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NOV 30 2023

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
STATEMENT OF COMPLETION
FOR SUBMITTING PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY

Amt. of Fee \$ 50 -
Receipt No. C117424
Received By KM
Date Received 11.30.23

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. 65-24173 Name of Permit Holder(s) F GENE and Steven P Yundt
Telephone No. 208 462 5679 Email SPYY15@gmail.com
Mailing Address P.O. Box 322 City Garden Valley State ID Zip 83622

2. Source of Water spring 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) 1 Irrigation (No. acres) 2 Stockwater (No. and stock type) 3 horses
Other ____

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

WATER from spring (August thru April) and surface water in draw near spring (April-July) is collected and diverted to a 2500 gal. TANK. Additional water is collected in separate stock tank and used for watering and irrigation.
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 \$ ____ 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: Steve Yundt Telephone No. 208 462 5679 Email SPYY15@gmail.com
Mailing Address P.O. Box 322 City Garden Valley State ID Zip 83622

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.

[Signature]
SIGNATURE OF PERMIT HOLDER*

Steven P. Yundt
PRINTED NAME AND TITLE

11/25/23
DATE

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

State of Idaho
Department of Water Resources
Permit to Appropriate Water
No. 65-24173

Priority: September 16, 2022

Maximum Diversion Rate: 0.08 CFS

This is to certify that

STEVEN P YUNDT PO BOX 322 GARDEN VALLEY ID 83622-0322 AND/OR
E GENE YUNDT PO BOX 322 GARDEN VALLEY ID 83622-0322

has applied for a permit to appropriate water from:

Source : SPRING

Tributary: SOUTH FORK PAYETTE
RIVER

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

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>
IRRIGATION	04/15 to 10/15	0.03 CFS
STOCKWATER	01/01 to 12/31	0.01 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS

Location of Point(s) of Diversion

SPRING L11 (SW¼ SE¼ SW¼), Sec. 6, Twp 08N, Rge 05E, 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	
08N	05E	6												2.1 L11					2.1

Total Acres: 2.1

Place of Use: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	05E	6												X L11					

Place of Use: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	05E	6												X L11					

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JAN 30 2023

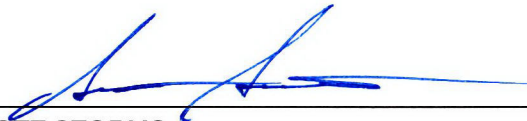
State of Idaho
Department of Water Resources
Permit to Appropriate Water
No. 65-24173

Conditions of Approval

1. Proof of application of water to beneficial use shall be submitted on or before **January 01, 2024**.
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.
6. Domestic use is for 1 home. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.
7. Stockwater use is for 4 horses.
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 30th day of December, 2022.



SCOTT STORMS
Water Rights Supervisor

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JAN 30 2023

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

65-24173

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.

05E



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

0 0.035 0.07 0.14 Miles

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JAN 30 2023

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

65-24173

This map depicts the STOCKWATER 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.

05E



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

0 0.035 0.07 0.14 Miles

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N
JAN 30 2023

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

65-24173

This map depicts the DOMESTIC 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.

05E



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

0 0.035 0.07 0.14 Miles

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SEP 16 2022

Print Single Sided Only

FORM 202 Rev. 09/16

STATE OF IDAHO

Ident. No. 65-24173

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DEPARTMENT OF WATER RESOURCES
WESTERN REGION

DEPARTMENT OF WATER RESOURCES

SEP 15 2022

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) steve and/or gene yundt Phone 208 462 5679
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address PO Box 322 City Garden Valley
 State ID ZIP 83622 Email spyy15@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 spring which is a tributary of SF Payette R
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
8N	5E	6	11	SW	SE	SW	Boise	Spring	

5. Water will be used for the following purposes:
- Amount 0.01 cfs for stock water purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 0.04 cfs for domestic purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 0.03 cfs for irrigation purposes from 4/15 to 10/15 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 1.0 for domestic storage purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) 0.08 cfs cubic feet per second (cfs) and/or (b) 1.0 acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. drain pipe in spring to collect and deliver water to 2500 gal storage tank. 1" pipe to deliver water 300' to house. spring has been covered and is subsurface most of year.
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ 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 _____ inches; proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? _____; drilling firm _____
 well was drilled for (well owner) _____; Drilling Permit No. _____

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NOV 10 2022

Received by KM Date 9.15.22 Time 12:00 Preliminary check by JA
 Fee \$ 100 Received by KM Receipt No. 2114011 Date 9/20/22

For Department Use

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in kW. _____
- Stockwatering; list number and kind of livestock. 4 horses
- Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
- Domestic; show number of households 1
- Other; describe fully. this application replaces application 65-23837 which was returned incomplete.

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
8N	5E	6												5					5
8N	5E	6												D					
8N	5E	6												S					

Total number of acres to be irrigated: 5

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? _____

11. a. Who owns the property at the point of diversion? Steve and Gene Yundt

b. Who owns the land to be irrigated or place of use? Steve and Gene Yundt

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. This spring provides water for domestic use. Water right 65-12495 provides geothermal hot water for heating the home and limited sprinkler irrigation from June through September.

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 P. Yundt
 Print Name (and title, if applicable)

 Signature of Applicant

 Print Name (and title, if applicable)



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NOV 10 2022

Spring
Pond

House

Irrigation
Area

Beneficial Use Proof Evaluation

Permit Number: 65-24173 Reviewer: AVeibell Review Date: 12/5/2023

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: 11/30/2023
- 4) Proof Due Date: 1/1/2024
- 5) Days added for weekend due date? 0
- 6) Days added for holiday due date? 1
- 7) Number of days late: -33
- 8) Proof received timely? Yes

Analysis

- 1) Are the water uses correct? Yes
- 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

C114011

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 Mathew Weaver

October 31, 2023

E GENE YUNDT
STEVEN P YUNDT
PO BOX 322
GARDEN VALLEY ID 83622-0322

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 65-24173

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 **January 01, 2024**. 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,

Amanda Veibell
Technical Records Specialist

Enclosure(s)



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

December 30, 2022

E GENE YUNDT & STEVEN P YUNDT
PO BOX 322
GARDEN VALLEY ID 83622-0322

RE: Permit No. 65-24173

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.

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

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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,



for Scott Storms
Water Rights Supervisor

Enclosure(s)

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JAN 30 2023

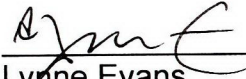
CERTIFICATE OF SERVICE

I hereby certify that on December 30, 2022, I served a true and correct copy of Permit to Appropriate Water No. 65-24173 by U.S. Mail, postage prepaid, to the following:

E GENE YUNDT (Current Owner)
PO BOX 322
GARDEN VALLEY ID 83622-0322

STEVEN P YUNDT (Current Owner)
PO BOX 322
GARDEN VALLEY ID 83622-0322

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



Lynne Evans
Administrative Assistant I

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JAN 30 2023

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was held)

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

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the hearing officer within fourteen (14) days of the service date of the order as shown on the certificate of service. **Note: the petition must be received by the Department within this fourteen (14) day period.** The hearing officer 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 to the Director. Otherwise, this preliminary order will become a final order of the agency.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have fourteen (14) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Director. The Director retains the right to review the preliminary order on his own motion.

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

All exceptions, briefs, request 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 Rules of Procedure 302 and 303.

FINAL ORDER

The Department 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.

REVIEW CHECKLIST -- APPLICATION FOR PERMITApplication # 65-24173 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) Government Lots
- ☒ Period of use * P/D
- ☒ Nature of use (list details in app. item 8 if non-irrigation) P/U
- ☒ Municipal Checklist
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water * tributary, county &/or irrigation
- ☒ P/U season corrected per dept. standards
- ☒ Map (show T, R, Sect, POD & POU) w/o amended appl. per AP Memo #9
- ☒ Signature (need title of signatory if applicable)
- ☒ Correct fee paid
- ☒ 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

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 <u>application</u> 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 # 65 ✓
- ☐ ☒ 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 12/5/22

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 _____
- ☒ ☐ POU overlap – briefly explain 65-21412495 provides heating and limited domestic
- ☐ ☒ 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

MEMORANDUM

December 30, 2022

Water Permit: 65-24173

Author: SStorms

Subject: Clarification Comment

Original application requested 1.0 af of domestic storage for a 2500 gallon storage tank. At 0.04 cfs, the diversion would be capable of filling 25,852 gallons within a 24 hour period, therefore a storage component was not necessary and was dropped from the application. The application also originally requested 5 acres of irrigation, however the outlined area on the map only totaled 2.1 acres. After confirming with the applicant that only the outlined area would be irrigated, the irrigation acres were reduced to 2.1 on the approval.

SCANNED

JAN 30 2023

Storms, Scott

From: Steve Yundt <spyy15@gmail.com>
Sent: Thursday, December 29, 2022 3:34 PM
To: Storms, Scott
Subject: Re: Water Right Permit 65-24173
Attachments: image002.png

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.

The area outlined contains the area to be irrigated. Thanks for asking.

On Wed, Dec 28, 2022, 4:06 PM Storms, Scott <Scott.Storms@idwr.idaho.gov> wrote:

Dear Steve and Gene,

I am reviewing your water right permit for final approval and I have one quick question. On the application you applied for 5 acres of irrigation, however the area outlined on the provided map equals about 2.1 acres. Do you intend to irrigate more area than outlined on the map, or will the irrigated area be more like the 2.1 acres outlined on the provided map? I have attached a copy of your provided map and the draft approval map for your reference.



Scott Storms

Water Rights Supervisor

IDWR Western Region

 208-334-2190

 scott.storms@idwr.idaho.gov

2735 W Airport Way Boise, ID 83705

SCANNED

JAN 30 2023

THE IDAHO WORLD

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

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 Nov. 16, 2022 and ending with the issue of Nov. 23, 2022.

Eileen K. Capson

State of Idaho)
County of Boise)

On this 8th day of December 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.

Kristi Coffelt

Notary Public for Idaho
Residing at Idaho City, Idaho
Commission Expires 6/14/2027

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

65-24173
STEVEN P YUNDT
E GENE YUNDT
PO BOX 322
GARDEN VALLEY, ID 83622-0322
Point of Diversion L11
(SWSEW) S6 T08N R05E BOISE County
Source SPRING Tributary PAYETTE RIVER
Use: STOCKWATER
01/01 to 12/31
0.01 CFS
Use: DOMESTIC
01/01 to 12/31
0.04 CFS
Use: DOMESTIC STORAGE
01/01 to 12/31
1 AF
Use: IRRIGATION
04/15 to 10/15
0.03 CFS
Total Diversion: 0.08 CFS
Date Filed: 09-16-2022
Place Of Use: DOMESTIC, IR-

RIGATION, STOCKWATER
T08N R05E S6 L11 (SESW)
Total Acres: 5

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/WRAApplicationResults/>. 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 12/5/2022. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director

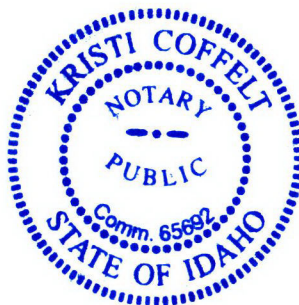
Published in the Idaho World on 11/16/2022 and 11/23/2022.

RECEIVED

DEC 12 2022

WATER RESOURCES
WESTERN REGION

OK
LB
12/13/22



SCANNED

IAN 30 2022

RECEIVED

SEP 10 2022

WATER RESOURCES
WESTERN REGION

State of Idaho

Department of Water Resources

Application for Permit

RECOMMENDATION FORM

RE: Application for Permit No. 65-24173

New Appropriation Applicant's
Name:

STEVEN P YUNDT
E GENE YUNDT
PO BOX 322
GARDEN VALLEY, ID 83622-0322

Watermaster's Recommendation:

- a) ☒ 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:

SCANNED

JAN 30 2023

Dated this 10th day November, 2022

Neil K Shipp

Watermaster's Signature

SCANNED

JAN 30 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

November 10, 2022

STEVEN P YUNDT
E GENE YUNDT
PO BOX 322
GARDEN VALLEY, ID 83622-0322

RE: Application for Permit No. 65-24173

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 IDAHO WORLD on 11/16/2022 and 11/23/2022. 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

NOV 10 2022

Evans, Lynne

From: Evans, Lynne
Sent: Thursday, November 10, 2022 8:41 AM
To: Idaho World Editor
Subject: Application for Permit No. 65-24173
Attachments: Legal Notice.docx

Please publish the enclosed legal notice in the Idaho World 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 12/5/2022. 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

NOV 10 2022

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

65-24173

STEVEN P YUNDT

E GENE YUNDT

PO BOX 322

GARDEN VALLEY, ID 83622-0322

Point of Diversion L11 (SWSESW) S6 T08N R05E BOISE County

Source SPRING Tributary PAYETTE RIVER

Use: STOCKWATER

01/01 to 12/31

0.01 CFS

Use: DOMESTIC

01/01 to 12/31

0.04 CFS

Use: DOMESTIC STORAGE

01/01 to 12/31

1 AF

Use: IRRIGATION

04/15 to 10/15

0.03 CFS

Total Diversion: 0.08 CFS

Date Filed: 09-16-2022

Place Of Use: DOMESTIC, IRRIGATION, STOCKWATER

T08N R05E S6 L11 (SESW)

Total Acres: 5

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/WRAApplicationResults/>. 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 12/5/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

11/23/2022

Published on 11/16/2022 and

SCANNED

NOV 10 2022

Evans, Lynne

From: Evans, Lynne
Sent: Thursday, November 10, 2022 8:42 AM
To: 'neil.waterdistrict65@gmail.com'
Subject: Applications for Permit of 65-24173, 65-24160
Attachments: 65-24173 WD.docx; 65-24160 WD.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right applications. You can find a copy of the applications at: <https://research.idwr.idaho.gov/apps/waterrights/wrajsearch/wradjsearch.aspx>. Please review the applications, then complete the enclosed recommendation forms and return them to this office by December 5, 2022.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an untested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation by December 5, 2022, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

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

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

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

RE: Application for Permit No. 65-24173

New Appropriation Applicant's
Name:

STEVEN P YUNDT
E GENE YUNDT
PO BOX 322
GARDEN VALLEY, ID 83622-0322

Watermaster's Recommendation:

- a) _____ 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 _____ day of _____.

Watermaster's Signature

SCANNED

NOV 10 2022