

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant MICHAEL H. & RUTH E. KING Phone 208-939-1693
Post Office address 13020 HORSESHOE BEND RD., BOISE, ID 83703
2. Source of water supply GROUNOWATER which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of SE 1/4 of SE 1/4, Govt. Lot _____
Sec. 34 Township 5N Range 1E B.M. ADA County; additional points of
diversion if any: _____
4. Water will be used for the following purposes:
Amount .08 for IRRIGATION purposes from 3-15 to 11-15 (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)
5. Total quantity to be appropriated is (a) .08 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 16" CASING, 216' DEEP, 1 HP PUMP WITH SPRINKLER IRRIGATION.
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; tota
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is 6 inches; proposed depth of well is 216 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) _____
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 if 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. _____

* per map & appl. info & dept. standards.

-K 12/9/98

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	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	1E	34																4	4

Total number of acres to be irrigated 4

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? APPLICANT

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

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

12. Remarks: _____

13. MAP OF PROPOSED PROJECT ATTACHED X Show clearly the proposed point of diversion, place of use, section number, township and range number.

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.

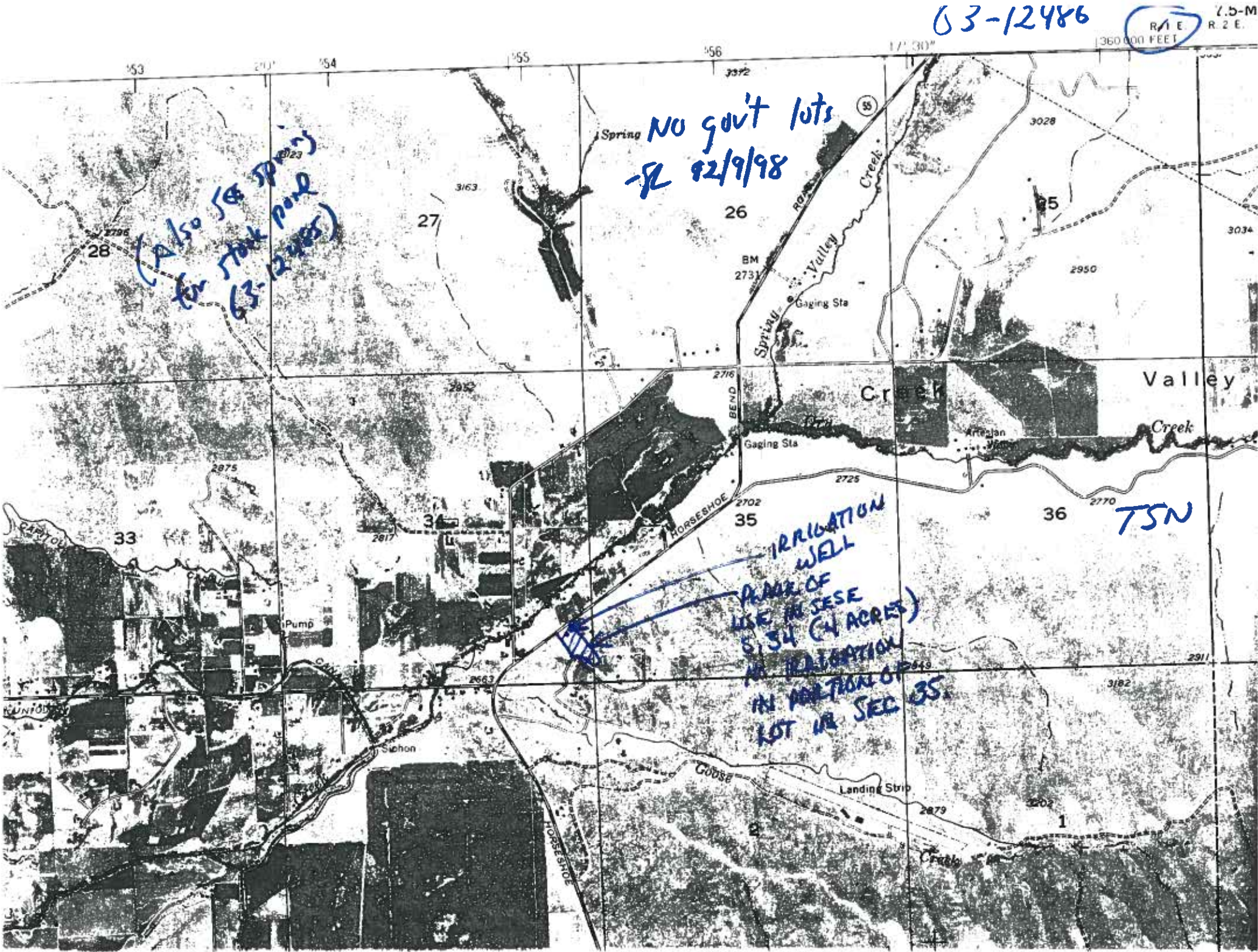
M. S. R.

(Applicant)

Received by [Signature] Date 9-14-98 Time 3:53 PM Preliminary check by [Signature]
 Fee \$ 50.00 Receipted by [Signature] # W024393 Date 9-14-98
 Publication prepared by DB Date 11/13/2008 Published in ID. STATESMAN
 Publication approved _____ DATE: _____ Date NOVEMBER 20 & 27, 2008

63-12486

R. 1 E. 7.5-M
R. 2 E.



Also see map
for stock pond
(63-12486)

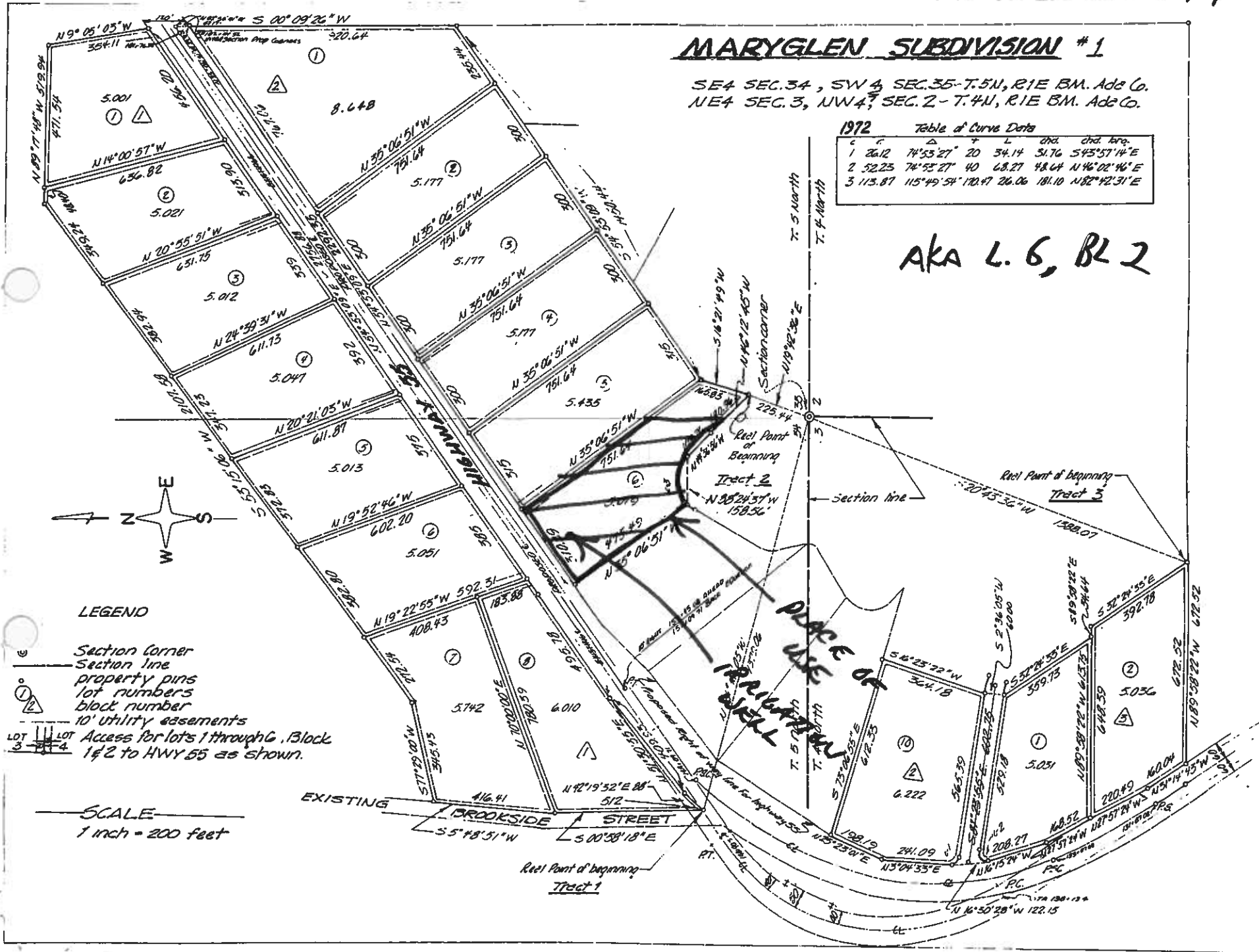
NO gov't lots
- R 9/2/9/98

IRRIGATION
WELL
PLACE OF
USE IN SESE
S. 34 (4 ACRES)
IN PORTION OF
LOT IN SEC 35

TSN

SE4 SEC.34, SW4, SEC.35-T.5N, R1E BM. Ade Co.
NE4 SEC.3, NW4, SEC.2-T.4N, R1E BM. Ade Co.

Aka L. 6, Bl 2



Buffington, Denise

From: Buffington, Denise
Sent: Thursday, November 13, 2008 1:17 PM
To: legals@idahostatesman.com
Subject: Legal Notices

Attachments: Ada County Ads - Cover Letter.RTF; 63-12285 Ad.RTF; 63-12286 Ad.RTF; 63-12372 Ad.RTF; 63-12426 Ad.RTF; 63-12486 Ad.RTF; 63-31327 Ad.RTF; 63-31563 Ad.RTF; 63-32220 Ad.RTF; 63-33124 Ad.RTF

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

Thank You,

Denise Buffington
Idaho Dept of Water Resources
Western Region



Ada County Ads -
Cover Letter....



63-12285 Ad.RTF
(14 KB)



63-12286 Ad.RTF
(14 KB)



63-12372 Ad.RTF
(13 KB)



63-12426 Ad.RTF
(14 KB)



63-12486 Ad.RTF
(13 KB)



63-31327 Ad.RTF
(14 KB)



63-31563 Ad.RTF
(13 KB)



63-32220 Ad.RTF
(13 KB)



63-33124 Ad.RTF
(13 KB)

November 13, 2008

Legal Notice Department
IDAHO STATESMAN
PO BOX 40
BOISE ID 83707

RE: Application for Permit No. 63-12285, 63-12286, 63-12372, 63-12426, 63-12486, 63-31327,
63-31563, 63-32220 & 63-33124

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 12/08/2008. 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:

63-12486

MICHAEL H KLING
RUTH E KLING
13070 HORSESHOE BEND RD
BOISE ID 83703

Point(s) of Diversion SESE S34 T05N R01E ADA County Source GROUND WATER

Use: IRRIGATION 3/15 To 11/15 0.08 CFS

Total Diversion: 0.08 CFS

Date Filed: 09/14/1998

Place Of Use: IRRIGATION

T05N R01E S34 SESE

Number of Acres 4

Remark: Water bearing zone to be appropriated is from 200 to 300 feet.

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 12/08/2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Published on November 20th & 27th, 2008

August 27, 2008

Fax Page 1 of 1

To: John Westra Western Region Manager

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082
Tel: (208) 334-2190
Fax: (208) 334-2348

From: Michael Kling 13070 Horseshoe Bend Rd., Boise ID 83714
Fax: (208) 461-5023, cell (208) 250-8181
Email: mhkling@msn.com

Subject: Water Right Application: 63-12486

Dear Mr. Westra,

Please process this water right application. The water bearing zone of this well is greater than 200 feet.

If there are any questions or other issues with my request to have this water right processed, please let me know.

Sincerely,





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

August 26, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

Michael H and Ruth E Kling
13070 Horseshoe Bend RD
Boise ID 83703

RE: Held Application for Permit #63-12486; filed 09/14/98

Dear Applicant:

As you aware, the above referenced application for permit located in the Boise River Basin has been held by our agency since the 1990s. The Department began holding new groundwater applications for consumptive use due to prolonged drought and concerns about declining aquifer levels. As a result, the Treasure Valley Ground Water Study was initiated. The study was completed in 2002, and now provides modeling for projecting future groundwater availability in the valley. Our agency will process held applications as staff resources are available.

Attached is a proof profile of your application as submitted to our agency. You must still have full possessory interest- ownership in the listed point of diversion and place of use land locations for processing consideration. Please check carefully the specifics on the application. Your application will need to have public notice published in the local county newspaper. The notice will be published once per week for 2 consecutive weeks. Anyone having issue with an application may file a protest within the time allowed.

The application lists a point of diversion in Township 03N, Range 01E, Section 13. Ground water less than 200 feet depth at this location is considered tributary to the Boise River. Surface water in or tributary to the Boise River upstream of Star bridge is fully appropriated. This means that a new appropriation of ground water would potentially injure a senior Boise River surface water right. Our agency can not process your application unless one of the following can be satisfied:

- 1. An acceptable mitigation plan is filed to mitigate for ground water use that would otherwise cause injury to senior water rights from the Boise River. An example might be the purchase and retirement of an equivalent Boise River surface right*
- 2. The application proposes to appropriate ground water deeper than 200 feet below ground surface. Applications meeting this criterion shall be evaluated on a case-by-case basis in accordance with applicable water laws and rules.*

Page 2.
Application

We are asking for you to convey your intentions regarding the applications by completing the attached response form. Please respond to the following:

- If you desire to develop the water use, and wish our agency to complete the processing of your application, please mark the *YES* response. Also, mark the choice needed to meet the Boise River shallow ground water criteria. A consultant list is enclosed if you need assistance.

OR

-Mark the *NO* response to withdraw the application. The application will be removed from processing and our records. Our agency will not be able to provide refunds of fees for withdrawn applications.

-Sign, date, and return the response. Response forms need to returned to this office no later than 30 days of this letter date.

Should you have questions about the history or further processing of this application, please contact Denise Buffington or John Westra at the Western Regional Office, phone 334-2190.

Sincerely,



John Westra, Manager Western Region

Enclosure: Proof Report, Response Sheet , Map Shallow GW.