State of Idaho
Department of Water Resources

Water Right License

Water Right No. 63-35362

Priority: January 27, 2023

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 2.0 AF

It is hereby certified that:

STEVEN SCHOFIELD 8802 REFLECTION LN MIDDLETON ID 83644-5699 AND/OR
DIANE SCHOFIELD 8802 REFLECTION LN MIDDLETON ID 83644-5699

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 13, 2022, and has submitted Proof of Beneficial Use on June 15, 2023. An examination confirms water is diverted from:

Source : GROUND WATER

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
STOCKWATER STORAGE	01/01 to 12/31		2.0 AF
WILDLIFE STORAGE	01/01 to 12/31		2.0 AF
RECREATION STORAGE	01/01 to 12/31		2.0 AF
AESTHETIC STORAGE	01/01 to 12/31		2.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.04 CFS	

Location of Point(s) of Diversion

GROUND WATER SW¼ NW¼, Sec. 10, Twp 04N, Rge 02W, B.M. CANYON County
GROUND WATER SW¼ NW¼, Sec. 10, Twp 04N, Rge 02W, B.M. CANYON County

Place of Use: STOCKWATER STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	02W	10							X										

Place of Use: WILDLIFE STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	02W	10							X										

Place of Use: RECREATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	02W	10							X										

Place of Use: AESTHETIC STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	02W	10							X										

SCANNED
AUG 25 2023

State of Idaho
Department of Water Resources

Water Right License

Water Right No. 63-35362

Conditions of Approval

1. This right authorizes the total annual storage volume of 2.0 acre-feet, 1.0 acre-feet to be used for the initial filling or carryover storage of the pond and 1.0 acre-feet for the replacement of losses caused by evaporation.
2. The pond established by the storage of water under this right shall not exceed a total capacity of 1.0 acre-feet or a total surface area of 0.41 acres.
3. Water stored under this right is subject to fluctuations of the water table caused by changes in the flow of local streams and by diversions under prior ground water rights. This right does not guarantee the maintenance of any particular ground water level.
4. 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.

This license is issued pursuant to the provisions of Idaho Code § 42-219. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 7th day of August, 2023.

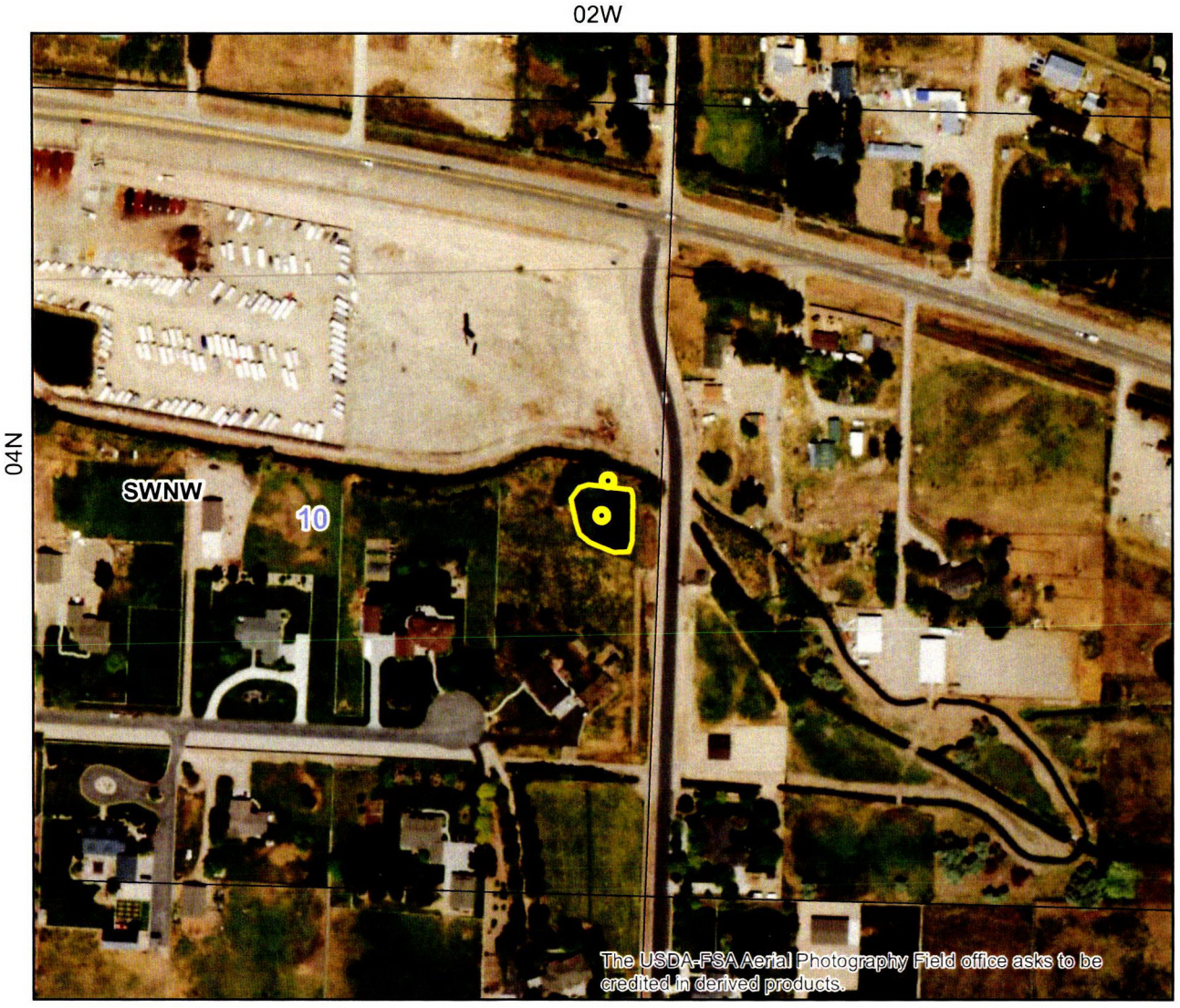
SCOTT STORMS
Water Rights Supervisor

SCANNED
AUG 25 2023

State of Idaho
Department of Water Resources

Water Right

63-35362



0 0.035 0.07 0.14 Miles

Place Of Use Boundary
Townships
PLS Sections
Quarter Quarters
Point of Diversion

N

SCANNED
AUG 25 2023

Form 42-217 Rev. 6/22

RECEIVED

JUN 15 2023

DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEMENT OF COMPLETION

FOR SUBMITTING PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY	
Amt. of Fee $	50.00
Receipt No.	C116508
Receipted By	KH
Date Receipted	6.15.23

The Idaho Department of Water Resources (Department) considers this form a statement that the permit holder(s) applied water to beneficial use and completed development of a water right to the extent described below. **This form must be accompanied by an examination fee, when necessary, or by a completed Beneficial Use Field Report prepared by a certified water right examiner (CWRE).** Please refer to the instructions and fee schedule for this form. If ownership of the permit has changed, complete a Notice of Change in Water Right Ownership form. If you wish to relinquish your permit because you have not established the authorized water use and are not applying for an extension, please notify the Department in writing.

1. Permit No. 63-35362 Name of Permit Holder(s) Steven & Diane Schofield

Telephone No. 208-284-5494 Email schowife@gmail.com

Mailing Address 8802 Reflection Lane City Middleton State ID Zip 83644

2. Source of Water Ground Water If Ground Water (well), Date Drilled mo. _____ / yr. _____ unknown

Drilling Permit/Tag No. _____ Drilling Company's Name _____

3. Extent of use(s) completed **as authorized by the water right permit**:

Domestic (No. households) Ø Irrigation (No. acres) Ø Stockwater (No. and stock type) 32 mixed stock

Other wildlife, recreation, + aesthetic storage of 2.0 acre-feet annually

4. Total diversion rate or volume (storage only) for which proof is submitted 0.13 cfs OR _____ af

If the total developed water use is 5 acres of irrigation or less, is stockwater storage of 14.6 acre-feet or less, or has a diversion rate of less than 0.24 cfs, attach a map of the place of use and point of diversion and photographs showing beneficial use.

5. Describe the diversion and delivery system from the water source to the use (pump, lift, irrigation method, etc.)

existing metal pipe flowing at rate of 0.134cfs from artesian well of unknown date/company - no record on file.

6. Permit condition compliance. Refer to the permit approval conditions and check all the items required, then check "Yes" or "No" to indicate whether the required items were established, submitted, and/or installed:

Required? Yes	No	(If "Yes", attach required data, evidence of compliance, or evidence of installation)
☐	☑	Ground water level data, pumping information, or other diversion data
☐	☑	Mitigation plan
☐	☑	Lockable controlling works
☐	☑	Measuring device
☐	☑	Fish screen
☐	☐	Other requirements of the water right permit _____
	☐	Reasonably Anticipated Future Needs ("RAFN") Municipal use

If RAFN Municipal use, additional increment of beneficial use developed? ☐ Yes (attach CWRE report) ☐ No

7. Fee Enclosed $ 50.00 or ☐ CWRE field report attached or ☐ No fee required

See fee schedule on page 3 of the instructions. Proof statements filed without an appropriate fee are incomplete.

8. Person to contact to accompany a Department representative during the field examination of the water system:

Name: Diane Schofield Telephone No. 208-284-5494 Email schowife@gmail.com

Mailing Address 8802 Reflection Lane City Middleton State ID Zip 83644

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 and applied to beneficial use. I understand that any undeveloped portion of the permit is relinquished to the State of Idaho.

Diane Schofield — Diane Schofield — 6/12/2023

SIGNATURE OF PERMIT HOLDER* PRINTED NAME AND TITLE DATE

*Attach power of attorney if completing on behalf of permit holder.

Steven R Schofield 06/12/2023

SCANNED

JUN 16 2023

State of Idaho
Department of Water Resources

Permit to Appropriate Water

No. 63-35362

Priority: January 27, 2023

Maximum Diversion Rate: 0.13 CFS
Maximum Diversion Volume: 2.0 AF

This is to certify that

STEVEN SCHOFIELD 8802 REFLECTION LN MIDDLETON ID 83644-5699 AND/OR
DIANE SCHOFIELD 8802 REFLECTION LN MIDDLETON ID 83644-5699

has applied for a permit to appropriate water from:

Source : GROUND WATER

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

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
STOCKWATER STORAGE	01/01 to 12/31		2.0 AF
WILDLIFE STORAGE	01/01 to 12/31		2.0 AF
RECREATION STORAGE	01/01 to 12/31		2.0 AF
AESTHETIC STORAGE	01/01 to 12/31		2.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.13 CFS	

Location of Point(s) of Diversion

GROUND WATER SW¼ NW¼, Sec. 10, Twp 04N, Rge 02W, B.M. CANYON County
GROUND WATER SW¼ NW¼, Sec. 10, Twp 04N, Rge 02W, B.M. CANYON County

Place of Use: STOCKWATER STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	02W	10							X										

Place of Use: WILDLIFE STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	02W	10							X										

Place of Use: RECREATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	02W	10							X										

Place of Use: AESTHETIC STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	02W	10							X										

SCANNED
MAR 23 2023

State of Idaho
Department of Water Resources

Permit to Appropriate Water

No. 63-35362

Conditions of Approval

1. Proof of application of water to beneficial use shall be submitted on or before **April 01, 2024.**
2. Subject to all prior water rights.
3. This right authorizes the total annual storage volume of 2.0 acre-feet, 1.0 acre-feet to be used for the initial filling or carryover storage of the pond and 1.0 acre-feet for the replacement of losses caused by evaporation.
4. The pond established by the storage of water under this right shall not exceed a total capacity of 1.0 acre-feet or a total surface area of 0.41 acres.
5. Water stored under this right is subject to fluctuations of the water table caused by changes in the flow of local streams and by diversions under prior ground water rights. This right does not guarantee the maintenance of any particular ground water level.
6. Stockwater use is for 32 mixed stock.
7. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
8. 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.

This permit is issued pursuant to the provisions of Idaho Code § 42-204.

Signed this 20th day of March, 2023.

SCOTT STORMS
Water Rights Supervisor

SCANNED
MAR 23 2023

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

63-35362

This map depicts the AESTHETIC STORAGE, RECREATION STORAGE, WILDLIFE STORAGE, & STOCKWATER STORAGE place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 0.035 0.07 0.14 Miles

Place Of Use Boundary
Townships
PLS Sections
Quarter Quarters
Point of Diversion

N

SCANNED
MAR 23 2023

RECEIVED
RECEIVED DEC 14 2022
DEC 13 2022 WATER RESOURCES WESTERN REGION
DEPARTMENT OF WATER RESOURCES

FORM 202 Rev. 09/16

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. 63-35362

RECEIVED
JAN 27 2023
WATER RESOURCES WESTERN REGION

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho AMENDED

1. Name of applicant(s) Steven Schofield and/or Diane Schofield Phone 208-284-5494
   Name connector (check one): ☐ and ☐ or ☑ and/or
   Mailing address 8802 Reflection Lane City Middleton
   State Idaho ZIP 83644 Email schowife@gmail.com and/or stschoey@gmail.com
2. Name of representative, if any _____ Phone _____
   Mailing address _____ City _____
   State _____ ZIP _____ Email _____
   a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
      ☐ Send original correspondence to the applicant and copies to the representative.
   b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
      ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply ground water which is a tributary of Boise River
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
4N	2W	10			SW	NW	Canyon	ground water	existing pond
4N	2W	10			SW	NW	Canyon	ground water	existing artesian well

5. Water will be used for the following purposes:
   Amount .134 DS (cfs or acre-feet per year) for diversion to storage DS purposes from Jan 1 to Dec 31 (both dates inclusive)
   DS Amount 2 af/y (cfs or acre-feet per year) for R, J, W, S, storage DS purposes from Jan 1 to Dec 31 (both dates inclusive)
   Amount _____ (cfs or acre-feet per year) for _____ purposes from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per year) for _____ purposes from _____ to _____ (both dates inclusive)
6. Total quantity to be appropriated is (a) .134 DS cubic feet per second (cfs) and/or (b) 2 DS acre-feet per year (af).
7. Proposed diverting works:
   a. Describe type and size of devices used to divert water from the source. Existing pond of 150'across X 6'deep with 14" existing pipe from artesian well which flows into pond at rate of .134cfs. DS
   b. Height of storage dam six feet; active reservoir capacity 2 DS acre-feet; total reservoir capacity 2 DS acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☑ No
   c. Proposed well diameter is 14 inches; proposed depth of well is unknow artesian feet.
   d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☑ No
   e. If well is already drilled, when? unknown; drilling firm unknown; well was drilled for (well owner) unknown; Drilling Permit No. unknown.

SCANNED
FEB 10 2023

For Department Use

Received by KL Date 12.13.22 Time 10:40 Preliminary check by _____
Fee $ 100 - Receipted by KL Receipt No. C114867 Date _____

8. Description of proposed uses (if irrigation only, go to item 9):
   a. Hydropower; show total feet of head and proposed capacity in kW. n/a
   b. Stockwatering; list number and kind of livestock. Up to 8 cattle 4 horses, 20 sheep/goat/alpaca, 50 poultry.
   c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
   d. Domestic; show number of households 1
   e. Other; describe fully. Existing pond for private use-- aesthetics, livestock, recreation, wildlife, storage for the same.

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	
4N	2W	10							X										

Total number of acres to be irrigated: _____

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? None

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 enabling the applicant to make this filing: _____

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Existing 150' diameter pond with 14" metal pipe flowing into it year round. We propose to continue to use the existing pond at it's current size. We intend to add aeration and get a pond permit so we can stock the pond with native fish. WBZ 4-6' for pond. WBZ 19-150' for existing well.

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

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant

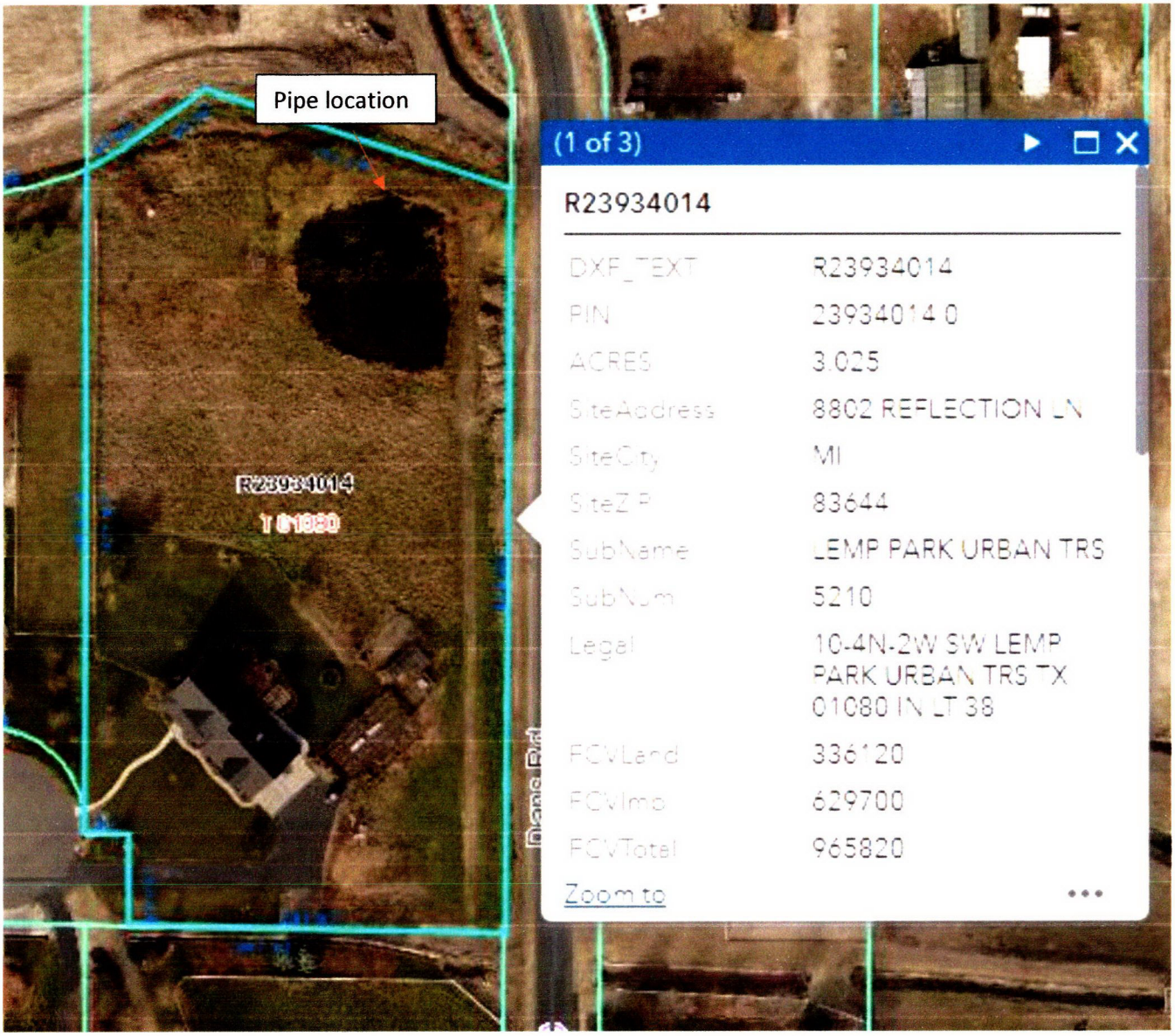
Steven R Schofield
Print Name (and title, if applicable)

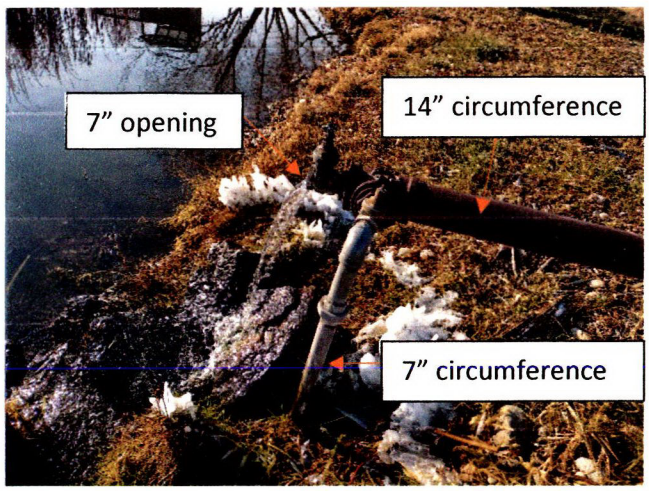
Signature of Applicant

Diane Schofield
Print Name (and title, if applicable)

SCANNED

FEB 10 2023







SCANNED
FEB 10 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082
Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

August 08, 2023

STEVEN SCHOFIELD AND DIANE SCHOFIELD
8802 REFLECTION LN
MIDDLETON ID 83644-5699

RE: License No. 63-35362

ISSUANCE OF LICENSE

Dear Water Right Holder(s):

The Department of Water Resources ("Department") has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review all the conditions of approval listed on your license. The conditions may include ongoing requirements, such as maintenance of a measuring device or implementation of mitigation, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district.

The license is a PRELIMINARY ORDER issued by the Department pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing 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 mailing address to the Department within 120 days of the change. Water right forms are available from any office of the Department or on the Department's website at idwr.idaho.gov

If you have any questions concerning the enclosed information, please contact me at (208) 605-4624.

Sincerely,

Lynne Evans
for Scott Storms
Water Rights Supervisor

Enclosure(s)

SCANNED
AUG 25 2023

CERTIFICATE OF SERVICE

I hereby certify that on August 08, 2023, I served a true and correct copy of Water Right License No. 63-35362 by U.S. Mail, postage prepaid, to the following:

STEVEN SCHOFIELD AND DIANE SCHOFIELD
8802 REFLECTION LN
MIDDLETON ID 83644-5699

Lynne Evans
Administrative Assistant I

SCANNED
AUG 25 2023

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

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. **Note: the petition must be received by the department within this fourteen (14) day period.** 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 Water Resource 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.

SCANNED

AUG 2 5 2023

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 service date 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.

SCANNED
AUG 25 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 63-35362
Exam Date: 07/07/2023

1. Current Owner:
STEVEN SCHOFIELD 8802 REFLECTION LN MIDDLETON ID 83644-5699 AND/OR
DIANE SCHOFIELD 8802 REFLECTION LN MIDDLETON ID 83644-5699

2. Accompanied by: Diane Schofield
Phone No: (208) 284-5494
Address: 8802 Reflection LN Middleton, ID 83644-5699
Relationship to permit Holder: Owner

3. **SOURCE:**
GROUND WATER

Method of Determination: Site Visit

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NO Overlap

Water Right No.	Source	Purpose of Use	Basis

Comments: Water from Canyon County Water Co LTD is used for irrigation of pasture adjacent to the pond.

2. Other water rights with the same point-of-diversion: NO Overlap

Water Right No.	Source	Purpose of Use	Basis

Comments: Point of diversion is not shared with any other water rights.

C. DIVERSION AND DELIVERY SYSTEM

1. **LOCATION OF POINT(S) OF DIVERSION:**
GROUND WATER SW¼ NW¼, Sec. 10, Twp 04N, Rge 02W, B.M. CANYON County
GROUND WATER SW¼ NW¼, Sec. 10, Twp 04N, Rge 02W, B.M. CANYON County

Method of Determination: Site Visit and GPS

PLACE OF USE: STOCKWATER STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	02W	10							X										

PLACE OF USE: WILDLIFE STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	02W	10							X										

PLACE OF USE: RECREATION STORAGE

SCANNED
AUG 25 2023

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	02W	10							X										

PLACE OF USE: AESTHETIC STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	02W	10							X										

Method of Determination:

3.

Delivery System Diagram Attached (required). Indicate all major components and distances between components.
X Indicate weir size/pipe as applicable.

Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be
X 1:24,000 or greater.

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

X Photo of Diversion and System Attached

4.

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

No well tag located. Unable to identify a well drilling report for this well.

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
5-gallon bucket	Alternate	-	-	-	-	-

SCANNED
AUG 25 2023

2. Measurements:

E. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Artesian Well
Measured Method: Alternate: Five Gallon Bucket, timed fill.
Measurement 1 = 99.67 seconds
Measurement 2 = 99.32 seconds
Measurement 3 = 99.83 seconds

Average time = 99.6 seconds

$$\frac{5\ gallons}{99.6\ seconds} \times 60 = 3.01\ GPM$$

F. VOLUME CALCULATIONS

1. Volume Calculations for irrigation: N/A

2. Volume Calculations for Other Uses:

See Pond Calculator Attachment F.2.A

Diversion from artesian well. Note that the flow rate slows during fall and winter months.

$$3.01\ GPM \times 60 \times 24 \times 365 = 1{,}582{,}056\ gallons$$

$$\frac{1{,}582{,}056\ gallons}{325{,}850} = 4.86\ AFA$$

G. NARRATIVE/REMARKS/COMMENTS

A beneficial use field exam was conducted by Jared Adamson on July 7, 2023. The property owner, Diane Schofield was present during the field exam. Diane Schofield explained the uses of the pond as being stock water, wildlife, recreation, and aesthetic. A cow-calf pair was present, but the owner stated more livestock were temporarily in paddocks off location. Diane stated that the pond was available for the livestock to drink from. Flora and fauna were also present.

The pond is not lined and allows for sub water to partially fill the pond, suggesting that the pond itself is a diversion. The pond is approximately 6 feet deep with a surface area of 0.41 acres. Water is also diverted from an artesian well on the north side of the pond. Water discharges form this well into the pond by way of open discharge. The pipe is approximately 4-inches in diameter. The amount of discharge was very minimal. Diane stated that the amount observed was normal and that the flow will be less during fall and winter months.

The well appeared to be constructed using a 6-inch casing. The 4-inch casing has a 90-degree elbow attached to the top. A 4-inch pipe extends horizontally from the well head to the pond approximately 8 feet. A 2-inch gate valve is attached to the end. Upstream of the gate valve is a 2-inch pipe extending out and down into the ground. The use for this pipe is unknown. The valve for the 2-inch pipe is stuck closed. The 2-inch gate valve was stuck open. Water was only flowing out and into the pond.

No irrigation takes place using water from the pond. All irrigation for the adjacent pasture is from Canyon County Water Company shares. These shares are utilized by the entire subdivision. The diversion rate observed during the field exam was less than the applied for amount and even less than the definition for domestic uses outlined in Idaho Statute § 42-111 (a). The recommended diversion rate for the license will be 0.04 CFS. The volume limit will remain the same.

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AUG 2 5 2023

Have conditions of permit approval been met? __X__ Yes ____ No
All conditions are recommended to be carried over to license, except for well drilling condition 046.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
STOCKWATER STORAGE	01/01 to 12/31		2.0 AF
WILDLIFE STORAGE	01/01 to 12/31		2.0 AF
RECREATION STORAGE	01/01 to 12/31		2.0 AF
AESTHETIC STORAGE	01/01 to 12/31		2.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.04 CFS	
	Totals:	0.04 CFS	2.0 AF

2. Recommended Amendments

____ Change P.D. as reflected above ____ Add P.D. as reflected above __X__ None

____ Change P.U. as reflected above ____ Add P.U. as reflected above __X__ None

I. AUTHENTICATION

Jared Adamson – Water Resource Agent, Sr.

Field Examiner's Name _____ Date 7/12/2023

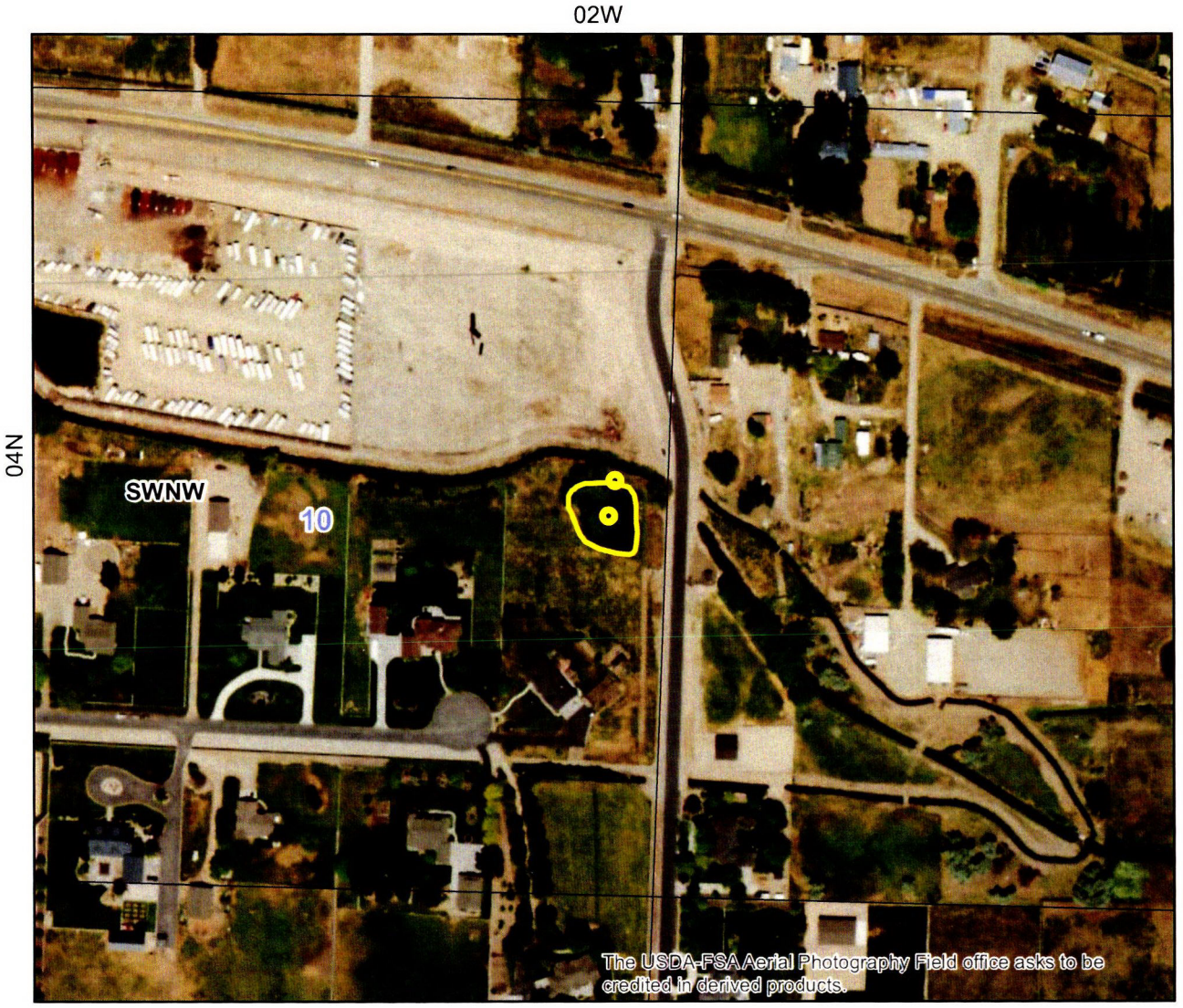
Reviewer _____ Date 8/7/2023

SCANNED
AUG 25 2023

State of Idaho
Department of Water Resources

Permit to Appropriate Water

63-35362



0 0.035 0.07 0.14 Miles

Place Of Use Boundary
Townships
PLS Sections
Quarter Quarters
Point of Diversion

N

SCANNED
AUG 25 2023

Pond Calculations

Attachment F.2.A

Pond Size

Vol = surf area x max depth x slope factor

Surface Area	0.41	acres	
Max Depth	6	feet	
Average Depth	2.4	feet	*average depth is Max Depth multiplied by 0.4
Volume	**0.98**	**acre-feet**	

Evaporation

Evaporation (Precipitation Deficit from ET Idaho Tables Caldwell Station)

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
mm/day	-0.76	0.3	1.53	3.12	4.41	5.04	5.57	4.69	3.34	2.08	0.06	-0.67
day/month	31	28	31	30	31	30	31	31	30	31	30	31
mm/month	-23.56	8.40	47.43	93.60	136.71	151.20	172.67	145.39	100.20	64.48	1.80	-20.77
ft/month	-0.08	0.03	0.16	0.31	0.45	0.50	0.57	0.48	0.33	0.21	0.01	-0.07
surface area	0.41	0.41	0.41	0.41	0.41	0.41	0.41	0.41	0.41	0.41	0.41	0.41
acre-feet	-0.03	0.01	0.06	0.13	0.18	0.20	0.23	0.20	0.13	0.09	0.00	-0.03

Total Evaporation Acre-Feet **1.18**

Seepage No seepage. Pond fills will incidental ground water.

Soil Type:	N/A		USDA Soil Survey Soil Type:
Seepage Rate:	0	ft/day	
Annual Seepage:	**0.00**	acre-feet	(surface area x seepage x 365)

SCANNED
AUG 25 2023



Overall diversion: An artesian well with approximately 3 GPM of flow.



Open discharge into pond: The gate valve for the open discharge is stuck open. The purpose for the 2-inch pipe going down is unknown. The valve for the 2-inch pipe is stuck closed.

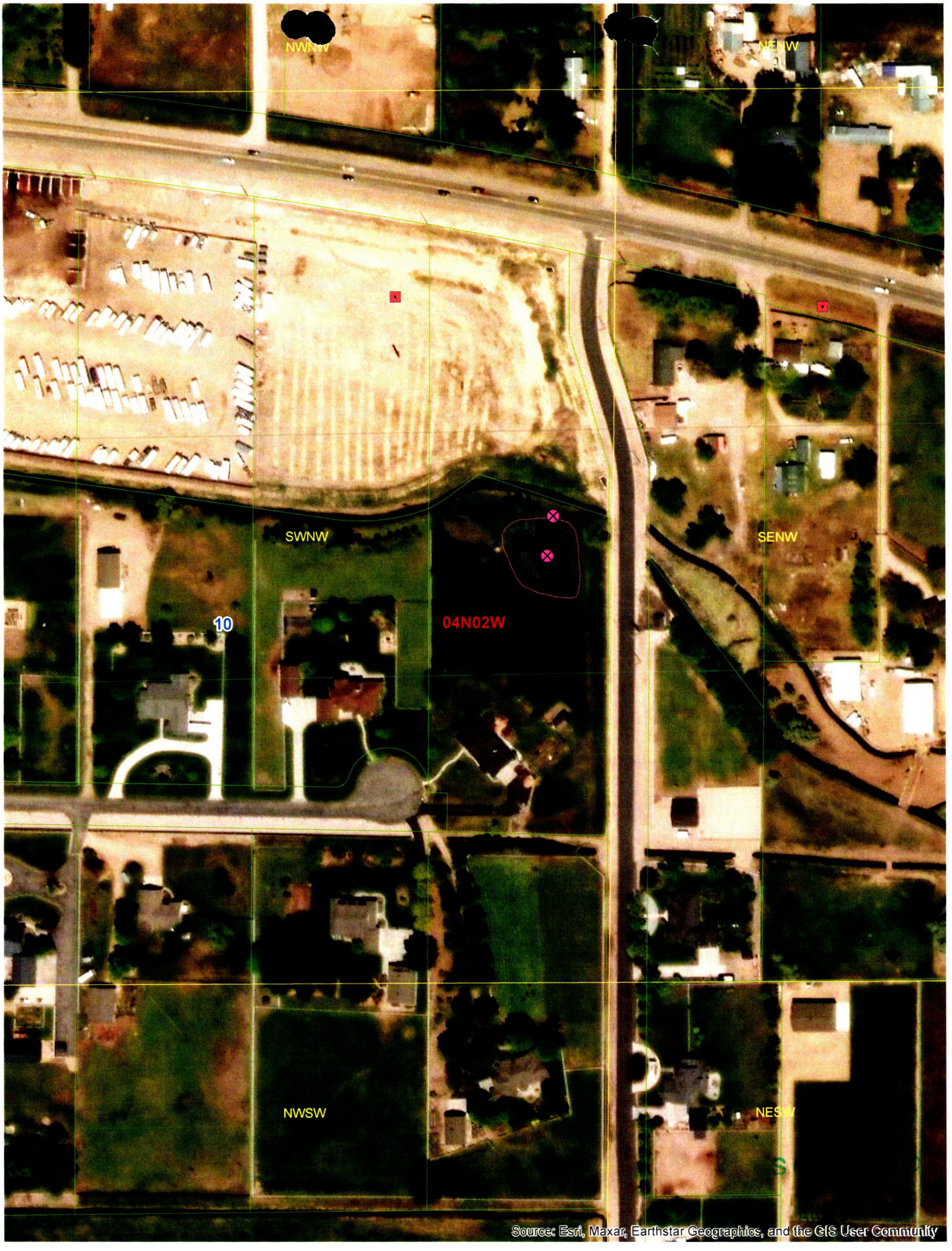
SCANNED

AUG 25 2023



AUG 25 2023

Panoramic view of storage pond place of use. North elevation looking south.


NWNW
NENW
SWNW
SENW
10
04N02W
NWSW
NESW
Source: Esri, Maxar, Earthstar Geographics, and the GIS User Community

IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little **Director Gary Spackman**

June 16, 2023

STEVEN SCHOFIELD
DIANE SCHOFIELD
8802 REFLECTION LN
MIDDLETON ID 83644-5699

PROOF ACKNOWLEDGEMENT LETTER

RE: Permit No. 63-35362

Dear Permit Holder(s):

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.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right 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 or at the Department's website at www.idwr.idaho.gov .

If you have any questions concerning the field examination, please contact the Western Region Office of the Department located in Boise at (208) 334-2190.

Sincerely,

Amanda Veibell
Technical Records Specialist

Enclosure(s)

SCANNED
JUN 16 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082
Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

March 21, 2023

DIANE & STEVEN SCHOFIELD
8802 REFLECTION LN
MIDDLETON ID 83644-5699

RE: Permit No. 63-35362

Permit Approval Notice

Dear Permit Holder(s):

The Department of Water Resources ("Department") has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review all the conditions of approval listed on your permit. The conditions include requirements that you must accomplish, such as timely submittal of proof of beneficial use or installation of a measuring device, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district. Failure to comply with the conditions of approval may result in your permit lapsing or being canceled.

The permit is a PRELIMINARY ORDER issued pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

The final step in the water right process is issuance of a water right license. To receive a water right license, you must divert and use water to the full extent intended and submit a *Statement of Completion for Submitting Proof of Beneficial Use* by the date shown in condition no. 1 of your permit. The Department will send you a *Proof Due Notice* approximately 60 days prior to the date listed in condition no. 1 of your permit.

You may also require approvals from other Department programs, such as Ground Water Protection, Safety of Dams, or Stream Channel Protection, to accomplish your proposed development. Please call or visit any Department office or see the Department's website at idwr.idaho.gov for more information about these programs.

SCANNED
MAR 23 2023

Please be advised that Idaho Code § 42-248, requires you or the owner of this water permit to maintain current ownership and address records on file with the Department. Forms to file an assignment of permit and/or a change in the address of the permit owner are available from any Department office or at the Department's website at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please contact me at (208) 605-4624.

Sincerely,

Lynn Evans

for Scott Storms
Water Rights Supervisor

Enclosure(s)

SCANNED

MAR 23 2023

CERTIFICATE OF SERVICE

I hereby certify that on March 21, 2023, I served a true and correct copy of Permit to Appropriate Water No. 63-35362 by U.S. Mail, postage prepaid, to the following:

DIANE SCHOFIELD
8802 REFLECTION LN
MIDDLETON ID 83644-5699

STEVEN SCHOFIELD
8802 REFLECTION LN
MIDDLETON ID 83644-5699

Lynne Evans
Administrative Assistant I

SCANNED
MAR 23 2023

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

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. **Note: the petition must be received by the department within this fourteen (14) day period.** 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 Water Resource 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.

SCANNED

MAR 23 2023

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 service date 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.

SCANNED
MAR 23 2023

REVIEW CHECKLIST -- APPLICATION FOR PERMIT

Application # 87342(63 -3532) REVIEWER _____ DATE _____

REQUIRED INFORMATION – COMPLETE & ACCURATE – INITIAL DE

- ✓ Name (corporation or partnership, names & addresses for director, officers, &/or other partners must be included – Rule 35.03.b.i) _____ bus. entity #
- ✓ Address
- ✓ Source * (see USGS quad for source/trib names, comment for local name)
- ✓ P/D (10 acres for spring, lot & block info for subdivisions)
- ✓ County *
- ✓ Quantity (flow & /or storage volume)
- ✓ Period of use *
- ✓ Nature of use (list details in app. item 8 if non-irrigation)
- ✓ Municipal Checklist
- ✓ Description of diverting works
- ✓ Time required for beneficial use of water
- ✓ P/U
- ✓ Map (show T, R, Sect, POD & POU)
- ✓ Signature (need title of signatory if applicable)
- ✓ Correct fee paid Maybe
- ✓ Fee amount, receipt number, receipt date, WR #, and reviewer initials recorded on app
- ✓ Attach proof report & WR Layout Map
- ✓ AdHoc, Application tab: Status = ACTIVE Draft = NO
- ✓ Log APPSLIST for Initial DE ✓ and Log File Location ✓

Government Lots
_____P/D
_____P/U

*____ tributary, county &/or irrigation season corrected per dept. standards w/o amended appl. per AP Memo #9

PRE-ADVERTISING ANALYSIS

YES	NO	
✓		Bs 63 GW? Water bearing zone legal notice remark required
	✓	Bs 63 GW Restricted Area (Above Star)? Must appropriate deeper than 200' or mitigate
	✓	Bs 63 Surface water above Star & consumptive use? Cannot process unless mitigated
	✓	Mitigation plan (consumptive use & POD closed area) – legal notice remark + mitigation checklist
	✓	Critical Ground Water Area – send letter if cannot process
	✓	Ground Water Mngt. Area – send letter if cannot process
	✓	Bs 77, 78, 79 – 42-111 D/S any source or community well, normal process; all others use Salmon/Clearwater Area Processing
	✓	W&S Rv – Bs 77 or 78 + legal notice remark, W&S Workflow application record
	✓	W&S Rv – Bs 51 or 55, attach Bs 51 - 55 W&S Watersheds checklist
	✓	Water Dist. 67 – send Bs 67 June 15 cutoff form letter to confirm BU. possible prior to 6/15
	✓	Waste Water – send form letter
	✓	Trust Water – send form letter (AdHoc/Reports tab) + legal notice remark + TW checklist
	✓	South Ada Co. GW Area of Concern – send form letter
	✓	South Canyon Co. GW Area of Concern – send form letter
	✓	US BLM is POD/POU Property Owner, Verify location with Applicant and check w/ BLM

ADD INFO Requested On: _____ Response Received: Y ____ N____
Extension Requested On: _____ Response Received: Y ____ N____

ADVERTISING

YES	NO	
	✓	*STATEWIDE ADVERTISING* (> 10 cfs or > 1000 af storage)
✓		Legal Notice Remarks (WB Zone, Wild & Scenic, Subdivision Info, Mitigation, etc.) – See attached proof report

COMMENT LETTERS

YES NO

_____ ✓ Water Dist #_____
_____ ✓ IDFG [SW "fish live-in" AP Memo #62, Bs 77-79, other] (____ reply in file)
_____ ✓ IDEQ [Bs 77-79, Land Application, Basin Recharge, Dairy, PWS, other] (____ reply in file)
_____ ✓ Western Dam Safety [Storage Dam (n/a excavated ponds); Complete checklist____]
_____ ✓ IDWR Planning Bureau [Min. Stream Flow Bs 77-79, Protected Stream, other]
_____ ✓ IDL [POD/POU Property Owner, other]
_____ ✓ US BLM [POD/POU Property Owner, other]
_____ ✓ US Forest Service [POD/POU Property Owner, other]
_____ ✓ Irrigation Entity [Overlap GW Irr, Waste water, other]: _____
_____ ✓ Other [Previous Protestants in Area, ect.] – list here or see attached

COMPLETE TO HERE BEFORE FORWARD FOR ADVERTISING

ADVERTISER COMPLETES

LEGAL NOTICE & PROTEST

Protest Deadline 3/6/23

YES NO

✓ ✓ Protested — If Yes: Prepare protest checklist and complete
✓ _____ Affidavit received/published correctly? If No, Re-advertise.

Re-Adv Protest Deadline _____

YES NO

✓ ✓ Protested
✓ _____ Affidavit received/published correctly — If No: _____ Re-advertised & published correctly

Re-Adv Comment Letters To: _____

POST-ADVERTISING ANALYSIS

YES NO

✓ _____ POD overlap – briefly explain other rights are on other parcels or other uses e
✓ _____ POU overlap – briefly explain " " " "
_____ ✓ Large diversion > 5 cfs, > 500 af storage or > 200 acres – attach large diversion checklist
_____ ✓ Public Land Access – IDL, BLM, USFS owns POD/POU land, Rule 40.05.e info needed
_____ ✓ BLM or USFS Stockwater Appl. – consider Joyce Livestock Decision – send form letter
_____ ✓ Municipal – Review AP Memo #18 and/or AP Memo #74
_____ ✓ Commercial, Heating/Cooling, Industrial, WQI, etc. – Rate request justified in file
✓ _____ Storage Use – AP Memo #76 complete for explanation/justification of volume request in file
_____ ✓ Power residency affidavit – send power letter for other factors if needed
_____ ✓ DP fee upgrade : ____ Paid ____WR & WC Files Documented ___ Not Paid = SO follow up

ADD INFO Requested On: _____ Response Received: Y ____ N____
Extension Requested On: _____ Response Received: Y ____ N____

DRAFT PERMIT

YES NO

_____ ✓ W&S Rv – Bs 51, 55, 77 or 78 W&S Workflow/spreadsheet update for permit record
_____ _____ Memo To File Re:_____
_____ Draft approval created w/ Map (WRLayouts - 'Print Attachment Page') & saved to backfile

RECEIVED
MAR 0 1 2023
WATER RESOURCES
WESTERN REGION

23100 333899
1 IDWR - WESTERN REGION

2735 AIRPORT WAY
BOISE, ID 83705

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO

County of Canyon and Ada

SHARON JESSEN
of the State of Idaho, being of first duly sworn, deposes and says:

1. That I am a citizen of the United States, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.
2. That I am the Principle Clerk of the Idaho Press-Tribune, a daily newspaper published in the Counties of Canyon and Ada, State of Idaho; that the said newspaper is in general circulation in the said counties of Canyon and Ada, and in the vicinity of Nampa, Caldwell, and Boise, and has been uninterruptedly published in said Counties during a period of seventy -eight consecutive weeks prior to the first publication of this notice, a copy of which is hereto attached.
3. That the notice, of which the annexed is a printed copy, was published in said newspaper 2 times(s) in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement

That said notice was published the following: 02/16/2023, 02/23/2023

SHARON JESSEN
STATE OF IDAHO

ANGELA SAMMONS NOTARY PUBLIC MY COMMISSION EXPIRES 3-4-2028 STATE OF IDAHO COMMISSION NUMBER 20220970

On this 24th day of February, in the year of 2023 before me a Notary Public, personally appeared. SHARON JESSEN, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledge to me that he/she executed the same.

Notary Public of Idaho
My commission expires

SCANNED
MAR 2 3 2023

AD# 333899AD#

LEGAL NOTICE

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

63-35362
STEVEN SCHOFIELD
DIANE SCHOFIELD
8802 REFLECTION LN MIDDLETON, ID 83644-5699
Point of Diversion SWNW S10 T04N R02W CANYON County
Point of Diversion SWNW S10 T04N R02W CANYON County
Source GROUND WATER
Use: AESTHETIC STORAGE 01/01 to 12/31 2 AF
Use: RECREATION STORAGE 01/01 to 12/31 2 AF
Use: STOCKWATER STORAGE 01/01 to 12/31 2 AF
Use: WILDLIFE STORAGE 01/01 to 12/31 2 AF
Use: DIVERSION TO STORAGE 01/01 to 12/31 0.13 CFS
Total Diversion: 0.13 CFS; 2 AF
Date Filed: 12-13-2022
Place Of Use: AESTHETIC STORAGE, DIVERSION TO STORAGE, RECREATION STORAGE, STOCKWATER STORAGE, WILDLIFE STORAGE
T04N R02W S10 SWNW

Water bearing zone to be appropriated for pond is from 4 to 6 feet. Water bearing zone to be appropriated from existing well is from 19 to 150 feet.

63-35367
CITY OF CALDWELL
CALDWELL MUNICIPAL IRRIGATION DISTRICT
621 CLEVELAND BLVD CALDWELL, ID 83605-4052
Point of Diversion SESE S14 T04N R03W CANYON County
Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 1.2 CFS
Total Diversion: 1.2 CFS
Date Filed: 12-16-2022
Place Of Use: IRRIGATION T04N R03W S14 SWSE, SESE
Total Acres: 60

Water bearing zone to be appropriated is from 15 to 300 feet.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Western office at (208)334-2190; or for a full description of the right(s), please see https://idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of $25.00 for each application on or before 3/6/2023. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

February 16, 23, 2023 333899

OK LE 3/9/23

OK LE 3/9/23

SCANNED
MAR 23 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082
Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

February 9, 2023

STEVEN SCHOFIELD & DIANE SCHOFIELD
8802 REFLECTION LN
MIDDLETON, ID 83644-5699

RE: Application for Permit No. 63-35362

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the PRESS TRIBUNE on 2/16/2023 and 2/23/2023. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Lynne Evans
Administrative Assistant I

SCANNED
FEB 10 2023

Evans, Lynne

From: Evans, Lynne
Sent: Thursday, February 9, 2023 9:20 AM
To: legals@idahopress.com
Subject: Legal Notice for Application for Permit No. 63-35362, 63-35367
Attachments: Legal Notice.docx

Please publish the enclosed legal notice in the Idaho Press-Tribune 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 3/6/2023. Your cooperation is appreciated.

Lynne Evans | Administrative Assistant I
IDWR - Western Region
2735 W Airport Way, Boise ID 83705
(208) 334-2190 | lynne.evans@idwr.idaho.gov

SCANNED
FEB 10 2023

The following application(s) have been filed to appropriate the public waters of the State of Idaho:
63-35362
STEVEN SCHOFIELD
DIANE SCHOFIELD
8802 REFLECTION LN
MIDDLETON, ID 83644-5699
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2 AF
Use: WILDLIFE STORAGE
01/01 to 12/31
2 AF
Use: DIVERSION TO STORAGE
01/01 to 12/31
0.13 CFS
Total Diversion: 0.13 CFS; 2 AF
Date Filed: 12-13-2022
Place Of Use: AESTHETIC STORAGE, DIVERSION TO STORAGE, RECREATION STORAGE, STOCKWATER STORAGE, WILDLIFE STORAGE
T04N R02W S10 SWNW
Water bearing zone to be appropriated for pond is from 4 to 6 feet.
Water bearing zone to be appropriated from existing well is from 19 to 150 feet.

63-35367
CITY OF CALDWELL
CALDWELL MUNICIPAL IRRIGATION DISTRICT
621 CLEVELAND BLVD
CALDWELL, ID 83605-4052
Point of Diversion SESE S14 T04N R03W CANYON County
Source GROUND WATER
Use: IRRIGATION
03/01 to 11/15
1.2 CFS
Total Diversion: 1.2 CFS
Date Filed: 12-16-2022
Place Of Use: IRRIGATION
T04N R03W S14 SWSE, SESE
Total Acres: 60
Water bearing zone to be appropriated is from 15 to 300 feet.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Western office at (208)334-2190; or for a full description of the right(s), please see https://idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of $25.00 for each application on or before 3/6/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director

Published on 2/16/2023 and 2/23/2023

SCANNED

FEB 10 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082
Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

January 10, 2023

COPY

STEVEN & DIANE SCHOFIELD
8802 REFLECTION LN
MIDDLETON, ID 83644

Re: Water Right Application for Permit # 63-35362

Dear Mr. & Ms. Schofield:

This letter is regarding application for permit no. 63-35362. The Idaho Department of Water Resources (Department) received a completed application on December 13, 2022. Currently, the Department is reviewing the applications proposal to ensure that the project is adequately described before it is publicly advertised. Could you please provide the following information concerning items from your application?

I ran into one question while reviewing your application. How did you determine the total diversion volume of 0.1 af/y? From the information in your application this seems an insufficient volume for the pond and does not provide any additional volume for seepage and evaporation losses. However, after looking at static water levels of wells within your area, it was found that the majority of wells have a static water level less than 6 feet from ground surface level. This agrees with your application for a point of diversion from the existing ponds groundwater infiltration and indicates the pond receives groundwater.

In general, the annual volume for off-stream storage rights should be of a sufficient amount to cover the volume of the pond storage and the losses due to evaporation and seepage. Given the diameter of your pond in the application, of 150 feet, I calculated its surface area assuming a round pond using Area = $\pi r2$ and calculated 0.41 acres. Multiplying the surface area of 0.41 acres times an average depth of 2.4 feet yields pond capacity of 1.0 af. By my estimation, your ponds capacity is 1.0 af and has evaporation losses of 1.0 af with zero loss for seepage this would require a total volume of 2.0 af for your storage uses.

Based on these figures, I would recommend that you apply for a larger overall storage volume in Item 5 of the application. If you decide to amend the volume, please carry the new amount on to Item 6, total quantity.

- **Item 5.** Water use. The volume applied for appears less than the pond size would indicate.
- **Item 5.** Please clarify whether or not you are or will be diverting water out of the pond for domestic use to a home.
- **Item 6.** Total quantity. Make sure total volumes in item 6 are the same as in item 5.

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FEB 10 2023

- **Item 6.** It appears that item 6(a) 0.013 cfs should be 0.134 cfs as it is in item 5.
- **Please define the water bearing zone (wbz) for the well and pond infiltration.**

Applicants proposing to divert ground water within IDWR Administrative Basin 63 are required to provide an estimate of the interval from which water will be diverted (water bearing zone) prior to the advertisement of their applications.

This information is necessary because there are several water availability concerns within Basin 63. The water bearing zone is different than the depth of the well since wells usually access water at different zones along the length of the well casing depending on how it is constructed. The water bearing zone can be determined by comparing the water bearing zones of similar wells near the proposed project site, or by consulting a licensed well driller. Well data can be found using the IDWR website at https://idwr.idaho.gov/wells/find-a-well-map/.

Please provide a **start depth** and an **end depth** for the water bearing zone.

If the 0.1 acre-foot on the application was intentional, please provide your written justification of the volume. Alternatively, you may choose to amend your application to reflect a larger volume at this time. If that is the case please make the changes to the enclosed copy of your application, initialing next to any changes, and return to the address listed in the letterhead above. If you require assistance determining your water needs, please let me know.

The application for permit is enclosed. **Please submit your written reply to the requested information within the next thirty (30) days.** If IDWR does not receive your written response within **thirty (30) days,** a refund will be issued for this filing.

Please let me know if you have any questions or concerns regarding the content of this letter. I can be reached by phone at 208-334-2190 or by email at allen.bradbury@idwr.idaho.gov. IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Thank you for your time and for your attention to these matters.

Sincerely,

Allen Bradbury

Allen Bradbury
Water Resource Agent, Sr.

Enclosure: Application for Permit

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FEB 10 2023