

RECEIVED

FORM 202 Rev. 03/15

WATER RESOURCES
WESTERN REGION

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

Ident. No.

65-23967

1. Name of applicant(s) H.O.T. 2 LLLP Phone 208-841-8512
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 2701 Pine Ave City Meridian
 State ID ZIP 83642 Email orville@scentsy.com
2. Name of representative, if any SPF Water Engineering Phone 208-383-4140
 Mailing address 300 E Mallard Dr, Ste 350 City Boise
 State ID ZIP 83706 Email lgraves@spfwater.com
- 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 Payette Lake which is a tributary of North Fork, Payette River
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
19N	3E	32	2		NW	SE	Valley	Payette Lake	
					NE				

5. Water will be used for the following purposes:
- Amount 0.02 for Domestic purposes from 4/15 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)
- Amount _____ for _____ purposes from _____ to _____ (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) 0.02 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. Pump, pvc pipe, sprinklers
- 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. _____

For Department Use

Received by LE Date 07/13/2020 Time 10:15AM Preliminary check by AK
 Fee \$ 160 Received by LE Receipt No. W048501 Date 07/13/2020

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 Lawn/garden/landscape areas (1/2-acre or less) associated with one home
 - Other; describe fully. _____

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	
19N	3E	32																	

Total number of acres to be irrigated: _____

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? Ground water well used for internal/potable domestic uses

11. a. Who owns the property at the point of diversion? State of Idaho
- 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: Applicant will obtain an encroachment permit from Department of Lands upon permit approval.

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Place of use is also known as Lot 1, Block 22, State Subdivision - Southwest Payette Cottage Sites.

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.

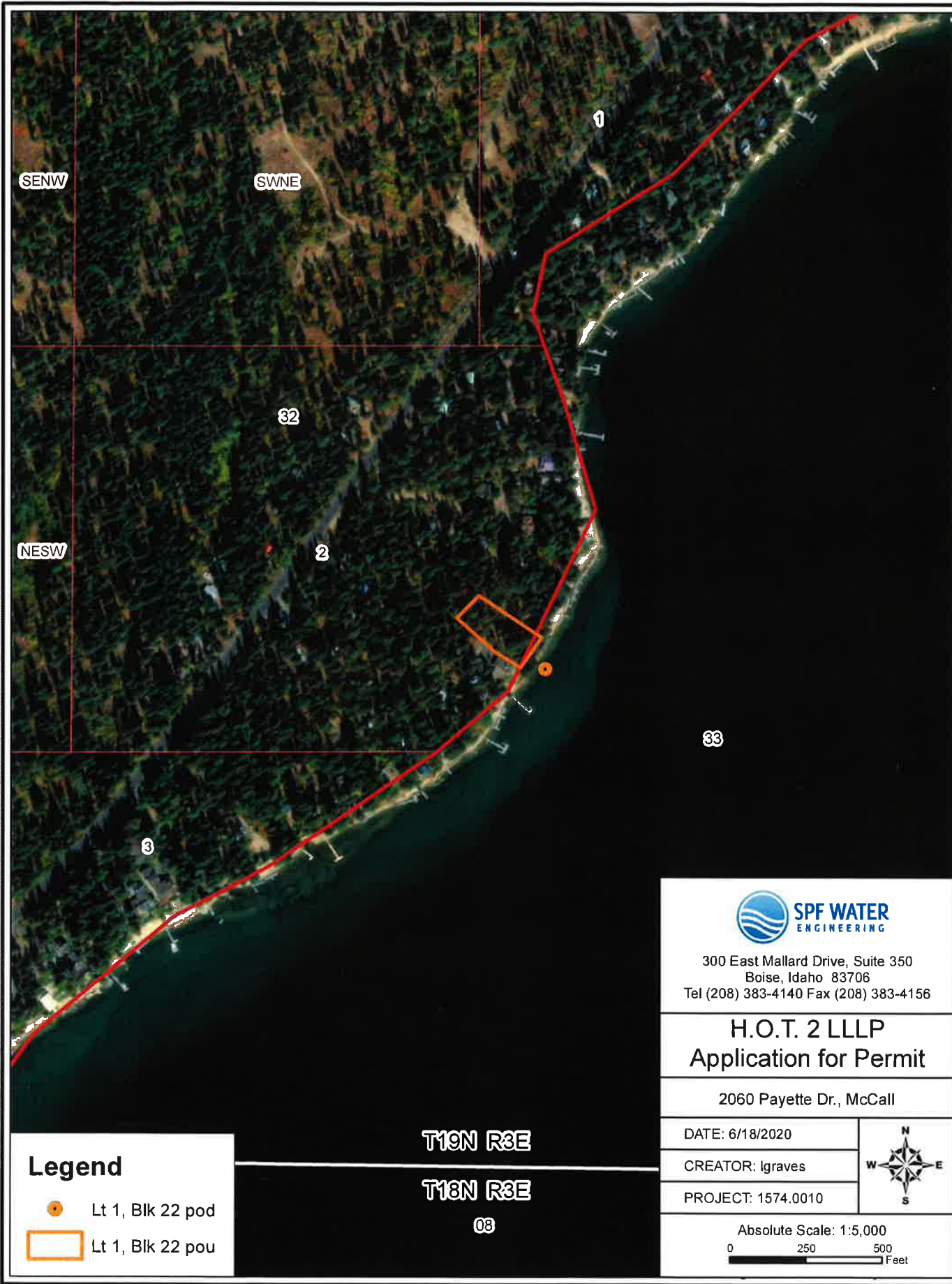
Signature of Applicant

Orville Thompson

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)



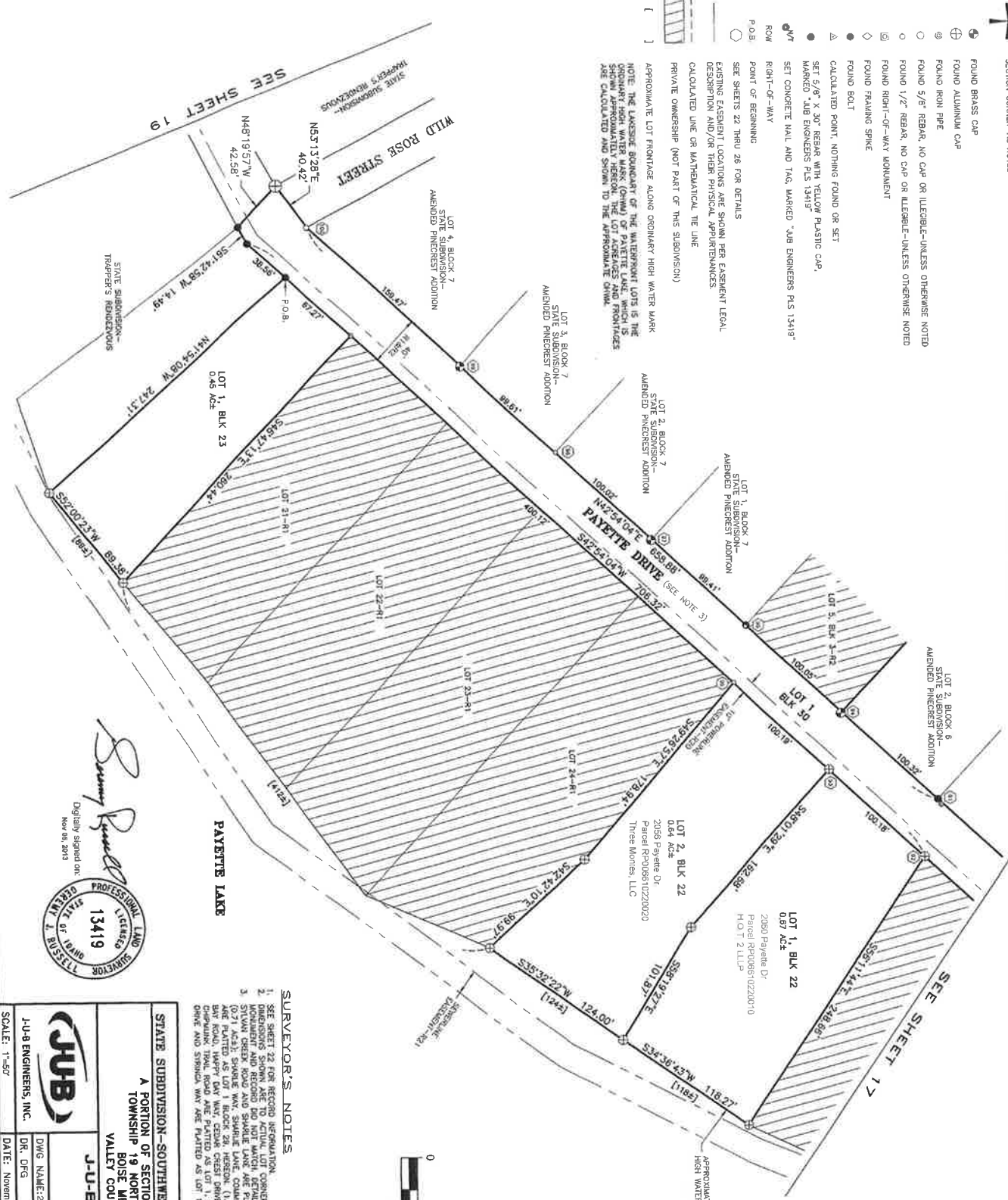
STATE SUBDIVISION--SOUTHWEST PAYETTE COTTAGE SITES

A PORTION OF SECTIONS 28, 32, AND 33, TOWNSHIP 19 NORTH, RANGE 3 EAST,
BOISE MERIDIAN, VALLEY COUNTY, IDAHO

PLAT BOOK 13 PAGE 12
INST. NO. _____

LEGEND

- SECTION CORNER-AS NOTED
- FOUND BRASS CAP
 - ⊕ FOUND ALUMINUM CAP
 - ⊙ FOUND IRON PIPE
 - FOUND 5/8" REBAR, NO CAP OR ILLISIBLE-UNLESS OTHERWISE NOTED
 - FOUND 1/2" REBAR, NO CAP OR ILLISIBLE-UNLESS OTHERWISE NOTED
 - ⊖ FOUND RIGHT-OF-WAY MONUMENT
 - ◇ FOUND FRAMING SPIKE
 - ▲ FOUND BOLT
 - △ CALCULATED POINT, NOTHING FOUND OR SET
 - SET 5/8" X 30" REBAR WITH YELLOW PLASTIC CAP, MARKED "JUB ENGINEERS PLS 13419"
 - SET CONCRETE NAIL AND TAG, MARKED "JUB ENGINEERS PLS 13419"
 - POINT OF BEGINNING
 - RIGHT-OF-WAY
 - ROW
 - P.O.B.
- SEE SHEETS 22 THRU 26 FOR DETAILS
EXISTING EASEMENT LOCATIONS ARE SHOWN PER EASEMENT LEGAL DESCRIPTION AND/OR THEIR PHYSICAL APPURTENANCES
CALCULATED LINE OR MATHEMATICAL TIE LINE
PRIVATE OWNERSHIP (NOT PART OF THIS SUBDIVISION)
APPROXIMATE LOT FRONTAGE ALONG ORDINARY HIGH WATER MARK
- NOTE: THE LARGEST BOUNDARY OF THE WATERPOINT LOTS IS THE SUBDIVISION BOUNDARY. THE BOUNDARY OF THE WATERPOINT LOTS IS SHOWN APPROXIMATELY HEREON. THE LOT AREAS AND FRONTAGES ARE CALCULATED AND SHOWN TO THE APPROXIMATE CHAIN.



SURVEYOR'S NOTES

- SEE SHEET 26 FOR RECORD INFORMATION.
- RECORDS SECTION ARE TO ACTUAL LOT CORNERS. IN SOME CASES THE FOUND MONUMENT AND RECORD DID NOT MATCH DETAILS SHOWN REVEAL THAT RELATIONSHIP.
- STATION CORNER AND SHAPE LINE ARE CALCULATED BASED ON THE BOUNDARY LINE (0.27 PLATED AS LOT 1, BLOCK 28, HESBORN (1.23 AC±), SCARLETT LANE, WAGON WHEEL BAR ROAD, WAPPY DAY WAY, CEDAR CREEK DRIVE, PAYETTE DRIVE, 30' ROAD AND CHIPWAX TRAIL ROAD ARE PLATTED AS LOT 1, BLOCK 30, HESBORN (7.78 AC±), PAYETTE DRIVE AND STONDA WAY ARE PLATTED AS LOT 1, BLOCK 31, HESBORN (0.54 AC±).

STATE SUBDIVISION--SOUTHWEST PAYETTE COTTAGE SITES

A PORTION OF SECTIONS 28, 32, AND 33,
TOWNSHIP 19 NORTH, RANGE 3 EAST,
BOISE MERIDIAN,
VALLEY COUNTY, IDAHO

J-U-B ENGINEERS, INC.
2022 S. HESBORN RD.
PO BOX 208
BOISE, IDAHO 83815
PHONE 208 382-8787

J-U-B ENGINEERS, INC.
DWG. NAME: 20-11-008, SW PAYETTE COTTAGE SITES
DR. DFG CH. GARTDHB SHEET 18 OF 26
DATE: November 2013 PROJ. NO.: 20-11-008
SCALE: 1"=50'

Sammy Russell
Digitally signed on:
Nov 05, 2013
PROFESSIONAL LAND SURVEYOR
STATE OF IDAHO
13419

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Friday, August 14, 2020 9:56 AM
To: 'Water District 65'
Subject: Applications for Permit of 65-23944, 65-23967, & 65-23968
Attachments: Watermaster Recommendation Form.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at: <https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, then complete the enclosed recommendation form and return it to this office by **09/08/2020**.

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 unprotested 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 within by **09/08/2020**, 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.

Kensie Thorneycroft
Administrative Assistant
IDWR Western Region
208-334-2190



Brad Little
Governor

State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

Gary Spackman
Director

August 14, 2020

H O T 2 LLP
2701 E PINE AVE
MERIDIAN, ID 83642-5924

RE: Application for Permit No. 65-23967

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 STAR NEWS on 8/20/2020 and 8/27/2020. 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,

Kensie Thorneycroft
Administrative Assistant

CC:
SPF WATER ENGINEERING LLC

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Thursday, August 13, 2020 3:29 PM
To: The Star-News
Subject: Valley Legal Notice
Attachments: CoverLetter.docx; LegalNotice.docx

Follow Up Flag: Follow up
Flag Status: Flagged

Good Afternoon Legal Clerk,

I am sending you the new legal notices, please send confirmation to my email.

Please see the attached ad for publication on 08/20/2020 and 08/27/2020.

Please confirm these are okay to publish as shown.

Kensie Thorneycroft
Administrative Assistant
IDWR Western Region
208-334-2190



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

August 14, 2020

LEGAL NOTICE DEPARTMENT
STAR NEWS
1000 1ST ST
MC CALL, ID 83638

RE: Application for Permit No. 65-23967, 65-23968, 65-23969

Dear Legal Notice Department:

Please publish the enclosed legal notice 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 9/8/2020. Your cooperation is appreciated.

Sincerely,

Kensie Thorneycroft
Administrative Assistant

Enclosure(s)

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

65-23967

H O T 2 LLP

2701 E PINE AVE

MERIDIAN, ID 83642-5924

Point of Diversion L2(NESE) S32 T19N R03E VALLEY County Source PAYETTE LAKE

Use: DOMESTIC 04/15 to 10/31 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 07-13-2020

Place Of Use: DOMESTIC

T19N R03E S32 L2(NESE),L2(NWSE)

Domestic use is for approximately 0.5 acres of lawn/garden/landscape areas associated with one home.

65-23968

THREE MONIES LLC

2701 E PINE AVE

MERIDIAN, ID 83642-5924

Point of Diversion L2(NESE) S32 T19N R03E VALLEY County Source PAYETTE LAKE

Use: DOMESTIC 04/15 to 10/31 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 07-13-2020

Place Of Use: DOMESTIC

T19N R03E S32 L2(NESE),L2(NWSE)

Domestic use is for approximately 0.5 acres of lawn/garden/landscape associated with one home.

65-23969

CATHY L SMITH

PO BOX 140355

GARDEN CITY, ID 83714-0355

Point of Diversion SENW S23 T14N R03E VALLEY County Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31 0.08 CFS

Use: IRRIGATION 04/15 to 10/31 0.05 CFS

Use: FIRE PROTECTION 01/01 to 12/31 0.13 CFS

Total Diversion: 0.13 CFS

Date Filed: 07-29-2020

Place Of Use: DOMESTIC,FIRE PROTECTION,IRRIGATION

T14N R03E S23 SWNE,SENW

Total Acres: 1.5

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 9/8/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/20/2020 and 8/27/2020

Kaiser, Anna

From: Lori Graves <LGraves@spfwater.com>
Sent: Tuesday, August 11, 2020 4:24 PM
To: Kaiser, Anna
Subject: RE: Permit Apps- Three Monies & H O T 2

Please also clarify the proposed POD's to describe Gov. Lot 2, NESE, rather than the Gov. Lot 2, NWSE. Thank you Anna.

From: Kaiser, Anna <Anna.Kaiser@idwr.idaho.gov>
Sent: Tuesday, August 11, 2020 4:04 PM
To: Lori Graves <LGraves@spfwater.com>
Subject: RE: Permit Apps- Three Monies & H O T 2

Yes. Can you also confirm the PODs for both applications are located in the NESE?

Thank you,
Anna

From: Lori Graves [<mailto:LGraves@spfwater.com>]
Sent: Tuesday, August 11, 2020 3:57 PM
To: Kaiser, Anna <Anna.Kaiser@idwr.idaho.gov>
Subject: RE: Permit Apps- Three Monies & H O T 2

Can you make the clarification with an email since in actuality, the true legal is Gov Lt 2 and we listed Gov Lt 2. If so, please clarify the place of use on both applications to also list the NESE, Gov Lt 2. Thanks Anna.

From: Kaiser, Anna <Anna.Kaiser@idwr.idaho.gov>
Sent: Tuesday, August 11, 2020 11:49 AM
To: Lori Graves <LGraves@spfwater.com>
Subject: Permit Apps- Three Monies & H O T 2

Good morning Lori!

I am reviewing the applications submitted in the names of H O T 2 LLLP and Three Monies LLC. The PODs and POUs on both of these apps are described in the NWSE quarter-quarter section of T19N R03E Sec32. Our records show both of these parcels are partially in the NESE.

I attached an aerial map outlining the two properties for reference.

Please update section 4 & 9 of both applications to accurately reflect the true legal description and scan back to me with corrections.

Thank you!
Anna

2735 W Airport Way, Boise ID 83705
(208).334.2190 | anna.kaiser@idwr.idaho.gov



SPF WATER
ENGINEERING

RECEIVED

JUL 13 2020

WATER RESOUR.
WESTERN REGION

July 8, 2020

RECEIVED

JUL 13 2020

WATER RESOURCES
WESTERN REGION

Patrick Kelly, Water Rights Supervisor
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Applications for Permit (2)

Dear Patrick,

Enclosed are two *Applications for Permit* for adjacent lots on Payette Lake; one owned by Three Monies LLC and the other owned by H.O.T. 2 LLLP. Both propose diversion from Payette Lake from separate systems for domestic uses.

Check No.15259 for \$200 is enclosed for the filing fees. Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

Lori Graves

Lori Graves
Water Rights Specialist

Cc: Falvey's Earthworks

Enclosures

SPF file number: 1574.0010