



Map designed with assistance
of Rob Whitney - IDWR Well
Drilling Specialist.

Old Well Location

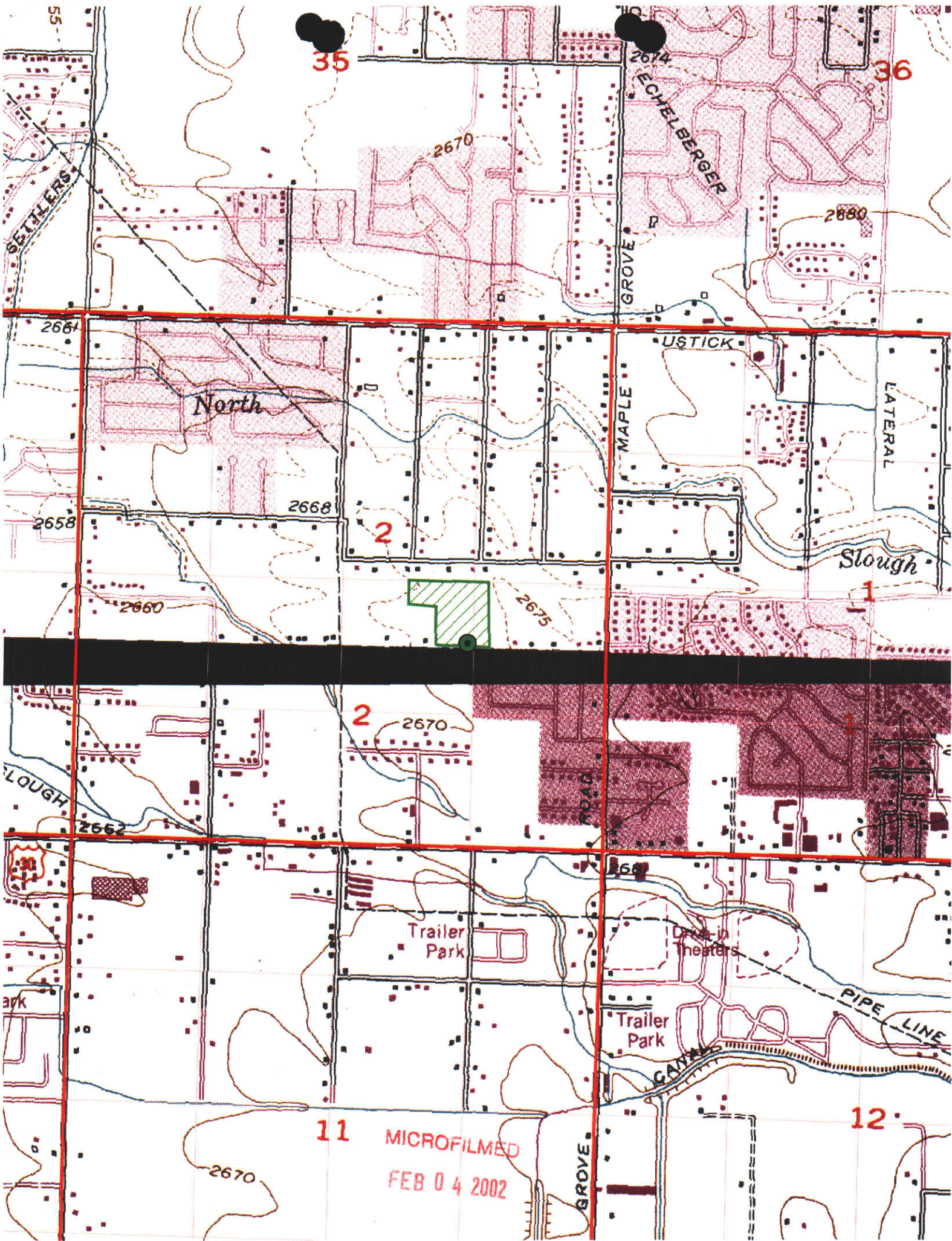
NWSE NESE

New Well Location

T3N R1E S2

APR 11 2001
JUL 10 2001

TO MAPLE
SNOW NA



MICROFILMED
FEB 04 2002



FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. 0063883
Receipt By: [Signature]
Date Received: 6-21-02

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED

JUN 21 2002

Department of Water Resources

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 63-31301 Telephone No. 208 322 6670

2. Name of Permit Holder(s): LARRY E. HETTINGER

3. Mailing Address: 8915 W. Landmark Ct.

City BOISE State ID Zip 83704

4. Source of Water: Groundwater-well If **GROUNDWATER** (well), Date Drilled: mo. 02 / yr. 02

a. Well Driller: 505 Well Drillers Drilling Permit Number: 1-9-7-1-7
Frank Skinner Lisc 212

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 62 Stockwater (No. and type of stock): _____

Irrigation (No. of acres): _____ Other: 0.18 cfs

6. Total rate of diversion and/or volume for which proof is submitted: 0.18 cfs cfs OR _____ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?

Yes _____ or No X

Has the measuring device been installed?

Yes _____ or No X

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use) Power Records Agreement #5 Attached

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: L. Larry Hettinger Telephone Number: 208 322 6670

Address: 8915 W. Landmark Ct. Boise, ID 83704

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: [Signature]
(include your title, if on behalf of company or organization)

Date: 6-20-02

RECEIVED
JUN 21 2002

State of Idaho
Department of Water Resources
Amendment of Permit

NO. 63-31301

Priority: July 06, 2001

Maximum Diversion Rate: 0.18 CFS

This is to certify, that LARRY E HETTINGER
8915 W LANDMARK CT
BOISE ID 83704

has applied for an amendment of a permit and the amendment is APPROVED for development of water as follows:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.18 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NE 1/4 SE 1/4 Sec. 2, Twp 03N, Rge 01E, B.M. ADA County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
03N	01E	2																X	X	

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **February 1, 2007**.
2. Subject to all prior water rights.
3. 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 permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. 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.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

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State of Idaho
Department of Water Resources
Amendment of Permit

NO. 63-31301

9. Domestic use is for lawn and garden irrigation associated with 62 mobile homes located in the Sunflower Community. The total irrigation authorized under this right is limited to 9 acres.
10. Water bearing zone to be appropriated is 30 to 200 feet.

This amendment of permit is issued pursuant to the provisions of Section 42-211, Idaho Code. Witness the signature of the Director, affixed at Boise, this 23rd day of May

2002


for **KARL J DREHER, Director**

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2002

RECEIVED

MAY 15 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Fee 50.00
Receipt W02882
Received by IT
Date 3-4-02

APP ID # 69766
69767

Department of Water Resources

APPLICATION FOR AMENDMENT OF A PERMIT

Name of Applicant LARRY HETTINGER (Sunflower Community) Phone 322-6670
Mailing address 8915 W. LANDMARK CT. BOISE ID 83704

I am the owner and the holder of Permit to Appropriate the Public Waters of the State of Idaho No. 63-31301, and request that the permit and permit map be amended and/or changed as follows:

Purpose of Amendment: ☒ Change point of diversion ☐ Add point of diversion
☐ Change place of use ☐ Change nature of use ☐ Change period of use ☐ Other
1. Point of diversion: $\frac{1}{4}$ NE $\frac{1}{4}$ SE, Section 2, Township 3N, Range 1E, B.M.,
County of ADA. Other points of diversion _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.) No Change
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum) (water use) (Begin Month) (End month)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum) (water use) (Begin Month) (End month)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum) (water use) (Begin Month) (End month)

3. Place of use or land to be irrigated: No Change

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total number of acres to be irrigated _____

4. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated at the 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:

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Complete the following map by showing land and point of diversion as proposed by this amendment.
Show ¼ ¼, section, township, range and ditches. (the smallest subdivision represents 40 acres)

Scale: 2 inches equal 1 mile

I hereby request approval of this change subject to the fact that no one will be injured by the change, and that the change will be made at my own risk.

Signed this

4th

day of

March

, 20

02

&

Fanny Helmer
Permit Holder

ACTION OF THE DEPARTMENT OF WATER RESOURCES

Preliminary check by

Publication prepared by

st

Date

3-27-02

Published in

THE IDAHO STATESMAN

Publication dates

4-11-02

I,

, of the Department of Water Resources hereby

Witness my hand this _____ day of _____

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101 1 0 2002

SIGNATURE



Map design's redemptive power
of Robt. M. Lewis, 1914-1915
Drilling, 1914-1915

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 63-31301

Priority: 07/06/2001

Maximum Diversion Rate: 0.18 CFS

This is to certify, that LARRY E HETTINGER
8915 W LANDMARK CT
BOISE ID 83704

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>
DOMESTIC	01/01 to 12/31	0.18 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NW 1/4 Sec. 2, Twp 3N, Rge 1E, B.M. ADA County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	01E	2														X	X		

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **February 1, 2007**.
2. Subject to all prior water rights.
3. 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 permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. 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.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

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State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 63-31301

CONDITIONS OF APPROVAL

9. Domestic use is for lawn and garden irrigation associated with 62 mobile homes located in the Sunflower Community. The total irrigation authorized under this right is limited to 9 acres.
10. Water bearing zone to be appropriated is 30 to 200 feet.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 25th day of January, 2002


for KARL J DREHER, Director

MICROFILMED

DEC 24 2002

Ident. No. 63-31301

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

JAN 18 2002

To appropriate the public waters of the State of Idaho

Revised Water Regulations

1. Name of Applicant LARRY E. HETTINGER Phone 322-6670
Post Office address 8915 W. LANDMARK CT. Boise, ID 83704
2. Source of water supply Ground water which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of NW 1/4 of SW SE 1/4, Govt. Lot _____
leaf Sec. 2 Township 3N Range 1E B.M. ADA County; additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .18c for Domestic 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)

5. Total quantity to be appropriated is (a) .18 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well to sprinkler system

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 10 inches; proposed depth of well is 200 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) _____

7. Time required for completion of works and application of water to proposed beneficial use is 5 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. 62 Unit Mobile home park
e. Other; describe fully. _____

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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	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	1E	2									3	6			3	6			9
											X	X			X	X			

IN ASSOCIATION with mobile home Total number of acres to be irrigated 9
UNITS.

10. Describe any other water rights used for the same purposes as described above. NAMPA AND MERIDIAN IRRIGATION DISTRICT, CITY WATER (UW.)

11. 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 enable the applicant to make this filing:

12. Remarks: THIS GROUNDWATER IS FOR SUPPLEMENTAL IRRIGATION TO CANAL WATER. 62 UNIT MOBILE HOME PARK, AKA SUNFLOWER COMMUNITY. WATER BEARING ZONE TO BE APPROPRIATED IS BETWEEN 30 TO 200 FT.

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.

Larry Heltzer
(Applicant)

Received by DAN Date 7-6-01 Time 4:09 Preliminary check by DAN
Fee \$ 4.00 Received by DAN # W027994 Date 7-6-01
Publication prepared by It Date 7-15-02 Published in THE IDAHO STATESMAN
Publication approved It Date 7-02
11-20+27-01

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2002

450 acre

9 ft of NW of side post

IRR Warren

SUNFLOWER COMMUNITY

9370 Sunflower Lane
Boise, Id. 83704
(208)377-0466



RECREATION
STORAGE
AREA



OLEN

ELLYN

LANE

CURRENT

LANE

IRIS

LANE

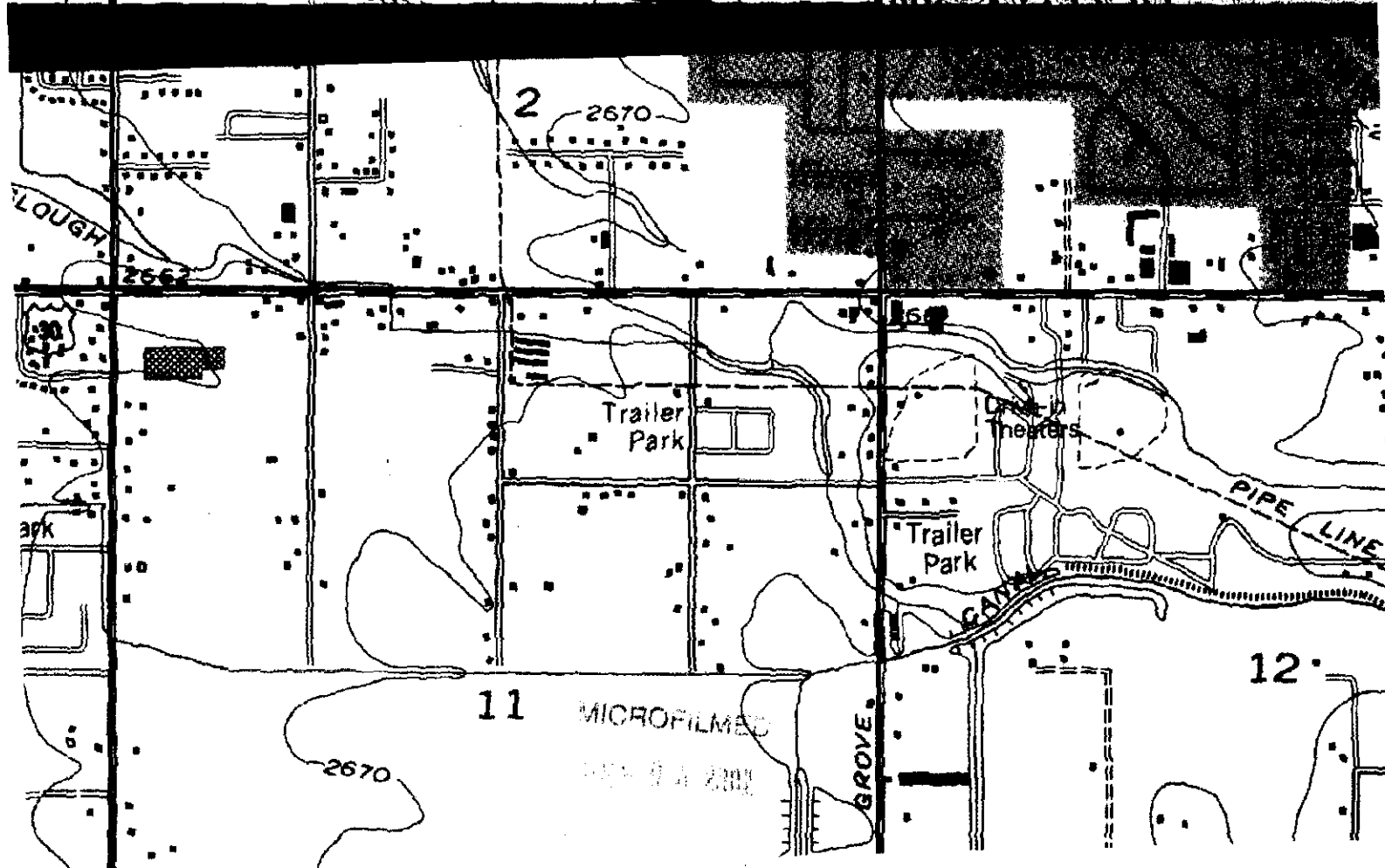
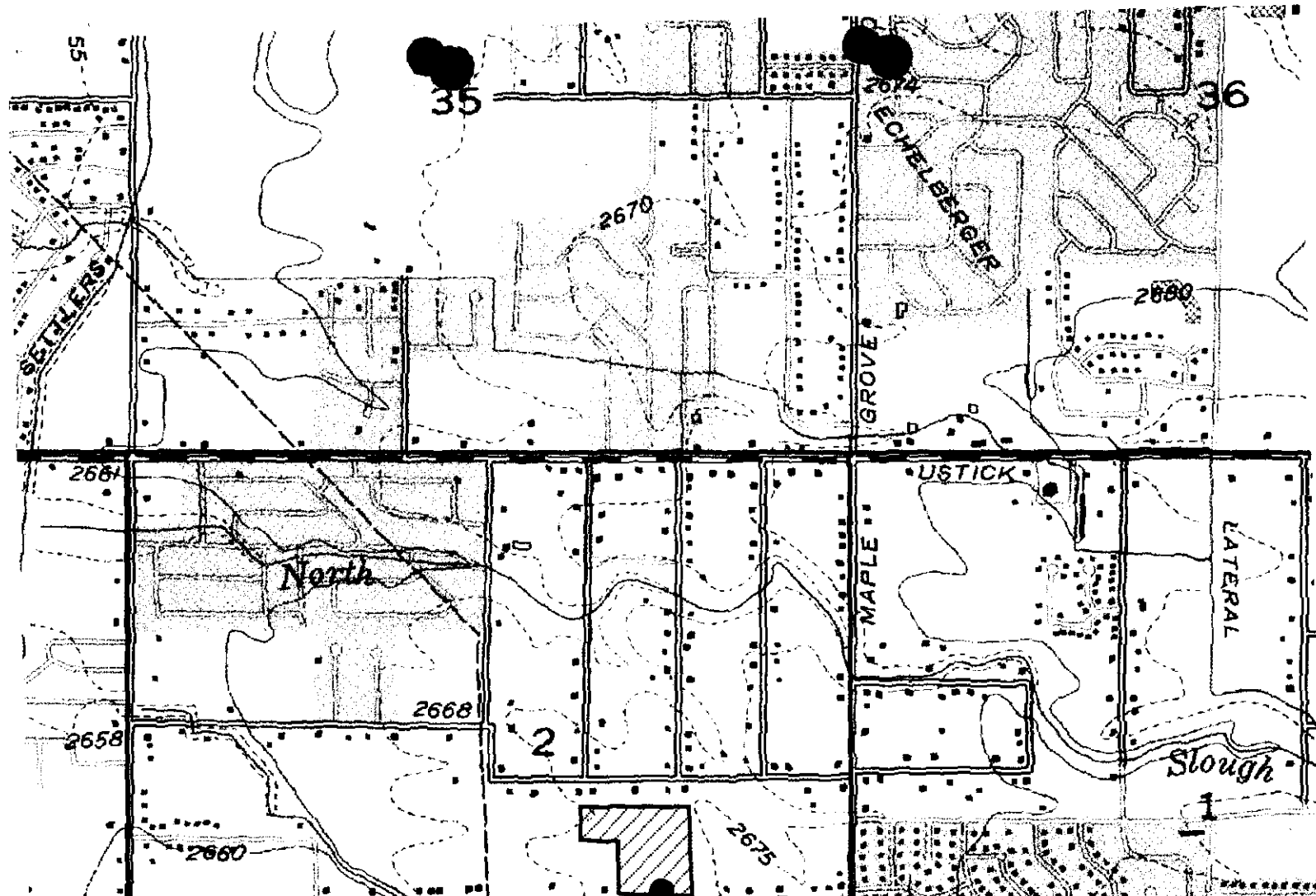
PATRICIA

LANE

SUNFLOWER

LANE

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 9, 2002

LARRY E HETTINGER
8915 W LANDMARK CT
BOISE ID 83704

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-31301

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions, please contact the **Western** Regional Office of the department in Boise at (208) 334-2190.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office (w/encl.)

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ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 63-31301

Reviewed By: dgibson

Date: July 8, 2002

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?	X	
License examination fee required?	X		Drilling permit No.:		19717
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		W028821, C062883	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		X
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received	06/21/2002
Date proof due	- 02/01/2007
Lapse notice sent	-
No. of days late	= 0
Holiday allowance	+
Priority date	+ 07/06/2001
New priority date	= 07/06/2001

Deficiencies of Actions Items

Acknowledge proof.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 28, 2002

LARRY E HETTINGER
8915 W LANDMARK CT
BOISE ID 83704

RE: Permit 63-31301

Dear Permit Holder(s):

The Department of Water Resources (IDWR) has issued the enclosed Amendment of Permit approving your application to amend the water right referenced above. Please be sure to review every element of the Amendment of Permit, including the conditions of approval and remarks.

The Amendment of Permit is a **preliminary order** issued by IDWR pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.**

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet at <http://www.idwr.state.id.us> to obtain the proper reporting form.

If you have any questions regarding this matter, you may call me at 208-327-7940.

Sincerely,


Jeff Peppersack, Manager
Water Rights Permits Section

JP:klt

Enclosures

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JUN 10 2002

CERTIFICATE OF SERVICE

I hereby certify that on May 28, 2002 I mailed a true and correct copy, postage prepaid, of the forgoing **PRELIMINARY ORDER (Amendment of Permit)** to the person(s) listed below:

RE: AMENDMENT OF PERMIT 63-31301

**LARRY E HETTINGER
8915 W LANDMARK CT
BOISE ID 83704**


Kari Lynn Townsend
Secretary

MICROFILMED

JUL 10 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED
JUL 10 2002

AMENDMENT OF PERMIT REVIEW

Review Date 5/22/02

PERMIT NO. 63-31301 NAME Nettinger

TYPE: A = AMENDED E = CHANGE N/U I = CHANGE P/D & P/U
B = CHANGE P/D F = CHANGE Per/U J = ADD P/D & CHANGE P/U
C = ADD P/D G = OTHER
D = CHANGE P/U H = CHANGE P/D & + P/D

AREA OF CONCERN: TV GW study area - use ok
Mor ___ GWMA Trust/Non-trust

PROOF OF B/U RECEIVED? Yes ☒ No Due < 6 months? Yes ☒ No

GROUNDWATER:

Drilling Permit No. ;
Drilled

Swan Falls Flag

Conditions of Approval: 26A, 046, 01M, 06S, 104, 121

Remarks/Comments D/ lawn & garden in 62 homes in Sunflower
Community - total acreage = 9 ac max.
WB zone 80-200 ft.

RECEIVED

MAY 15 2002

IDWR WESTERN REGION
AMENDMENT OF PERMIT ANALYSIS SHEET

Department of Water Resources

Application i.d. # 69766 Permit # 63-31301

Applicant LARRY HETTINGER

Reviewed by DAN Data entry by DAN Date 3-21

Legal Notice: Word filename _____

OR Use Workflow ad Yes

Purpose of Amendment X Change P/D _____ Add P/D _____ Increase Amount _____

_____ Change P/U _____ Other: _____

CHECK:

X Description of amended elements.

X Ownership of P/D and P/U and arrangement for access if not owned by applicant.

X Map X \$50 Fee.

X Signature, must be permit holder. Include title if applicant is an organization, partnership etc.

X Existing water rights from the same source for amended P/D or P/U?

Right No(s). Nampa / meridian irrig. dist. water for irrigation
united water used in house.

Yes Should amendment be advertised?

NO Should date of priority be delayed? If yes, to what date? _____

NO Send comment Letters? Check any of the following to indicate "yes":

_____ IDFG for surface water _____ Water District No. _____

_____ Water Planning Bureau for protected river or minimum flow reach – reviewer should forward copy of application instead of sending a letter.

_____ Other, see attached mailing list.

Yes
NO Additional analysis information attached. Date of the information is 5-10-02

DAN NELSON's memo.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received
- ☒ Published correctly? ☐ Re-publication required if published incorrectly?
- ☐ Protests processed.
- ☐ Watermaster comments received on date: _____.
- ☐ Other comment letters received?

Recommendation and Conditions of Approval: ☒ APPROVE ☐ DENY

same conditions as original permit

By Daniel A. Nelson

Date 5-10-2000

Copy for Region file after final recommendations are complete. Always include application, legal notice, staff analysis sheet, and analysis memo (if applicable). List other items to copy:

✓ at 490

MEMORANDUM

TO: AMENDMENT FILE FOR PERMIT 63-31301 (Larry Hettinger)

FROM: DANIEL A. NELSON *DAN*

DATE: 5/10/02

SUBJECT: REVIEW MEMO FOR APPLICATION FOR AMENDMENT OF A PERMIT

When the applicant drilled this well, it was discovered that the location of the well would put the well within the West Boise Area of Drilling Concern. By moving the well approximately 150 feet to the west the applicant would be outside the drilling concern area. Rob Whitney allowed the applicant to go ahead and drill the well outside the area of drilling concern with the stipulation that the applicant file an amendment of permit. Our well drilling staff has already approved the well location, so I can feel this application should be approved. The well was only moved a very short distance and was not protested when advertised. The applicant has followed all of the stipulations required by Idaho Dept. of Water Resources, so I can find no reason to not approve this amendment.

MICROFILMED

JUL 10 2002

The Idaho Statesman

P.O. Box 40, Boise, Idaho 83707-0040

LEGAL ADVERTISING PROOF OF PUBLICATION

Account #	DTI#	Identification	Amount:
047628	633683	NOTICE OF APPLICATION HETTINGER	\$115.00
Attention:	P.O. #	Run Dates	
SUE TAYLOR		APRIL 4, 11, 2002	
IDAHO DEPT. WATER RESOURCES WEST 2735 AIRPORT WY. BOISE, ID 83705			Number of Lines 32 X 2
			Affidavit 1
			Legal # 13069

LEGAL NOTICE

The following application has been filed to amend Permit to Appropriate Water

63-31301

LARRY E HETTINGER
8915 W LANDMARK CT
BOISE ID 83704

Point(s) of Diversion NESE S2 T03N R01E ADA County Source GROUND WATER
Use: DOMESTIC 01/01 To 12/31 0.18 CFS
Total Diversion: 0.18 CFS
Date Filed: 03/21/2002
Place Of Use: DOMESTIC
T03N R01E S2 NESE NWSE

Remark: The applicant has applied to move the point of diversion for this application from the NWSE to the NESE S2 T3N R1E. This will place the well outside of the Boise Area of Drilling Concerns borders.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-211, 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 04/22/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER,
Director

Pub. Apr. 4, 11, 2002

13069

JANICE HILDRETH, being duly sworn, deposes and says: That she is the Principal Clerk of *The Idaho Statesman*, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in *The Idaho Statesman*, in conformity with Section 60-108, Idaho Code, as amended, for:

TWO

☒ consecutive weekly ☐ single
☐ consecutive daily ☐ odd skip
insertion(s)

beginning issue of: APRIL 4, 2002

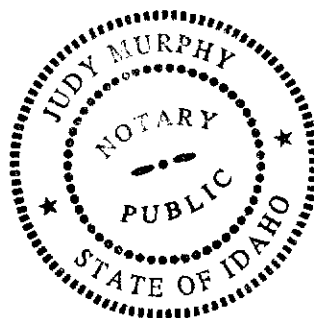
ending issue of: APRIL 11, 2002

Janice Hildreth

RECEIVED

APR 12 2002

WATER RESOURCES
WESTERN REGION



STATE OF IDAHO)
) ss
COUNTY OF ADA)

On this 11 day of APRIL in the year of 2002 before me, a Notary Public, personally appeared before me Janice Hildreth known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Notary Public for Idaho
Residing at: Boise, Idaho
My Commission expires: 11/6/04

Judy Murphy

MICROFILMED

APR 10 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 27, 2002

Legal Notice Department

IDAHO STATESMAN

PO BOX 40

BOISE ID 83707

RE: Application for Advertising

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 04/22/2002. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary

MICROFILMED

APR 10 2002

The following application has been filed to amend Permit to Appropriate Water

63-31301

LARRY E HETTINGER
8915 W LANDMARK CT
BOISE ID 83704

Point(s) of Diversion NESE S2 T03N R01E ADA County Source GROUND WATER

Use: DOMESTIC 01/01 To 12/31 0.18 CFS

Total Diversion: 0.18 CFS

Date Filed: 03/21/2002

Place Of Use: DOMESTIC

T03N R01E S2 NESE NWSE

Remark: The applicant has applied to move the point of diversion for this application from the NWSE to the NESE S2 T3N R1E. This will place the well outside of the Boise Area of Drilling Concerns borders.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-211, 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 04/22/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Idaho Statesman on April 4 and 10, 2002.

MICROFILMED

JUN 15 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 25, 2002

LARRY E HETTINGER
8915 W LANDMARK CT
BOISE ID 83704

RE: Permit No. 63-31301

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

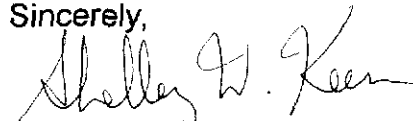
RECORDED

JAN 28 2002

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,



Shelley W. Keen

Water Rights Supervisor

SWK:klr

Enclosure(s)

MICROFILMED

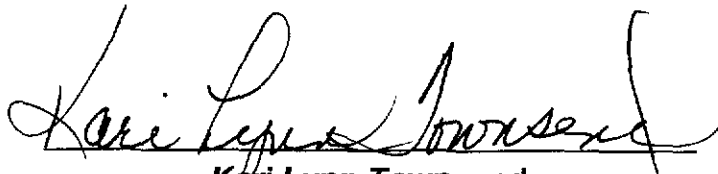
FEB 0 4 2002

CERTIFICATE OF MAILING

I hereby certify that on January 25, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 63-31301

LARRY E HETTINGER
8915 W LANDMARK CT
BOISE ID 83704



Kari Lynn Townsend
Secretary

MICROFILMED

JAN 24 2002

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TO ACCOMPANY A
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Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

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Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

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If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**
Reviewed by Sharla Curtis on 1/22/02

No. 63-31301 Name: Hettenger Corp. Officers N/A Ad ok V Govt Lots

AREA OF CONCERN: No/Yes IV Moratorium CWMA TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 24 - 084 (if necessary)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
≥ 0.24 cfs/5 acres - 067

WMD

Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121

Trust - 051 (consumptive uses)
Non-Trust - 048 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18C-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
 > 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE PROT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
 or 17M (not FERC regulated)
 025-027-R22-08A

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9

PLANNING REVIEW/RESPONSE

WD - R04 (WD#)
≤ 0.20 cfs/others - 01H, 01P or No MD
> 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WB

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W23, N/A
 (02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - W23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL

Restricted area - 022,075
Irr, GW supp to SW - 102
Future needs - 007,109
FISH PROP - 029 (70's only)-007-042-106

DOMESTIC

Surface water - WB5 (Big Wood/Boise above Star Bridge)
 - 27A (Payette R)
> 1 in restricted area - 070-071-075 (no parks/common areas)
Irr separate or none allowed - WB5
GW w/irrigation from SW evident - 065-104
Moratorium approvable - W03 (2500 gpd - meets domestic def
 i.e. D/convenience store)

BENEFICIAL USE DUE: 21.01.2007

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
 > 1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60 *Single uses Common only*
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON - (Per updated map)

IRR VOLUME/ACRE

OTHER CONDITIONS/REMARKS UB zone 30.200 ft.

COMMENTS

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: DAA DATE: 10-25-01 APPLICATION: 63-31301

REQUIRED INFORMATION

- ☒ 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: Gov't. Lots: NO P/D NO P/U
- ☒ Nature of proposed use: (Include description of use) JAN 18 2002
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water:
- ☒ Place of use or acres irrigated:
- ☒ Map: (show T, R, S, QQ &/or QQQ)
- ☒ Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid

ADDITIONAL INFORMATION

yes ADVERTISE REMARK(S)
(Reviewer identify which remarks)

YES NO

- ☒ Overlapping place of use: (Describe source & relationship to present application on next page.) Nampa Meridian Irrig. Dist. & United Water.
- ☒ Overlapping point of diversion. NO SIGNIFICANT OVERLAPP.
- ☒ Critical groundwater area:
- ☒ Groundwater management area:
- ☒ 1992 moratorium: EXEMPT USE 62 UNIT DOMESTIC IRRIG. USE FOR LESS THAN 1/2 ACRE/UNIT.
- ☒ Surface water source, IDFG letter needed.
- ☒ Protected river or minimum flow reach, notify water planning bureau.
- ☒ E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☒ E-mail to Dam Safety staff: (for any storage)
- ☒ Mitigation plan: Check any that apply.
- ☐ immediate = acceptable plan required and submitted.
- ☒ future = open areas, acceptance of condition of approval is in file.
- ☒ Send power requirement letter &/or fish farm requirement letter.
- ☒ Power residency affidavit:
- ☒ 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 _____ Date Response Received _____

PROCESSING

APP. NO.

3-3/301

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: NOTE IF E-MAIL COMMENT LETTER USED.

YES NO

☐ ☒ I.D. Health & Welfare
☐ ☒ I.D. District Health
☐ ☒ I.D. Fish & Game
☐ ☒ I.D. Lands

YES NO

☐ ☒ U.S. BLM
☐ ☒ U.S. Forest Service
☐ ☒ Water Dist. # _____
☐ ☒ Water Planning Bureau
☐ ☒ Other _____

FINAL REGIONAL PROCESSING REVIEW:

YES NO

☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

☒ ☐ Publication dates and paper recorded on application:
☒ ☐ Final date for protest 12-3-01 1-7-02
☐ ☒ Protests received.
☐ ☒ Recommendations attached:
☐ ☒ Measuring device required:
☐ ☒ Water delivered by water master? District # _____
☒ ☐ Special conditions of approval or cover letter: STANDARD CONDITIONS
"SUPPLEMENTAL CONDITION"
IRRIGATION OF LOTS CAN ONLY OCCUR IF THERE IS A
RESIDENTIAL DWELLING.

See below for additional information

Recommended Date or Priority 7-6-2001Recommended by: Daniel A. Nelson Date: 1-15-2002

ADDITIONAL INFORMATION:

UNITED WATER IS USED FOR TSee comments.

Post-It® Fax Note	Date	3/21/02	# of pages	2
	From	Sunny Healey		
	Co./Dept	State Office		
	Phone #	327-7945		
To	DAN NELSON			
Co./Dept	West. Region			
Phone #				

7671

The Idaho Statesman

RECEIVED

JAN 04 2002

WATER RESOURCES
WESTERN REGION

P.O. Box 40, Boise, Idaho 83707-0040

LEGAL ADVERTISING PROOF OF PUBLICATION

Account #	DTI#	Identification	Amount
047628	580136	CORRECTION NOTICE OF 63-31301	\$57.72
Attention:	P.O.#	Run Dates	
SUE TAYLOR	TT	DECEMBER 20, 27, 2001	
IDAHO DEPT. WATER RESOURCES WEST 2735 AIRPORT WY. BOISE, ID 83705			Number of Lines 37
			Affidavit 1
			Legal # 12203

LEGAL NOTICE CORRECTION FOR APPLICATION FOR PERMIT 63-31301

LARRY E HETTINGER of 8915 W Landmark Ct, Boise, ID 83704 applied for an Application for permit pursuant to I.C. § 42-203A. The legal description for the point of diversion was not published correctly in the original legal notice on November 15th and 22nd, 2001. The corrected notice is as follows:

Permit 63-31301, Groundwater, Date Filed 07/06/2001, 0.18 cfs diverted in NWSE S2 T3N R01E for Domestic use from 01/01 to 12/31 in T03N R01E S2 N 1/2 SE.

The applicant agreed to mitigate consumptive use in the future. The Domestic use is for 62 yards in Sunflower Community Mobile Home Park Subdivision. The water-bearing zone to be appropriated is from 30 to 100 feet.

Any protests against approval of this application must be filed with the Idaho Department of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705-5082, together with a protest fee of \$25 for each application on or before January 7, 2002. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Pub. Dec. 20, 27, 2001

12203

JANICE HILDRETH, being duly sworn, deposes and says: That she is the Principal Clerk of *The Idaho Statesman*, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in *The Idaho Statesman*, in conformity with Section 60-108, Idaho Code, as amended, for:

TWO

☒ consecutive weekly ☐ single
☐ consecutive daily ☐ odd skip
insertion(s)

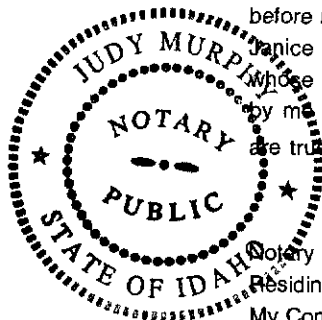
beginning issue of: DECEMBER 20, 2001

ending issue of: DECEMBER 27, 2001

Janice Hildreth

STATE OF IDAHO)
) ss
COUNTY OF ADA)

On this 2 day of JANUARY in the year of 2002 before me, a Notary Public, personally appeared before me Janice Hildreth known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.



Notary Public for Idaho
Residing at: Boise, Idaho
My Commission expires: 1/6/04

MICROFILMED

The Idaho Statesman

RECEIVED

NOV 28 2001

WATER RESOURCES
WESTERN REGION

P.O. Box 40, Boise, Idaho 83707-0040

LEGAL ADVERTISING PROOF OF PUBLICATION

Account #	DTI#	Identification	Amount:
047628	563371	PERMIT NO. 63-31301	\$119.00
Ordered by:	P.O. #	Rate	Run Dates
SUE TAYLOR		TT	NOVEMBER 15, 22, 2001
IDAHO DEPARTMENT OF WATER RESOURCES WEST 2735 AIRPORT WAY BOISE, IDAHO 83705			Number of Lines 34 X 2
			Affidavit 1
			Legal # 11936

LEGAL NOTICE APPLICATION

63-31301

LARRY E HETTINGER
8915 W LANDMARK CT
BOISE ID 83704

Point(s) of Diversion DOMESTIC
Use: NW 1/2 T03N R01E ADA County Source GROUND WATER
01/01 To 12/31 0.18 CFS
Total Diversion: 0.18 CFS

Date Filed: 07/06/2001
Place of Use: DOMESTIC
T03N R01E S2
Number of Acres: 9
Remark: NESE NWSE

Applicant agrees to mitigate consumptive use in the future as needed.
Domestic use is for 62 yards in Sunflower Community Mobile Home Park
Subdivision:
Water bearing zone to be appropriated is from 30 to 100 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 12/03/2001. The protestant must also send a copy of the protest to the applicant.
KARL J DREHER, Director

Pub. Nov. 15, 22, 2001

11936

JANICE HILDRETH, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Idaho Statesman, in conformity with Section 60-108, Idaho Code, as amended for:

TWO

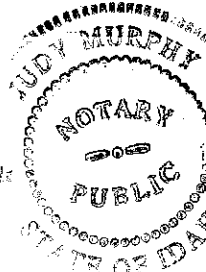
☒ consecutive weekly ☐ single
☐ consecutive daily ☐ odd skip
insertion(s)

beginning with the issue of: NOVEMBER 15, 2001
and ending with the issue of: NOVEMBER 22, 2001

Janice Hildreth

STATE OF IDAHO)
) ss
COUNTY OF ADA)

On this 26 day of NOVEMBER in the year of 2001
before me, a Notary Public, personally appeared before me Janice Hildreth
known or identified to me to be the person whose name subscribed to the
within instrument, and being by me first duly sworn, declared that the state-
ments therein are true, and acknowledged to me that she executed the same.



Notary Public for Idaho
Residing at: Boise, Idaho
My Commission expires:

Judy Murphy

1/6/04

MICROFILMED

NOV 28 2001

December 12, 2001

Legal Notice Department
IDAHO STATESMAN
PO BOX 40
BOISE ID 83707

RE: Transfer No. 69594 and Correction Notice for 63-31301

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find two legal notices 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 notices 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 01/07/2002. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary

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SEP 14 2001

**NOTICE OF CORRECTION FOR
APPLICATION FOR PERMIT 63-31301**

LARRY E HETTINGER of 8915 W landmark Ct, Boise, ID 83704 applied for an Application for permit pursuant to I.C. § 42-203A. The legal description for the point of diversion was not published correctly in the original legal notice on November 15th and 22nd, 2001. The corrected notice is as follows:

Permit 63-31301, Groundwater, Date Filed 07/06/2001, 0.18 cfs diverted in NWSE S2 T3N R01E for Domestic use from 01/01 to 12/31 in T03N R01E S2 N ½ SE.

The applicant agreed to mitigate consumptive use in the future. The Domestic use is for 62 yards in Sunflower Community Mobile Home Park Subdivision. The water-bearing zone to be appropriated is from 30 to 100 feet.

Any protests against approval of this application must be filed with the Idaho Department of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705-5082, together with a protest fee of \$25 for each application on or before January 7, 2002. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Idaho Statesman on December ²⁰~~13~~ and ²⁷~~20~~, 2001.

MICROFILMED

APR 11 2002

November 08, 2001

Legal Notice Department
IDAHO STATESMAN
PO BOX 40
BOISE ID 83707

RE: Application for Permit Nos. 63-31301, 63-31310, 63-31314, 63-31339, 63-31340 and Notice of Extension of Time to Avoid Forfeiture of Water Right Nos. 63-4849 and 63-3162

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find legal notices 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 notices 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 affidavits and bill to this office before 12/03/2001. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary

MICROFILMED

SEP 6 4 1982

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

63-31301

LARRY E HETTINGER
8915 W LANDMARK CT
BOISE ID 83704

Point(s) of Diversion NWSE S2 T03N R01E ADA County Source GROUND WATER

Use: DOMESTIC 01/01 To 12/31 0.18 CFS

Total Diversion: 0.18 CFS

Date Filed: 07/06/2001

Place Of Use: DOMESTIC

T03N R01E S2 NESE NWSE

Number of Acres 9

Remark: Applicant agrees to mitigate consumptive use in the future as needed.
Domestic use is for 62 yards in Sunflower Community Mobile Home Park Subdivision.
Water bearing zone to be appropriated is from 30 to 100 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 12/03/2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Idaho Statesman on November 15 and 22, 2001.

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SEP 11 2001

REQUEST TO PROCESS

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

Name of Applicant

LARRY E. HETTINGER

Mailing Address

8915 W. LANDMARK CT.
BOISE, ID 83204

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.

X 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

Larry Hettinger

Date

7-6-01

Please return this form to:

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

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100-1-1000