

S 89°45' 03" E

Curve	C-1	C-2	C-3	C-4	C-5	C-6	C-7	C-8
-------	-----	-----	-----	-----	-----	-----	-----	-----

63-12165

Ross

SEE note on
this map in
63-12164
e lots,
blocks

Carlson

Russell

Aspen Lake

K Weiss

L2
Well

Aspen

Black

Decker

Mark

N 32°26'17" E
127.52

R/W

CANAL

To be
dedicated
for ROW.

DRIVE

COVE

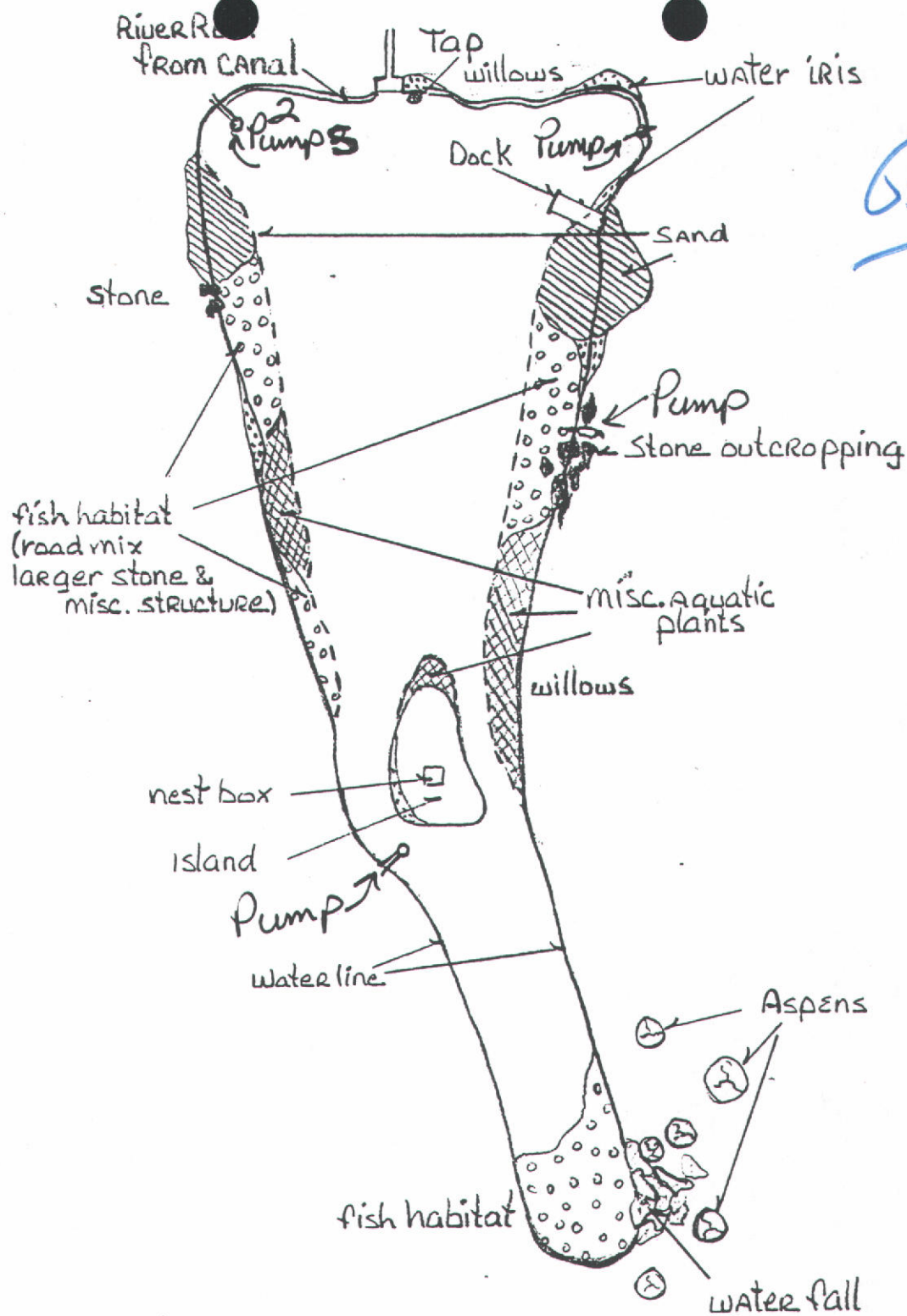
COVE

CIR.

Aspen

UNPLATTED

37°53" E
213.20



63-12165

Aspen Lake
plan #1 9/14/92

(large pond)

5000 and
 1000000
 for storage
 of water
 instruments.

11/3/92

Diagram



Ridleybough canal (dry)

FL

headgate is small
 cement ditch from
 pond to canal;
 closed now

A, B, C = 3 small
 ring pumps from
 pond, about
 1 or 2 hp

Sideslopes either side of
 pond are $\approx \frac{1}{2}$ acre each

Big Pond

2" pipe to pump
 new well, could have
 pump running

63-92-W-0702-00

Aspen Cove Drive

8" pipe connects
 pipe to big ponds

cement pit
 (for young to
 be built)

New
 House
 #2143

2" pipe flowing
 into Little Pond

Another domestic well,
 not feeding ponds,
 today 3 no signs
 that it was on.
 See 1976 log.

Big Pond (shown on
 orthophoto)

acing 325' x 100' max
 x 50' mid
 x 20' mid.

depth - est. $\approx 5'$ today

about 75% full now (based on high water marks)

Little Pond

acing 140' x 40' max
 10' mid

30' near

depth - est. $\approx 2'$ today

culvert for road drain
 connects to Little pond

dry - small pond
 = Russ #2125

(1)

new well appears to feed both ponds with separate lines.
grassy (irrigated) slopes - both sides
Big Pond, exceed $\frac{1}{2}$ acre total
+ occur on several lots with
homos. $\rightarrow$ Irrig. $\geq \frac{1}{2}$ acre, multiple
owners implied.

17/3/92

170

Cape from Complaints
 63-11964 file

11/3/92

FL

Diagram



Ridenbaugh canal (dry)

headgate is small
 cement d. pit from
 pond to canal;
 closed now

A, B, C = 3 small
 wing pumps from
 pond; about
 1 or 2 hp.

Sideslopes either side of
 pond are $\approx \frac{1}{2}$ acre each

Big Pond

2" pipe to pond
 new well, could have
 pump running

63-92-W-0702-00

Aspen Cove Drive

8" pipe connects
 little & big ponds and

New
 House
 #2143

cement pit
 (for pump to
 be built?)

2" pipe flowing
 into pond
 Little Pond

Another domestic well,
 not feeding ponds
 today 3 no signs
 that it was on.
 See 1976 log.

Big Pond (shows on
 orthophoto)

acing 325' x 100' max
 x 80' mid
 x 20' mid.

depth - est. $\bar{x}$ = 3' today
 about $\frac{3}{4}$ full now (based on high low marks)

Little Pond

acing 140' x 40' max
 10' mid
 30' near

depth - est. $\bar{x}$ = 2' today

Culvert for road drain
 connects to Little pond

dry - small pond
 = Ross #2125

①

63-12165

No one knew of Hickory's place,
where well & Little pond found.

Flow

- a) Big Pond - 2" pipe for new well - could have pump running.
meas 2 times
Result:

$$\frac{55}{55} = \frac{60 \text{ gpm}}{55} = .13 \text{ cfs}$$

± 5.5 gpm @ this rate of fill - per S.O. Revised Comm. Handbook.

- b) Little Pond - ≈ 2" pipe - gage found from new well (could not
have any activity at other domestic well on this property).
meas 2 times
Result:

$$\left(\frac{55}{125}\right)\left(\frac{60}{100}\right) = \frac{25 \text{ gpm}}{100} = .06 \text{ cfs}$$

± 1.8 gpm @ this rate of fill

Pond Volumes

- c) Big Pond ± triangular (Pacing)
L = 325 W = 100 D = 3
Today's Volume = $\frac{(325)(100)(3)(.5)}{43,560} = \underline{1.1 \text{ a.f.}}$
Surface Area = $1.1/3 = \underline{.37 \text{ acre}}$

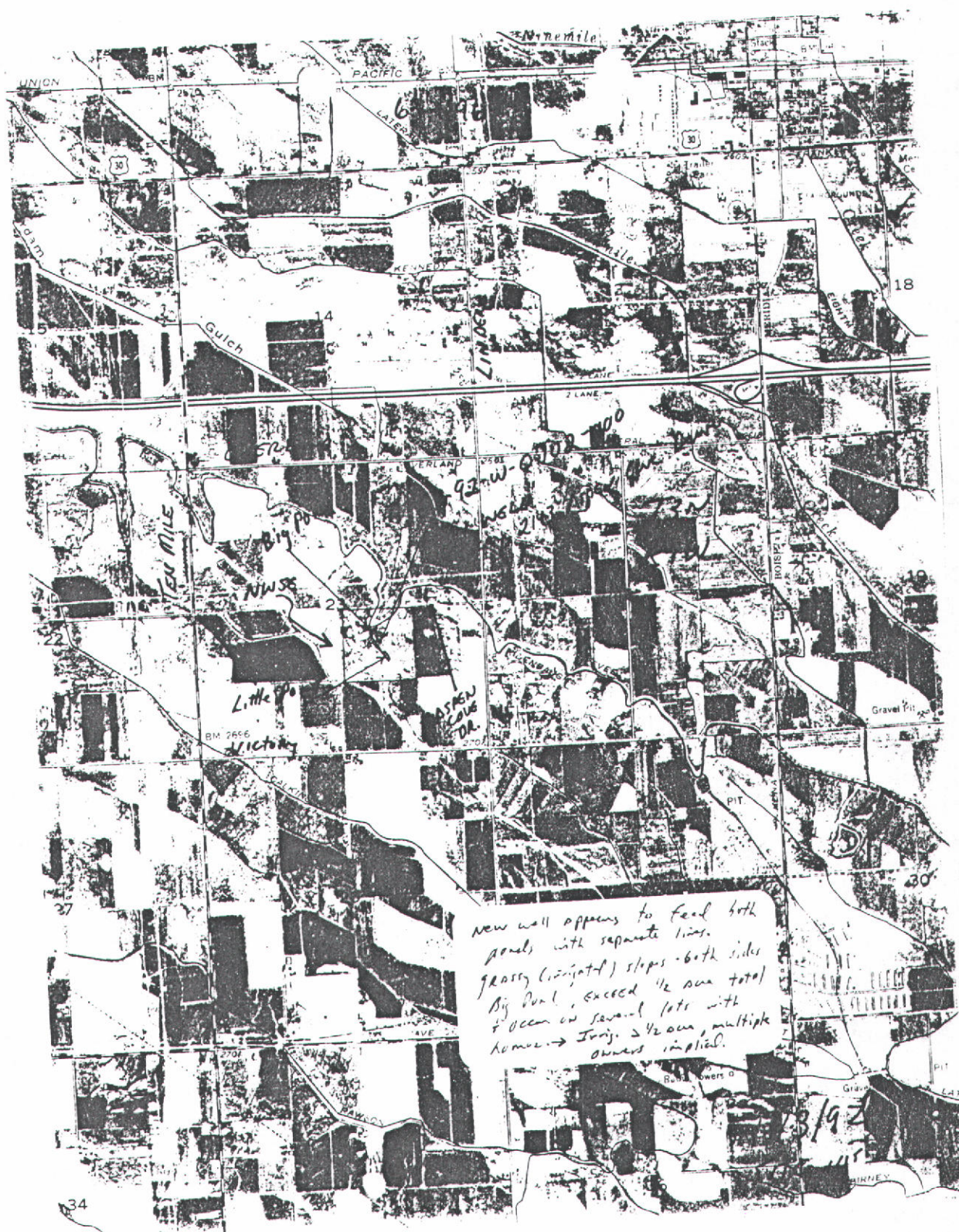
per 11/25/62
office note
depth 5' and
4'

est. ≈ 3/4 full now per high H₂O marks, then:

$$\text{max volume} = x = 1.1/.75 = \underline{1.5 \text{ a.f.}}$$

$$\text{max surf area} = x = .37/.75 = \underline{.49 \text{ acre}}$$

- d) Little Pond ± rectangular (Pacing)
L = 140 W = 30 D = 2
Volume = $\frac{(140)(30)(2)}{43,560} = \underline{.19 \text{ a.f.}}$
surf area = $.19/2 = \underline{.1 \text{ acre}}$
more or less full today so no projected maximums. (2)



WRO749NP
No. 63-12165

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/06/95
PAGE:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ASPEN COVE LAKE ASSN INC 2143 ASPEN COVE DR MERIDIAN ID 83642 (208) 888-6145	12/16/1994	IRRIGATION IRRIGATION STORAGE IRRIGATION FROM STORAGE DIVERSION TO STORAGE	03-15 11-15 01-01 12-31 03-15 11-15 01-01 12-31	0.130 CFS 0.130 CFS	 1.70 AFA 1.70 AFA
TOTAL DIVERSION:					0.130 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: APPLICATION

Point(s) of Diversion: T03N R01W S23

NWSE

ADA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
03N	01W	23	:																	:	7.0	
																			07		:	7.0
																			TOTAL ACRES		:	7.0

Place of use location for IRRIGATION FROM STORAGE is the same location as described for: IRRIGATION

Pou County: ADA

Other Water Rights with Same Point(s) of Diversion and Source:
63-11964 63-12164 63-12273

Other Water Rights Listing Overlapping Place(s) of use:
63-12164

Remarks: This right, when combined with 63-11964 and 63-12164, shall not exceed 0.13 cfs pumping capacity and 1.7 af storage capacity. Water bearing zone to be appropriated is 154 to 160 feet.

Dates: App. Received: 12/16/1994 Priority Date: 12/16/1994
Proof Due Date:
Exam Made Date: Proof Made Date:
Licensed Date: Exam Sent to S.O.:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 12/19/1994 User-ID: LGRAVES Subject: EXPLANATION
This application and 63-12164 were filed in response to a complaint. Previous field investigations measured the flow from the well at 60 gpm, a large pond volume of 1.5 af, and a small pond volume of .2 af. The maximum use from this well is represented on permit 63-11964, application 63-12164, and this application on hold. Two applications were created for processing purposes due to moratorium constraints. The primary source for irrigation is the New York canal. Ground water will supplement the acres when necessary. 10 acres can be irrigated: 3 approvable on application 63-12164 and 7 on hold in this application. The actual amount of ground water used will be greater than 1.7 af but less than 31.5 af (full appropriation @ 4.5 af/ac). The irrigation component is included so that the acres are not limited to a one time fill of 1.7 af.

Audit: 12/19/94 LGRAVES 12/27/94 SCURTIS 12/27/94 SLESTER 12/27/94 SCURTIS
12/27/94 SLESTER 10/06/95 SLESTER

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: ASPEN COVE LAKE ASSN INC 208-888-6145
Address: 2143 ASPEN COVE DR
MERIDIAN ID 83642 *d base corrected per
office names list - JL*
2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: NWSE Sec. 23, Township 03N, Range 01W
ADA County
4. Water will be used for the following purposes:
- | Purpose | From | To | CFS | (or) | AF |
|-------------------------|-------|-------|-------|------|------|
| IRRIGATION | 03/15 | 11/15 | 0.130 | | |
| IRRIGATION STORAGE | 01/01 | 12/31 | | | 1.70 |
| IRRIGATION FROM STORAGE | 01/01 | 12/31 | | | 1.70 |
| DIVERSION TO STORAGE | 03/15 | 11/15 | 0.130 | | |
5. Total quantity to be appropriated is:
0.130 CFS (and/or) AF
6. Proposed diverting works:
- Description of ditches, flumes, pumps, headgates, etc.
WELL, 2 PONDS, PUMPS, SPRINKLERS
 - Height of storage dam < 5 feet; active reservoir capacity 1.70
acre-feet; total reservoir capacity 1.70 acre-feet; period of
year when water will be diverted to storage: 1/01 to 12/31 inclusive.
 - Proposed well diameter is 6 inches; proposed depth of well is 160
feet.
 - Is groundwater with a temperature greater than 85F being sought? NO
 - If well is already drilled, when? 08/27/1992
Drilling Firm ADAMSON PUMP, 63-92-W-0702-000
Well was drilled for GLEN HICKEY
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 year(s).
8. Place of Use: IRRIGATION

TWN RGE SEC	ACRES	ACRES	ACRES	TOTAL
03N 01W 23	NWSE 7			7

Total number of acres irrigated: 7

* D base correction - seasons were switched in data entry initially:

Err. from Storage = 3/15 - 11/15
Div. to Storage = 1/1 - 12/31 - JL 12/27/94

Place of Use: IRRIGATION FROM STORAGE, 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:

Application being held pending withdrawal of drought moratorium.
This right, when combined with 63-11964 and 63-12164, shall not
exceed 0.13 cfs pumping capacity and 1.7 af storage capacity.

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.

See Original

Applicant

Received by LG Date 12/16/94 Time 10:00 Preliminary check by R

Fee \$ 50 100.00 Receipted by LG #W018446 Date 12/19/1994

Publication prepared by AT Date 10-10-95 Published in Id. Statesman

Publication approved AT Date 11-8-95

Same receipt for two \$50 fees 63-12164 + 63-12165

See Comments

Comments: Date: 12/19/1994 User-ID: LGRAVES

Subject:

EXPLANATION

This application and 63-12164 were filed in response to a complaint. Previous field investigations measured the flow from the well at 60 gpm, a large pond volume of 1.5 af, and a small pond volume of .2 af. The maximum use from this well is represented on permit 63-11964, application 63-12164, and this application on hold. Two applications were created for processing purposes due to moratorium constraints. The primary source for irrigation is the New York canal. Ground water will supplement the acres when necessary. 10 acres can be irrigated: 3 approvable on application 63-12164 and 7 on hold in this application. The actual amount of ground water used will be greater than 1.7 af but less than 31.5 af (full appropriation @ 4.5 af/ac). The irrigation component is included so that the acres are not limited to a one time fill of 1.7 af.

Curve	C-1	C-2	C-3	C-4	C-5	C-6	C-7	C-8
-------	-----	-----	-----	-----	-----	-----	-----	-----

63-12165

Ross

SEE note on
this map in
63-62164
e Lots,
Blocks

Carlson

Howell

10/10/10

K Weiss 2

L2 1012

CANAL R/W

COVE

200

COVE---CIR:

Black 3

251.30
2019/4

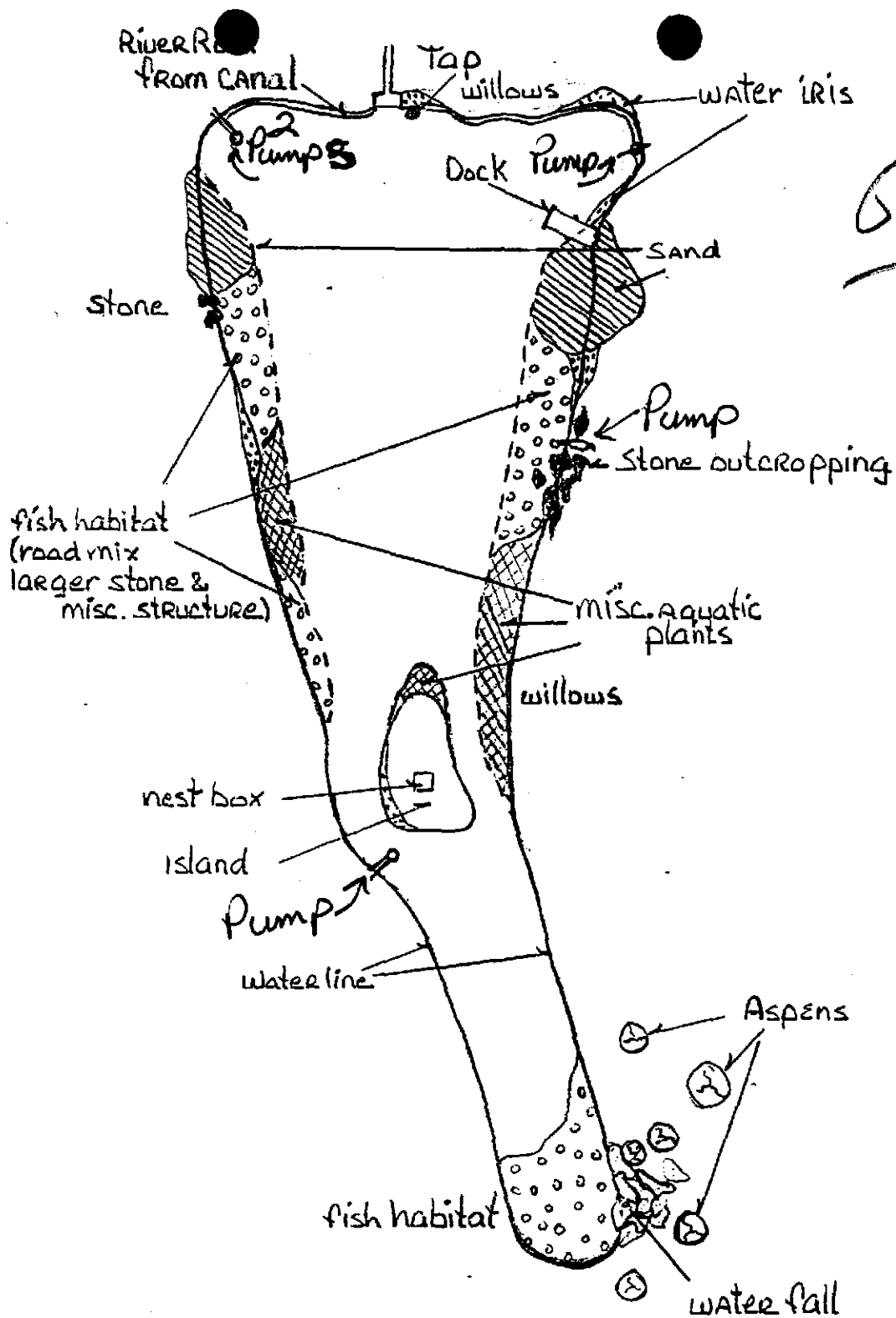
2002

INPATIENT

37 53" E
13 20

to be dedicated for ROW.

DRIVE



Aspen Lake
plan #1 9/14/92

(Large pond)

Moratorium Hold

Form 202
10/92

Ident. No. 63-12165

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant ASPEN COVE LAKE ASSOC INC Phone 888-6145

Post office address 2143 Aspen Cove Meridian 83642

2. Source of water supply Ground Water which is a tributary of _____

3. Location of point of diversion is _____ ¼ of NW ¼ of SE Govt. Lot _____

Sec. 23 Township 3N Range 1W B.M. Ada County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .13 for Div to Stor purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .13 for Irr purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 1.7 for Irr Stor purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 1.7 for Irr Stor purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .13 cubic feet per second and/or (b) 1.7 acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well, pump, sprinklers

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 6 inches; proposed depth of well is _____ feet.

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

e. If well is already drilled, when? 9/92; Drilling firm Adamson

Well was drilled for (well owner) Aspen Cove

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

ORIGINAL

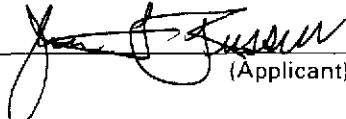
Remarks: Application being held pending withdrawal of drought moratorium.

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

SAME MAP AS 63-12164

Scale: 2 inches equal 1 mile.

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.

 FOSSELL, VICE-PRES, ACLA
(Applicant)

(paid 12/16/94)

Received by g Date 12/16/94 Time 10 AM Preliminary check by _____
Fee \$ 50 Received by g Date 12/19/94
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

Idaho No. _____, and said application is hereby _____

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before

_____, 19____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

~~Moratorium Hold - DO~~
~~NOT ADVERTISE~~

INITIAL REVIEW BY: RL DATE: 12/27/94 APPLICATION: 63-12165

REQUIRED INFORMATION

attached to file

Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
Address:
Source: (See USGS Quad for names of water sources)
Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
County:
Quantity: (flow and/or volume)
Period of use:
Nature of proposed use: (Include description of use)
Description of diverting works:
Time required for beneficial use of water:
Place of use or acres irrigated:
Map:
Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
Fee:
Yes ☐ No ☐ In form to receipt:

Gov't. Lots:
☒ P/D
☐ P/U

NOT PREVIOUSLY ADVERTISED - SEND COMMENTS LETTER PER NEXT PS. plus per protestants in 63-12164. Process of 63-12164 - RL 12/6/95

ADDITIONAL INFORMATION

YES NO

☒ ☐ Overlapping place of use: (Describe source & relationship to present application on the back.)
☒ ☐ Overlapping point of diversion:
☐ ☐ Field check required: Field check by: _____
☐ ☐ Field report attached:
☐ ☒ Critical groundwater area:
☐ ☒ Groundwater management area:
* ☒ ☐ 1992 moratorium
☐ ☒ Copy to SCA staff (perennial stream, non-pump diversion):
☐ ☒ Copy to Dam Safety staff (for any storage)
☐ ☒ Send power requirement letter:
☐ ☒ Send fish farm requirement letter:
☐ ☒ Power residency affidavit:
☐ ☒ Power efficiency form:
☐ ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
☐ ☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

DATE REQUESTED: _____

☒ Additional information on reverse side:

* Irrig 7 acres in excess of moratorium exemption for 3 acres in 63-12164
M' Noel letter sent 12/27/94.

PROCESSING

APPLICATION NO.

63-12165

YES NO

☒ ☐
☐ ☒
☒ ☐

In form for advertising:

Statewide advertising: (> 10 cfs &/or 1000 af)

Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☒ ☐
☐ ☒
☐ ☒
☒ ☐

U.S. BLM

U.S. Forest Svc.

Water Dist. #

Other 2 complaints in

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☐
☒ ☐

Affidavit of publication received:

Application published correctly: If not, record action taken.

WHEN/IF ADVERTISED

Publication dates and paper recorded on application:

Protests received. Final date for protest 11-6-95

Protest dates, resolution of protest recorded on application:

Recommendations attached:

Measuring device required:

Measuring port required:

Water delivered by water master? District #

Special conditions of approval or cover letter:

See below for additional information

Recommended Date or Priority

Recommended by: Date

STATE OFFICE REVIEW

See below for additional information. By Date

ADDITIONAL INFORMATION

Overlap SAME WELL + PONDS:

63-11964 .04 cfs/2500 gpd aesthetic use for large pond.

63-12164 .09 cfs irrig/storage use for both ponds.
1.7 af storageAlso in 63-12165 & 63-12165 1st irrig. via Boise River (Ridenburg Canal).

Complaints re this well in 1992 and 1994.

FLOW/STORAGE Limitation - Rights nos 63-11964 & 63-12164 are diverted through this ~~same~~ same system. When combined, all 3 rights limited to .13 cfs and 1.7 af storage volume.

NOTICE OF APPLICATION FOR WATER RIGHT

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

SCHOOL DISTRICT NO 2
911 MERIDIAN ST
MERIDIAN, ID 83642

Source: GROUNDWATER
Diversion Pt: NENW Sec 33 T04N R01E in ADA County.
Use: IRRIGATION (0.200 CFS)
Total Diversion: (0.200 CFS)
Date Filed: 2/26/1992
In: ADA County
T04N R01E S33 NENW
7.0 ACRES TOTAL
Water bearing zone to be appropriated is 66 to 76 feet.

63-11758

YAMAMATO, DUANE
PO BOX 64
KUNA, ID 83634

Source: GROUNDWATER
Diversion Pt: NESE Sec 24 T02N R01W in ADA County.
Use: IRRIGATION (2.940 CFS)
Total Diversion: (2.940 CFS)
Date Filed: 4/6/1992
In: ADA County
T02N R01W S13 NESW NWSW SWSW
S24 NESE
147.0 ACRES TOTAL
Water bearing zone to be appropriated is 125 to 160 feet.

63-11825

SCHOOL DISTRICT NO 2
911 MERIDIAN ST
MERIDIAN, ID 83642

Source: GROUNDWATER
Diversion Pt: NENW Sec 12 T03N R01W in ADA County.
Use: IRRIGATION (0.360 CFS)
Total Diversion: (0.360 CFS)
Date Filed: 5/13/1992
In: ADA County
T03N R01W S12 NENW
18.0 ACRES TOTAL
Water bearing zone to be appropriated is 88 to 98 feet.

63-12046

STATE OF IDAHO
DIV OF PUBLIC WORKS
502 N 4TH ST
BOISE, ID 83702

Source: GROUNDWATER
Diversion Pt: LOT 2(NWSW) Sec 28 T03N R03E in ADA County.
LOT 2(SWSW) Sec 28 T03N R03E in ADA County.
Use: DOMESTIC (0.110 CFS)
FIRE PROTECTION STORAGE (1.50 AF)
DIVERSION TO STORAGE (0.110 CFS)
IRRIGATION (0.090 CFS)
AESTHETIC (0.110 CFS)
AESTHETIC STORAGE (1.50 AF)
Total Diversion: (0.110 CFS)
Date Filed: 7/27/1993
In: ADA County
T03N R03E S28 SWSW
3.0 ACRES TOTAL
Water bearing zone to be appropriated is 73 to 84 feet.

63-12164

ASPEN COVE LAKE ASSN INC
2143 ASPEN COVE DR
MERIDIAN, ID 83642

Source: GROUNDWATER
Diversion Pt: NWSE Sec 23 T03N R01W in ADA County.
Use: IRRIGATION (0.090 CFS)
IRRIGATION STORAGE (1.70 AF)
IRRIGATION FROM STORAGE (1.70 AF)
DIVERSION TO STORAGE (0.090 CFS)
Total Diversion: (0.090 CFS)
Date Filed: 12/16/1994
In: ADA County
T03N R01W S23 NWSE
3.0 ACRES TOTAL
Water bearing zone to be appropriated is 154 to 160 feet.

63-12165

ASPEN COVE LAKE ASSN INC
2143 ASPEN COVE DR
MERIDIAN, ID 83642

Source: GROUNDWATER
Diversion Pt: NWSE Sec 23 T03N R01W in ADA County.
Use: IRRIGATION (0.130 CFS)
IRRIGATION STORAGE (1.70 AF)
IRRIGATION FROM STORAGE (1.70 AF)
DIVERSION TO STORAGE (0.130 CFS)
Total Diversion: (0.130 CFS)
Date Filed: 12/16/1994
In: ADA County
T03N R01W S23 NWSE
7.0 ACRES TOTAL
Water bearing zone to be appropriated is 154 to 160 feet.

63-12182

MC CORMICK, KATHLEEN M
HC 33 BOX 1077
BOISE, ID 83706

Source: GROUNDWATER
Diversion Pt: SWSW Sec 20 T03N R04E in ADA County.
Use: IRRIGATION (0.090 CFS)
Total Diversion: (0.090 CFS)
Date Filed: 2/28/1995
In: ADA County
T03N R04E S20 SWSW
4.5 ACRES TOTAL
Water bearing zone to be appropriated is 70 to 150 feet.

63-12194

LOWE, REGINA A
LOWE, THOMAS A
12160 W NEW HOPE RD
STAR, ID 83669-5126

Source: GROUNDWATER
Diversion Pt: LOT 3(NENW) Sec 6 T04N R01W in ADA County.
Use: IRRIGATION (0.200 CFS)
Total Diversion: (0.200 CFS)
Date Filed: 4/5/1995
In: ADA County
T04N R01W S06 Lot 3(NENW)
10.0 ACRES TOTAL
Water bearing zone to be appropriated is 200 to 300 feet.

63-12204

O KEEFE, NANCY
O KEEFE, CLAIR
4900 N MEANDER PL
EAGLE, ID 83616

Source: GROUNDWATER
Diversion Pt: NWSW Sec 29 T05N R01E in ADA County.
Use: IRRIGATION (0.120 CFS)
Total Diversion: (0.120 CFS)
Date Filed: 4/26/1995
In: ADA County
T05N R01E S29 NWSW
4.0 ACRES TOTAL
Water bearing zone to be appropriated is 148 to 200 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 Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before NOVEMBER 6, 1995. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

63-12165

2.

Your early consideration of this matter will be appreciated.

Very truly yours,

①

John W. Connaway
John W. Connaway
2114 Aspen Cove Drive
Meridian, Idaho 83642
888-3636

②

Harold G. Ross
2302 Aspen Cove Drive
Meridian, Idaho 83642
Harold G. Ross

SEND comment LETTERS To:

(RE: complaints & well use, fall 1994;
63-11964 & 63-12164)

63-12165

ASPEN COVE LAKE ASSN INC
2143 ASPEN COVE DR
MERIDIAN, ID 83642

Source: GROUNDWATER

Diversion Pt: NWSE Sec 23 T 03N R 01W in ADA County.

Use: IRRIGATION	(	0.130 CFS)	
IRRIGATION STORAGE			(1.70 AF)
IRRIGATION FROM STORAGE			(1.70 AF)
DIVERSION TO STORAGE	(	0.130 CFS)	
Total Diversion:	(	0.130 CFS)	

Date Filed: 12/16/1994

In: ADA County
T03N R01W S23 NWSE

7.0 ACRES TOTAL

~~This right, when combined with 63-11964 and 63-12164, shall not exceed 0.13 cfs pumping capacity and 1.7 af storage capacity. Water bearing zone to be appropriated is 154 to 160 feet.~~



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

October 3, 1995

Mr. and Mrs. Harold Ross
2302 Aspen Cove
Meridian, ID 83642

RE: Aspen Cove Water Right Applications

Dear Mr. & Mrs. Ross:

Yesterday representatives of the Aspen Cove Lake Association Inc. met in this office to discuss a number of issues. The purpose of this letter is to update you on these issues.

First, regarding protested application for permit no. 63-12164 for the irrigation of three acres and the one-time filling of the 1.7 acre-foot pond (not including make-up water needed to provide for evaporation and seepage), please find enclosed a revision of the "Withdrawal of Protest and Agreement of Conditions" that has been signed by an officer of the corporation. Note that this revision contains different language in item no. 3, as compared with the version that you signed. Therefore, please look this over and consider these changes. If they are acceptable, you may sign and return the document to enable us to finalize processing on the application. If the changes are not acceptable, perhaps you can recommend other wording that might be acceptable to both you and the applicant.

Second, regarding application for permit no. 63-12165, we have not yet advertised the application but I am forwarding a copy of the application to you because the application will likely be advertised later this year or early next year. Note that this application proposes to allow for the irrigation of the additional 7 acres served by systems that pump from the ponds. It is possible that whatever agreement is developed for water right 63-12164 will also work for this application.

Third, I am enclosing a copy of a new application that was filed yesterday by Aspen Cove representatives. Note that this application proposes non-summer month diversion into the pond of water from the well to serve as make-up water for evaporation and seepage at a rate of 58 gallons per minute. This application will likely be advertised later this month, and in an effort to be totally forthright with this process, I advised the Aspen Cove personnel that I would be sending you a copy of the application.

I am not advising you to protest either the second or third applications listed above, but I do need to tell you that as a neighboring water user you have the option to protest the approval

Mr. & Mrs. Harold Ross

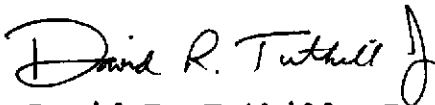
-2-

October 3, 1995

of the permits if you so desire.

Please feel free to contact me if you have questions about any of these filings. As we have discussed, the Department's next step will be to schedule a hearing for application no. 63-12164 if satisfactory conditions are not found to be agreeable to you as the protestants and to the applicants.

Sincerely,



David R. Tuthill, Jr., P. E.
Manager, Western Region Office

Enclosures: 1. Withdrawal of Protest and Agreement of Conditions
2. Copy of Application for Permit No. 63-12165
3. Copy of Application for Permit No. 63-12273

cc w/o Enclosures: Aspen Cove Lake Association, Inc.
Files for 3 water rights annotated herein

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR	)	WITHDRAWAL OF PROTEST
	)	
PERMIT NO. 63-12164 IN THE NAME OF	)	AND
	)	
ASPEN COVE LAKE ASSOCIATION INC.	)	AGREEMENT OF CONDITIONS
	)	
	)	

The undersigned applicant agrees to abide by the following conditions which will be made a part of the permit issued based on the above-referenced application for permit number 63-12164. Accordingly, the undersigned protestant agrees to withdraw the protest to the approval of the application.

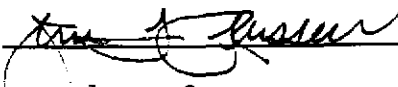
1. This water right is subject to all prior water rights.

2. The permit holder is responsible to ensure that pumpage under this water right does not directly cause any well having a prior right to exceed an historic pumping level, unless the permit holder provides reasonable compensation or mitigation to the prior water right holder for the reduced water levels as determined by the Director.

3. A totalizing flow measurement device of a type approved by the department or a dedicated power meter shall be permanently installed and maintained as a part of the diverting works. This device shall be maintained by the water right holder and shall be made available to inspection by department personnel for the purpose of monitoring the ground water usage. The water right holder shall maintain records of the amount of water diverted under this water right, and shall provide these records to the department upon request. If the protestant desires to review these records, he may request that they be provided by contacting the department.

4. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right. This right to divert ground water shall not be used if the surface water right appurtenant to the place of use is sold, transferred leased or used on any other place of use without the approval of the department.

DATED this 2nd day of OCTOBER, 1995

Applicant: 

DATED this _____ day of _____, 1995

Protestant: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: ASPEN COVE LAKE ASSOCIATION INC 208-888-6145
Address: 2143 ASPEN COVE DRIVE
MERIDIAN ID 83642
2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: NWSE Sec. 23, Township 03N, Range 01W
CANYON County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
AESTHETIC	01/01 09	12/31 05	0.130		
				Oct 2, 1995	
5. Total quantity to be appropriated is: 0.130 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
WELL, PUMP, 2 PONDS
 - b. Height of storage dam feet; active reservoir capacity 1.70
acre-feet; total reservoir capacity 1.70 acre-feet; period of
year when water will be diverted to storage: 1/01 to 12/31 inclusive.
 - c. Proposed well diameter is 6 inches; proposed depth of well is 160
feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. If well is already drilled, when? 08/27/1992
Drilling Firm ADAMSON PUMP AND DRILLING
Well was drilled for GLEN HICKEY
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 year(s).
8. Place of Use: AESTHETIC

TWN RGE SEC
03N 01W 23 NWSE

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:

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.

2 OCT 95
Joe F. Russell, VICE-PRES, ACLA
Applicant

Prepared by L. Graves

Received by DNR Date 10/2/95 Time 11:30 Preliminary check by DNR

Fee \$ 50⁰⁰ Receipted by DNR # W019935 Date 10/2/95

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

Comments: Date: 9/ 15/ 1995User-ID: LGRAVES

Subject:
OTHER RIGHTS

This application was filed for year around flow to the ponds for aesthetic use. Aesthetic storage and diversion to storage are represented by permit 63-11964. Applications 63-12164 and 12165 represent irrigation storage and use from the same system.

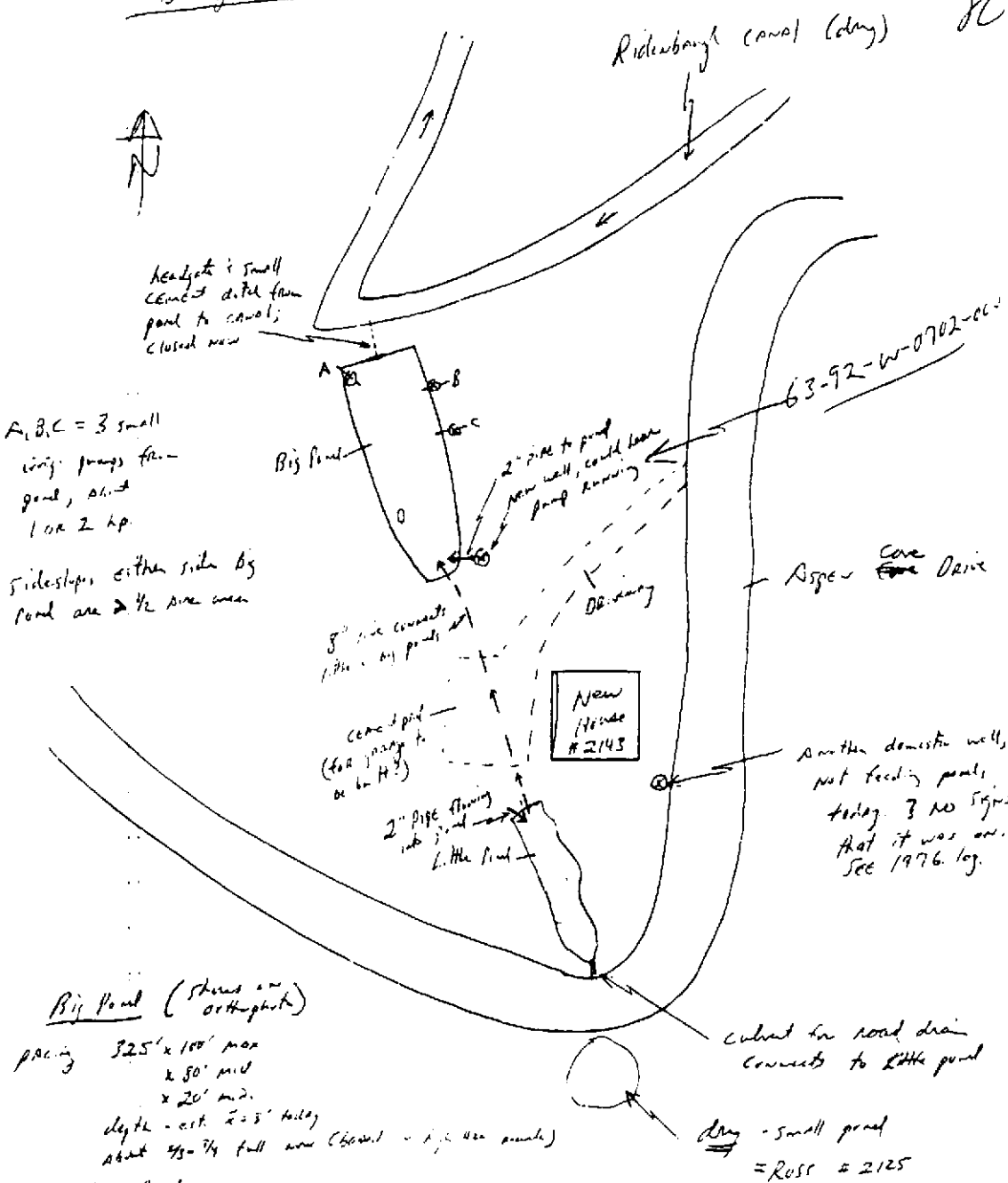
Previous field investigations measured the flow from the well at 60 gpm (.13 cfs), the large pond volume of 1.5 af, and the small pond volume at .2 af.

(See the above referenced files for additional information and photos.)

Base and
 dimensions
 for storage
 of water and
 instruments.

11/3/92

Diagram



Big Pond (shown on orthophoto)

acing 325' x 100' max
 x 50' mid
 x 20' min

depth - est. $\bar{x}$ = 5' to 10'
 about 3/4 full now (based on 1976 log)

Little Pond

acing 140' x 40' max
 10' min
 70' mean

depth - est. $\bar{x}$ = 2' to 3'

①

new well appears to feed both ponds with separate lines.
grassy (irrigated) slopes - both sides
Big Oak, exceed $\frac{1}{2}$ acre total
+ occur on several lots with
homos. $\rightarrow$ Irrig. $\geq \frac{1}{2}$ acre, multiple
owners implied.

11/3/92

RECEIVED

MAY 24 1995

WATER RESOURCES
WESTERN REGION

RESPONSE FORM

Boise River Basin Moratorium Application

Name of Applicant: Aspen Cove Lake Assoc.

Address: 7. Peg Hickey

2143 Aspen Cove

Meridian Ida. 83642

Water Right No.: 63-12165

Do you wish to proceed with development of the
water right as proposed in the application?

☒ Yes ☐ No

(If the response is no, please complete
and return the enclosed withdrawal form.)

If the source of water that you propose to
appropriate is ground water, what aquifer
level do you propose to develop to obtain water?

154 ft to 160 ft

Signature: Peg Hickey

Printed Name: Peg Hickey

Please return this form to:

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705

1995 Response form

WRS809NP
No. 63-12165

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/17/95
PAGE: 309

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD		DIVERSION RATE	DIVERSION VOLUME
				FROM	TO		
C	ASPEN COVE LAKE ASSN INC 2143 ASPEN COVE DR MERIDIAN ID 83642 (208) 888-6145	12/16/1994	IRRIGATION IRRIGATION STORAGE IRRIGATION FROM STORAGE DIVERSION TO STORAGE	03-15 01-01 03-15 01-01	11-15 12-31 11-15 12-31	0.130 CFS 0.130 CFS	1.70 AFA 1.70 AFA
TOTAL DIVERSION:							0.130 CFS

Water Source: GROUNDWATER Tributary to: Stage: APPLICATION
Point(s) of Diversion: T03N R01W S23 NMSE ADA County

Place of use Legal Description for: IRRIGATION											
NE			NW			SW			SE		
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt
03N	01W	23	:	:	:	:	:	:	:	:	:
										07	TOTAL ACRES
											7.0

Place of use location for IRRIGATION FROM STORAGE is the same location as described for: IRRIGATION
Pou County: ADA

Remarks: Application being held pending withdrawal of drought moratorium.
This right, when combined with 63-11964 and 63-12164, shall not
exceed 0.13 cfs pumping capacity and 1.7 at storage capacity.

Dates: App. Received: 12/16/1994 Priority Date: 12/16/1994
Proof Due Date: Proof Made Date: Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 27, 1994

Aspen Cove Lake Association, Inc.
C/O Peggy Hickey, President
2143 Aspen Cove Drive
Meridian, ID 83642

Re: Application for Permit No. 63-12165

Dear Applicant:

The above-referenced application for a new water right from a well to irrigate seven acres associated with homes in your association has been received but cannot be processed at this time. Approval of new water rights for irrigation beyond one-half acre per home must be delayed pending changes in a drought moratorium initiated by the Director of this agency in May, 1992 to protect existing water rights and limited water supplies.

Delays related to department actions such as the moratorium do not affect the priority (seniority) date of water right applications. The filing will be held at this office pending moratorium changes, and you will be informed of such changes should they occur.

Meanwhile, a similar application to irrigate three acres from this well and pond system is being processed for possible approval. The "three acres filing" is application no. 63-12164, which can be handled as a moratorium exemption allowing up to one-half acre of irrigation per home from the system in question. If or when both applications are approved, total irrigation from the well system cannot exceed ten acres.

Please contact me if you need more information about this matter or other water right issues.

Sincerely,

Steve Lester
Water Rights Supervisor

63-12165

DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS

FOR

ASPEN COVE LAKE ASSOCIATION, INC.

THIS DECLARATION is made on the date hereinafter set forth by ASPEN COVE LAKE ASSOCIATION, INC., an Idaho corporation, hereinafter referred to as "Association".

WHEREAS, Association is the owner of certain real property in the County of Ada, State of Idaho, which encompasses a lake and shoreline area owned by Association for the use and benefit of the following six lots, to-wit:

OWNERS

LEGAL DESCRIPTION

Robert & Susan Carlson
2300 Aspen Cove Drive
Meridian, Idaho 83642

Lot 4, Block 5 of ASPEN COVE
SUBDIVISION.

Keith & Dianne Ebeling
2150 Aspen Cove Drive
Meridian, Idaho 83642

Part of Lot 2, Block 5 of
ASPEN COVE SUBDIVISION.

PRESIDENT
Glen E. & Peggy L. Hickey
2143 Aspen Cove Drive
Meridian, Idaho 83642

Part of Lots 1 and 2, Block 5
and part of Lot 2, Block 2 of
ASPEN COVE SUBDIVISION.

Duane & Fritzzy Lien
2141 Aspen Cove Drive
Meridian, Idaho 83642

Part of Lot 2, Block 2 of
ASPEN COVE SUBDIVISION.

VICE PRESIDENT
TREASURER
John & Vicki Russell
2288 Aspen Cove Drive
Meridian, Idaho 83642

Lot 3, Block 5 of ASPEN COVE
SUBDIVISION.

SECRETARY
William & Phyllis Weiss
2101 Aspen Cove Drive
Meridian, Idaho 83642

Lot 1, Block 2 of ASPEN COVE
SUBDIVISION.

and

WHEREAS, the legal description of said lake area for the use and benefit of said lots set out above, hereinafter referred to as "Common Area", is as follows:

Lot 1, Block 5 of ASPEN COVE SUBDIVISION, Ada County, Idaho, EXCEPT that portion of said Lot 1, Block 5 previously conveyed by Deed dated January 29, 1990, recorded as Instrument No. 9009279 in the records of

Comments:

Date: 11/25/1992 User-ID: LESTER Subject: MISC INFORMATION
Officers: Keith Ebeling - President

Tim Russell - Vice President
Phyllis Weis - Secretary

Drilling Permit 63-92-W-0702-000.

Location and pond sizes verified per 11/3/92 site visit by Steve

Lester.

Pond #1: triangular - area (325'x100'x.5)/43,560 = .37 acre ;
depth 5', volume .37 acre x 5' = 1.85 af ;

Pond #2: rectangular- area (140'x30')/43,560 = .1 acre ;
depth 4', volume .1 acre x 4' = .4 af ;

Approvable under moratorium: total surface area @ 1/2 acre, total
volume 2.3 af, rate of flow meets 42-111 limits.

Date: 02/09/1993 User-ID: MILLER Subject: MORATORIUM EXEMPTION
This permit has been conditioned to fall within the acceptable
parameters of the Snake River Basin Moratorium.

Date: 02/09/1994 User-ID: VAULT Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Audit:
11/25/92 LESTER 12/08/92 GARRETT 02/09/93 MILLER 02/09/94 YARBROUG
02/09/94 COMMENTS 07/27/94 STAYLOR

Cep from Complaint
 63-11964 4/2

11/3/92

SL

Diagram



Ridenbaugh canal (dry)

headgate & small
 cement ditch from
 pond to canal;
 closed now

A, B, C = 3 small
 wing pumps from
 pond; about
 1 or 2 hp.

Sideslopes either side of
 pond are $\approx \frac{1}{2}$ acre each

Big Pond

8" fire connects
 little & big ponds

cement pond
 (for garbage to
 be built?)

2" pipe flowing
 into Little Pond

New
 House
 #2143

Driveway

63-92-W-0702-000

Aspen ~~Core~~ Drive

Another domestic well,
 not feeding ponds
 today? No signs
 that it was on.
 See 1976 log.

Culvert for road drain
 connects to Little pond

dry - small pond
 = ROSS #2125

Big Pond (shows on
 orthophoto)

padding 325' x 100' max
 x 80' mid
 x 20' mid

depth - est. $\bar{x}$ = 3' today
 about $\frac{1}{2}$ full now (based on high water marks)

Little Pond

padding 140' x 40' max
 10' mid
 70' max

depth - est. $\bar{x}$ = 2' today

①

63-12165

No one knew of Hickey's place,
where work is Little Pond farm.

Flow

a) Big Pond - 2" pipe for new well - could have pump running.

MEAS 2 times

Result:

$$\frac{55}{55} = \frac{60 \text{ gpm}}{55} = .13 \text{ cfs}$$

~ ± 5.5 gpm @ this rate of fill - per 5.0. Period comm. standard.

b) Little Pond - 2" pipe - appears fast from new well (could not have any activity at other domestic well on this property).

MEAS 2 times

Result:

$$\left(\frac{55}{125}\right)\left(\frac{60}{100}\right) = \frac{25 \text{ gpm}}{100} = .06 \text{ cfs}$$

~ ± 10 gpm @ this rate of fill

Pond Volumes

c) Big Pond ± triangular

$$L = 325 \quad W = 100 \quad D = 3 \quad (\text{Pacing})$$

$$\text{Total Volume} = \frac{(325)(100)(3)(.5)}{43,560} = \frac{1.1 \text{ a.f.}}{43,560}$$

$$\frac{\text{Surface Area}}{\text{Volume}} = \frac{1.1}{3} = \underline{.37 \text{ acre}}$$

per 1/125/42
office not
5' and
5' depth 4'

est. ~ 3/4 full now per high flow marks, then:

$$\frac{\text{max volume}}{\text{Volume}} = x = \frac{1.1}{.75} = \underline{1.5 \text{ a.f.}}$$

$$\frac{\text{max surface area}}{\text{Surface Area}} = x = \frac{.37}{.75} = \underline{.49 \text{ acre}}$$

d) Little Pond ± rectangular

$$L = 140 \quad W = 30 \quad D = 2 \quad (\text{Pacing})$$

$$\text{Volume} = \frac{(140)(30)(2)}{43,560} = \underline{.19 \text{ a.f.}}$$

$$\frac{\text{surf. area}}{\text{Volume}} = \frac{.19}{2} = \underline{.1 \text{ acre}}$$

more or less full today so no projected maximums.

(2)

e) Flows vs. 42-111 provisions

$$\text{flows } a+b = 60 + 25 = 85 \text{ gpm} = .19 \text{ cfs}$$

$\begin{matrix} \nearrow \pm 0.5 \text{ gpm} & \nearrow \pm 0.01 \text{ cfs} \end{matrix}$

If 42-111 A 13,400 g/day, no flow component

$$\frac{13,400 \text{ g}}{85 \text{ g/hr}} \times \frac{1 \text{ hr}}{60 \text{ min}} = 2.5 \text{ hrs.}$$

CAN run well @ .19 cfs for $2\frac{1}{2}$ hrs/day

If 42-111 B

.04 cfs is 2,500 g/day limit
reduce flow to, about 80% to .04 cfs or
18 gpm

$$\frac{2500 \text{ g}}{18 \text{ g/hr}} \times \frac{1 \text{ hr}}{60 \text{ min}} = 2.3 \text{ hrs.}$$

CAN run well @ .04 cfs for $2\frac{1}{3}$ hrs/days

A or B

TOTAL irrig from pond(s) if well feeds pond(s)
is limited to $\frac{1}{2}$ acre.

OBSERVED more mud grates than the area around big
pond where 3 irrig pumps from pond are found.
Richards Canal has been dry for quite some
time this year.

f) Constant Flow per Complaint (24 hrs/day)

$$(85 \text{ gpm})(60 \text{ min/hr})(24 \text{ hr/day}) = \underline{122,400 \text{ gallons/day}}$$

$$\frac{122,400}{325,850} = \underline{.4 \text{ a.f./day}}$$

$$\left(\begin{array}{l} 85 \text{ gpm} = .19 \text{ cfs} \\ .19 \text{ cfs} \times 1.9835 \rightarrow .4 \text{ a.f./day} \end{array} \right)$$

g) Water Rpt: Storage fraction

Amount Stored $V_1 + V_2 = 1.1 + .19 = 1.29 = \underline{1.3 \text{ a.f.}}$

(could be up to 1.7 a.f. for max projection
from pg. 2, item c)

IF 42-111A $.19 \text{ cfs} \times 1.9835 \rightarrow .4 \text{ a.f./24 hr}$, need storage
water right

IF 42-111B $.04 \text{ cfs limit}$, need storage water right

If use to irrig. $\rightarrow \frac{1}{2}$ acre from pond (w) via well,
need irrig. w.r. for well. Will also
require \$165 add'l. fee for d.p. 63-92-w-0792.

