

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 65-23013

Priority: January 04, 2006

Maximum Diversion Rate: 0.08 CFS

This is to certify, that JOHN PERKINS
8770 N HWY 52
SWEET ID 83670

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
COMMERCIAL	01/01 to 12/31	0.06 CFS
DOMESTIC	01/01 to 12/31	0.08 CFS

LOCATION OF POINTS OF DIVERSION:

GROUND WATER SE¼ NE¼ Sec. 16, Twp 07N, Rge 01E, B.M. GEM County
GROUND WATER SE¼ NE¼ Sec. 16, Twp 07N, Rge 01E, B.M. GEM County

PLACE OF USE: DOMESTIC and COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N 01E 16			X	X													

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **April 01, 2008**.
2. Subject to all prior water rights.
3. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
4. Domestic use is for 2 homes.
5. The irrigation occurring under this domestic use shall not exceed 1/2 acre per home.
6. Commercial use is for a restaurant and RV park.
7. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

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9. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 6th day of April, 2006.


 KARL V. DREHER, Director

RECEIVED
JAN 03 2006
WATER RESOURCES
WESTERN REGION

Ident. No. 65-23013

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant JOHN PERKINS Phone 365-0533
Mailing address 8770 N Hwy 52 Sweet ID 83670
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is Township 7N Range 1E Sec. 16 in the _____ 1/4,
SE 1/4, NE 1/4, Govt. Lot _____, B.M., Gem County;
additional points of diversion if any: 2 pt. Diversion - 1 Existing
4. Water will be used for the following purposes:
Amount .08 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .06 for Commercial purposes from 1/1 to 12/31 (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)
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. Describe type and size of devices used to divert water from the source _____
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
 - c. Proposed well diameter is 8" inches; proposed depth of well is 300 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 2 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. 2 households
 - e. Other; describe fully. Commercial - Restaurant, RV Park.

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	
7N	1E	16			D	D													

Total number of acres to be irrigated 1/2

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? JOHN PERKINS

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

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

12. Remarks: _____

JFW Restaurant seating capacity - 99
RV Park - 10 units.

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.)

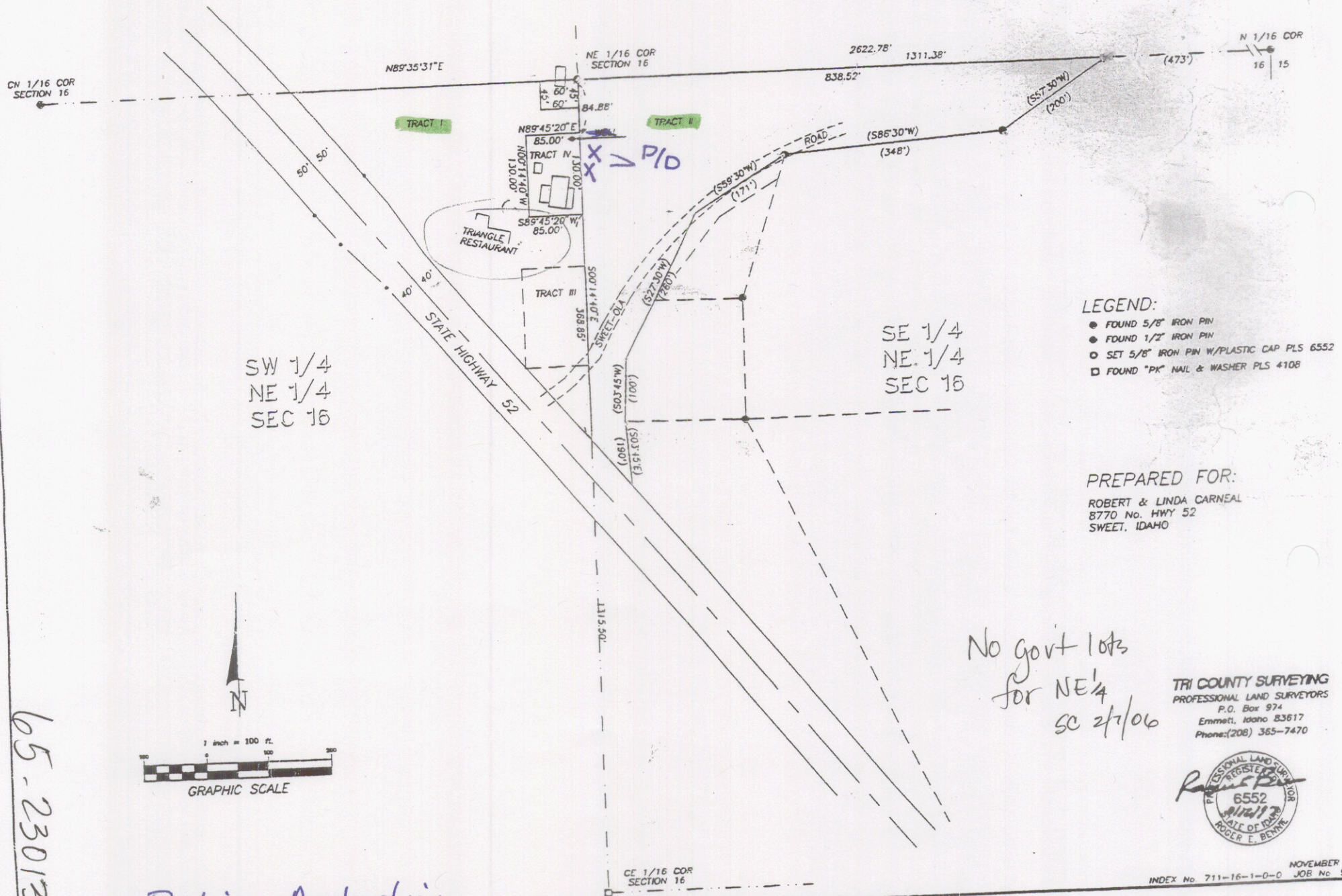
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

John Perkins
Signature of Applicant (and title, if applicable)

Received by JFW Date 1/3/06 Time 3:00 PM Preliminary check by SC
Fee \$ 100.00 Receipted by sk # 4033719 Date 1-4-06
Publication prepared by sk Date 3-1-8-06 Published in _____
Publication approved sk Date 3-20-06 **MESSENGER INDEX**

PLAT TO ACCOMPANY A LEGAL DESCRIPTION

OF A PORTION OF THE NORTHEAST 1/4 OF SECTION 16,
TOWNSHIP 7 NORTH, RANGE 1 EAST, BOISE MERIDIAN
GEM COUNTY, IDAHO



LEGEND:

- FOUND 5/8" IRON PIN
- FOUND 1/2" IRON PIN
- SET 5/8" IRON PIN W/PLASTIC CAP PLS 6552
- FOUND "PK" NAIL & WASHER PLS 4108

PREPARED FOR:

ROBERT & LINDA CARNEAL
8770 No. HWY 52
SWEET, IDAHO

No govt lots
for NE 1/4
SC 2/1/06

TRI COUNTY SURVEYING
PROFESSIONAL LAND SURVEYORS
P.O. Box 974
Emmett, Idaho 83617
Phone: (208) 365-7470



Perkins Application.

65-23013

REQUEST TO PROCESS

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED
USING ONE OF THE THREE ALTERNATIVES BELOW

Name of Applicant

John Peitina

Mailing Address

8770 N Hwy 52
Sweet ID 83670

Application No.
(if known)

____ IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

____ PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

☒ WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature

John Peitina

Date

1-3-06

Please return this form to:

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

Idaho Department of Water Resources Receipt

Receipt ID W033719

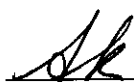
Payment Amount	\$100.00	Date Received	1/4/2006 10:04:24 AM	Region	Western	Status	
Payment Type	Check	Check Number	1266				

Payer PERKINS, JOHN

Comment J & S TRIANGLE APP FOR WATER RIGHT

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$100.00	PERMITS	0229	21	62103	1155

_____
Signature Line (Dept. Representative)

April 2005

APPLICATION RESEARCH

Completed by

Sharla

Date

1/31/06

Add reviewer's initials Sharla to APPS.LIS and SAVE

RESEARCH

1. N/A

Corporation, partnership or other business entity: conduct Business Entity search at ID Sec. of State website and list results:

_____ registration # _____ not registered

2. ✓

Gov't Lots, attach results if any in the entire section(s). Use most recent survey found on microfiche.

3. ✓

P/D overlap, existing/proposed site(s). Attach results or summarize here.

_____ none _____ see attached 65-321 Squaw Cr. Soil Cont
418 Rub
18437 Holbrook

4. ✓

P/U overlap, existing/proposed site(s). Attach results or summarize here.

_____ none ✓ see attached

5. N/A

Transfer, Extension or Exchange: print "highest version" proof report(s)

NOTES TO REVIEWER

_____ SRBA reviewer

_____ MITIGATION PLAN involved, remember data entry in Mitigation Plan field

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Type	WR #	Owner	Source	TRS	SWNE	SENE	Total
Permit	65-22838	DIANA L SIDERIDES,	GROUND WATER	07N01E16	4.5		4.5
Permit	65-22870	RONALD L JARMIN,	GROUND WATER	07N01E16	5		5
Permit	65-22870	RONALD L JARMIN,	GROUND WATER	07N01E16	X		0
Right	65-18232	EUNICE C NEWELL, STANTON W NEWELL,	GROUND WATER	07N01E16	X		0
Right	65-18374	STANTON W NEWELL, EUNICE C NEWELL,	GROUND WATER	07N01E16	X		0
Right	65-18437	RONALD S HOLBROOK, SHIRLEY HOLBROOK,	GROUND WATER	07N01E16		X	0
Right	65-18437	RONALD S HOLBROOK, SHIRLEY HOLBROOK,	GROUND WATER	07N01E16		X	0
Right	65-22087	STEVEN A IVIE, OLGA IVIE,	GROUND WATER	07N01E16	X		0
nt	65-321	SQUAW CREEK SOIL CONSERVATION DIST,	GROUND WATER	07N01E16		X	0
Rec	65-2925	SQUAW CREEK IRRIGATION DIST,	SAGE HEN RESERVOIR	07N01E16	X		0
Rec	65-2974	SQUAW CREEK IRRIGATION DIST,	SAGE HEN RESERVOIR	07N01E16	X		0
Right	65-13079	LILA H GLIMP,	SPRING	07N01E16		X	0