

B. 3 Delay

Ident. No. 63-12241

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: GARY W LEAVELL
Address: ~~2690 COURLEY~~ 7140 W. Dickman Rd. 9-15-97 208-386-9461
~~BOISE ID 83705~~ Melba ID 83641 MTS.
- AND/OR
Name: THEO LEAVELL
Address: ~~2690 COURLEY~~ Same as above MTS. 208-386-9461
~~BOISE ID 83705~~

2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: SWNE Sec. 19, Township 01N, Range 01W
ADA County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	0.160		
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.040		

5. Total quantity to be appropriated is:
0.200 CFS (and/or) AF

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc.
WELL, PUMP, PIPELINE
- b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
- c. Proposed well diameter is 8 inches; proposed depth of well is 300 feet.
- d. Is groundwater with a temperature greater than 85F being sought? NO
- e. If well is already drilled, when?
Drilling Firm
Well was drilled for

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 3 year(s).

8. Place of Use: IRRIGATION

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
01N	01W	19	NWNE 01	SWNE 07		8

Total number of acres irrigated: 8

Place of Use: STOCKWATER, same as IRRIGATION use

Place of Use: DOMESTIC, same as IRRIGATION use

9. 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.

10. Remarks:

Domestic use is for one home.

Stockwater is for 10 ~~head~~ assorted range animals.

Property located within portion of Lot 3, Block 1, Sagebrush Ridge Estates

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.

Larry J. Farrell
Applicant

Received by *Cyt* Date *7-14-95* Time *1545* Preliminary check by *SL*

Fee \$ 50.00 Receipted by *Cyt* #W019572 Date 7/14/1995

Publication prepared by *DB* Date *7/30/98* Published in IDAHO STATESMAN

Publication approved _____ Date *7* AUGUST 7 & 14, 2008

** per plat map attached
DB was updated 9/28/95 - SL*

Comments: Date: 7/ 14/ 1995User-ID: CHODGES

Subject:
BASIN 63 DELAY

Application delayed pending processing backlog. Application includes some exempted uses which will likely be developed right away under a domestic drilling permit. Drilling permit upgrade fees due upon processing. Water bearing zone to be determined before advertising.

12

7

OWERS BUTT

2877

13

18

18

POWER

2711

24

2708

9



VABM
Melba 3020
20

LATERAL

WALDVOGEL

2711

No GOVT
lots in
NE 1/4
cy4

2883

2841

DRAIN

26

30

30

29

CANYON CO
ADA CO

CANAL

2660

2714

63-12241
IN IN SEC 19

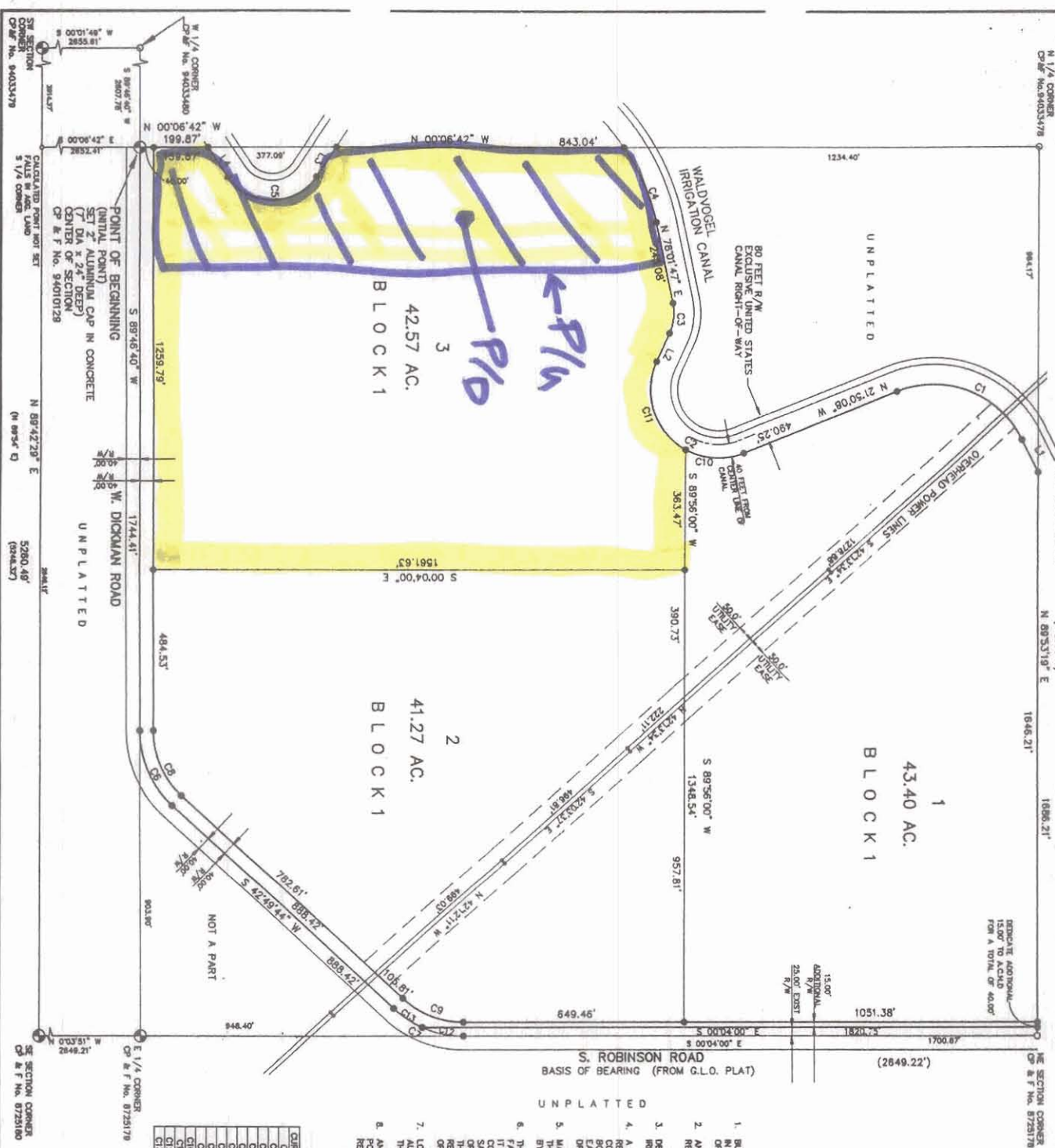
2788

2835

WALDVOGEL

PLAT OF SAGEBRUSH RIDGE ESTATES SITUATED IN A PORTION OF THE NE 1/4, SECTION 19, T.1N., R.1W., B.M., ADA COUNTY, IDAHO 1994

AK 65 p. 6660



- NOTES
1. BUILDING SETBACKS AND DIMENSIONAL STANDARDS IN THIS SUBDIVISION SHALL BE IN ACCORDANCE WITH THE APPLICABLE ZONING REGULATIONS AT THE TIME OF ISSUANCE OF THE BUILDING PERMIT OR AS SPECIFICALLY APPROVED.
 2. ANY RESUBDIVISION OF THIS PLAT SHALL COMPLY WITH THE APPLICABLE ZONING REGULATIONS IN EFFECT AT THE TIME OF RESUBDIVISION.
 3. DEVELOPER SHALL COMPLY WITH DAVID CODE SECTION 31-3005 RELATING TO EASEMENTS, RIGHTS, TRANSFER AND DISCLOSURE.
 4. A TWELVE (12) FOOT WIDE EASEMENT, UNLESS OTHERWISE DIMENSIONED, IS HEREBY RESERVED ADJACENT TO ALL INTERIOR LOT LINES, AS WELL AS ALL LOT LINES BOUNDARY TO A PUBLIC UTILITY, DRAINAGE, AND PROTECTION FACILITIES. THESE EASEMENTS SHALL BE IN ACCORDANCE WITH THE INSTRUCTIONS OF ROAD SURFACE DRAINAGE AND WATERSHEDS TO EACH LOT.
 5. MAINTENANCE OF ANY DRAINAGE OR PROTECTION PIPE OR DITCH CROSSING A LOT IS THE RESPONSIBILITY OF THE LOT OWNER, UNLESS SUCH RESPONSIBILITY IS ASSUMED BY AN EASEMENT/COVENANT DISTRICT.
 6. THIS DEVELOPMENT RECOGNIZES SECTION 22-4503 OF THE DAVID CODE, RIGHT TO FARM ACT, WHICH STATES: "NO AGRICULTURAL OPERATION OR AN APPROPRIATE TO THE OPERATION OF AN AGRICULTURAL OPERATION SHALL BE DEEMED TO BE AN UNDESIRABLE CONDITION IN OR ABOUT SURROUNDING IMMEDIATELY ADJACENT AFTER THE SAME HAS BEEN IN OPERATION FOR MORE THAN ONE (1) YEAR, WHEN THE OPERATION WAS NOT A NUISANCE AT THE TIME THE OPERATION BEGAN, PROVIDED THAT THE PROVISIONS OF THIS SECTION SHALL NOT APPLY WHEREAS A NUISANCE OPERATION OR APPEARANCE TO IT."
 7. LOTS SHALL NOT BE REDUCED IN SIZE WITHOUT PRIOR APPROVAL FROM THE HEALTH AUTHORITY. NO ADDITIONAL DOMESTIC WATER SUPPLIES SHALL BE INSTALLED BEYOND THE WATER SYSTEM APPROVED IN SUBDIVISION RESTRICTION RELEASE.
 8. ANY STRUCTURE REQUIRING A BUILDING PERMIT, WHICH FALLS WITHIN THE SET DAVID POWER UTILITY EASEMENT, MUST BE APPROVED BY DAVID POWER COMPANY FOR HEIGHT RESTRICTIONS.

CURVE TABLE

CURVE	RADIUS	LENGTH	TANGENT	CHORD	BEARING	DELTA
C1	298.61'	438.12'	370.85'	400.12'	N 20°33'57" E	84°48'11"
C2	201.43'	478.60'	506.24'	373.71'	N 48°13'52" E	138°59'00"
C3	158.03'	306.75'	237.43'	260.70'	N 00°20'33" W	113°22'44"
C4	158.03'	306.75'	237.43'	260.70'	N 00°20'33" W	113°22'44"
C5	300.00'	244.82'	150.76'	239.00'	S 66°18'12" W	48°36'56"
C6	300.00'	244.82'	150.76'	239.00'	S 66°18'12" W	48°36'56"
C7	300.00'	244.82'	150.76'	239.00'	S 66°18'12" W	48°36'56"
C8	300.00'	244.82'	150.76'	239.00'	S 66°18'12" W	48°36'56"
C9	300.00'	244.82'	150.76'	239.00'	S 66°18'12" W	48°36'56"
C10	201.43'	478.60'	506.24'	373.71'	N 48°13'52" E	138°59'00"
C11	201.43'	478.60'	506.24'	373.71'	N 48°13'52" E	138°59'00"
C12	300.00'	244.82'	150.76'	239.00'	S 66°18'12" W	48°36'56"
C13	300.00'	244.82'	150.76'	239.00'	S 66°18'12" W	48°36'56"

LINE TABLE

LINE	DIRECTION	DISTANCE
1	N 89°42'28" E	100.03'
2	S 89°42'28" E	82.18'
3	N 89°42'28" E	100.03'
4	N 89°42'28" E	100.03'

EXHIBIT "A"

A PARCEL OF LAND SITUATED IN A PORTION OF LOT 3 OF SAGEBRUSH RIDGE ESTATES AS RECORDED IN ADA COUNTY RECORDERS OFFICE AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE SW CORNER OF SAID LOT 3 A 5/8 INCH STEEL PIN
THENCE N 0-06-42 W A DISTANCE OF 159.87 FEET TO A 5/8 INCH
STEEL PIN;

THENCE N 56-20-39 E A DISTANCE OF 106.81 FEET TO A 5/8 INCH
STEEL PIN;

THENCE ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS
OF 156.03 FEET, A CENTRAL ANGLE OF 113-22-44, A CHORD BEARING
N 0-20-43 W A DISTANCE OF 260.78 FEET TO A 5/8 INCH STEEL PIN;

THENCE N 57-02-06 W A DISTANCE OF 104.97 FEET TO A 5/8 INCH
STEEL PIN;

THENCE N 0-06-42 W A DISTANCE OF 843.04 FEET TO A 5/8 INCH
STEEL PIN;

THENCE ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS
OF 636.69 FEET, A CENTRAL ANGLE OF 22-08-01, A CHORD BEARING
N 66-57-48 E A DISTANCE OF 244.43 FEET TO A 5/8 INCH STEEL PIN;

THENCE N 78-01-47 E A DISTANCE OF 106.16 FEET TO A 1/2 INCH
STEEL PIN;

THENCE S 0-04-00 E A DISTANCE OF 1496.39 FEET TO A 1/2 INCH
STEEL PIN;

THENCE S 89-46-40 W A DISTANCE OF 327.84 FEET TO THE POINT OF
BEGINNING.

BALD PARCEL CONTAINS 10.00 ACRES MORE OR LESS SUBJECT TO ALL
EXISTING EASEMENTS AND RIGHTS-OF-WAY.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 13, 1995

Gary and/or Theo Leavell
2690 Gourley
Boise, ID 83705

RE: APPLICATION FOR PERMIT NO. 63-12241

Dear Applicants:

The above-referenced application for permit to appropriate ground water for uses including irrigation of eight acres was received on July 14, 1995. Processing of the application must be delayed.

Due to continued drought and to protect existing water rights and water supplies, the Director of this agency declared a moratorium on May 15, 1992, concerning water right applications proposing new consumptive uses of public water. The moratorium has now been lifted, but a backlog of applications filed during the moratorium period must first be processed before new applications may be considered. It is not likely that your filing can be processed for use during the 1995 irrigation season.

This office will hold your application pending reduction of the backlog. All applications received will be processed in priority order. Delays related to department actions do not affect the date of priority or seniority of any application, once established.

To facilitate handling of your filing once it can be processed, please provide the proposed depth(s) of the water bearing zone(s) to be developed within the aquifer. For example, a well with total depth of 250 feet might be developed to secure water from a water bearing zone in the 140-190 feet depth interval. Your response within 30 days would be helpful.

Please contact me (334-2190) at your convenience if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Steve Lester".

Steve Lester
Water Rights Supervisor