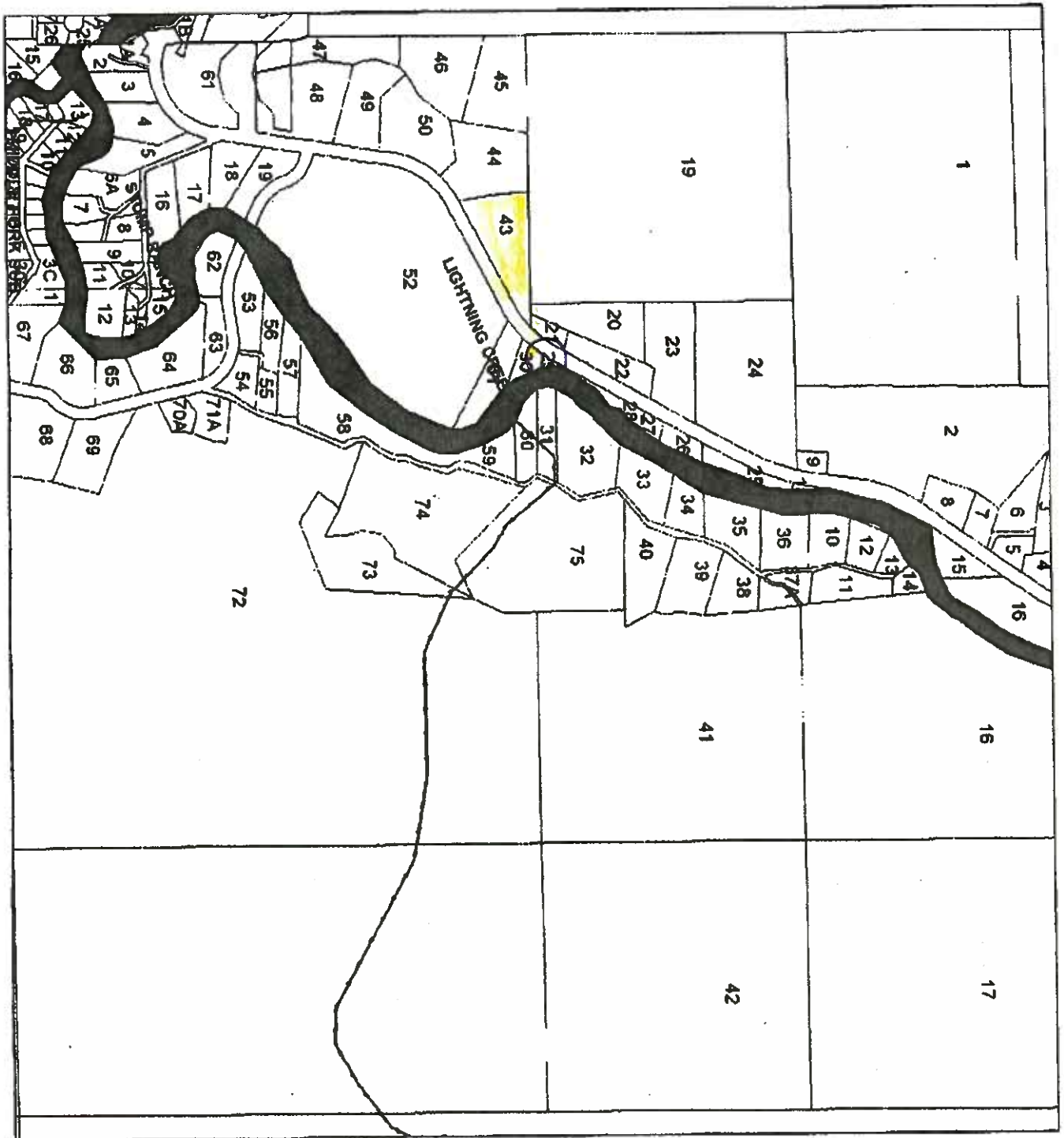
W. Lee Hudson
Signature of Applicant (and title, if applicable)

Received by DB Date 5-10-07 Time 12:30 PM Preliminary check by _____
Fee \$ 100 Received by DB # W036151 Date 2-19-08
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____



ATTACHMENT 'A'

65-23265

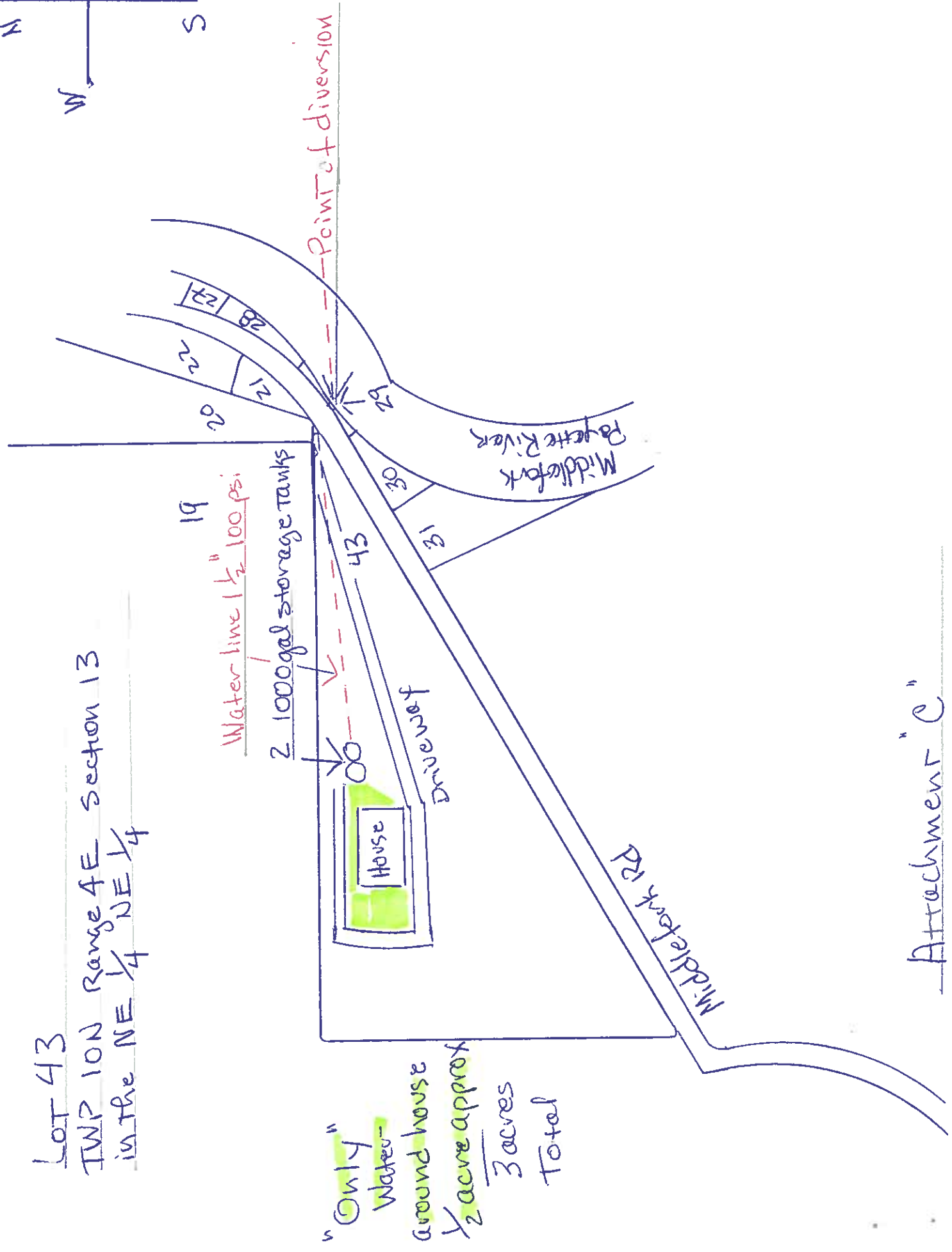
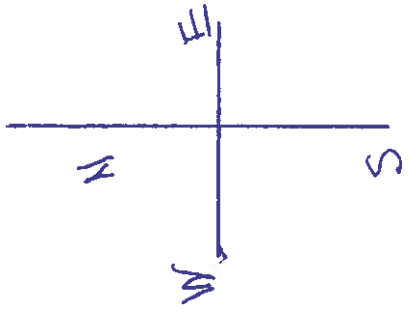


ATTACHMENT 18



Lot 43

TWP 10N Range 4E Section 13
in the NE $\frac{1}{4}$ NE $\frac{1}{4}$



"Only"
Water-
around house
 $\frac{1}{2}$ acre approx
3 acres
Total

Attachment "C"

Buffington, Denise

From: Buffington, Denise
Sent: Monday, March 02, 2009 12:30 PM
To: 'rward@idfg.idaho.gov'
Subject: Comment Letter
Attachments: 65-23265 Comment letter to IDFG.doc; 65-23265 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

3/2/2009

March 2, 2009

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

Re: Water Right Application(s) 65-23265

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

Buffington, Denise

From: Buffington, Denise
Sent: Thursday, February 26, 2009 4:54 PM
To: editor@idahoworld.com
Subject: Legal Notices
Attachments: Boise County Ads - Cover Letter.RTF; 63-32945 Ad.RTF; 65-23265 Ad.RTF

Attached please find (2) 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
IDAHO WORLD
PO BOX 99
GARDEN VALLEY ID 83622

RE: Application for Permit No. 63-32945 & 65-23265

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:

65-23265

W LEE HUDSON
858 MIDDLEFORK RD
GARDEN VALLEY ID 83622

Point(s) of Diversion NESW S13 T10N R04E BOISE County Source MIDDLE FORK PAYETTE RIVER
Tributary To PAYETTE RIVER

Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Use: FIRE PROTECTION 01/01 To 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 02/19/2008

Place Of Use: DOMESTIC

T10N R04E S13 NWSW

Place Of Use: FIRE PROTECTION SAME AS DOMESTIC

Remark: Fire protection: 2- 1000 gal storage tanks

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 4th & 11th, 2009

RECEIVED

09
FEB 07 2008

WATER RESOURCES
WESTERN REGION

Attachment 'D'

To Whom It May Concern:

Major forest fires the summers of 2006 and 2007 in the National Forest were within 1 mile of my 858 Middle Fork Rd residence. Each summer the fires burned from August through November until rain and snow halted further spreading. One fire ignited approximately 500 yards over the hill from my home. Fortunately, the helicopters were quick to extinguish the blaze with water from the nearby Middle Fork of the Payette.

Protective measures have been taken by me to protect my home from future fires in the National Forest and on BLM land that could easily spread to my property. These safe guards include the grading and maintaining of a road / driveway that almost completely surrounds my residence. However, more protective measures are needed, which is why I am applying for water rights to the Middle Fork of the Payette River. Attached is a domestic application with an added 2,000 gallons of storage in tanks for emergency fire suppression.

Cordially,



W. Lee Hudson
858 Middle Fork Rd
Garden Valley, ID