

RECEIVED
FORM 202 Rev. 09/16
MAR 17 2021

Print Single Sided Only

STATE OF IDAHO 84792
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. 92-11117

IDWR / NORTH

1. Name of applicant(s) JOHN and/or JULIE POLLARD Phone 208-661-7706
Name connector (check one): ☐ and ☐ or ☒ and/or
Mailing address PO BOX 577 City ST MARIES
State ID ZIP 83861 Email JOP@SM-EMAIL.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 UNNAMED STREAM which is a tributary of ST JOE RIVER
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
46N	03W	13			NE	NW	BENEWAH	UNNAMED STREAM	(intermittent stream)

5. Water will be used for the following purposes:
- Amount 0.6 AF for Fire Protection Storage purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)
- Amount 6.0 AF for Irrigation Storage purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)
- Amount 6.0 AF for Irrigation From Storage purposes from 3/15 to 10/31 (both dates inclusive)
(cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) _____ cubic feet per second (cfs) and/or (b) 6.6 acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. In-stream pond; outflow from pond will be developed by either a culvert or fabric/rock lined outflow channel.
- b. Height of storage dam 10 feet; active reservoir capacity _____ acre-feet; total reservoir capacity 0.4 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. _____.

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
Fee \$ 100.00 Receipted by tk Receipt No. N036806 Date 3-17-21

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. _____
 - Municipal; must complete and attach the Municipal Water Right Application Checklist.
 - Domestic; show number of households _____
 - Other; describe fully. IRRIGATION STORAGE, IRRIGATION FROM STORAGE, AND FIRE PROTECTION STORAGE POND
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.

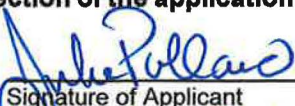
TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
46N	03W	13					F												storage
46N	03W	13					2												2

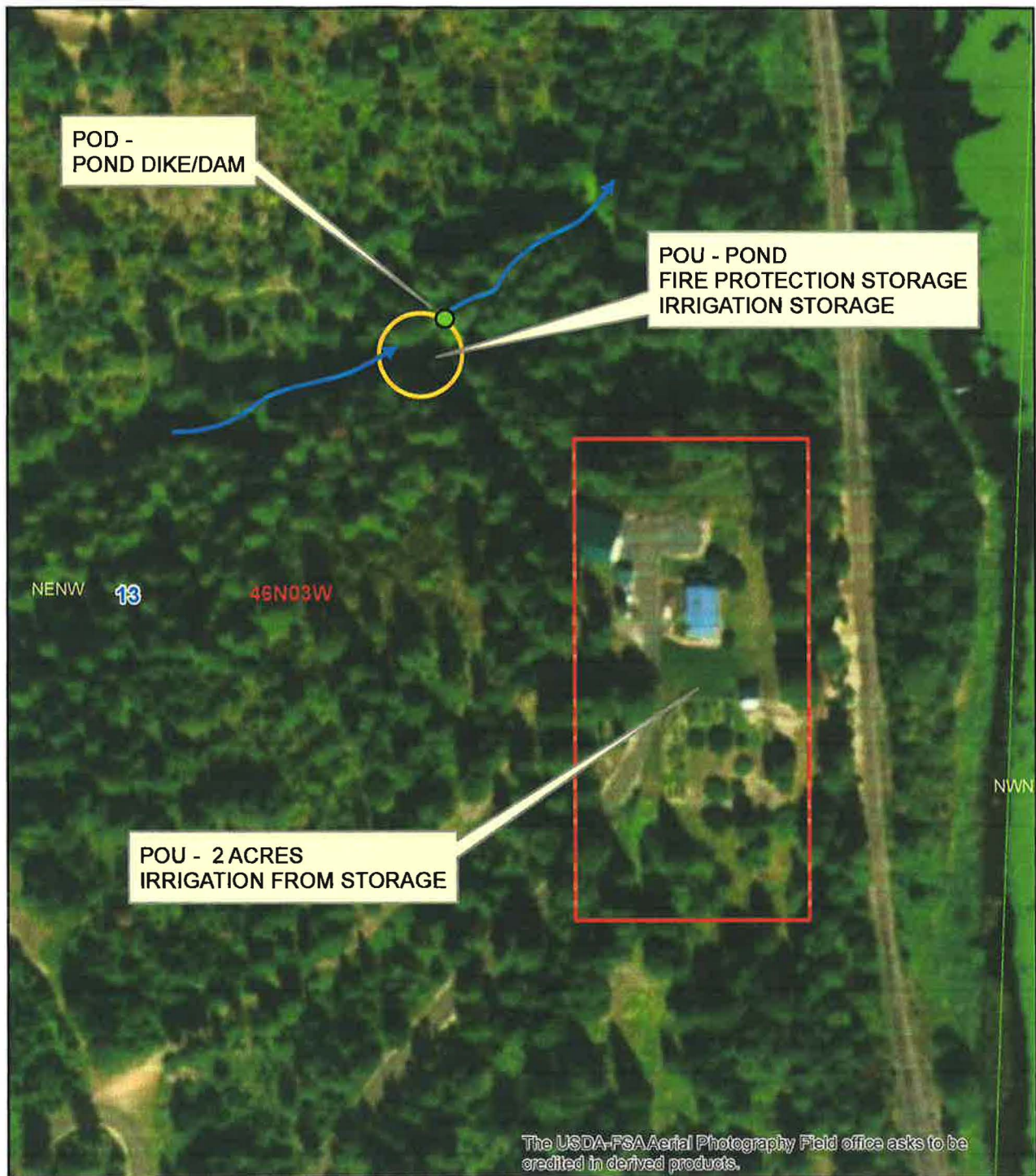
Total number of acres to be irrigated: 2

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? 92-10291 USES A GROUNDWATER WELL FOR DOMESTIC PURPOSES INCLUDING 1/2 ACRE IRRIGATION FOR LAWN, GARDEN, AND ORCHARD TREES.
11. a. Who owns the property at the point of diversion? APPLICANT
- b. Who owns the land to be irrigated or place of use? APPLICANT
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. A WATER STORAGE POND IS PROPOSED, WITH PRIMARY PURPOSE BEING FIRE SUPPRESSION STORAGE. ADDITIONAL USE WITH BE FOR IRRIGATION STORAGE AND FROM STORAGE USE TO WATER 2.0 ACRES ON THE PROPERTY. POND ESTIMATED TO BE 0.1 ACRES OR LESS IN SIZE (DIKE 10 FEET X 30 FEET, POND 10 FEET X 50 FEET).
13. Time required for completion of works and application of water to proposed beneficial use is 5 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
John O. Pollard
 Print Name (and title, if applicable)


 Signature of Applicant
Julie Pollard
 Print Name (and title, if applicable)



Legend

-  Protected
-  Parcels
-  Township/Range
-  Sections
-  QQ

0 0.0125 0.025 0.05 Miles



Total Storage Calculations

FILE NUMBER	POLLARD APPLICA
REVIEWER	LUKE RATES
DATE	8/19/2011

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total seepage, evaporation and fill capacity required for a pond.

User Input
Calculated value
Formula Explanations

Print Page to PDF

Surface Area (AC.)	0.1	"Surface Area" is automatically carried over from the "Seepage Loss" sheet.
Average Pond Depth (FT.)	4	"Average Pond Depth" depicts the actual depth of the pond either measured or estimated. Note: If you know the maximum depth and not the average depth, the Field Examiner's Handbook suggests multiplying the maximum depth by 0.4 to get the average depth, or you can use any method that seems reasonable to attain average depth.
Pond Capacity (AF)	0.4	Pond Capacity is calculated by multiplying the Pond Surface Area by the Average Pond Depth. If you know the capacity, divide the capacity by surface area and enter the average pond depth in the space above. <i>Note: If pond capacity is determined using a method shown on the "Pond Capacity" sheet, the user may need to modify the value of "Pond Capacity" (cell B9) manually. Note that if the value is modified manually, the formula will be altered for future use.</i>
Multiple Fill Volume Above Initial Fill to Fulfill From Storage Needs- "Multiple Fills" (AF)	6	The "Multiple Fill Volume Above Initial Fill" is the acre-feet of water required to meet a <i>from storage</i> component. If the <i>from storage</i> component exceeds a one time fill. This section should not include the amount of water needed to fill the pond initially or the amount of water needed to maintain the pond level due to evaporation or seepage. For example: if a pond has a capacity of 5 acre feet and 2.5 acre feet of seepage and evaporation, but the pond is used for irrigation that requires 10 acre feet of from storage for the irrigation use, then you would insert 5 acre feet into this location (10 acre feet needed - 5 acre feet from the initial fill = 5 acre feet of additional storage needed). <i>Note: You must have a "From Storage" component exceeding the initial fill on the permit to include a volume in this space.</i>
Estimated Seepage Loss (AF)	0.1	The "Estimated Seepage Loss" is automatically carried over from the "Seepage Loss" sheet.
Estimated Evaporation Loss (AF)	0.1	The "Estimated Evaporation Loss" is automatically carried over from the "Evaporation Loss" sheet.
Total Volume Required (AF)	6.6	The "Total Volume Required" is calculated by adding the Pond Capacity, Multiple Fills, Seepage Loss, and Evaporation Loss amounts to determine the total amount of storage required.



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN Region • 7600 N MINERAL DR STE 100 • COEUR D ALENE, ID 83815-7763
Phone: (208)762-2800 • Fax: (208)769-2819 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

March 22, 2021

JOHN POLLARD
JULIE POLLARD
PO BOX 577
ST MARIES, ID 83861-0577

RE: Application for Permit No. 92-11117

Dear Applicants:

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 ST MARIES GAZETTE RECORD on 4/7/2021 and 4/14/2021. 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,

A handwritten signature in blue ink that reads "Tammy Alleman".

Tammy Alleman
Administrative Assistant

Alleman, Tammy

From: Alleman, Tammy
Sent: Monday, March 22, 2021 3:34 PM
To: 'Horsmon,Merritt'; 'Chantilly.Higbee@deq.idaho.gov'; 'Anna.Moody@deq.idaho.gov'; Skoro, Emily; Golden, Kala
Subject: Request for Comments for WR#92-11117

Dear Interested Agencies:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced Water Right Permit application. You can find copies of the application at: <http://www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of the application(s), you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication. The deadline for comments on the applications is April 26, 2021.

Please contact the Northern Region Office at (208) 762-2800 if you have any questions regarding the Permit application.

Thank you,

Tammy

*Tammy Alleman
Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone: (208) 762-2800
Fax (208) 762-2819*

Alleman, Tammy

From: Alleman, Tammy
Sent: Monday, March 22, 2021 3:21 PM
To: 'jamie@smgazette.com'
Subject: Legal Notice
Attachments: Legal Notice 92-11116 & 92-11117.docx

Please publish the enclosed legal notice in the **St. Maries Gazette Record** on the dates indicated **April 7th & April 14th, 2021** (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately. Please send a proof once you have the article ready for print for our review.

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 **April 26, 2021**. Your cooperation is appreciated.

Thank you,

Tammy

*Tammy Alleman
Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone: (208) 762-2800
Fax (208) 762-2819*

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

92-11116

EMERALD CREEK GARNET LTD

PO BOX 190

FERNWOOD, ID 83830-0190

Point of Diversion NWNE

S16 T43N R01E

BENEWAH County

Source GROUND WATER

Point of Diversion SWNE

S16 T43N R01E

BENEWAH County

Source GROUND WATER

Use: MINING FROM STORAGE

01/01 to 12/31 88.4 AF

Use: MINING STORAGE

01/01 to 12/31 89.5 AF

Total Diversion: 89.5 AF

Date Filed: 03-16-2021

Place Of Use: MINING FROM STORAGE, MINING STORAGE

T43N R01E S16

NWNE,SWNE

92-11117

JOHN POLLARD

JULIE POLLARD

PO BOX 577

ST MARIES, ID 83861-0577

Point of Diversion NENW

S13 T46N R03W

BENEWAH County

Source UNNAMED STREAM

Tributary ST JOE RIVER

Use: FIRE PROTECTION STORAGE

01/01 to 12/31 0.6 AF

Use: IRRIGATION STORAGE

01/01 to 12/31 6 AF

Use: IRRIGATION FROM STORAGE

03/15 to 10/31 6 AF

Total Diversion: 6.6 AF

Date Filed: 03-17-2021

Place Of Use: FIRE PROTECTION STORAGE, IRRIGATION FROM STORAGE, IRRIGATION STORAGE

T46N R03W S13 NENW

Total Acres: 2

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Northern office at (208)762-2800; 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, Northern Region, 7600 N MINERAL DR STE 100, COEUR D'ALENE ID 83815-7763 together with a protest fee of \$25.00 for each application on or before 4/26/2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 4/7/2021 and 4/14/2021

Bates, Luke

From: John Pollard <13222jop@gmail.com>
Sent: Wednesday, March 17, 2021 6:46 PM
To: Bates, Luke
Subject: Address

Luke, John Pollard here. I mailed our application in the other day, thanks. Please change my email address of record to 13222jop@gmail.com, my jop@sm-email.com has issues.

Thanks

Sent from my iPad

From: John Pollard juanpollaro@gmail.com
Subject: Fwd: Water Rights Application - Pollard
Date: Mar 10, 2021 at 8:33:56 AM
To: John Pollard jop@sm-email.com

Sent from my iPad

Begin forwarded message:

From: "Bates, Luke" <Luke.Bates@idwr.idaho.gov>
Date: March 10, 2021 at 8:22:53 AM PST
To: Smemail <jop@sm-email.com>
Subject: Water Rights Application - Pollard

Thanks John,

Please see the attached revision. I adapted several steps to conform to department standards. With regard to the application, we try to keep it somewhat generic so as to allow flexibility in developing the application.

I did change the legal description in step 9 (POU); the way the columns work are from 40 acre tract identifier (large box), and smaller 10 acre tract identifier (small box) nested underneath. So for your initial round, you had entered all under the NWNE (small box of big box), whereas it should read NENW (small box of big box).

I also changed step 13 to read 5 years versus the 1 year you entered. You may always submit a statement of completion early once the project is developed, and the extra time affords you flexibility in the event of unforeseen complications, economic down turn, etc.. 5 years is the max development period for a permit. This is your application, so if you would like to change it back to a lower value I leave that to your election.

Please do call if you want to discuss the forms. When it comes time to submit, your application falls in the \$100.00 fee scale. Please ensure the following are mailed in to IDWR:

- 1) 2 page application (single page print) with wet ink signatures from both applicants

- 2) Application map
- 3) Pond analysis sheet

Thank you,
Luke Bates
Water Resource Agent - IDWR
P: (208) 762-2800
Luke.bates@idwr.idaho.gov

From: Smemail [<mailto:jop@sm-email.com>]
Sent: Wednesday, March 10, 2021 8:07 AM
To: Bates, Luke <Luke.Bates@idwr.idaho.gov>
Subject: Re: Water Rights Application - Pollard

Good morning Luke. Thanks for very quick reply. Answers are as follows:

- 1) yes, the pond will be in stream
- 2) outflow from pond will either be through a culvert(18" CMP) or a fabric/rock lined outflow channel.
- 3) I've determined 2 possible sites in our property. If site indicated on map (lower site) is developed, primary use will be water storage for fire suppression if needed, secondary use will be irrigation of lawn, garden and orchard, about 2 acres. This is because there isn't enough elevations change from pond to use site and a pump would be required. If the second site, which is further upstream is developed, there is enough elevations loss that I believe a pump will not be needed. I would then uses this pond more for irrigation.
- 4) we would be irrigating approximately 2 acres. Pond would have a surface area of less than .1 acre 30' x50'/43,560 sq. ft per acre = .034 acre).
- 5) 38 is for the approximately 38 acres of timbered/home site acres the pond would provide water for fire suppression.

Hope that adequately answers your questions. Sorry I wasn't clearer or misinterpreted the questions.

Thanks again.

Sent from my iPad

On Mar 10, 2021, at 7:10 AM, Bates, Luke <Luke.Bates@idwr.idaho.gov> wrote:

Good morning Mr. Pollard,

After initial review, I want to clarify a couple of things;

- 1) Is the pond an "in-stream" pond? I believe it is, but want to ensure there is not a diversion to storage (pond) requirement.
- 2) If it is an instream pond, what mechanism will be used to allow flow through to continue down-stream (understanding it is an intermittent stream that goes to ground in summer months).
- 3) All used intended to be "from storage pond" uses, do you intent to use water for domestic purposes i.e. service connection to the home?
- 4) Irrigation storage & irrigation from storage for 2 acres.
- 5) What is the "38" identify in step No.9?

Once I get this feedback, I can better recommend revisions for your application.

Thank you,

Luke Bates

Water Resource Agent - IDWR

P: (208) 762-2800

Luke.bates@idwr.idaho.gov

From: jop@sm-email.com [<mailto:jop@sm-email.com>]

Sent: Tuesday, March 9, 2021 4:33 PM

To: Bates, Luke <Luke.Bates@idwr.idaho.gov>

Subject: Water Rights Application - Pollard

Luke, attached is a draft of our permit. I'm sure things will need to be tweaked/corrected but hopefully its an OK start.

Thanks

John Pollard [208-661-7706](tel:208-661-7706)



This email has been checked for viruses by Avast antivirus software.
www.avast.com

pdf

JOHN POL...-permit.pdf

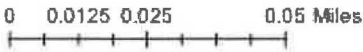
1 MB





Legend

- Protected
Parcels
- Township/Range
- Sections
- QQ



W

Pollard pon...sheet.docx
310 KB