

JUL 13 2020

FORM 202 Rev. 09/16

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. 63-34935

1. Name of applicant(s) ST Holdings, LLC Phone 208--323-2288
 Name connector (check one): ☒ and ☐ or ☐ and/or
 Mailing address 11299 Bass Lane City Caldwell
 State ID ZIP 83605 Email Steve.Peel@rulesteel.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 Ground Water which is a tributary of Boise 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 #
4N	1W	24			NE	NE	Ada	Ground Water	

5. Water will be used for the following purposes:
- Amount 0.17 for Irrigation purposes from 3/1 to 11/15 (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) 0.17 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. Proposed shallow well, pump, pressurized irrigation system
- 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 8 inches; proposed depth of well is 125 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 10:15 AM Preliminary check by TS
 Fee \$ 100 Received by LE Receipt No. W048502 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 _____
- 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	
4N	1W	24	8.4																8.4
			L1																

Total number of acres to be irrigated: 8.4

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

11. a. Who owns the property at the point of diversion? Applicant

b. Who owns the land to be irrigated or place of use? Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. See attached

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

STEVE A. PEEL MEMBER
Print Name (and title, if applicable)

Signature of Applicant

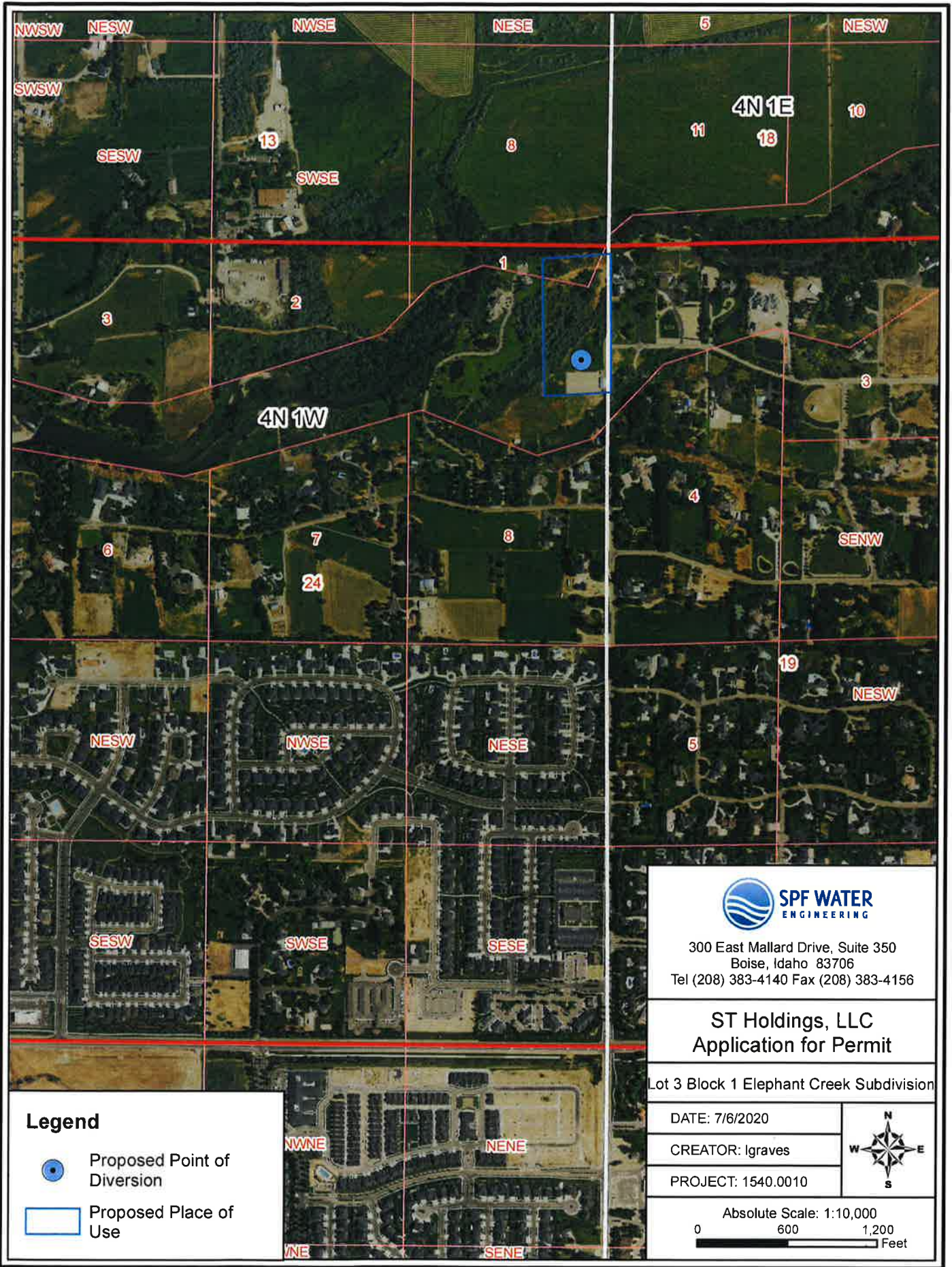
Print Name (and title, if applicable)

APPLICATION NARRATIVE AND PROPOSED MITIGATION



Up to 8.4 acres are proposed for irrigation within the applicants' 9.45-acre parcel located south of Eagle Island. The source of the water will be shallow ground water assumed to be in direct hydraulic connection with the Boise River. The supplemental groundwater will be diverted from a shallow well. Water-bearing zone to be appropriated is from 10 to 125 feet. The proposed ground water will be the property's primary source for irrigation. Although this parcel is located within the Settlers' Irrigation District service area, it is not assessed for delivery Settlers' water.

Mitigation to Boise River flows is required to offset consumptive use resulting from the proposed irrigation and will be accomplished by leaving 0.28 cfs of Thurman Mill water right 63-30130 in the river undiverted. The allowable irrigated area under all Thurman Mill Boise River water rights will be reduced by 14 acres.

Consumptive Use Data and Proposed Mitigation. Consumptive irrigation requirements for landscape and pasture at the proposed place of use are expected to be similar to crops and landscape historically grown within the Thurman Mill service area. Mitigation will be accomplished using 14 shares of Thurman Mill Ditch Company water, which are equivalent to 14 acres of irrigation within the Thurman Mill Ditch Company service area. The 14 shares will represent 0.28 cfs of water right 63-30130. This 0.28 cfs water right will provide 0.168 cfs during the 60% Stewart Decree cut which is equal to the proposed daily groundwater diversion rate for 8.4 acres. Since the equivalent of 14 acres of Thurman Mill water is undiverted to supply 8.4 acres of landscape and pasture, enlargement is not a concern. Water right 63-30130 has a priority date of June 1, 1868 and is never fully curtailed during the irrigation season.



Legend

-  Proposed Point of Diversion
-  Proposed Place of Use



300 East Mallard Drive, Suite 350
Boise, Idaho 83706
Tel (208) 383-4140 Fax (208) 383-4156

ST Holdings, LLC Application for Permit

Lot 3 Block 1 Elephant Creek Subdivision

DATE: 7/6/2020

CREATOR: Igraves

PROJECT: 1540.0010



Absolute Scale: 1:10,000
0 600 1,200
Feet

**PROPOSED MITIGATION PLAN FOR
ST HOLDINGS, LLC
WATER RIGHT APPLICATION**

To the Idaho Department of Water Resources (IDWR):

Thurman Mill Ditch Company ("Company") agrees to dedicate 14 shares representing 0.28 cfs of Boise River water right and idled irrigation of 8.4 acres to mitigate consumptive use of diversions under the above referenced application. Each share of the Company's water rights equals 1 miners inch or 0.02 cfs of Boise River water right for mitigation of one acre of irrigation at 100% delivery. The Company and ST Holdings, LLC ("Applicant") agree to this mitigation plan as follows:

1. The Applicant proposes up to 8.4 acres of irrigation within their 9.45-acre parcel located in Government Lot 1 (NENE) and NENE (old river channel) of Section 24, T4N, R1W. The source of water will be shallow ground water assumed to be in direct hydraulic connection with the Boise River.
2. Company water right 63-30130 provides natural flow diverted from the Boise River to the Company's place of use. Mitigation for impacts to irrigation-season Boise River natural flows resulting from the Applicants' proposed irrigation use will be provided by idling irrigation of 14 acres (0.28 cfs) under the Company's Boise River and associated waste water rights. The mitigation does not include the use of any of the Company's storage rights. To simplify the process, the 0.28 cfs of water for mitigation should be recorded in a single water right, 63-30130, with a priority date of June 1, 1868, although reduction in irrigated acres will be recorded in all Company water rights. The Boise River Watermaster will not deliver this portion of the water right to the Company headgate while this mitigation plan is in force.
3. The Applicant and any successors in interest of the proposed water right will hold a certificate for the water shares and pay the Company assessments for the mitigation shares every year.
4. To the extent development does not require all of the shares proposed for mitigation, any excess water shares will be converted from mitigation back to irrigation.

By: **THURMAN MILL DITCH COMPANY, LTD**

Signature: _____

Title: _____

Date: _____

By: **ST HOLDINGS, LLC**

Signature:  STEVE A. PEEL

Title: MEMBER

Date: 7/6/2020



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

July 30, 2020

SETTLERS IRRIGATION DISTRICT
1910 N GARDEN ST
BOISE, ID 83706-2424

RE: Application for Permit No. 63-34935

Dear Interested Party:

The Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your organization 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>.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days of the final publication.

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

Sincerely,



Kensie Thorneycroft
Administrative Assistant 1

Enclosure(s)



State of Idaho

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Brad Little
Governor

Gary Spackman
Director

July 30, 2020

THURMAN MILL DITCH COMPANY
10611 TREELINE CT
BOISE ID 83713

RE: Application for Permit No. 63-34935

Dear Interested Party:

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

Sincerely,

Kensie Thorneycroft
Administrative Assistant 1

Enclosure(s)



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

July 30, 2020

ST HOLDINGS LLC
11299 BASS LN
CALDWELL, ID 83605-7958

RE: Application for Permit No. 63-34935

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 STATESMAN on 8/6/2020 and 8/13/2020. 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,

A handwritten signature in blue ink, appearing to read 'Kensie Thorneycroft', written over a light blue circular stamp.

Kensie Thorneycroft
Administrative Assistant

CC:
SPF WATER ENGINEERING LLC

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Thursday, July 30, 2020 10:49 AM
To: BOI Legals
Subject: Ada Legal Notice
Attachments: CoverLetter.docx; LegalNotice.docx

Follow Up Flag: Follow up
Flag Status: Completed

Good Morning Legal Clerk,

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

Please see the attached ad for publication on 08/06/2020 and 08/13/2020.

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

July 30, 2020

LEGAL NOTICE DEPARTMENT
IDAHO STATESMAN
PO BOX 40
BOISE, ID 83707

RE: Application for Permit No. 63-34935

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 8/24/2020. 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:

63-34935

ST HOLDINGS LLC

11299 BASS LN

CALDWELL, ID 83605-7958

Point of Diversion NENE S24 T04N R01W ADA County Source GROUND WATER Tributary BOISE RIVER

Use: IRRIGATION 03/01 to 11/15 0.17 CFS

Total Diversion: 0.17 CFS

Date Filed: 07-13-2020

Place Of Use: IRRIGATION

T04N R01W S24 L1(NENE)

Total Acres: 8.4 acres

Water bearing zone to be appropriated is from 10 to 125 feet.

Mitigation is proposed for consumptive use.

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 8/24/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/6/2020 and 8/13/2020



0003842793

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State

PO Box 83720

Boise, ID 83720-0080

(208) 334-2301

Filing Fee: \$0.00

For Office Use Only

-FILED-

File #: 0003842793

Date Filed: 4/10/2020 12:39:17 PM

Entity Name and Mailing Address:

ST HOLDINGS, LLC

The file number of this entity on the records of the Idaho Secretary of State is: 0000503311

Address

11299 BASS LN
CALDWELL, ID 83605-7958

Entity Details:

Entity Status

Active-Existing

This entity is organized under the laws of:

IDAHO

If applicable, the old file number of this entity on the records of the Idaho Secretary of State was: W165947

The registered agent on record is:

Registered Agent

STEVE A PEEL
Registered Agent

Physical Address

11299 BASS LANE
CALDWELL, ID 83616

Mailing Address

Limited Liability Company Managers and Members

Name	Title	Business Address
STEVE PEEL	Member	11299 BASS LANE CALDWELL, ID 83605
TAMMI J BALISZEWSKI	Member	476 E. RIVERSEDGE LANE EAGLE, ID 83616

The annual report must be signed by an authorized signer of the entity.

Steve A Peel

Sign Here

04/10/2020

Date

Job Title: Member

B0501-9839 04/10/2020 12:39 PM Received by ID Secretary of State Lawrence Denney



RECEIVED

JUL 13 2020

WATER RESOURCES
WESTERN REGION

July 10, 2020

Patrick Kelly
Western Region Water Right Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Subject: Application for Permit and Mitigation Plan – ST Holdings LLC

Dear Patrick,

On behalf of ST Holdings LLC, enclosed please find an application for permit proposing appropriation of groundwater for irrigation. Water will be diverted from a proposed shallow well that is located where groundwater above 200 feet depth is considered tributary to the Boise River above Star.

Also enclosed is a mitigation plan proposing to leave 0.28 cfs of Thurman Mill Ditch Company natural flow water right 63-30130 undiverted to mitigate for diversions under the proposed permit. The mitigation plan has been signed by the applicant. I anticipate receiving a signed copy from Thurman Mill Ditch Company after their next board meeting, and will forward it to you.

Please contact me with any questions.

Sincerely,

A handwritten signature in cursive script that reads "Lori Graves".

Lori Graves

Enclosures: Application, Mitigation Plan, \$100 Filing Fee

Cc: Steve Peel – ST Holdings LLC
Bryce Farris – Attorney for Thurman Mill Ditch Co.

SPF file number: 1540.0010