

MINERS INC

RIVER

Additional outlet pipe

Existing Cottonwood Trees
Habitat Area
Area currently below 6500 cfs.
level

Total area to be excavated
Greenbelt path

Water Flow

outlet pipe addition

Existing outlet pipe

Existing Lake

Point of
diversion

619 GROV

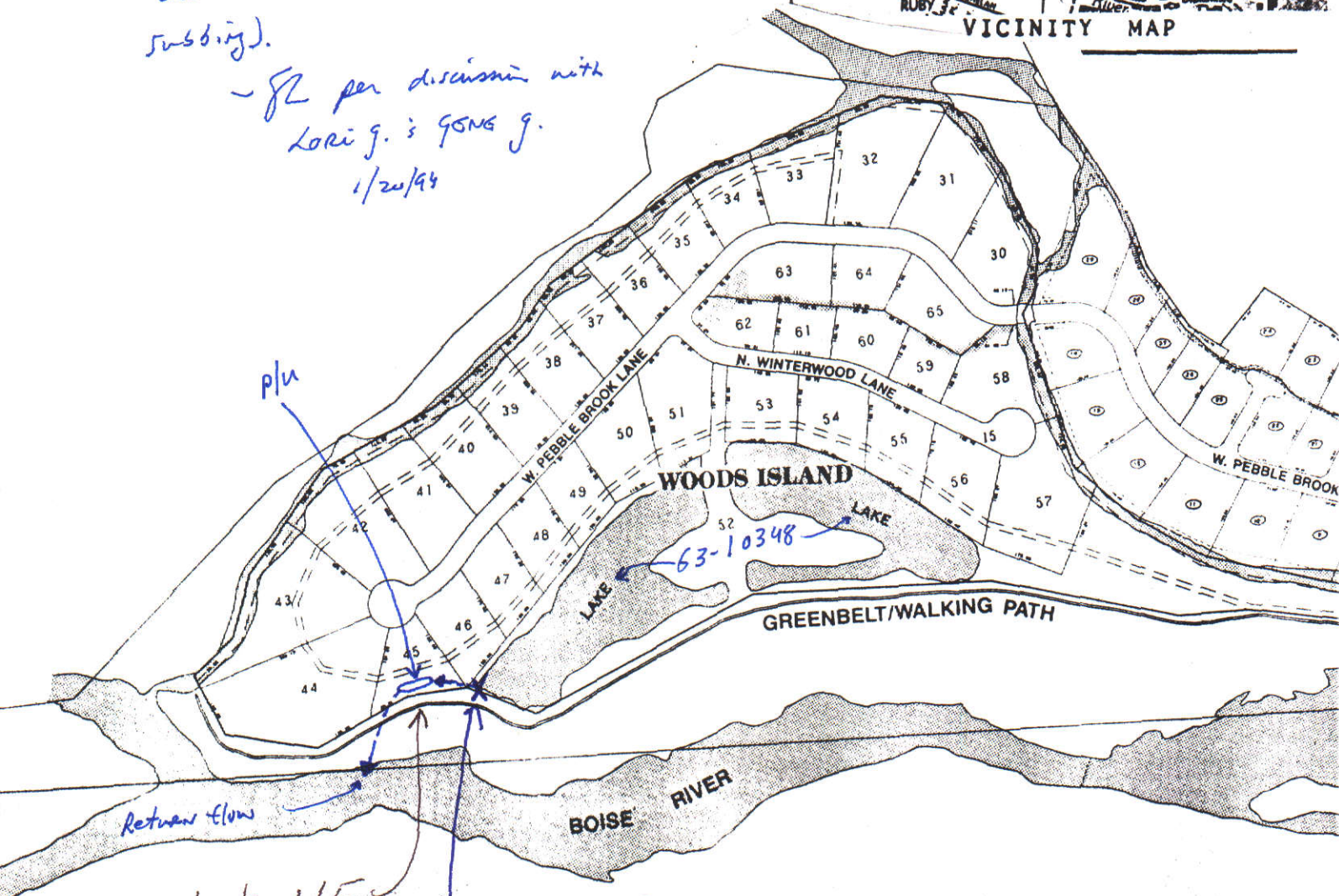
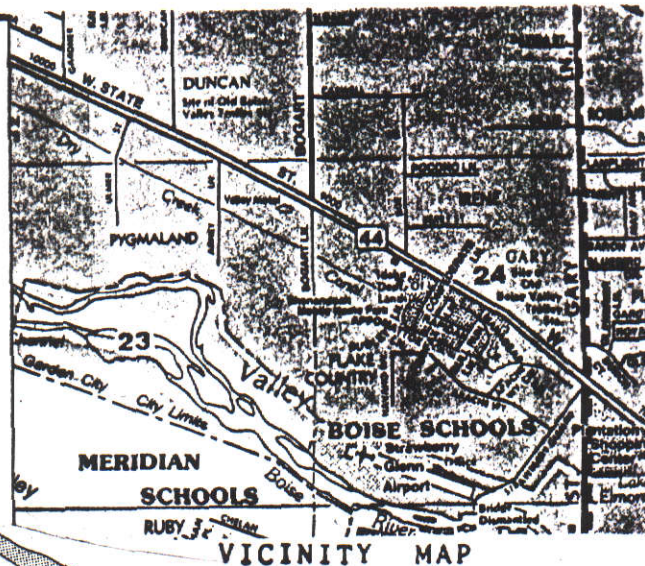
diversion will be
accomplished by using
a 1 1/2 hp pump: 250 GPM pumping capacity

APR 15 1994

Use pump to re-route outflow
from lake (63-10348) to create
small pond (< 1/4 ac) in which
Return flow to River will occur.

So are just re-locating Return flows
all within a wetted area (River-
subbing).

- fl per discussion with
Lori G. & GONG G.
1/20/94



Lot 45

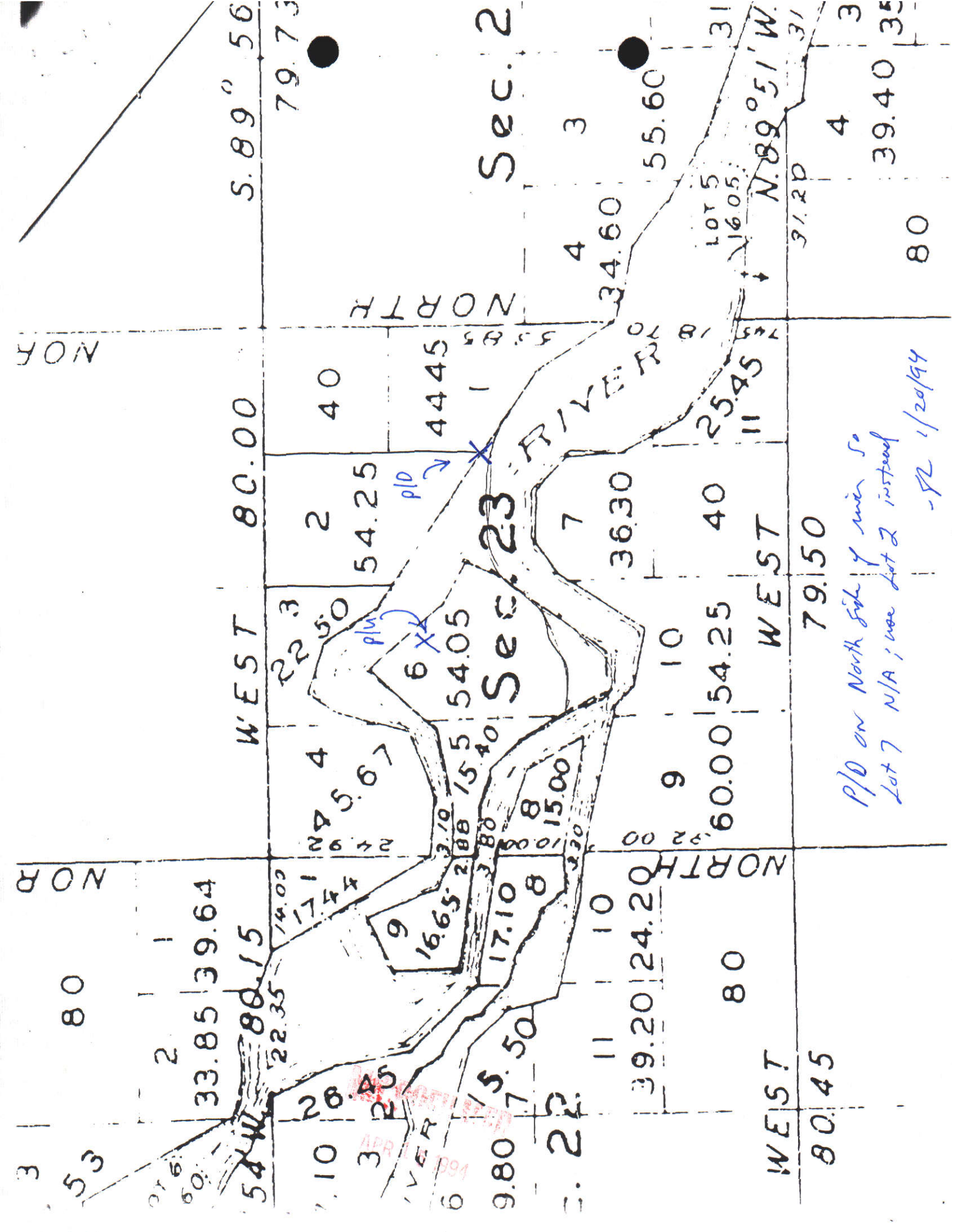
Point of
diversion

RECEIVED

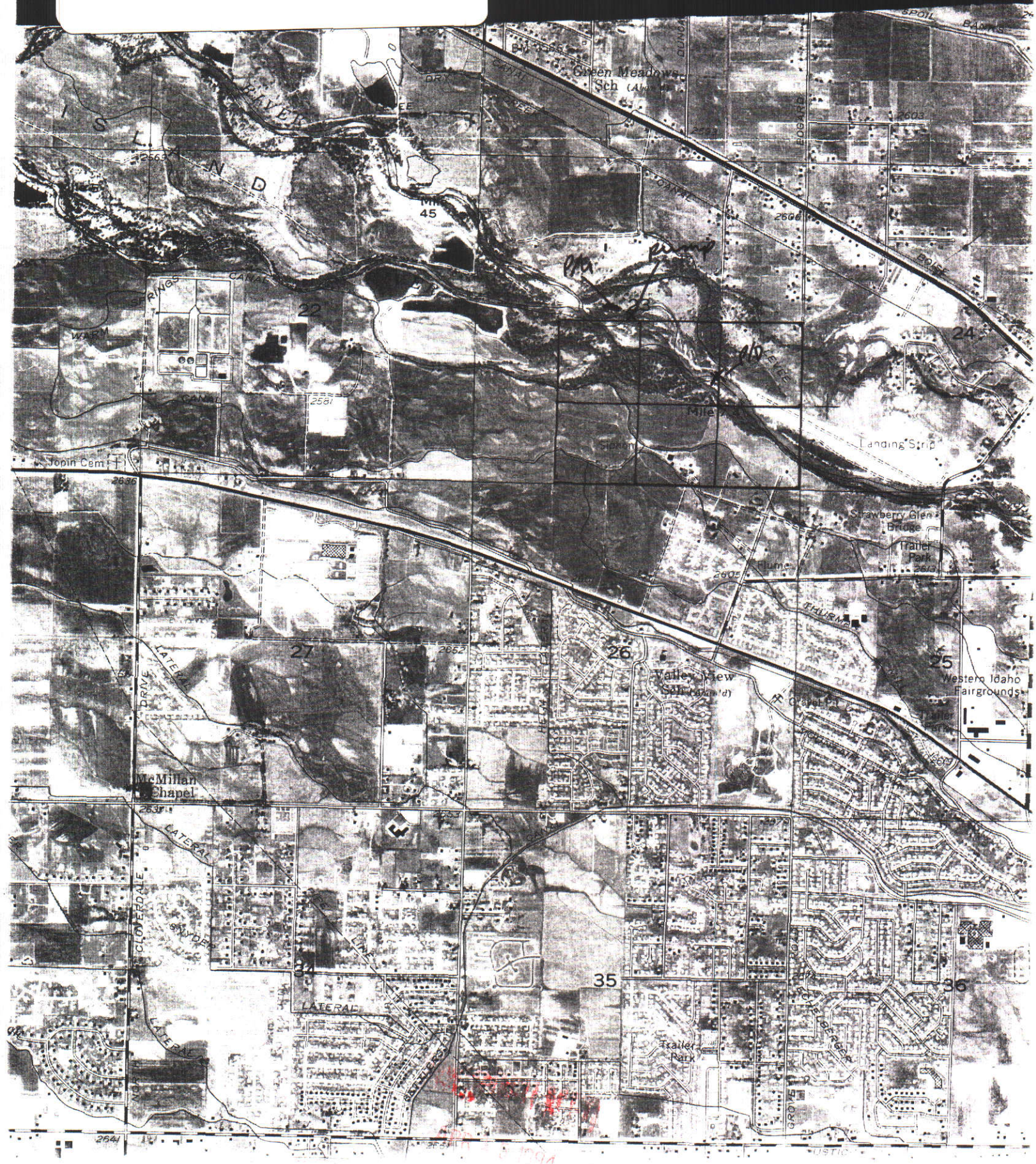
APR 15 1994

COUNTY, SHEET 1 OF

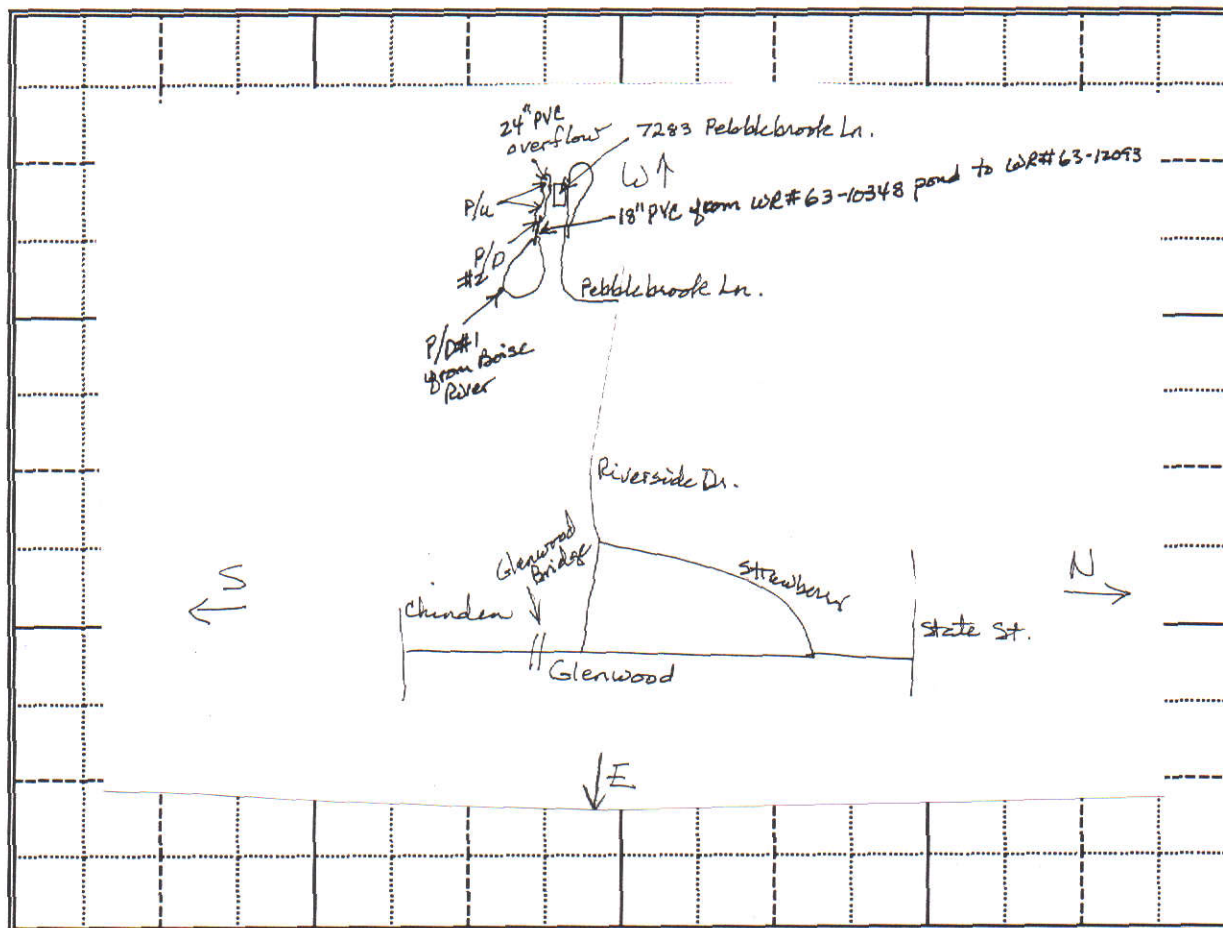
DATE: APPLICATION BY:



Sec 23



3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☒ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached
 — P/D #1 see 63-10348, since same P/D

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

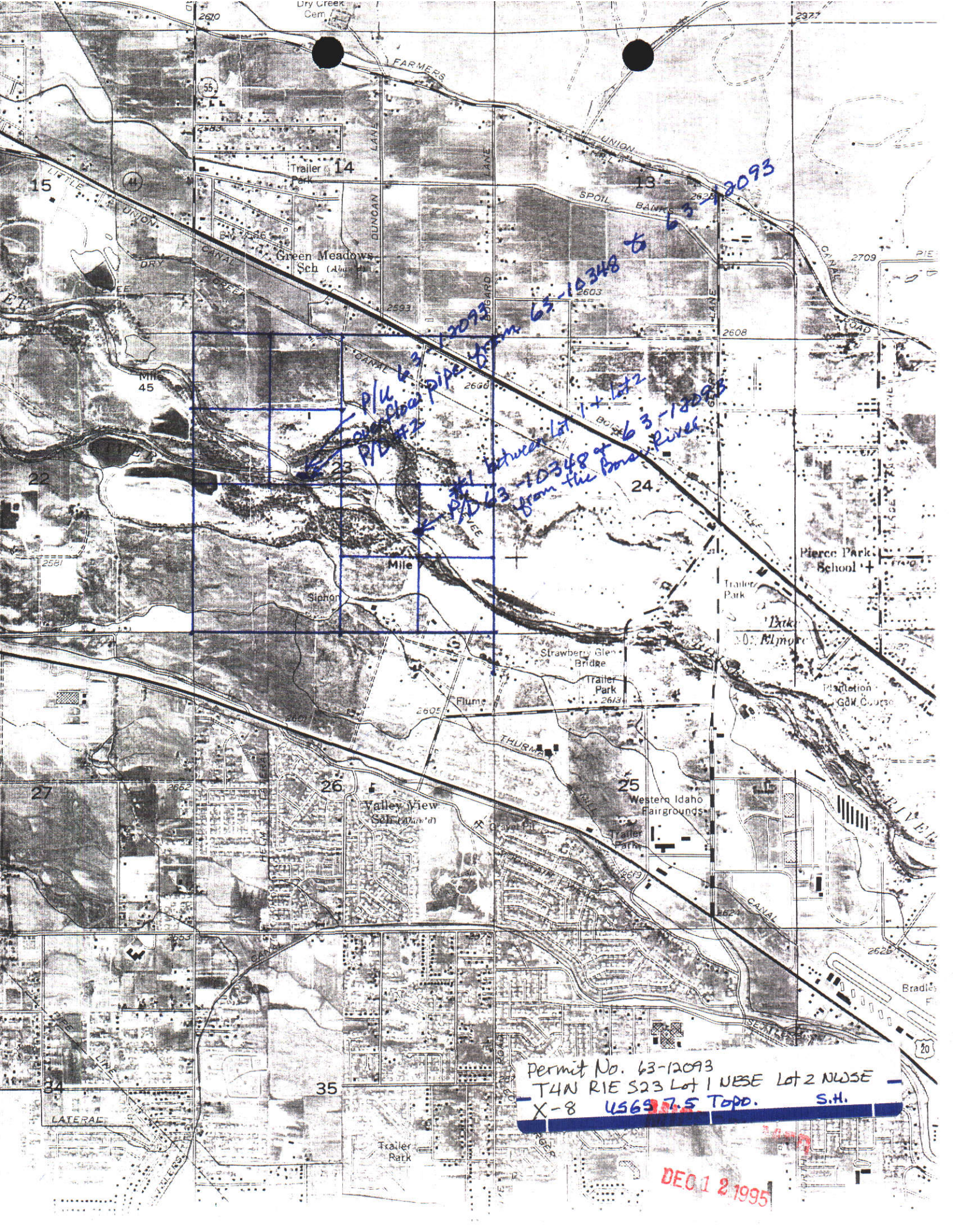
D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: _____

DEC 12 1995



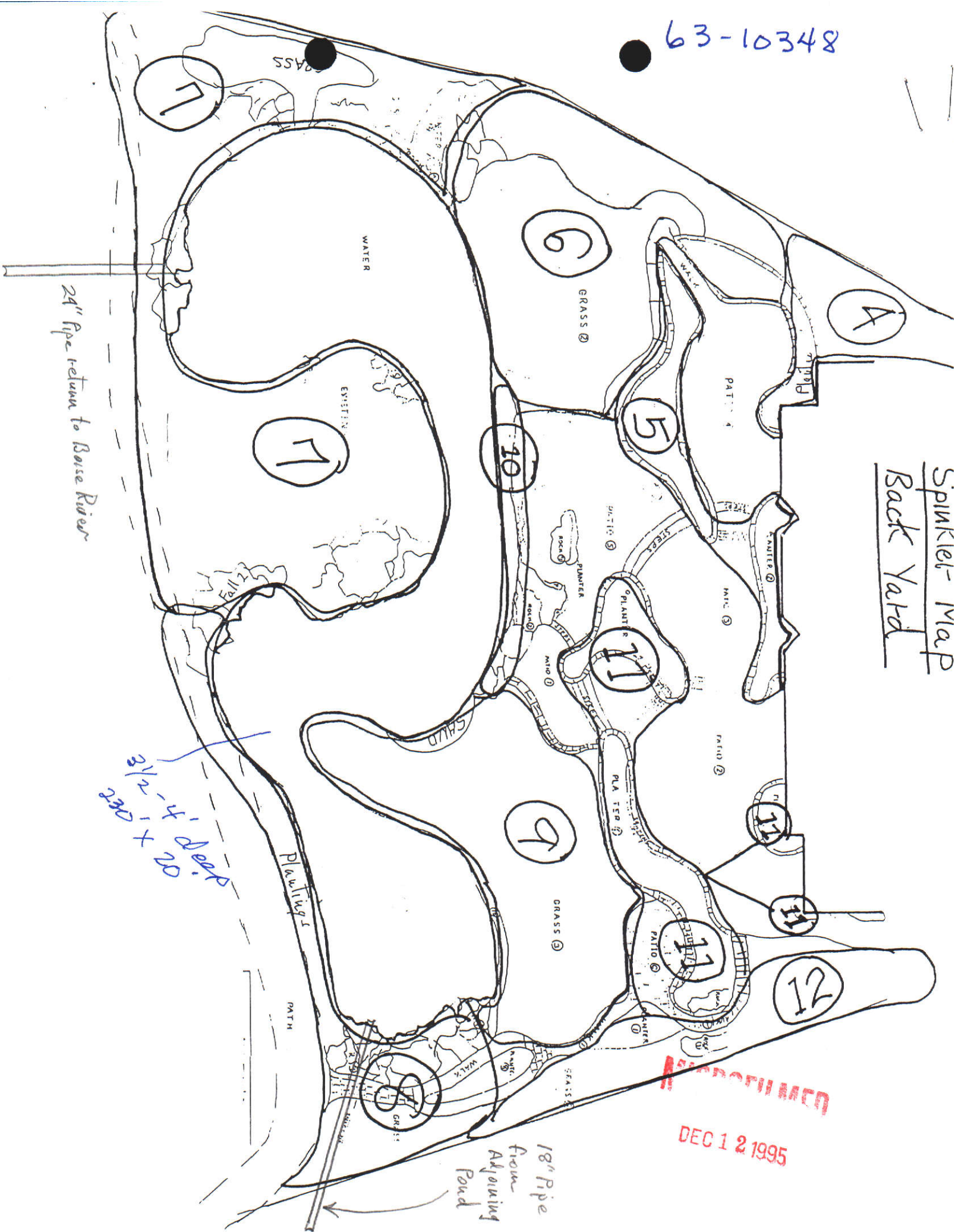
P/U 63-12093
overflow pipe from 65-10348 to 63-12093
between lot 1 + lot 2
PD 63-10348 or 63-12093 from the Bone River

Permit No. 63-12093
T4N R1E S23 Lot 1 NESE Lot 2 NWSE
X-8 USGS 7.5 Topo. S.H.

DEC 12 1995

63-10348

Sprinkler Map
Back Yard



24" Pipe return to Boise River

3 1/2' - 4' deep
230' x 20'

18" Pipe from
Adjoining
Pond

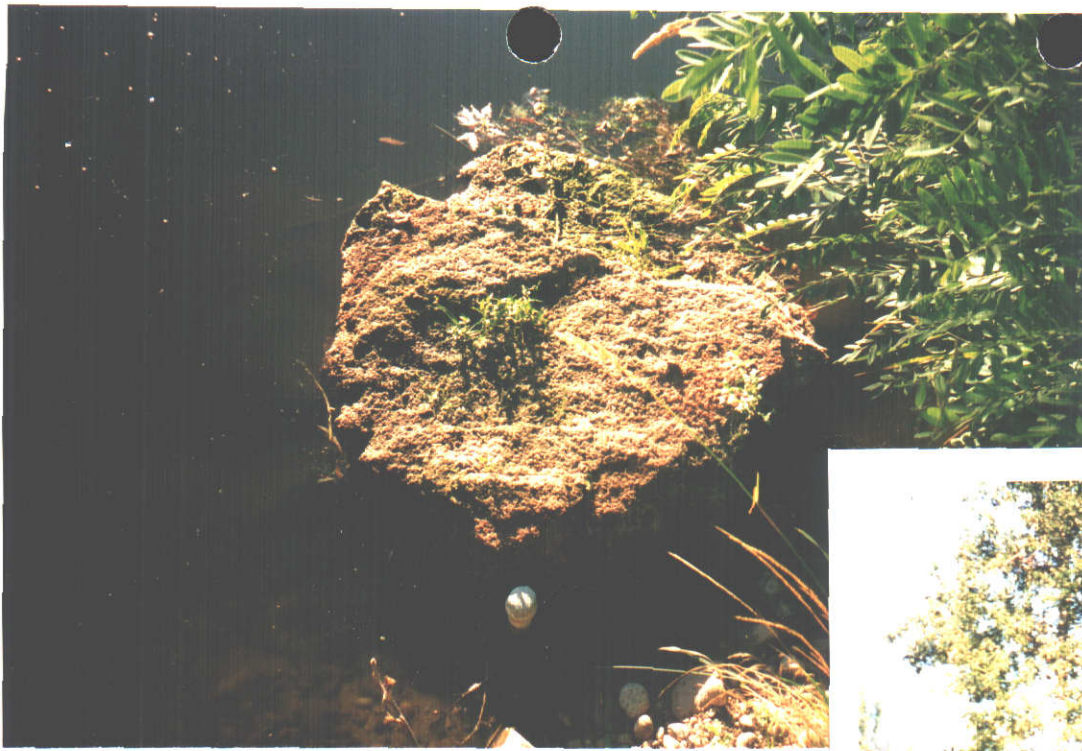
APPROVED
DEC 12 1995

63-12093

8/1/95 S.H

P/D:

18" PVC, inlet under
the rock, buried
to applicants
ponds



P/U:

Direct flow-through system
through the ~~pond~~ pond adjoining
them by means of buried
18" PVC, then overflow
going back into the Boise
River.



24" PVC for
overflow
back into the
Boise River

DEC 12 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-12093

Priority: January 14, 1994

Maximum Diversion Rate:

0.56 CFS

Maximum Diversion Volume:

405.4 AF

This is to certify, that ROGER ALLEN
9647 W PEBBLE BROOK LN
BOISE ID 83703

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated January 14, 1994; and
has submitted Proof of Beneficial Use on March 14, 1995. An examination indicates
that the works have a diversion capacity of 5.290 cfs of water from:

BOISE RIVER

tributary to SNAKE RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
AESTHETIC	01/01 to 12/31	0.56 CFS	405.4 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NESE), Sec. 23, Township 04N, Range 01E
Lot 2(NWSE), Sec. 23, Township 04N, Range 01E
ADA County

PLACE OF USE: AESTHETIC

TWN RGE SEC

04N 01E 23 Lot 6(SENW)

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
6. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.

DEC 21 1995

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 63-12093

CONDITIONS OF APPROVAL AND REMARKS

7. Single point of diversion located on or near the line between NESE and NWSE, S23, T04N, R01E.
8. Right 63-10348 is also diverted through the point of diversion described above.
9. Use of water under this right shall be non-consumptive. At such times in the future as the Director determines necessary to protect the prior rights of other users, the Director may require determination of the rate of loss within the system using a procedure approved by the Director, and may require mitigation for all system losses.
10. The total combined rate of diversion under this right and Right 63-10348 shall not exceed 5.29 cfs.
11. This right does not authorize the diversion of water released from storage for stream flow maintenance under prior right 63-03618.
12. The pond associated with this right shall not exceed a total volume of 0.41 acre-feet nor a total surface area of 0.11 acres.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 6TH
day of DECEMBER, 1995.


Acting for KARL J. DREHER Director

(Faint background watermark: WR)

(Faint circular stamp: DEPARTMENT OF WATER RESOURCES)

(Faint rectangular stamp: 800 41 0005)

RECEIVED

MAR 14 1995

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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 who has been appointed by the department.

1. Permit No. 63-12093 Telephone No. 208-853-3711
2. Name(s) of Permit Holder(s): Roger H. Allen
3. Mailing Address: 9647 W. Pebble Brook Lane Boise, ID 83703
4. Source of Water: Boise River If GROUNDWATER (well), Date Drilled: mo. N/A / yr. N/A
 - a. Well Driller: N/A Drilling Permit Number: N/A
 - b. OPTIONAL:
Pump Horsepower: N/A Pressure (psi): N/A Dynamic pumping level (ft): N/A
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): N/A Stockwater (No. and type of stock): N/A
Irrigation (No. of acres): N/A Other: Aesthetic - Non-Consumptive
6. Total rate of diversion and/or volume for which proof is submitted: 0.56 cfs OR N/A 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 X or No

Has the measuring device been installed?

Yes X or No

Flow Measurement Port: Is a flow measurement port required?

Yes X or No

Has the measurement port been installed?

Yes X or No

8. Fee Enclosed: \$ 100⁰⁰ (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: Roger H. Allen Telephone Number: 208-853-3711

Address: 9647 W. Pebble Brook Lane Boise, ID 83703

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I 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: 4/1/95

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 63-12093

Proposed Priority: January 14, 1994 Maximum Diversion Rate: 0.56 CFS

This is to certify, that ROGER ALLEN
9647 W PEBBLE BROOK LN
BOISE ID 83709
has applied for a permit to appropriate water from:

BOISE RIVER tributary of SNAKE RIVER

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>
-----------------------	----------------------	--------------------------

AESTHETIC	01/01 to 12/31	0.56 CFS
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LOCATION OF POINT(S) OF DIVERSION: Lot 1(NESE), Sec. 23, Township 04N, Range 01E
Lot 2(NWSE), Sec. 23, Township 04N, Range 01E
ADA County

PLACE OF USE: AESTHETIC

TWN RGE SEC

04N 01E 23 Lot 6 (SENW)

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1995.
2. Subject to all prior water rights.
3. Use of water under this right is subject to control by the watermaster of State Water District No. 63.
4. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works prior to diversion of water under this right.
5. The Director retains jurisdiction of this right and any license subsequently issued to require streamflow augmentation or other action determined to be appropriate to protect prior surface water or ground water rights. Such streamflow augmentation or other action will be required only upon a determination of need and applicability by the Director.
6. The issuance of this right in no way grants any right-of-way or easement across the land of another.
7. Use of water under this right shall be non-consumptive.

RECEIVED

APR 15 1994

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

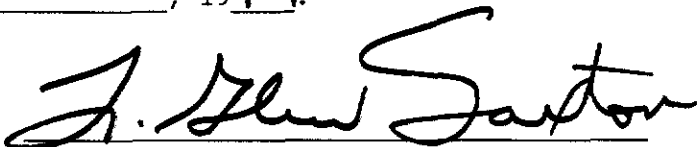
NO. 63-12093

CONDITIONS/REMARKS:

8. Single point of diversion located on or near the line between NESE and NWSE, S23, T04N, R01E.
9. Aesthetic use is for a pond.
10. This right, when combined with Right No. 63-10348, shall not result in a diversion of more than 5.29 cfs from the Boise River. The right holder shall annually rent water from the Boise River Water Supply Bank to off-set evaporation loss occurring as a result of this diversion.

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

11th day of April, 1994

for 
R. Keith Higginson, Director

APR 15 1994

RECEIVED

MAR 28 1994

Ident. No. 63-12093

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: ROGER ALLEN
Address: 9647 W PEBBLE BROOK LN
BOISE ID 83709
208-377-0023
2. Source: BOISE RIVER
Trib. to: SNAKE RIVER
3. Location of Point of Diversion: Lot 1(NESE), Sec. 23, Township 04N, Range 01E
Lot 2(NWSE), Sec. 23, Township 04N, Range 01E
ADA County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
AESTHETIC	01/01	12/31	0.560		
5. Total quantity to be appropriated is:
0.560 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
PUMP FROM OUTLET FLOW OF 63-10348, PIPED TO POND < .5 AC. AREA
 - 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 inches; proposed depth of well is
feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. If well is already drilled, when?
Drilling Firm
Well was drilled for
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 year(s).
8. Place of Use: AESTHETIC

TWN RGE SEC
04N 01E 23 Lot 6(SENW)

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APR 15 1994

2nd Revision

* D'Acce updated 1/20/94
per gov't. lot plat

-82

(Remarks Clarified)

9. a. Who owns the property at the point of diversion?
IDAHO FOREST INDUSTRIES INC.
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.
AGREEMENT

10. Remarks:

Single point of diversion located on or near line between NESE
and NWSE, S23, T04N, R01E.

Aesthetic use is for a pond adjacent to the river.

This right, when combined with Right No. 63-10348 for the same
diversion, is limited to 5.29 cfs.

Use of water under this right involves re-routing of return flows
provided by Right No. 63-10348 in a manner to provide beneficial
use but not to increase the amount of water withdrawn from the
river nor decrease the amount of return flow to the river. For
this reason, the application is requested to be exempted from the
drought moratorium.

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

D.O.P.

Received by LG Date 1/14/94 Time 1:00 Preliminary check by R

Fee \$ 45 Receipted by LG # W017100 Date 1/15/94

Publication prepared by ST Date 1-26-94 Published in Statesman
2-3-10-1994

Publication approved ST Date 2-25-94

Also see Comments

APR 15 1994

Comments: Date: 1/14/1994 User-ID: GRAVES

Subject:
CONSUMPTIVE USE

The pond size is less than 1/2 acre. Since the P/U is a naturally wetted area, there will be no increase in consumptive use or net loss to the Boise River.

The source of water for this right is the return flow to the River from a pond on license 63-10348. *

The secondary use of the pond's outlet flow is ok with the owners of the licensed pond.

This right when used in conjunction with license 63-10348 shall not exceed 5.29 cfs.

The P/D listed is the actual P/D from the Boise River for license 63-10348. Applicants propose to pump the return flow from license 63-10348 at SESENW, Sec 23, T04N, R01E. The diversion will actually be a re-routing of the licensed pond's return flow to the Boise River.

* Water conveyed via "Riverside Canal" to ponds at Riverside Village (63-10348). Also, same diversion pt. at River for 63-12060 & 63-12061, 2 other small amenity filings.

d'base updated
1/20/94 per
Appl. Review
- JZ

APR 15 1994

INNEERS INC

619 GROV

RIVER

Additional outlet pipe

Existing Cottonwood Trees
Habitat Area
Area currently below 6500 cfs.
level

Total area to be excavated

Greenbelt path

Water Flow

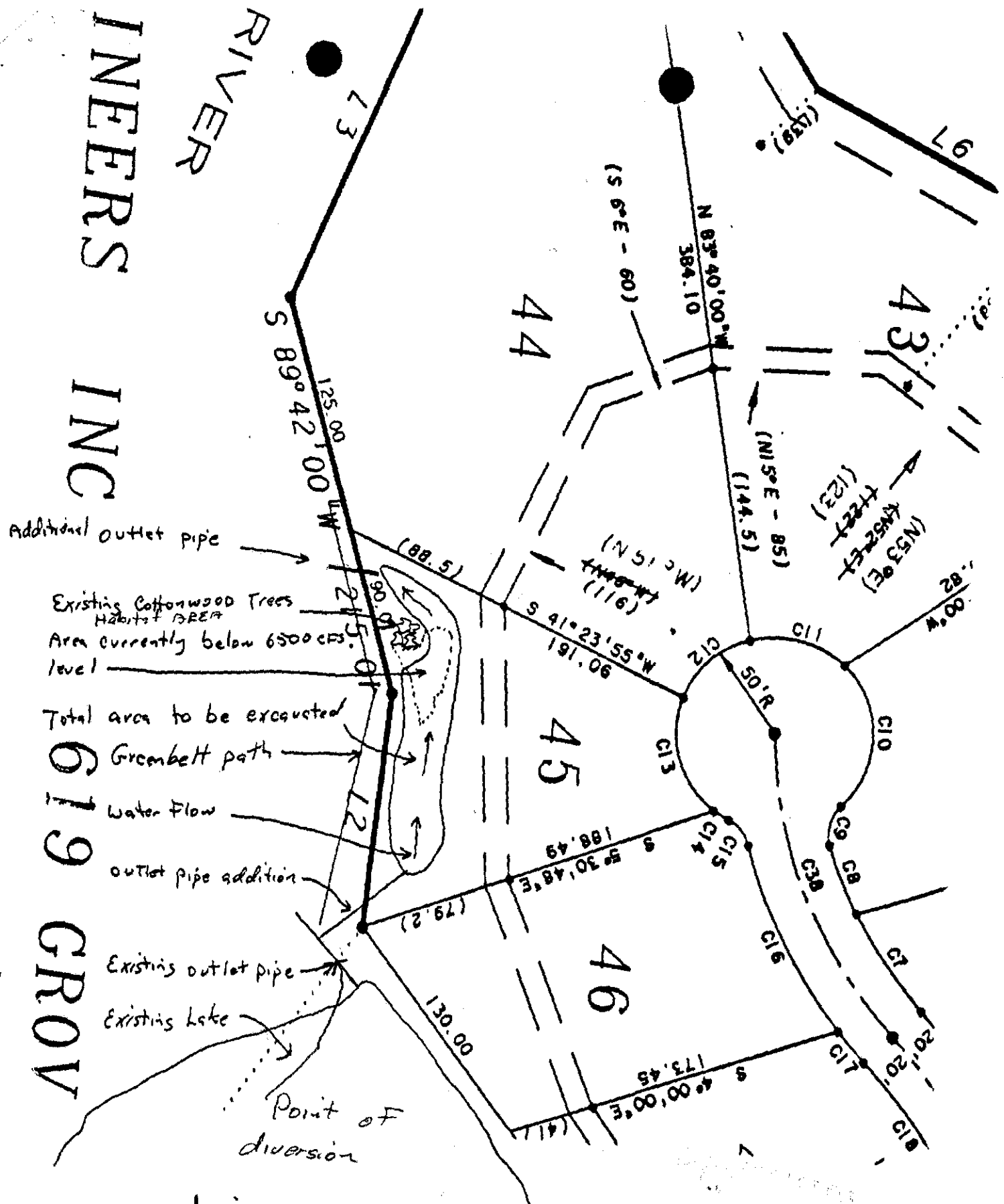
outlet pipe addition

Existing outlet pipe

Existing Lake

Point of diversion

diversion will be accomplished by using a 1 1/2 hp pump; 250 GPM pumping capacity

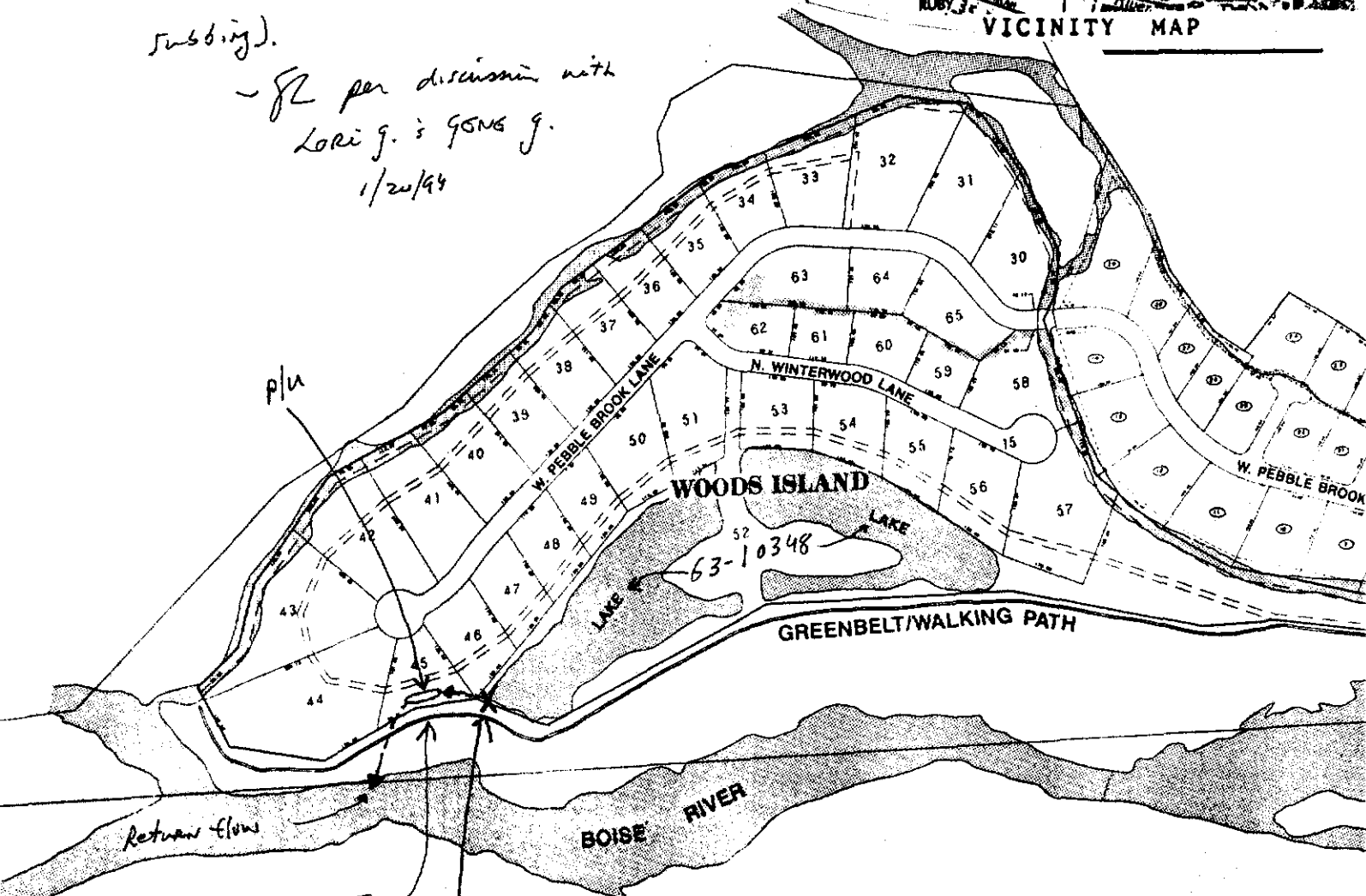
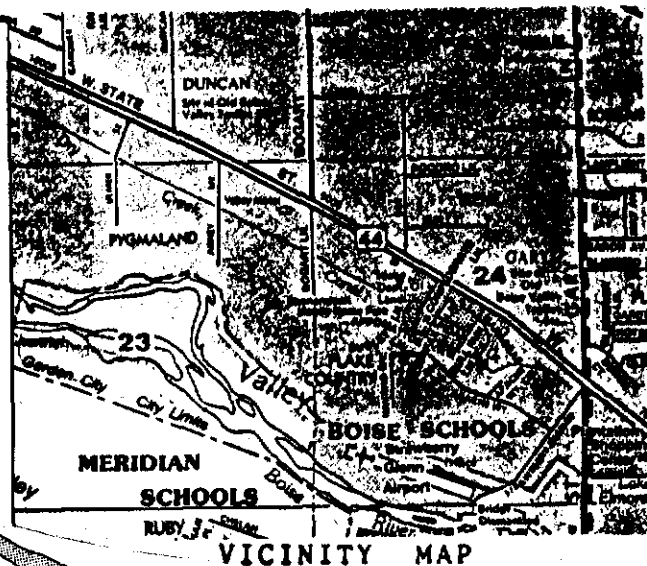


APR 15 1994

Use pump to re-route atflow
from lake (63-10348) to create
small pond (< 1/4 ac) in which
Return flow to River will occur.

To are just re-locating Return flows
all within a wetted area (River-
subbing).

- fl per discussion with
Lori g. & GONG g.
1/20/94



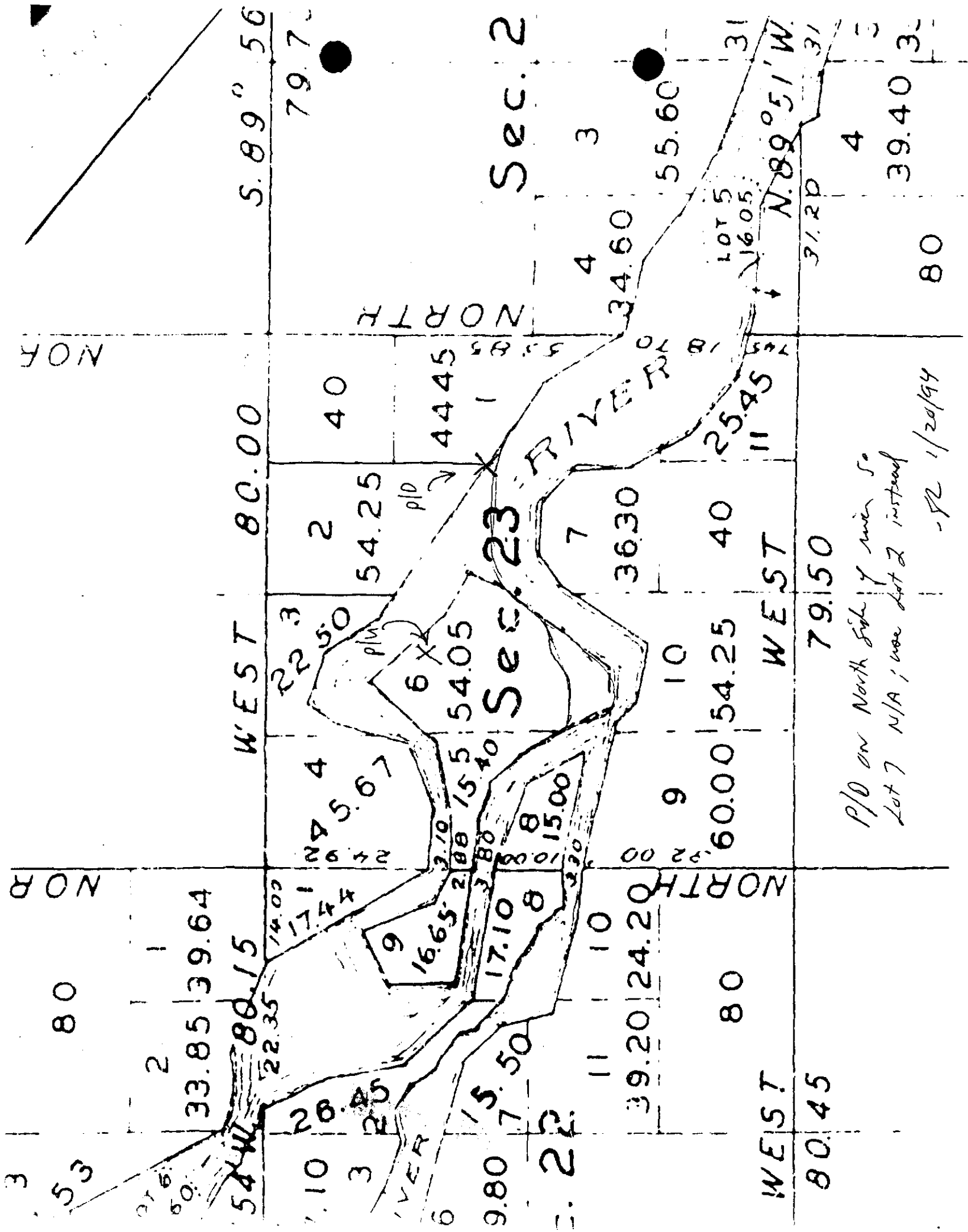
Lot 45

Point of
diversion

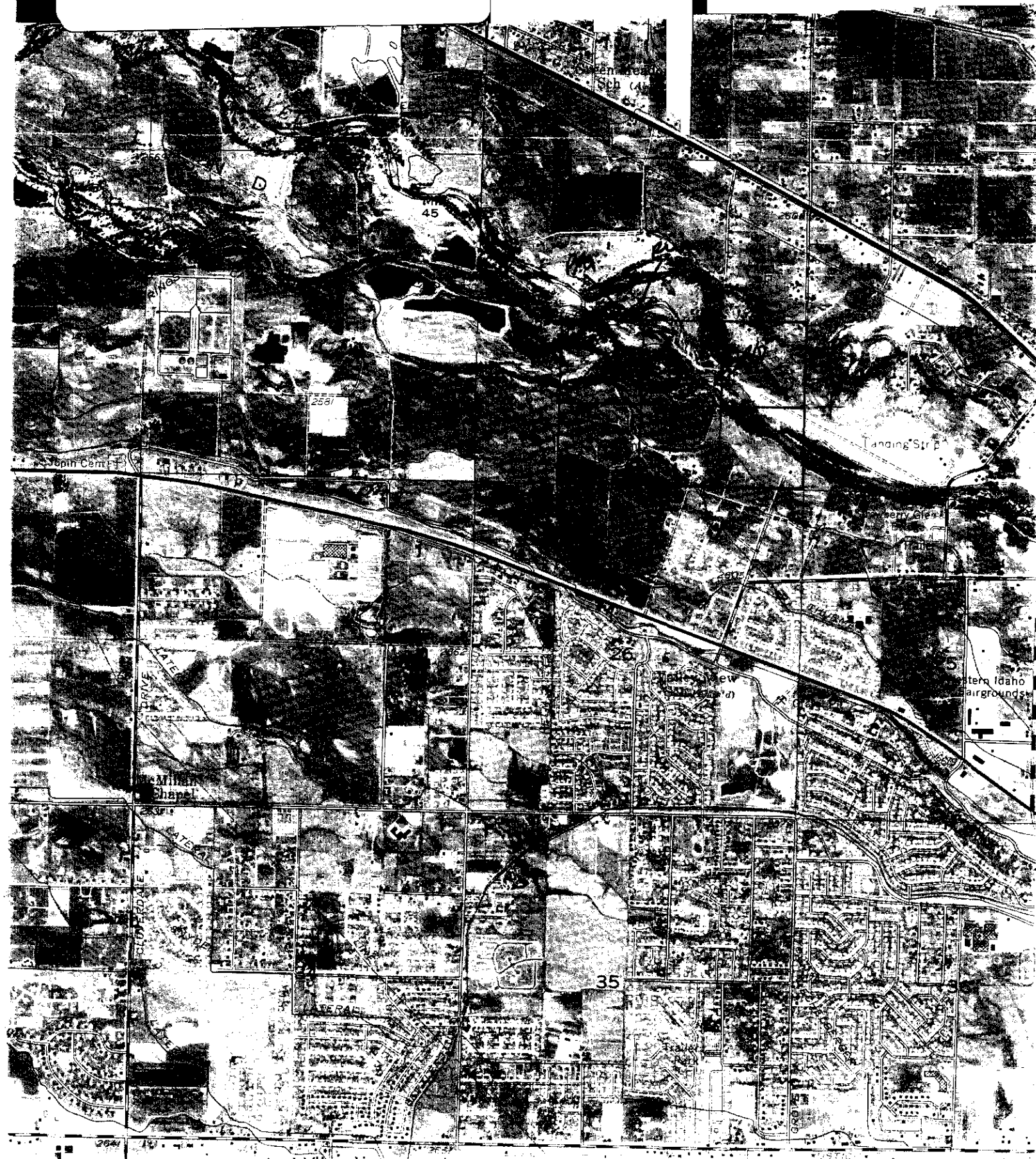
COUNTY,

DATE:
APPLICATION BY:

SHEET 1 OF



T4N, R1E
Sec 23



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: ROGER ALLEN
Address: 9647 W PEBBLE BROOK LN
BOISE ID 83709

208-377-0023

2. Source: BOISE RIVER

Trib. to: SNAKE RIVER

3. Location of Point of Diversion: Lot 1(NESE), Sec. 23, Township 04N, Range 01E
Lot 2(NWSE), Sec. 23, Township 04N, Range 01E
ADA County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
AESTHETIC	01/01	12/31	0.560		

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

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc.
PUMP
- 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 inches; proposed depth of well is
feet.
- d. Is groundwater with a temperature greater than 85F being sought? NO
- e. If well is already drilled, when?
Drilling Firm
Well was drilled for

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

8. Place of Use: AESTHETIC

TWN RGE SEC
04N 01E 23 Lot 6(SENW)

* D'base updated 1/20/94 per gov. lot plat - 92

151
REVISION

9. a. Who owns the property at the point of diversion?
IDAHO FOREST INDUSTRIES INC
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.
AGREEMENT

10. Remarks:

Single point of diversion located on or near line between NESE
and NWSE, S23, T04N, R01E.
License 63-10348 is also diverted through the point of diversion
described above.

11. Map of proposed point of diversion and place of use attached? [X]

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 g Date 1/14/94 Time 1 P Preliminary check by SL
Fee \$ 45 Receipted by g # W07100 Date 1/15/94
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

See Comments

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Roger Allen Phone 377-0023
Post office address 9647 W. Pebble Brook Lane
2. Source of water supply Boise River which is a tributary of Snake River
3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot 01
Sec. 23 Township 04N Range 01E B.M. Ada County; additional
points of diversion if any: 14N, R1E, Sec 23, 47, NWSE
4. Water will be used for the following purposes:
Amount .56 cfs for Aesthetic 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) .56 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. As shown in diagram

b. Height of storage dam None feet; active reservoir capacity None acre-feet; total
reservoir capacity none acre-feet; period of year when water will be diverted to storage:
None to None inclusive.
c. Proposed well diameter is None inches; proposed depth of well is None 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 the completion of the works and application of the water to be proposed beneficial use is
1 years (minimum 1 year).

- ORIGINAL Appl. -

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. _____
- e. Other; describe fully. Aesthetic use to fill a small side channel and
separate a residential dwelling from habitat area suitable
for nesting

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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	12	23								6.6 A									

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? Idaho Forest Industries, Inc (developer)
- b. Who owns the land to be irrigated or place of use? Roger Allen
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

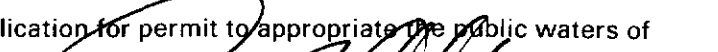
12. Remarks: _____

APR 15 1994

[illegible]

APR 1 1964

Application for permit to appropriate the public waters of



(Applicant)

Received by _____ Date Feb 2nd Time _____ Preliminary check by Reinson
Fee \$ _____ Received by _____ # _____ Date _____
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:

RECEIVED

APR 15 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 6, 1995

ROGER ALLEN
9647 W PEBBLE BROOK LN
BOISE ID 83703

RE: WATER RIGHT NO. 63-12093

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED

DEC 12 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 63-12093 DATE 11-15-95



NAME Change OK ☒ Or Address Change? Correct zip TO 83703 + phone #

PRIORITY DATE Advance? ☒ Advanced to: Order to reinstate needed? Incorrect fee for rate recommended? NO

SOURCE Changes or just clarification of originally intended source? Notice of Intent to Void necessary? NO

POINT OF DIV Amendment needed? Just a configuration change for Overlaps? 63-10348/5.29CFS outflow of same pond water.

PLACE OF USE Amendment needed? Overlaps? NA

DIV RATE Permit/fee limits: .56 CFS Meas Q = 5.29 Theo Q = Recommend: .56 However the 18" pipe could be the outflow capacity. NO MEASUREMENT TAKEN AT OUTLET (AS EXAM FOR 63-10348 HAS) Combined rates exceed capacity

ANNUAL VOLUME Volume Limit: Season: 1-1 to 12-31 Calculations: Pond volume = .495 Flow limit: .56 cfs x 365 x 1.9835 = 405.4 Combined volumes exceed capacity/allowable

USES Change in Nature of Use or additional uses? Add Amendment necessary? NO AESTHETIC STOR + DIV TO STOR

ADDITIONAL INFO Supplemental Groundwater PPU Scenario Irr/Dom Combination Shared G/W System

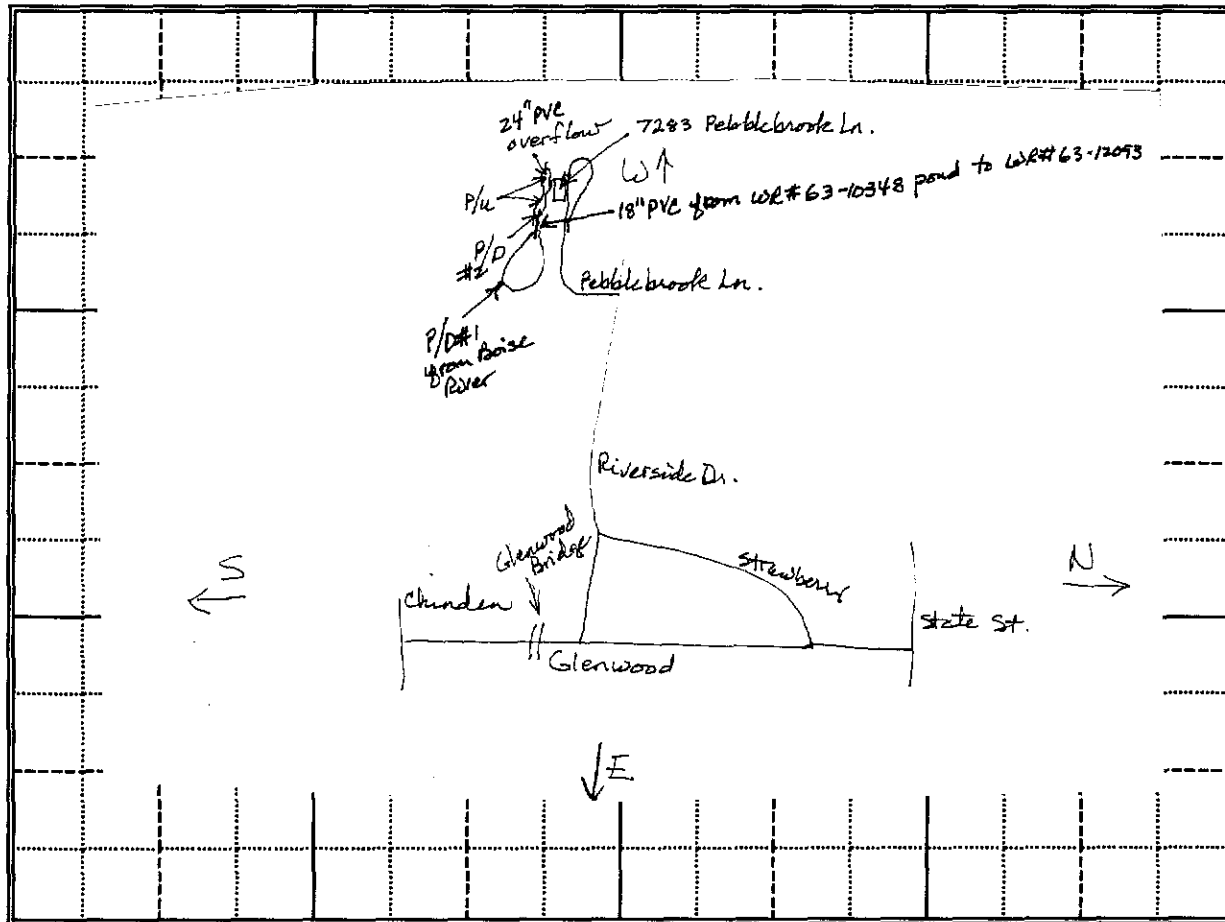
NEW REMARKS Multiple p/d(s) in 1/4? YES Other W36 (63-10348), WB1 (5.29 CFS) W38

NEW CONDITIONS Watermaster control - District Measuring/Locking Devices Irrigation Overlap Other - Keep HE + Boise Water Supply Bank Condition Water Quality Heat/Cool/Fish verified

COMMENTS: _____

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	NO
<u>Aesthetic</u>	<u>.56</u>	<u>405.4</u>	<u>Adjustment Memo Needed</u>	<u>Yes</u>
<u>Aesthetic Stor</u>	<u>.56</u>	<u>.4</u>	<u>LICENSE</u>	<u>✓</u>
<u>Due to stor</u>	<u>.56</u>	<u>405.4</u>	<u>1ST AMEND LETTER</u>	
<u>TOTAL</u>	<u>.56</u>	<u>405.4</u>	<u>2ND AMEND LETTER</u>	

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.D. as applicable.



Scale: 1" = _____

☒ Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☒ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached
 — P/D #1 see 63-10348, since same P/D

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

OCT 13 1995

Department of Water Resources

A. GENERAL INFORMATIONPermit No. 63-120931. Owner: Roger & Virginia Allen Phone No. (208) 853-3711Current Address: 9647 W. Pebble Brook Ln. Boise, Id 837032. Accompanied by: Roger Allen EXAM DATE: 8/1/95Address: 9647 W. Pebble Brook Ln. Boise, Id. 83703 Phone No. (208) 853-3711Relationship to Permit Holder: Self3. Source: Boise River tributary to Snake River**B. OVERLAP REVIEW**1. Other water rights with the same place of use: 63-12131, 63-10348, 63-11487, 63-12060, 63-12061, 63-00135, 63-02555, 63-001615, 63-024062. Other water rights with the same point of diversion: 63-10348, 63-12060, 63-12061,**C. DIVERSION AND DELIVERY SYSTEM**

1. Point(s) of Diversion:

63-12131, 63-00145, 63-00146, 63-03165, 63-10863, 63-11108, 63-12131, 63-11929, 63-12202, 63-12060, 63-12061

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
1	1		NE	SE	23	4N	1E	Ada	USGS Twp., + Exam
2	2		NE	SE	23	4N	1E	Ada	"
6	6		SE	NW	23	4N	1E	Ada	"

2. Place(s) of Use:

Indicate Method of Determination

USGS Twp. 1 + Exam

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	1E	23								A									

DEC 8 1995

F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

* Max. Capacity of 18" PVC: $Q = 5\pi R^2$ (R in ft)
 $\frac{\text{diameter}}{12} \div 2 = R \quad \pi = 3.1416 \quad Q = 5(3.1416)(.75)^2 = 8.83 \text{ cfs}$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

Pond: surface area (S.A.) = $\frac{230' \times 20'}{43,560} = .11 \text{ acres}$

capacity = $(S.A.) \times \text{max. depth} = .11 \text{ acres} \times 3.75' = .41 \text{ Af}$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Aesthetic</u>	<u>1/1</u>	<u>12/31</u>	<u>.56</u>	<u>.41</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>.56</u>	<u>.4</u>

2. Recommended Amendments

☐ Change P.D. as reflected above ☒ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name Janet Hemenway Date 9/13/95

Reviewer _____ Date _____

* See adjustment memo. RL

SEAL

DEC 1 1995

E. NARRATIVE/REMARKS/COMMENTS

- Gov't. Lots found & tested.
- Overlaps for P/D 63-10348 are the same.
- Overlaps for P/U are other Land &/or other uses.
- Use is for Aesthetic pond, nonconsumptive use.
- The system consists of P/D #1 from the Boise River (same P/D as WR # 63-10348) that fills pond for WR # 63-10348. The water from the overflow at one point of this ^{semi-permanent} point is diverted by means of 30' of 18" PVC (P/D #2) to the P/U which is 230' x 20' x 3.75' pond for aesthetic/nonconsumptive use in the applicants back yard, with the overflow from this flow-through system discharging by means of a 24" PVC pipe back to the Boise River.

- P/D #1 lies right on the border of Lot 1 + Lot 2. P/D #2 should be added to read:

T4N R1E S23 Lot 6 SE1/4.

- Recommend Allowing 56 cfs for WR # 63-17093 limited to not exceed, when combined with WR # 63-10348, WR # 63-10348's licensed total diversion of 5,290 cfs. A physical measurement was unable to be taken at P/D #2 since the pipe was semi-underground coming into the pond, & the overflow going out had back flow from the Boise River, so it couldn't be measured to be used as an estimate of flow. (The 18" PVC intake pipe has a maximum capacity of 8.83 cfs.) Overflow to P/U 63-17093 is

Have conditions of permit approval been met?

yes

no

dependent on water available w/ WR # 63-10348.

- no measuring device or lockable controlling works

DEC 12 1995

MEMORANDUM

TO: File 63-12093 / Roger Allen
FROM: Brenda Chapman
DATE: November 15, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for Right 63-12093 are based on the information below:

C. DIVERSION AND DELIVERY SYSTEM

Point of Diversion: There is only 1 point of diversion from the Boise River. The recommendation to add a second point of diversion where the water from the large ponds flows into this right's pond is not being made. This right merely reconfigured the outflow location of overlapping Right 63-10348 by having the flow run through an additional pond before returning to the Boise River.

F. FLOW CALCULATIONS

The recommended capacity for this right will be the same as for Right 63-10348. No measurements could be done at the outflow location during the exam for this permit because of backwash from the river. Also, since the inflow point from the larger ponds into this right's pond is not being classified as a point of diversion, the capacity of the 18" pipe will not be used.

H. RECOMMENDATIONS

2. Recommended Amendments

☐ Change P.D.	☐ Add P.D.	☒ None
☐ Change P.U.	☐ Add P.U.	☐ Other

Based on information in Part C, no amendment will be solicited.

4/11/96
63-12093

① Permit: .56 cfs Aesthetic 1/1-12/31

② B/u proof: \$100⁰⁰ 3/14/95 aesthetic/non-consumptive
 .21-1.00 cfs 21-100 Af

③ Measurement:

$$\frac{230' \times 20'}{43,560} = \text{surface area}^{(S.A)} = .11 \text{ acres}$$

$$\text{capacity} = (S.A) \times \text{max. depth} = .11 \text{ acres} \times 3.75' = .41 \text{ Af}$$

S.H.

* No physical measurement taken of overflow being diverted due to ^{semiburied} buried pipe; not able to take physical measurement going back to Boise River to use as an estimate due to back-wash from the Boise River.

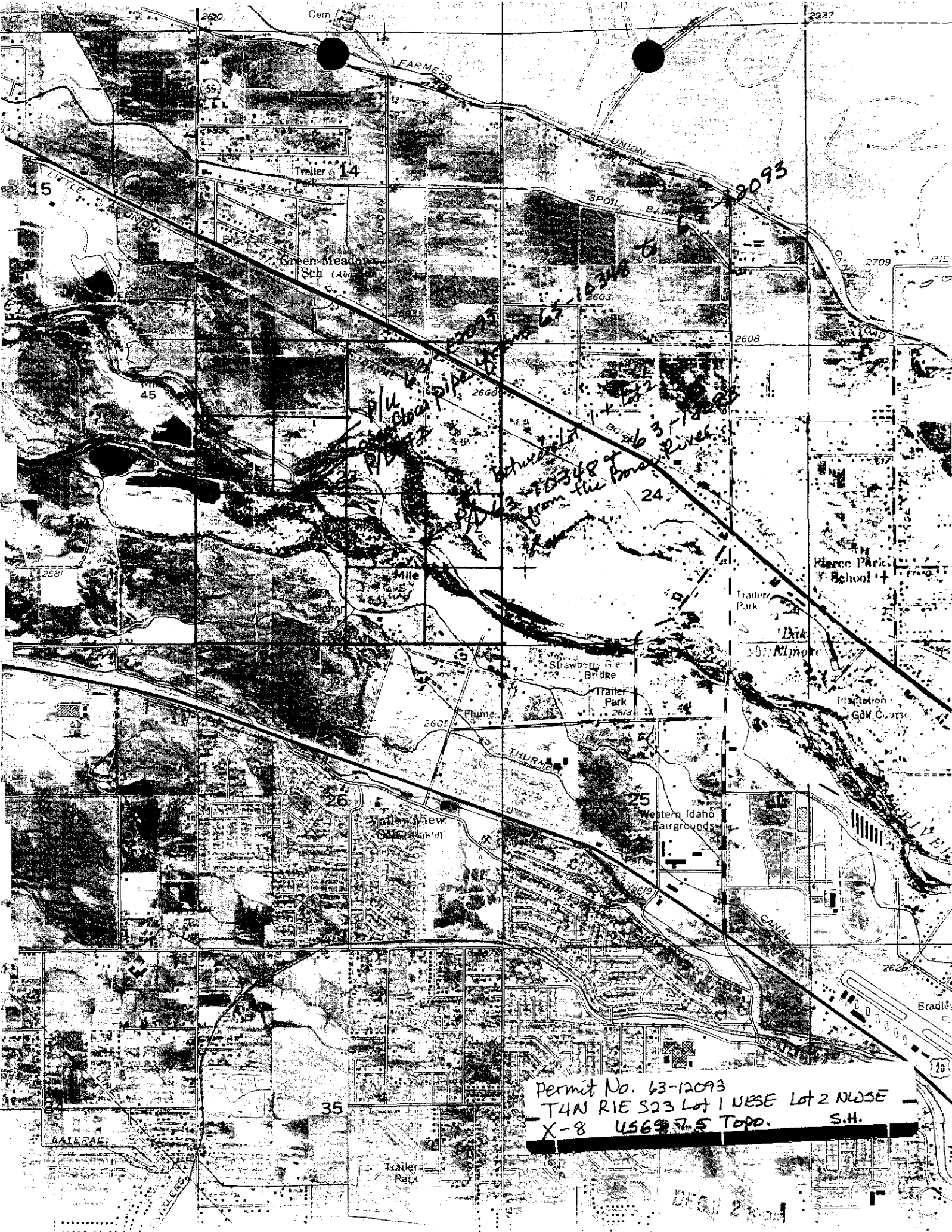
- Max. Capacity of P/D #2 to P/u:

$$18" \text{ PVC} \quad Q = 5\pi R^2 \quad (R \text{ in ft})$$

$$\frac{\text{diameter}}{12} \div 2 = R \quad \pi = 3.1416$$

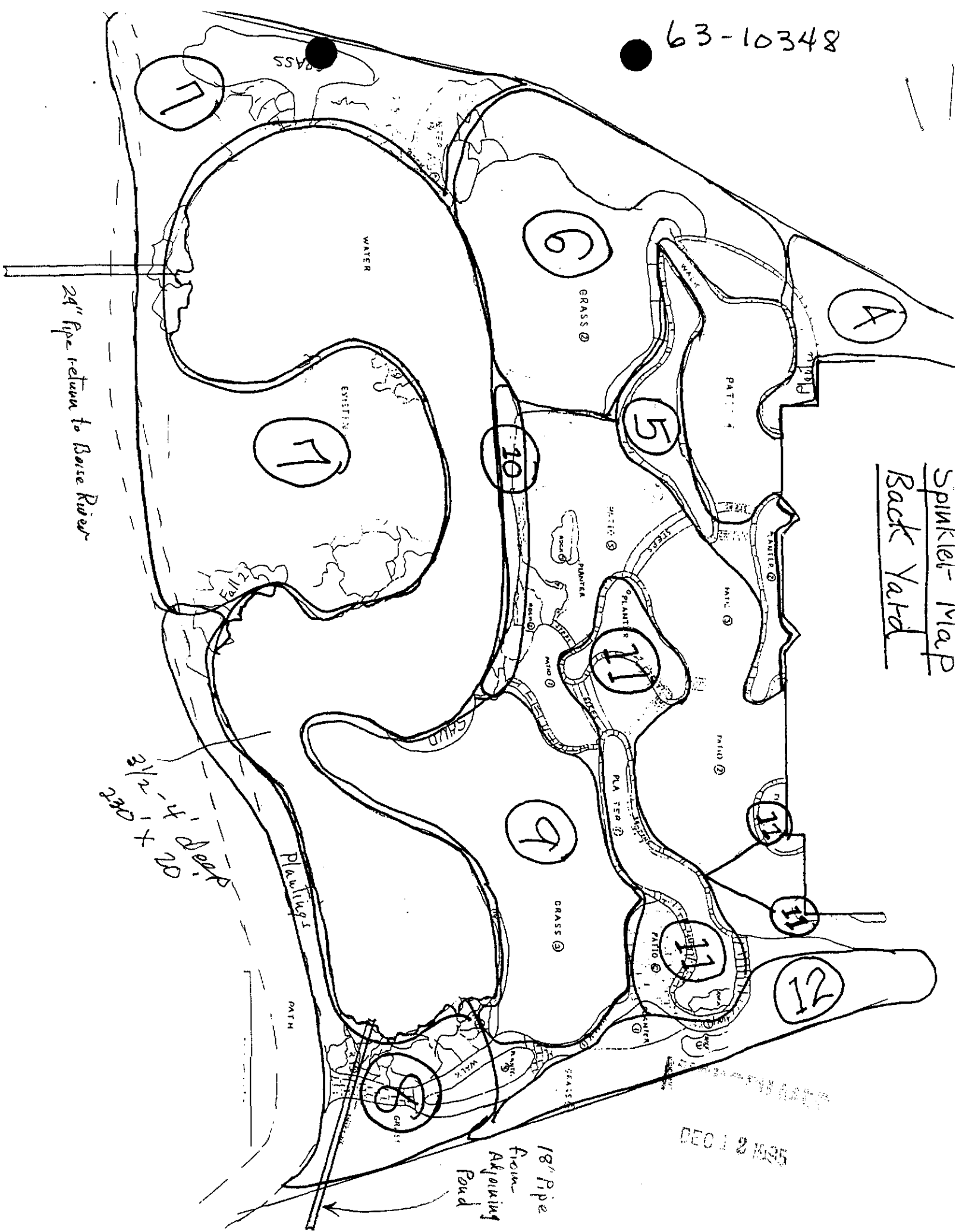
$$Q = 5(3.1416)(.75)^2 = 8.83 \text{ cfs}$$

(dependant on water in pond we #63-10348 to fill or partially fill pipe)



63-10348

Sprinkler Map
Back Yard

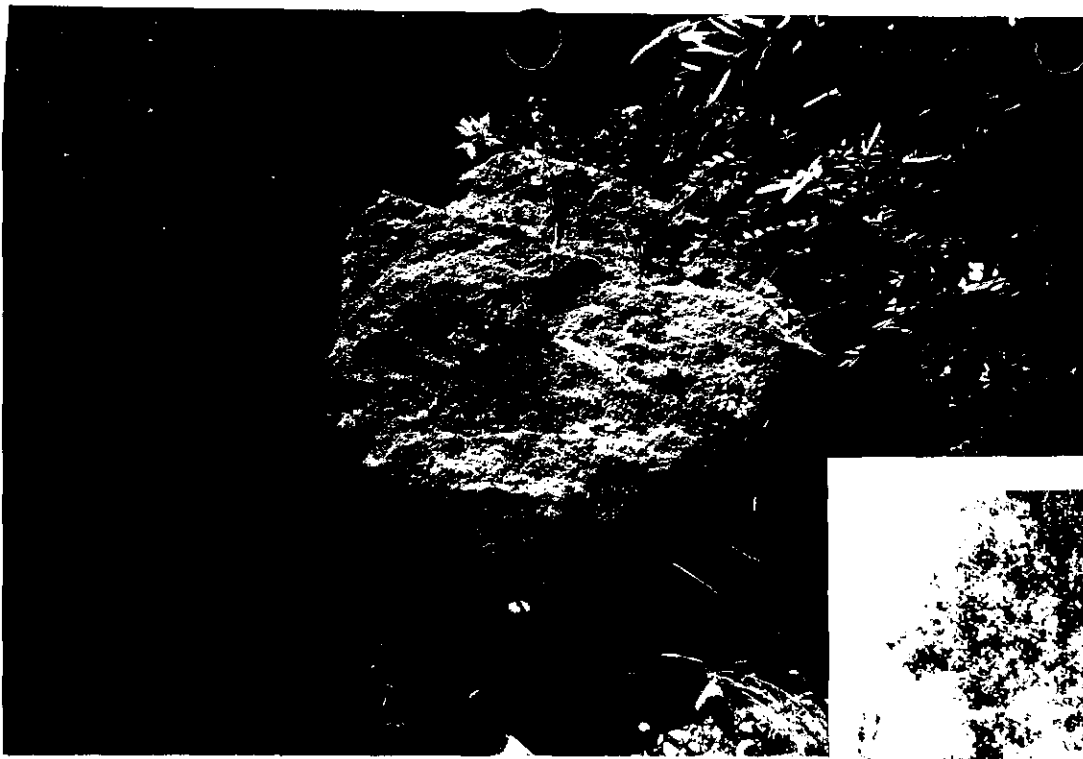


63-12093

8/1/95 S.H

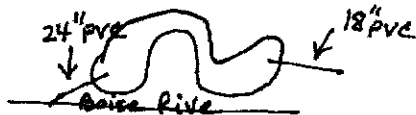
P/D:

18" PVC, inlet under
the rock, buried
to applicants
ponds



P/U:

Direct flow-through system
through the  ponds adjoining
them by means of buried
18" PVC, then overflow
going back into the Boise
River.



24" PVC for
overflow
back into the
Boise River

DEC 12 1995

March 17, 1995

ROGER ALLEN
9647 W PEBBLE BROOK LN
BOISE ID 83709

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-12093

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 conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

MAR 29 1995

January 31, 1995

ROGER ALLEN
9647 W PEBBLE BROOK LN
BOISE ID 83709

PROOF DUE NOTICE

RE: PERMIT NO. 63-12093

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 1, 1995.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

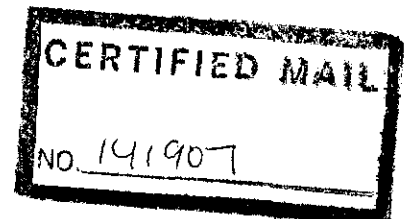
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 12, 1994

ROGER ALLEN
9647 W PEBBLE BROOK LN
BOISE ID 83709

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 63-12093

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Be sure to note the special condition requiring you to install a measuring device and lockable controlling works that will enable the watermaster to control the rate of diversion.

Sincerely,

A handwritten signature in dark ink, appearing to read 'JJ', followed by a horizontal line.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

APR 15 1994



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

March 14, 1994

LEE SISCO WATERMASTER
214 BROADWAY
BOISE ID 83702

Re: Application for Permit No. 63-12093 in the Name of Roger Allen

Dear Lee:

This office acknowledges receipt of the Withdrawal of Protest of the above-referenced application.

The Department now will continue to process the application, subject to certain conditions of approval.

If you have any questions please call this office.

Sincerely,

A handwritten signature in cursive script, reading 'David R. Tuthill, Jr.'.

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

CC: Applicants

APR 5 1994

STATE OF IDAHO
WATER DISTRICT 63
(BOISE RIVER)
LEE SISCO, WATERMASTER
(208) 344-4121
214 BROADWAY
BOISE, IDAHO 83702

Sm
RECEIVED
MAR 11 1994
WATER RESOURCES
WESTERN REGION

March 10 1994

DM
Dave Tuthill
Western Region
2735 Airport Way
Boise, Idaho 83705

Dear Dave,

Water District 63 wishes to drop it's objection to Application for Permit #63-12093 in the name of Roger Allen if the following condition is placed on the Permit. The condition, that the District would like to see on the permit, is that the Permit Holder be required to purchase Rental Pool Water on an annual basis to off-set any evaporation loss that occurs by the exercise of the Permit.

I have visited with Mr. and Mrs. Allen and explained the water loss problem that is occurring on the river due to all the non-consumptive permits that are being issued. They said they understood the problem and were willing to live with the Rental Pool condition.

If you have any questions regarding the above mentioned condition, please feel free to contact me.

Sincerely,

Lee Sisco
Lee Sisco, Watermaster

APR 1

10ms
Protest File

RECEIVED
MAR 03 1994
WATER RESOURCES
WESTERN REGION

Mr. David R. Tuthill, Jr., P.E.
State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

Re: Application for Permit No. 63-12093 - Roger Allen

Dear Mr. Tuthill,

We have contacted each of the protestants and have been able to resolve the protests in regard to this new water right filing.

We met with and exchanged ideas with both Mr. Steve Grunder of Idaho Fish and Game and Mr. Lee Sisco, Watermaster District #63, and both verbally agreed to drop their protests. They both stated that they would be sending you notification of this.

Mr. Grunder reviewed our plans on site and felt it would not impact the flow designed to maintain existing populations of fish and wildlife in the mainstem river channel. He also reviewed the items per Section 42-203 quoted in your letter and did not see any concerns that would cause any further protest. Mr. Sisco, will drop his protest with an agreement that we will buy one acre foot of water bank water each year. He will send me the forms for this when the permit for the water right is issued.

Please advise us if there is any further action required on our part to go forward with this application for the water right filing.

Sincerely,



Virginia and Roger Allen
9647 W. Pebble Brook LN
Boise, Idaho 83709
(208) 377-0023

Thank you for forwarding the protest letters on to us so we could negotiate a settlement.



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

February 25, 1994

TRACEY TRENT
ID FISH & GAME
3101 S POWERLINE
NAMPA ID 83686

Re: Application for Permit No. 63-12093 in the Name of Roger Allen

Dear Mr. Trent:

This office acknowledges receipt of the Withdrawal of Protest of the above-referenced application.

The Department now will continue to process the application, subject to certain conditions of approval.

If you have any questions please call this office.

Sincerely,

A handwritten signature in black ink, which appears to read 'David R. Tuthill, Jr.', is written over the typed name.

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

CC: Applicant



IDAHO FISH & GAME

REGION 3

3101 S. Powerline
Nampa, ID 83686
(208) 465-8465

RECEIVED

FEB 24 1994

WATER RESOURCES
WESTERN REGION

February 18, 1994

DM
David R. Tuthill, P.E.
Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

RE: Protested Application for Permit Number 63-12093 in the Name
of Roger Allen

Dear Mr. Tuthill:

This letter is to notify you that the Department (Southwest Region) has met with the above referenced applicant in an attempt to resolve our protest of the application. Based on this field review and material the applicant has provided the Department, we agree to withdraw our protest of the above referenced water right application.

However, we refer you to a February 4, 1994, letter to you from Cal Groen, regarding our previous protests of water right applications 63-12060 and 63-12061, and our subsequent withdrawals of these protests based on new information regarding the availability of water in the Glenwood reach of the Boise River. If we are incorrect in our understanding of the situation, the Department wishes to reserve the opportunity to continue with our protest of this application without prejudice.

I don't see a way to realistically accomplish this request
We recommend for the sake of clarity and expediency, that future applications for water rights in Riverside Village be done in one application rather than on a case by case basis. It is difficult for us to track how all these water rights accumulate in the Glenwood reach and we wish to be absolutely certain that the resources are protected for the larger public. The Department also recommends some monitoring be done on this gaining reach of the Boise River so resource agencies know when this threshold of

nd's at Glenwood & Star are in place

Cecil D. Andrus / Governor
Jerry M. Conley / Director
Equal Opportunity Employer



Working for wildlife since 1938

RECEIVED

FEB 25 1994

Mr. David R. Tuthill
Page 2
February 18, 1994

10-20 cfs is reached, at which time no additional water rights should be processed for whatever type of use. We appreciate the opportunity to resolve this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Tracey Trent". The signature is stylized with a large, sweeping initial "T" and a long horizontal stroke extending to the right.

Tracey Trent
Regional Supervisor

TT:sag

cc: NRPB
IDFG Legal (Steve Goddard)

FILED
FEB 18 1994
IDAHO

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

TRANSIENT
208-334-2190

LEGAL ADVERTISING INVOICE

Amount Due

75.00

Account Number Order No.: 726868		Identification NOTICE OF APPLICATION FOR WATER RIGHT	
Ordered By Sue Taylor	P.O. Number	Rate	Run Dates February 3, 10, 1994
STATE OF IDAHO DEPARTMENT OF WATER RESOURCES Western Region 2735 Airport Way Boise, Idaho 83705		Estimated Inches	Real Inches
		= Affidavits 1	Legal Number 6815

RECEIVED

FEB 11 1994

WATER RESOURCES
WESTERN REGION

CAROL PAYNE-CULPAN

, 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 ☐ consecutive daily ☐ single ☐ odd skip

insertion(s) beginning with the issue of FEBRUARY 3, 1994

and ending with the issue of FEBRUARY 10, 1994

Carol Payne-Culpan

STATE OF IDAHO)

ss.

COUNTY OF ADA)

On this 10TH day of FEBRUARY in the year of 1994, before me, a Notary Public, personally appeared CAROL PAYNE-CULPAN, 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, ID

My commission expires: 11-27-99

77-6309

2 Give The Price of the item. Say if you'll negotiate.

3 Abbreviations confuse the and may dis potential bu

FRIDAY
Garage & Yard Sales
Add In Scene Magazine
Voice Personals

SATI
Mo
Real Est

major headings in today's Classif

500
PETPOURRI

600
GOOD
BUYS

FA
G

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

TRANSIENT
208-334-2190

LEGAL ADVERTISING INVOICE

Amount Due

75.00

Account Number Order No.: 726868		Identification NOTICE OF APPLICATION FOR WATER RIGHT	
Ordered By Sue Taylor	P.O. Number	Rate	Run Dates February 3, 10, 1994
STATE OF IDAHO DEPARTMENT OF WATER RESOURCES Western Region 2735 Airport Way Boise, Idaho 83705		Estimated Inches	Real Inches
		= Affidavits 1	Legal Number 6815

RECEIVED

FEB 11 1994

WATER RESOURCES
WESTERN REGION

CAROL PAYNE-CULPAN

, being duly

LEGAL NOTICE

NOTICE OF APPLICATION FOR WATER RIGHT

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

63-12093 ✓

ALLEN, ROGER
9647 W PEBBLE BROOK LN
BOISE, ID 83709

Source: BOISE RIVER Tributary: SNAKE RIVER
Diversion Pt: LOT 1 (NESE) Sec 23 T 04N R 01E In ADA County.
LOT 2 (NWSE) Sec 23 T 04N R 01E In ADA County.
Use: AESTHETIC (.560 CFS)
Total Diversion: (.560 CFS)

Date Filed: 1/14/1994
In: ADA County
T04N R01E S23 Lot 6(SENW)

No new consumptive use proposed. Applicant will use return flows from license no. 63-10348 (ponds at Riverside Village) by re-routing return flows to nearby site for water amenity. New right, when combined with license no. 63-10348, will not increase use from the river nor decrease return flows to river.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before FEBRUARY 21, 1994.

R. KEITH HIGGINSON, Director

Pub. February 3, 10, 1994

6815)

ays: That she is the Principal Clerk of The daily newspaper printed and published at Boise, Idaho, and having a general circulation therein paper has been continuously and uninterruptedly nty during a period of twelve consecutive st publication of the notice, a copy of which is said notice was published in The Idaho ity with Section 60-108, Idaho Code as

☐ consecutive daily ☐ single ☐ odd skip

with the issue of FEBRUARY 3, 1994

sue of FEBRUARY 10, 1994

Carol Payne-Culpan

SS.

On this 10TH day of FEBRUARY in the year of 1994, before me, a Notary Public, personally appeared CAROL PAYNE-CULPAN, 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, ID

My commission expires: 11-27-99



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

February 10, 1994

ROGER ALLEN
9647 W PEBBLE BROOK LN
BOISE ID 83709

Re: Application for Water Right No. 63-12093

Dear Applicant:

Enclosed is a copy of a letter sent to the Department by Lee Sisco, Watermaster of Boise River Water District no. 63.

We are also sending you a notification of protest letter and a copy of the protest letter sent by Id Fish & Game.

Please review these and let us know any comments you may have.

Sincerely,

A handwritten signature in dark ink, appearing to read 'David R. Tuthill, Jr.'.

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

Encl.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

February 10, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

TRACY TRENT REG SUPV
ID FISH & GAME
3101 S POWERLINE
NAMPA ID 83686

Re: Application for Permit No. 63-12093 in the Name of Roger Allen

Dear Protestant:

This office acknowledges receipt of your protest to the issuance of a permit pursuant to the above referenced application. The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference. At such a conference, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?
6. Will the proposed use be contrary to conservation of water resources within the state of Idaho?

If this office can be of further assistance, please contact us.

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT/st

APPLICATION FOR PERMIT FOR WATER RIGHT

NO. 63-12093

RECOMMENDATION OF WATERMASTER

RECEIVED

FEB 09 1994

WATER RESOURCES
WESTERN REGION

I, Lee Sisco, watermaster of
Boise River, of Water District No. 63, County of
Ada, State of Idaho, whose address is
214 Broadway Ave., Boise, Id 83702, have read
the attached copy of the application for permit for a water
right in the name of Roger Allen.

A. I hereby endorse the above numbered application
and recommend that the Director of the Department of Water
Resources approve the application subject to the following
conditions: _____

OR

(B) I do not endorse approval of the above numbered
application for water right as requested for the following
reasons:

Water appears to already be appropriated
and is not waste water yet. I am not
convinced there will be no consumptive use
due to evaporation. Without mitigation water
for these aesthetic uses they will not receive
my approval.

Dated at Boise, Idaho, this 8 day of
Feb, 1994.

Lee Sisco
(signature)

Please use reverse side if needed.

APR 15 1994



IDAHO FISH & GAME

REGION 3

3101 S. Powerline
Nampa, ID 83686
(208) 465-8465

RECEIVED

JAN 28 1994

WATER RESOURCES
WESTERN REGION

January 25, 1994

Dave Tuthill
Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

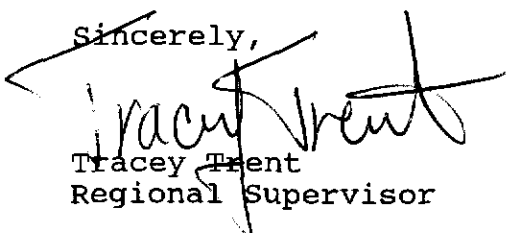
RE: New Water Right Filing, Right No. 63-12093, Roger Allen

Dear Mr. Tuthill:

The Idaho Department of Fish and Game wishes to protest new water right filing number 63-12093. The applicant filed for a year-around water right from surface waters of the Boise River. This would directly interfere with the joint program of Fish and Game and Bureau of Reclamation to provide an instream flow in the Boise River during the non-irrigation season. This flow is designed to maintain existing populations of fish and wildlife in the mainstem river channel for the public and not for aesthetic amenity water channels. The Water Resources Board and the Department of Water Resources have told us the Boise River is fully appropriated.

Thank you for the opportunity to comment. If you have any questions, please contact me or Scott Grunder.

Sincerely,


Tracey Trent
Regional Supervisor

TT:sag

cc: NRPB (Cindy Robertson)
IDFG Legal (Steve Goddard)
BOR (Jerry Gregg)
Dist. 63 Water Master (Lee Sisco)

Cecil D. Andrus / Governor
Jerry M. Conley / Director

Equal Opportunity Employer



Working for wildlife since 1938



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DEPARTMENT OF WATER RESOURCES

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February 10, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

ROGER ALLEN
9647 W PEBBLE BROOK LN
BOISE ID 83709

Re: Application for Permit No. 63-12093

Dear Applicant:

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to the above-referenced application. The Department suggests that you contact the protestant(s) and attempt to resolve the protest(s).

If this office has not been advised within twenty (20) days that the protest(s) has been resolved, the matter will be scheduled for a conference. At such a conference, the following are the principle items the Department will review (per Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?
6. Will the proposed use be contrary to conservation of water resources within the state of Idaho?

Please contact this office if you have questions regarding this procedure.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

Enclosure: Copy of protest(s)

RECEIVED

APR 15 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 26, 1994

LEE SISCO WATERMASTER
214 BROADWAY
BOISE ID 83702

Re: Application for Permit No. 63-12093 in the Name of Roger Allen

Dear Watermaster:

Enclosed is an application(s) for water right(s) within your water district. Also enclosed is a form for your recommendation concerning this application for permit.

Please review the application and return your recommendation within two weeks. If you have questions or need information, feel free to contact this office.

Sincerely,

Steve Lester for

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

Enclosure: Copy of Application
Recommendation of Watermaster Form

2014/01/26

JAN 28 1994

63-12093

ALLEN, ROGER
9647 W PEBBLE BROOK LN
BOISE, ID 83709

Source: BOISE RIVER

Tributary: SNAKE RIVER

Diversion Pt: LOT 1 (NESE) Sec 23 T 04N R 01E in ADA County.
LOT 2 (NWSE) Sec 23 T 04N R 01E in ADA County.

Use: AESTHETIC (.560 CFS)
Total Diversion: (.560 CFS)

Date Filed: 1/14/1994

In: ADA County
T04N R01E S23 Lot 6 (SENW)

No new consumptive use proposed. Applicant will use return flows from license no. 63-10348 (ponds at Riverside Village) by re-routing return flows to nearby site for water amenity. New right, when combined with license no. 63-10348, will not increase use from the river nor decrease return flows to river.