State of Idaho
Department of Water Resources

Water Right License

Water Right No. 65-24144

Priority: June 21, 2022 **Maximum Diversion Rate:** 0.01 CFS

It is hereby certified that:

ANDY RAD 20 STUMP RANCH RD GARDEN VALLEY ID 83622-5108 OR
JULIE RAD 20 STUMP RANCH RD GARDEN VALLEY ID 83622-5108

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 18, 2022, and has submitted Proof of Beneficial Use on August 10, 2023. An examination confirms water is diverted from:

Source : MIDDLE FORK PAYETTE RIVER **Tributary:** PAYETTE RIVER

Beneficial Use	Period of Use	Rate of Diversion
IRRIGATION	03/15 to 10/31	0.01 CFS

Location of Point(s) of Diversion
MIDDLE FORK PAYETTE RIVER SW¼ SW¼, Sec. 13, Twp 10N, Rge 04E, B.M. BOISE County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	04E	13											0.3						0.3

Total Acres: 0.3

Conditions of Approval

1. This right when combined with all other rights shall provide no more than 0.01 cfs nor more than 1.1 afa at the field headgate for irrigation of the place of use.
2. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
3. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
4. The right holder shall contact the watermaster by June 15 each year for authorization to continue diverting and using water. The right holder shall not divert water after June 15 each year unless the watermaster authorizes continued diversion and use of water under this water right. When the watermaster informs the right holder that water is not available to fill this right, the right holder shall cease diversion, shall rent water from the Payette River Rental Pool, or shall otherwise mitigate for the depletion of water caused by this water use. The department may amend the contact date listed in this administrative provision to more closely coincide with the date when water is not available to fill this water right.
5. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
6. Water shall not be diverted under this right when flows in the South Fork of the Payette River and the main stem of the Payette River under right 65-12733 are below established minimum flow amounts.

SCANNED
AUG 2 9 2023

State of Idaho
Department of Water Resources

Water Right License

Water Right No. 65-24144

7. Point of diversion and place of use are located within Lot 11, Stump Ranch Subdivision.
8. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

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 25th day of August, 2023.

PHILL HUMMER
Water Rights Supervisor

SCANNED
AUG 29 2023

State of Idaho
Department of Water Resources

Attachment to Water Right

65-24144

This map depicts the IRRIGATION 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.



0 400 800 Feet

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

N

SCANNED
AUG 29 2023

Form 42-217 Rev. 6/22

RECEIVED

AUG 10 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.	C116868
Receipted By	KH
Date Receipted	8.10.23

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. 65-24144 Name of Permit Holder(s) Andy + Julie Rad

Telephone No. 208 841 7929 Email andyisrad@gmail.com

Mailing Address 20 Stump Ranch Rd City Garden Valley State ID Zip 83622

2. Source of Water Middle Fork Payette Riv If Ground Water (well), Date Drilled mo. _____ / yr. _____

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

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

Domestic (No. households) _____ Irrigation (No. acres) 0.5 Stockwater (No. and stock type) _____

Other _____

4. Total diversion rate or volume (storage only) for which proof is submitted 0.02 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.)

2 HP Pump, 2" Inlet, ~6' lift, 12 impact Sprinklers
4 pop up sprinklers

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 ⁻ 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: Andy Rad Telephone No. 208 841 7929 Email andyisrad@gmail.com

Mailing Address 20 Stump Ranch Rd City Garden Valley State ID Zip 83642

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.

Andy Rad — Andy Rad owner — 8-8-23

SIGNATURE OF PERMIT HOLDER* PRINTED NAME AND TITLE DATE

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

SCANNED

AUG 29 2023

State of Idaho
Department of Water Resources

Permit to Appropriate Water

No. 65-24144

Priority: June 21, 2022 **Maximum Diversion Rate:** 0.02 CFS

This is to certify that

ANDY RAD 20 STUMP RANCH RD GARDEN VALLEY ID 83622-5108 OR
JULIE RAD 20 STUMP RANCH RD GARDEN VALLEY ID 83622-5108

has applied for a permit to appropriate water from:

Source : MIDDLE FORK PAYETTE RIVER **Tributary:** PAYETTE RIVER

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

Beneficial Use	Period of Use	Rate of Diversion
IRRIGATION	3 /15 to 10/31	0.02 CFS

Location of Point(s) of Diversion
MIDDLE FORK PAYETTE RIVER SW¼ SW¼, Sec. 13, Twp 10N, Rge 04E, B.M. BOISE County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	04E	13											0.5						0.5

Total Acres: 0.5

Conditions of Approval

1. Proof of application of water to beneficial use shall be submitted on or before **September 01, 2023.**
2. Subject to all prior water rights.
3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
4. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
5. The right holder shall contact the watermaster by June 15 each year for authorization to continue diverting and using water. The right holder shall not divert water after June 15 each year unless the watermaster authorizes continued diversion and use of water under this water right. When the watermaster informs the right holder that water is not available to fill this right, the right holder shall cease diversion, shall rent water from the Payette River Rental Pool, or shall otherwise mitigate for the depletion of water caused by this water use. The department may amend the contact date listed in this administrative provision to more closely coincide with the date when water is not available to fill this water right.

SCANNED
AUG 2 9 2023

This map is furnished as an accommodation strictly for the purposes of generally locating the land. It does not represent a survey of the land or imply any representations as to the size, area, or any other facts related to the land shown hereon.

Recorders plat for Stump Ranch

SITUATE IN THE S.W.¼, SECTION 13, T. 10 N., R. 4E., B.M., BOISE COUNTY, IDAHO
~1984~

LINE SCHEDULE

Line	Bearing	Length
L1	N 84°41'49"E	44.44'
L2	N 44°58'42"E	51.00'
L3	N 05°10'49"E	38.59'
L4	N 18°45'25"E	65.80'
L5	S 38°22'23"E	43.86
L6	S 38°22'23"E	91.43
L7	S 20°22'04"W.	42.16
L8	S 72°19'49"W	65.19

CURVE DATA SCHEDULE

Curve	Central ∠	Radius	Length	Tangent	Chord	Chord Brg
C1	17°13'44"	355.00'	106.74'	53.78'	106.35'	S80°45'12"E
C2	04°02'06"	355.00'	25.00'	12.51'	25.00'	N88°36'53"E
C3	25°46'59"	355.00'	159.74'	81.25'	158.40'	N73°42'23"E
C4	32°33'56"	355.00'	201.77'	103.69'	199.07'	N44°31'57"E
C5	19°35'54"	355.00'	121.43	61.31'	120.84'	N18°27'02"E
C6	99°18'35"	355.00'	614.70'	417.20'	540.73'	S 58°15'25"W
C7	100°55'27"	325.00'	572.47'	393.73	501.28'	S 59°06'48"W
C8	113°09'56"	12.86'	25.40'	19.49'	21.47'	N77°14'53"W
C9	9°32'10"	13.05'	21.08'	13.64'	18.86'	N 54°55'10"E
C10	21°28'00"	103.72'	38.86'	19.66'	38.63'	S68°04'45"E
C11	21°28'00"	73.72'	27.62'	13.97'	27.46'	S68°04'45"E
C12	35°01'48"	245.61'	150.16'	77.51'	147.83'	S39°49'51"E
C13	35°01'48"	215.61'	131.82'	68.04'	129.78'	S39°49'51"E
C14	43°51'00"	216.57'	164.49'	86.44'	160.56'	S44°04'27"E
C15	43°51'00"	246.57'	187.27'	98.41	182.80'	S44°04'27"E
C16	55°14'01"	55.31'	56.21'	30.80'	53.82'	S65°55'20"E
C17	31°50'10"	120.58'	66.89'	34.35'	66.03'	S32°10'14"E
C18	34°47'55"	44.75'	27.18'	14.02'	26.76'	S20°58'26"E
C19	83°54'32"	44.75'	18.76'	9.49'	18.54'	S 08°25'48"W
C20	48°12'22"	73.72'	62.02'	32.98'	60.21'	S 51°45'41"E

• BASIS OF BEARINGS •

The Bearing of N. 00°01'00"W., between the S.W. cor. of Section 15, and the S¼ cor. common to Sections 13 & 14, as shown on the G.L.O. Plat approved December 21, 1899, was used as the basis of bearings for this Survey and Plat

• SANITARY RESTRICTION •

Refer to Sheet 2 of 2, Stump Ranch Recorder's Plat for note on sewage and water facilities.

• BUILDING SETBACK REQUIREMENTS •

No building shall be erected within the Rights of-Ways or easements shown on said plat, and/or included in the Recorder's Plat Certificate of the Boise County Recorder.

• WITNESS CORNER REFERENCES •

1. Fence cor. bears N74°02'57"W, 4.67' from True corner
2. ⅝"I.P. bears N.00°01'00"W. 10.00' from True corner
3. 'X' on Rock bears N 16°09'51"W. 5.00' from True corner
4. ⅝"I.P. bears N 05°10'49"E. 10.00' from True corner
5. ½"I.P. bears S.01°24'27"W. 4.36' from True corner
6. ½"I.P. bears N 02°08'09"E 16.67' from True corner
7. ½"I.P. bears N 24° 56'27"W 14.66' from True corner
8. Cor set 1.49' NEly of fnd. bent pin to maintain 25' Roadway easement

• LEGEND •

- ——— Record lot Lines ~ before adjustments
- o Found Monument ~ Not Replaced
- ●● Found Monument ~ Replaced w/ ⅝"I.P., L.S. 874
- • Position not monumented
- ---- Meander line ~ a reference line for the Mean High water line of the Middle Fork of The Payette River, as determined in July, 1984.
- ═══ Private Driveway Easements ~ 20' in Width

• LOT AREAS (Acres) •

1 - 0.38	6 - 0.90	11 - 0.48	16 - 1.32
2 - 0.67	7 - 0.97	12 - 0.96	17 - 1.07
3 - 0.95	8 - 0.87	13 - 0.30	18 - 1.20
4 - 1.30	9 - 0.75	14 - 0.29	19 - 1.20
5 - 1.34	10 - 0.55	15 - 0.37	

Parcel 'A' 0.53

LOT 5 Road Easement Detail ~ NTS

SCALE: 1" = 100'

Potter
LAND SURVEYING
Garden Valley, Idaho 83622

DATE Sept., 1984
Revised 10-21-84

STUMP RANCH
RECORDER'S PLAT

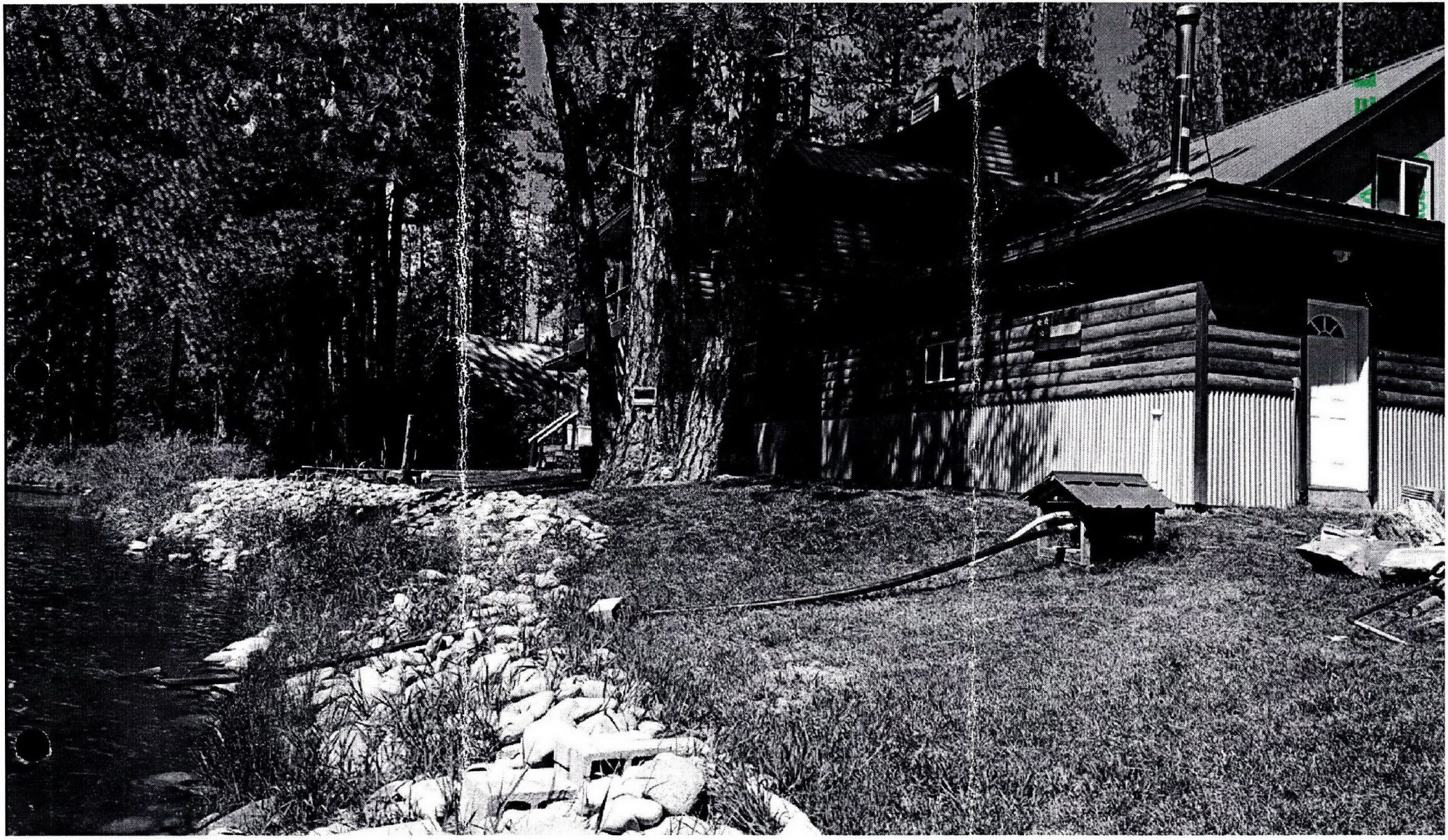
Sheet 1 of 2

INDEX NO. 1041-13-3-0-0

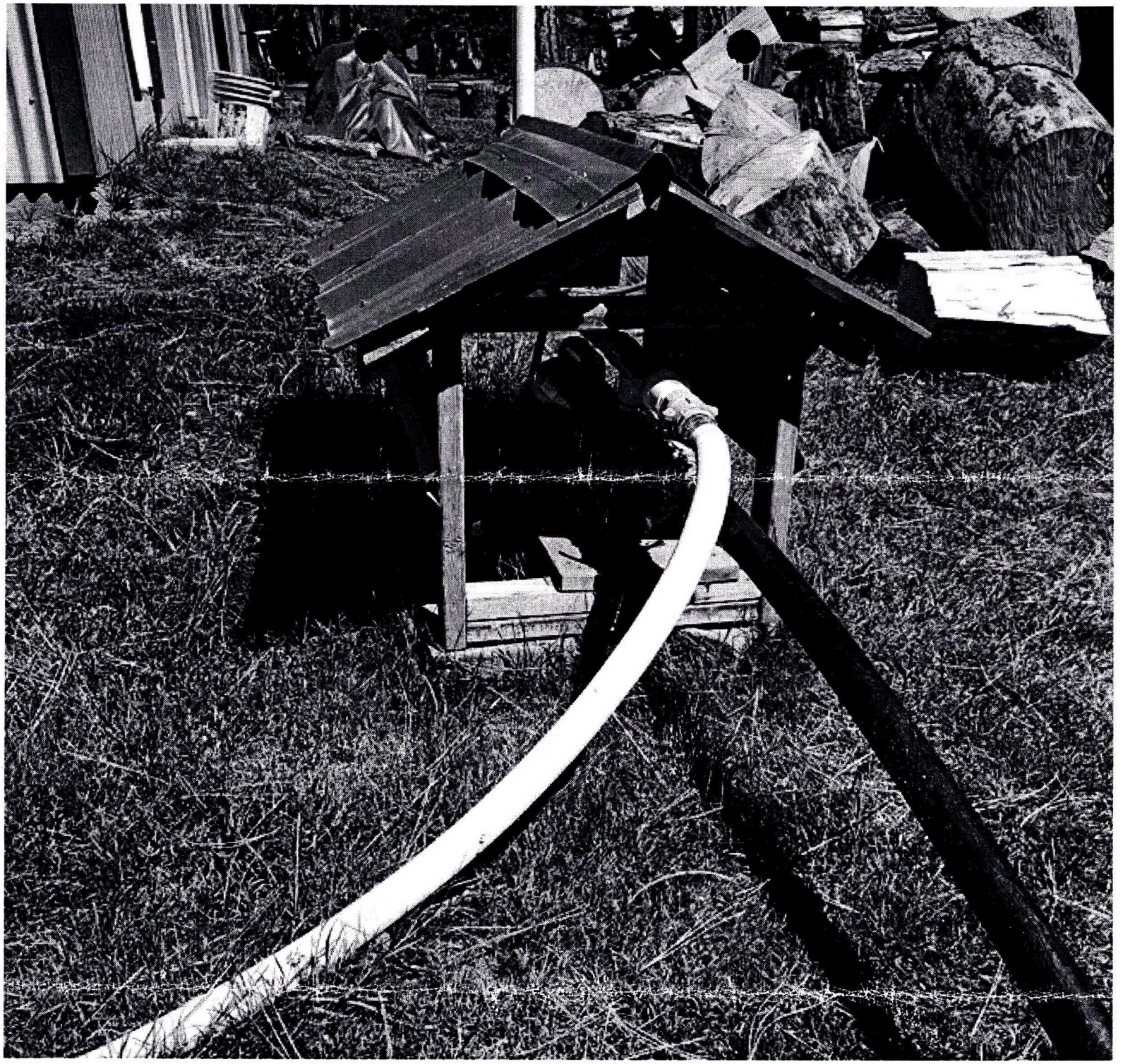
Pump location

Lot #11 To be irrigated

SCANNED AUG 29 2023



Pump on back side of house + Lot
Middle Fork River
Screen Inlet



2 HP Pump

on/off Power switch inside garage

2" Inlet

1 1/2" outlet

SCANNED

AUG 2 9 2023

State of Idaho
Department of Water Resources

Permit to Appropriate Water

No. 65-24144

Priority: June 21, 2022 **Maximum Diversion Rate:** 0.02 CFS

This is to certify that

ANDY RAD 20 STUMP RANCH RD GARDEN VALLEY ID 83622-5108 OR
JULIE RAD 20 STUMP RANCH RD GARDEN VALLEY ID 83622-5108

has applied for a permit to appropriate water from:

Source : MIDDLE FORK PAYETTE RIVER **Tributary:** PAYETTE RIVER

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

Beneficial Use	**Period of Use**	**Rate of Diversion**
IRRIGATION	3 /15 to 10/31	0.02 CFS

Location of Point(s) of Diversion
MIDDLE FORK PAYETTE RIVER SW¼ SW¼, Sec. 13, Twp 10N, Rge 04E, B.M. BOISE County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	04E	13											0.5						0.5

Total Acres: 0.5

Conditions of Approval

1. Proof of application of water to beneficial use shall be submitted on or before **September 01, 2023.**
2. Subject to all prior water rights.
3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
4. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
5. The right holder shall contact the watermaster by June 15 each year for authorization to continue diverting and using water. The right holder shall not divert water after June 15 each year unless the watermaster authorizes continued diversion and use of water under this water right. When the watermaster informs the right holder that water is not available to fill this right, the right holder shall cease diversion, shall rent water from the Payette River Rental Pool, or shall otherwise mitigate for the depletion of water caused by this water use. The department may amend the contact date listed in this administrative provision to more closely coincide with the date when water is not available to fill this water right.

SCANNED
SEP 01 2022

State of Idaho
Department of Water Resources

Permit to Appropriate Water

No. 65-24144

6. Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide the watermaster suitable control of the diversion.

7. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.

8. Water shall not be diverted under this right when flows in the South Fork of the Payette River and the main stem of the Payette River under right 65-12733 are below established minimum flow amounts.

9. Point of diversion and place of use are located within Lot 11, Stump Ranch Subdivision.

10. 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 17th day of August, 2022.

SCOTT STORMS
Water Rights Supervisor

SCANNED
SEP 01 2022

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

65-24144

This map depicts the IRRIGATION 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.



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

0 0.035 0.07 0.14 Miles

SCANNED
SEP 01 2022

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**

August 28, 2023

ANDY RAD
JULIE RAD
20 STUMP RANCH RD
GARDEN VALLEY ID 83622-5108

RE: License No. 65-24144

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) 287-4925.

Sincerely,

Jean Hersley

For
Phill Hummer
Water Rights Supervisor

Enclosure(s)

SCANNED
AUG 2 9 2023

CERTIFICATE OF SERVICE

I hereby certify that on August 28, 2023, I served a true and correct copy of Water Right License No. 65-24144 by U.S. Mail, postage prepaid, to the following:

ANDY RAD (Current Owner)
20 STUMP RANCH RD
GARDEN VALLEY ID 83622-5108

JULIE RAD (Current Owner)
20 STUMP RANCH RD
GARDEN VALLEY ID 83622-5108

WATER DISTRICT #65
NEIL SHIPPY - WD 65 (Watermaster)
102 N MAIN ST
PAYETTE ID 83661-2522

Jean Hersley
Technical Records Specialist 2

SCANNED
AUG 29 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 29 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.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
IN-OFFICE REVIEW/BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Exam Date: 08/15/2023

1. Does this qualify for an in-office field exam (IDAPA 37.03.02.035.01.r)? _X_Y ____N
   a. _X_ Irrigation of 5 acres or less
   b. ____ Storage of up to 14.6 AF for stockwater purposes only
   c. ____ Any use other than irrigation or storage, if the combined diversion rate is 0.24 cfs or less
   d. ____ Other < >

2. Current Owner: **Andy & Julie Rad**
   Owner of Record Correct? _____N
   Address of Record Correct? _____N
   If No Explain:

3. Beneficial Use Fees have been paid: _X_Y ____N Receipt No: C116868

4. Source: **Middle Fork Payette River** Tributary: **Payette River**

   Method of Determination:
   Change in Source: ____Y _X_N

B. OVERLAP REVIEW

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

Water Right No.	Source	Purpose of Use	Basis
65-10412	Ground Water	Domestic	Decreed
65-10575	Payette River	Domestic	Decreed
65-10634	Ground Water	Domestic	Decreed
65-10645	Payette River	Domestic	Decreed
65-10717	Ground Water	Domestic	Decreed
65-10718	Payette River	Domestic	Decreed
65-10768	Ground Water	Domestic	Decreed

Comments:
Several Domestic rights have Overlapping GIS shapes. However, all of the domestic rights place of use (POU) shapes are the entire SWSW quarter-quarter, and a review of the backfiles found that several of the rights have different appurtenant parcels. As the beneficial use for all rights are different than the permitted use, there are no actual overlapping POUs.

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

Water Right No.	Source	Purpose of Use	Basis
NONE	NA	NA	NA

Comments:
There are no rights sharing the permit point of diversion (POD).

C. DIVERSION AND DELIVERY SYSTEM

1. Location of Point(s) of Diversion:

Source	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge.		County
Middle Fork Payette River			SW	SW	13	10N	04E	B.M.	Boise

Method of Determination: GIS and Taxlot data.

Change in POD? ___Y _X_N Amendment Required? ____Y _X_N

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2. Place of Use: IRRIGATION

TWP	RGE	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	04E	13											0.3						
		Lot #																	
																Total Acres =			0.3

Method of Determination: GIS, Google Earth, and Taxlot Data

Change in POU? ____Y _X_N Amendment Required? ____Y _X_N

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

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

_X_ Photo of Diversion and System Attached

3. Diversion Id No.*	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Pump at river	Unknown	2	Unknown	Unknown	Unknown

**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
NONE	NA	NA	NA	NA	NA	NA

2. Measurement Comments: No measurement is required for an in-house exam, but a theoretical calculation and Administrative Memo #17 were used to determine a reasonable rate.

E. FLOW CALCULATIONS ___Additional Computation Sheets Attached

Measured Method: A theoretical calculation based on the pump and lift information provided with the Proof of Beneficial Use submitted by the permit holder, and Administrative Memo #17

Q = 2 Hp(8.8)(0.80 efficiency)/(6 ft of lift) + (2.31)*(40 pressure psi) = 0.14cfs

Theoretical calculation = 0.14cfs
Permit allowed = 0.02cfs
Recommendation= 0.01cfs

Comments: Water is diverted with a 2 Hp pump with a 2" inlet in the Middle Fork Payette River and a 1 ½ " outlet with an estimated 6 ft of total lift. A theoretical Calculation was used to determine that the system can exceed the 0.02cfs rate on the permit. The standard rate for the irrigation of up to 5 acres is 0.03cfs per acre, as per Administrative Memo #17. The GIS measured area irrigated within the POU is approximately 0.3 acres. I am recommending 0.01cfs on the license.

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.}$ = (Acres Irrigated) x (Irrigation Requirement) = 0.3 acres x 3.5 AF= 1.1 AF

$V_{D.R.}$ = [Diversion Rate (cfs)] x (Days in Irrigation season) x 1.9835 = 0.01cfs x 244 days x 1.9835= 4.8 AF

V = Smaller of $V_{I.R.}$ and $V_{D.R.}$ = 1.1 AF

Comments:

This permit was issued for irrigation use from a natural steam/river source. According to the IDAPA Beneficial Use Examination Rules 37.03.02.35. 01j.viii a diversion volume is not required for irrigation if water is diverted from a natural flowing stream/river or spring.

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G. PURPOSE OF USE

Irrigation _X_Y ____N # Stock_____ Domestic # of Homes _____

Other: < >

Change in Purpose of Use? ____Y _X_N

Method of Determination: GIS, Google Earth, and Tax Lot data.

If Yes: From Use _____To Use _____Amount _____CFS _____AFA_____

H. NARRATIVE/REMARKS/COMMENTS

This permit for less than 0.5 acres of irrigation diverting water from the Middle Fork Payette River qualifies for an in-office examination for licensing. After reviewing aerial imagery that actual areas irrigated were difficult to confirm due to tree cover (see figures 1 & 2). However, the applicant submitted 2 photos with the Proof of Beneficial Use showing lawn irrigation between the south side of the home and the river. The system was described in the documentation submitted as a 2 Hp pump with a 2" inlet conveying water through a 1 ½" line to 12 impact sprinklers and 4 popup sprinklers. Indicating a larger area being irrigated than visible in the photos and aerial images available. I left a voicemail and emailed the permit holder on August 15th, 2023, requesting additional photos of the irrigated areas and lockable control device installed, a system diagram, and clarification of the irrigated area. In the email a response was requested within 14 days. On August 18th, 2023, the system diagram (figure 1), photos of the pump, control valve box, and irrigated areas (photos 1-8) were submitted by the permit holder via email. The permit holder stated in the email that he was uncertain what we required for a lockable control device. I emailed back several options that would allow the Watermaster to regulate the allocation of water. The permit holder emailed August 25th, 2023, that a cord plug lockout for the pump cord was ordered and installed near the pump, to allow the Watermaster to administer allocation of water at the diversion (photo 9).

I am recommending the license be issued for a rate of 0.01cfs with conditions R05, R02, 185, 01R, and 103. Condition R67 was replaced with condition X31 at licensing, as the total area irrigated is less than 1 acre. At licensing conditions 01H and 121 were replaced with conditions R02 and 103 respectively, as per current guidance.

Have conditions of permit approval been met? _X_Yes ____No

I. RECOMMENDATIONS

1. Recommended Amounts:

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL VOLUME
IRRIGATION	03/15 TO 10/31	0.01CFS	NA
	Totals:	0.01CFS	

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

Other: < >

J. AUTHENTICATION- Bob Howe- Water Resource Agent

Field Examiner's Bob Howe Date 8/25/23

Reviewer PH Date 8/25/23

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AUG 29 2023

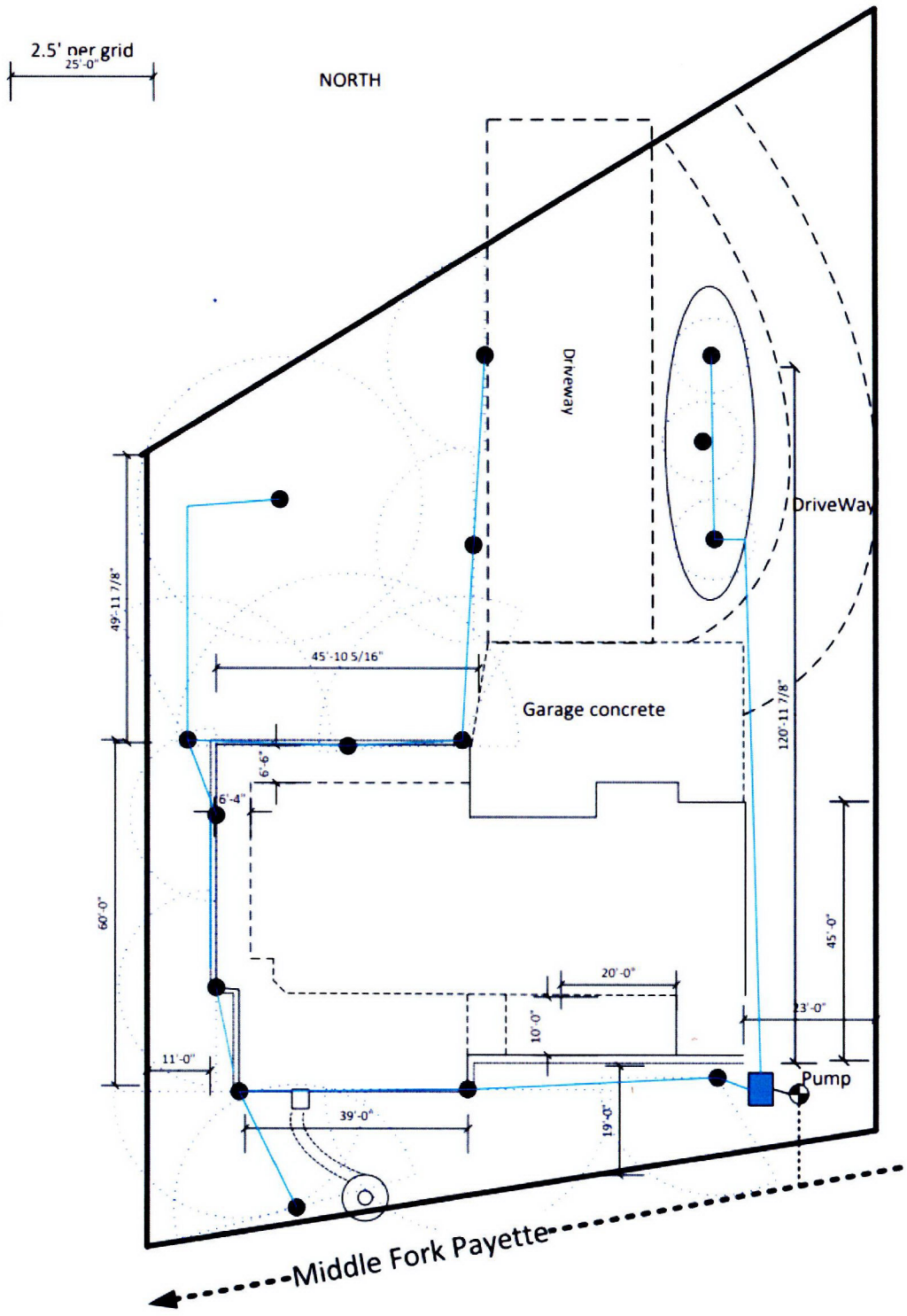


Figure 1- System diagram for sprinkler system. Description in the body of an email from the permit holder identifies the black dots as sprinklers the dotted lines indicate coverage area

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Photos 1 & 2- Standing on the west side looking north (left photo) Standing on the east side looking north (right photo).



Photos 3 & 4- Standing in the south looking west sprinkler stand in the background (left photo). Standing southwest of the house looking east (right photo).



Photos 5 & 6- Standing at the northwest corner of the house looking northeast(left photo). Standing on the front porch looking north (right photo). Sprinkler stands are visible in both photos.

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Photo 7-Standing on the northeast corner of the house looking north.



Photo 8- Control valve box located northwest of the pump.

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Figures 2 & 3- Google Earth 2022 image of the POU (left image). 2021 GIS image of the POU, outlined in blue, and POD, blue point (right image).

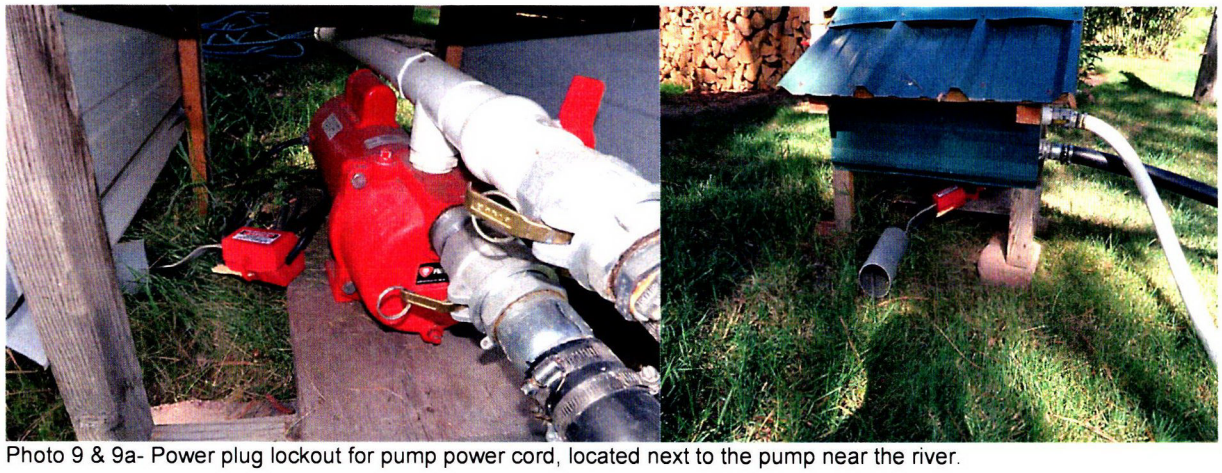


Photo 9 & 9a- Power plug lockout for pump power cord, located next to the pump near the river.

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AUG 2 9 2023

Howe, Bob

From: andyisrad@gmail.com
Sent: Thursday, August 24, 2023 8:25 AM
To: Howe, Bob
Subject: RE: Lockable Controlling Device information-RE: Additional information Requested for In-Office Examination for Permit 65-24144

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Thanks,
I've ordered power cord lock as the plug is next to the pump so it will be accessible from watermaster.
Should be delivered tomorrow.
I'll take a photo of the pump with powercord lock in place next to it.

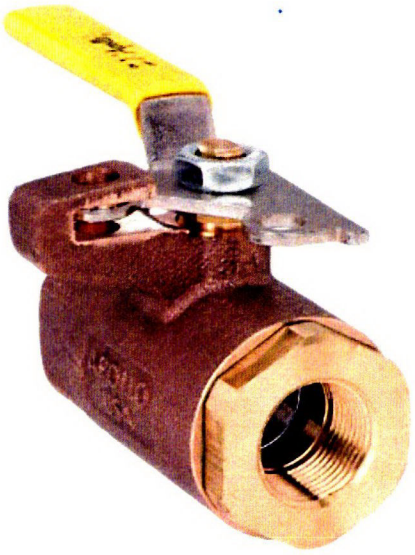
Andy Rad

From: Howe, Bob <Bob.Howe@idwr.idaho.gov>
Sent: Wednesday, August 23, 2023 4:12 PM
To: andyisrad@gmail.com
Subject: Lockable Controlling Device information-RE: Additional information Requested for In-Office Examination for Permit 65-24144

Hi Andy,
Thank you for getting back to so quickly. I apologize, I have been out of the office for a few days.
The photos are very helpful. The lockable controlling device required on your permit is typically a lockable valve on the intake or output line as shown in the images below. A plugin lockout could work if the outlet/plugin can be accessed by the Watermaster. You can get electrical lockout switches as well, but whatever the device is it needs to be accessible for the Watermaster, who regulates the allocation of water for Water District 65. Your Watermaster may have a better idea of more common and affordable options. The Watermaster for Water District 65 is Neil Shippy, his phone number is (208) 287-4840 and his email is neil.waterdistrict65@gmail.com . I hope this information is helpful. Once you confirm you have a lockable device installed all of the conditions of your permit will be met and a license can be issued. Please feel free to reach out with any questions or concerns. Thank you again for your attention in this matter.

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AUG 2 9 2023





Regards,

Bob Howe

IDAHO DEPARTMENT OF
WATER RESOURCES
Bob Howe | Water Resource Agent
322 E Front St, PO Box 83720, Boise, ID 83720
(208) 287-4800 | www.idwr.idaho.gov

From: andyisrad@gmail.com <andyisrad@gmail.com>
Sent: Friday, August 18, 2023 7:33 AM
To: Howe, Bob <Bob.Howe@idwr.idaho.gov>
Cc: andyisrad@gmail.com
Subject: RE: Additional information Requested for In-Office Examination for Permit 65-24144

CAUTION: **This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.**

Bob,
Attached Visio-Lot Drawing Sprinkler –
Black Dots are sprinklers (dashed semicircles are coverage)
Pump lower right
Blue lines are water lines
Blue box (by pump) is manual valve box (5 zones)
Back/south & West, Large NW sprinkler, Front/North, East/propane tank oval

Photos attached of sprinkler zones.

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Lock out box question.
Not sure what your looking for.
The pump switch is inside the garage on separate breaker.
I see numerous residential irrigation pumps along the river without any locking feature, so not sure what your looking for.

Attached is power plug lockout pdf [redacted]ll that do, as the pump is not hard wired, [redacted] plug so it can be stored indoors during the winter?

https://www.amazon.com/Power-Lockout-Industrial-Chemical-Insulated/dp/B0CF5RL8XS/ref=sr_1_6?crid=BALVP6IAYCUX&keywords=power+plug+lock+out&qid=1692364055&sprefix=power+plug+lock+ou%2Caps%2C229&sr=8-6

Completely unrelated question.
This spring my neighbor witness a home up river pumping raw sewage from septic into the river while kayaking.
Early spring and figured it was probably a one off with the high water, saturated ground, etc.
Just heard that UPS driver witness raw sewage being pumped into the river, do not know anymore than that.
Who does one contact to start an investigation?

Andy Rad
208-841-7929

From: Howe, Bob <Bob.Howe@idwr.idaho.gov>
Sent: Tuesday, August 15, 2023 5:06 PM
To: andyisrad@gmail.com
Subject: Additional information Requested for In-Office Examination for Permit 65-24144

Dear Andy & Julie Rad,

The Department received the Proof of Beneficial Use you submitted for permit #65-24144. I am currently reviewing the permit eligibility for an in-office examination for licensing. In-office examination expedites the licensing process by using information and documentation submitted by the permit holder(s) and GIS aerial images to process the examination without the need for a field examination to be scheduled and conducted at a later time. The permit issued provided a scope for the development of future uses. The purpose of the examination is to record the details of the use that has been developed.

After reviewing your Proof of Beneficial Use, there are a several items that need further information or clarification. On the Proof of Beneficial Use, section 6 none of the permit compliance items were acknowledged and no photo was submitted of a lockable controlling device installed as required in condition 7 of your permit. Additionally, no system diagram was included with the Statement of Completion, and current aerial imagery does provide evidence of irrigation within much of the place of use, due to tree cover. On section #5 you described water being delivered to 12 impact sprinklers and 4 pop-up sprinklers. This indicates a larger area of irrigation than visible in imagery (as previously mentioned).

I have attached an aerial image of the permitted place of use as well as a GIS satellite image. The GIS image also outlines the place of use area in blue and the point of diversion (as it appears on the permit). **(1)** Please label to identify and diagram the system for irrigation water use on one of the images, or you may use an image or sketch of your own. Please label the image identifying the point of diversion sprinklers, pump, outline the boundary of the irrigated area(s), and draw in the location of any buried waterlines. Note: the home, paved areas, and driveway should be excluded from the irrigated area(s). **(2)** Please take photos of any items on the system diagram that are accessible, including photos of the irrigated area(s) and sprinklers. We do have the photo of the south side of the home with the pump in view.

(3) Finally, please attach the diagram and photos to an email with any additional details regarding the system and/or diagram.

Please feel free to reach out to me via phone or email with any questions or concerns. I am in the office from 8:30am to 5:00pm MST, Monday-Friday. My phone number is listed below my signature. If we do not receive a response via email or phone within 14 days, further action may be taken by the Department.

Thank you for your time and attention to this matter.

SCANNED
AUG 29 2023

Regards,

Bob Howe

IDAHO DEPARTMENT OF
WATER RESOURCES
Bob Howe | Water Resource Agent
322 E Front St, PO Box 83720, Boise, ID 83720
(208) 287-4800 | www.idwr.idaho.gov

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Beneficial Use Proof Evaluation

Permit Number: 65-24144 Reviewer: AVeibell Review Date: 8/11/2023

Acceptability

1) Is the contact on the request the current permit holder? Yes
2) Does the address of record need to be updated? No
3) Proof Submitted Date: 8/10/2023
4) Proof Due Date: 9/1/2023
5) Days added for weekend due date?
6) Days added for holiday due date?
7) Number of days late: -22
8) Proof received timely? Yes

Analysis

1) Are the water uses correct?
2) Are one of the following items required?
    a. Measuring Device -- No
    b. Lockable Device --No
    c. Fish Screen -- No
3) Are the required items installed? Yes
    a. Measuring Device -- No
    b. Lockable Device --No
    c. Fish Screen -- No
4) Is there a request to waive the required items? No
5) Drilling Permit Number:
6) Is a drilling permit upgrade needed? No
7) Was a well drillers report filed? No
8) Is proof accepted? Yes

Fees

1) Is a licensing exam fee required? Yes
2) Was proof submitted with an exam report from a CWE? No
3) Filing fee due: $50.00
4) Filing fee submitted: $50.00
5) Remaining fee or (refund): $0.00

Receipt IDs

W050433

Comments

Proof deemed acceptable. Gave file to water right agent for in-house license review. Water right agent will enter the proof made date in AdHoc at the time of licensing.

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 30, 2023

ANDY RAD
JULIE RAD
20 STUMP RANCH RD
GARDEN VALLEY ID 83622-5108

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 65-24144

IMPORTANT: A response from you is required to maintain the active status of the referenced water right permit. If no response is received from you, the permit will lapse and your authorization to develop and/or use this water right will be cancelled.

Dear Permit Holder(s):

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 **September 01, 2023**. Please complete and return the enclosed Statement of Completion for Submitting Proof of Beneficial Use (proof) if you have completed the water project authorized by your permit. The proof statement must be accompanied by either the appropriate license examination fee or a field examination report prepared by a certified water right examiner.

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 delayed by a government agency or by litigation that brings title to the water in question, an extension of time may be granted if appropriate documentation is provided at the time of filing. An extension request must be accompanied by a $50.00 filing fee and signed by the appropriate authorized permit holder(s) or authorized representative with a power of attorney.

Either an acceptable proof or an acceptable extension request must be received by this department on or before the above proof due date. If neither is received, the department will send you a lapse notice and the permit will no longer be of any force or effect.

Sincerely,

Water Rights Section

Enclosure(s)

CERTIFIED MAIL
7016 1370 0000 2018 4783
NO

SCANNED
JUL 03 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 17, 2022

ANDY RAD
20 STUMP RANCH RD
GARDEN VALLEY ID 83622-5108

JULIE RAD
20 STUMP RANCH RD
GARDEN VALLEY ID 83622-5108

RE: Permit No. 65-24144

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.

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SEP 01 2022

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,

Scott Storms
Water Rights Supervisor

Enclosure(s)

SCANNED
SEP 01 2022

CERTIFICATE OF SERVICE

I hereby certify that on August 18, 2022, I served a true and correct copy of Permit to Appropriate Water No. 65-24144 by U.S. Mail, postage prepaid, to the following:

ANDY RAD (Current Owner)
20 STUMP RANCH RD
GARDEN VALLEY ID 83622-5108

JULIE RAD (Current Owner)
20 STUMP RANCH RD
GARDEN VALLEY ID 83622-5108

WATER DISTRICT #65
NEIL SHIPPY - WD 65 (Watermaster)
102 N MAIN ST
PAYETTE ID 83661-2522

Scott Storms
Water Rights Supervisor

SCANNED
SEP 01 2022

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.

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SEP 01 2022

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.

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SEP 01 2022

THE IDAHO WORLD

P.O. Box 220
Idaho City, ID 83631
(208) 202-9288

State of Idaho)
)
County of Boise)

Eileen Capson, being duly sworn, deposes and says: that she is the Publisher of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and the State of Idaho; the said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two (2) consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy eight weeks past previous to the first publication of this notice. Such notice was published with the issue beginning with July 6, 2022 and ending with the issue of July 13, 2022.

Eileen L. Capson

State of Idaho)
)
County of Boise)

On this 21 day of July in the year 2022, before me, a notary public, personally appeared Eileen Capson 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.

Shirley A. George

Notary Public for Idaho
Residing at Idaho City, Idaho
Commission Expires 6-27-2023

SHIRLEY A. GEORGE NOTARY PUBLIC Comm. 20751 STATE OF IDAHO

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

65-24144
ANDY RAD
JULIE RAD
20 STUMP RANCH RD
GARDEN VALLEY, ID 83622-5108
Point of Diversion SWSW S13 T10N R04E BOISE County Source MIDDLE FORK PAYETTE RIVER Tributary PAYETTE RIVER
Use: IRRIGATION
3 /15 to 10/31
0.02 CFS
Total Diversion:
0.02 CFS
Date Filed: 05-18-2022
Place Of Use: IRRIGATION T10N R04E S13 SWSW

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 7/25/2022. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director

Published in the Idaho World on 7/6/2022 and 7/13/2022

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State of Idaho
Department of Water Resources
Application for Permit
RECOMMENDATION FORM

RE: Application for Permit No. 65-24144

New Appropriation Applicant's Name:

ANDY RAD
JULIE RAD
20 STUMP RANCH RD
GARDEN VALLEY ID

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Watermaster's Recommendation:

a) _X_ I do not oppose approval of this application.

b) _____ I do not oppose approval of this application if it is conditioned as follows:

c) _____ I oppose approval of this application for the following reasons:

d) _____ Additional comments:

Dated this 30 day of June, 2022

Neil R Skiggs
Watermaster's Signature

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SEP 01 2022

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

July 1, 2022

JERRE COLEMAN
1257 E GLEN MORE CT
HAYDEN LAKE ID 83835-9032

EFFIE CLAYTON
4747-O ALBION WOODS
BOISE ID 83705

HELEN A PETERSON
WILBURN J PETERSON
6915 BRENTWOOD DR
BOISE ID 83709-1921

RE: Application for Permit 65-24144

Dear Interested Parties:

The Idaho Department of Water Resources (IDWR) is notifying you of applications pending that may be of interest to you. You can find a copy of the applications at: https://research.idwr.idaho.gov/apps/waterrights/wrajsearch/wradjsearch.aspx.

If you desire to file a formal protest against approval of the application, a written protest along with the $25 protest fee for each application protested must be received by July 25, 2022. Notice of Protest forms are available on our website, www.idwr.idaho.gov.

Please contact this office if you have any questions. Thank you.

Sincerely,

Jean Hersley
Technical Records Specialist 2

Enclosure(s)

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SEP 01 2022