

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

Ident. No. 25-14484

RECEIVED
APR 17 2020

Department of Water Resources
Eastern Region

1. Name of applicant(s) Comore Development, Inc. Phone _____
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 3920 E. Sunnyside Rd. City Idaho Falls
 State ID _____ ZIP 83406 Email _____
2. Name of representative, if any Luke H. Marchant Phone (208) 523-0620
 Mailing address PO Box 50130 City Idaho Falls
 State ID _____ ZIP 83405 Email lmarchant@holdenlegal.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 _____

4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
SEE ATTACHED SPREADSHEET									

5. Water will be used for the following purposes:

Amount 0.38 for Domestic purposes from 01/01 to 12/31 (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) 0.38 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. Water will be diverted from 8 existing wells.
- 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 [Signature] Date 4/17/2020 Time _____ Preliminary check by _____
 Fee \$ 250.00 Receipted by [Signature] Receipt No. E045827 Date 4/17/2020

25-14484

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 53 homes
- 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	
01N	39E	6					D												
		7	D	D	D	D			D	D	D					D			

Total number of acres to be irrigated: 0

- 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? Water for irrigation will be provided from a separate water right (Water Right No. 25-14240). This water right is already appurtenant to the above-described place of use.
- Who owns the property at the point of diversion? Comore Loma Water Corporation
 - Who owns the land to be irrigated or place of use? Applicant
 - If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: See attached Consent.
- Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. This application is for domestic, inside use only. Water will be used for 53 lots within the Comore Loma subdivision identified on the attached map.
- Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).
- 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

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

COMORE LOMA PODs

Twp	Rge	Sec	Lot	1/4	1/4	1/4	County
01N	38E	1	1		NE	NE	Bonneville
					NE	SE	
					NE	SE	
					NE	SE	
					NW	SE	
		12			NW	NE	
	39E	6	4		NW	NW	
					SE	SE	

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APR 22 2020

Department of Water Resources
Eastern Region

25-14484

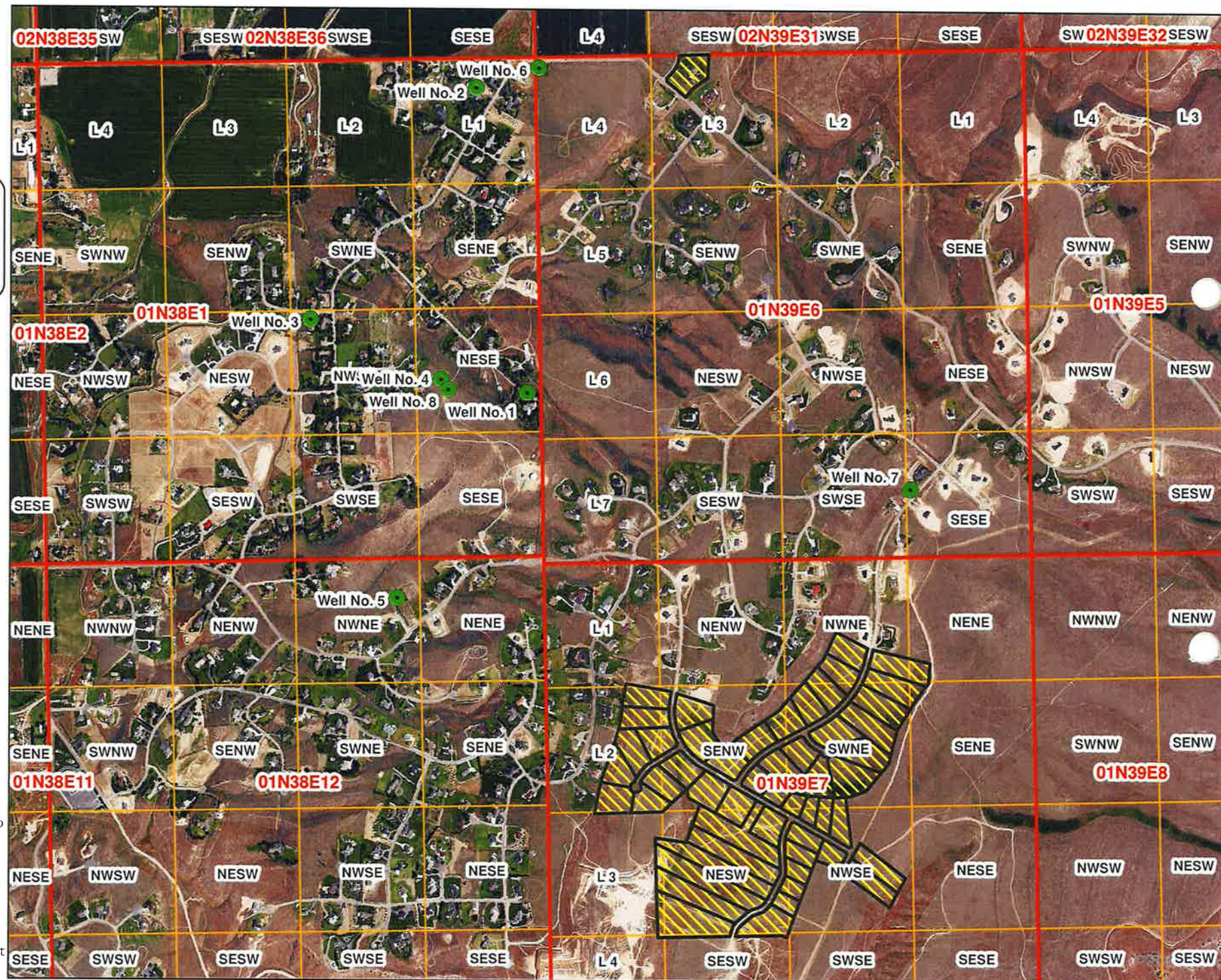
DIVISION 26-28 APPLICATION FOR PERMIT



Legend

- PODs
- Proposed POU
- Section Lines
- Quarter Quarters

25-14484



2017 NAIP Photo



Prepared by:
Luke H. Marchant
01/24/2020

CONSENT TO APPLICATION FOR PERMIT

We, the undersigned have discussed the proposed Application for Permit for fifty-three (53) parcels within Comore Loma subdivision which has been submitted to the Idaho Department of Water Resources. We own the property where the points of diversion are located, and we consent to this Application for Permit.



Comore Loma Water Corporation

By Its:

President

Date:

1/30/2020

G:\WPDATA\RLH\12559 COMORE\DIVISION 26-28 APP. FOR PERMIT\CONSENT.DOCX:lh

25-14484



State of Idaho

DEPARTMENT OF WATER RESOURCES

EASTERN Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718
Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

April 29, 2020

COMORE DEVELOPMENT INC
3920 E SUNNYSIDE RD
AMMON, ID 83406-7921

RE: Application for Permit No. 25-14484

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 POST REGISTER on 5/7/2020 and 5/14/2020. 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,

Christina Henman
Administrative Assistant

CC:
LUKE H MARCHANT
PO BOX 50130
IDAHO FALLS, ID 83405-0130

DEQ IDAHO FALLS REGIONAL OFFICE
900 N. SKYLINE DR STE B
IDAHO FALLS, ID 83402

Henman, Christina

From: Henman, Christina
Sent: Wednesday, April 29, 2020 4:08 PM
To: POST REGISTER (legalnotices@postregister.com)
Subject: Legal Ad for Post Register
Attachments: 25-14484 Post Register.doc

Hello,

Please see attached document regarding legal notices for your paper.

Thank You,

Christina Henman
Administrative Assistant
Idaho Dept. of Water Resources, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 497-3793

April 29, 2020

Contains more than 1 page.

Legal Notice Department

Post Register

PO Box 1800

Idaho Falls ID 83403

RE: Application for Permit No. 25-14484

Dear Taylor Winger:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 September 5/26/2020. Your cooperation is appreciated.

Sincerely,

Christina Henman
Administrative Assistant
Dept of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402

The following application(s) have been filed to appropriate the public waters of the State of Idaho:
25-14484

COMORE DEVELOPMENT INC

3920 E SUNNYSIDE RD

AMMON, ID 83406-7921

Point of Diversion NESE S1 T01N R38E BONNEVILLE County

Source GROUND WATER Tributary

Point of Diversion NESE S1 T01N R38E BONNEVILLE County

Source GROUND WATER Tributary

Point of Diversion NESE S1 T01N R38E BONNEVILLE County

Source GROUND WATER Tributary

Point of Diversion NWSE S1 T01N R38E BONNEVILLE County

Source GROUND WATER Tributary

Point of Diversion NWNE S12 T01N R38E BONNEVILLE County

Source GROUND WATER Tributary

Point of Diversion L4(NWNW) S6 T01N R39E BONNEVILLE County

Source GROUND WATER Tributary

Point of Diversion SESE S6 T01N R39E BONNEVILLE County

Source GROUND WATER Tributary

Point of Diversion L1(NENE) S1 T01N R38E BONNEVILLE County

Source GROUND WATER Tributary

Use: DOMESTIC

01/01 to 12/31

0.38 CFS

Total Diversion:

0.38 CFS

Date Filed: 04-17-2020

Place Of Use: DOMESTIC

T01N R39E S6

L3(NENW)

Place Of Use: DOMESTIC

T01N R39E S7

NENE,NESW,NWNE,NWSE,SWNE,L2(SWNW),SENE,SENW

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Eastern office at (208)525-7161; 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, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 5/26/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 5/7/2020 and 5/14/2020

Nebeker, Jake

From: Luke Marchant <lmarchant@holdenlegal.com>
Sent: Wednesday, April 22, 2020 1:43 PM
To: Nebeker, Jake
Subject: RE: Comore Development, Inc water right application
Attachments: PODs.pdf; Proposed POU.zip; Comore Loma Wells.zip

Jake,

I have attached the items that you requested. I'm not sure how that spreadsheet page got left out. I also included the shapefile for the wells. If you have any other questions, or need any additional information, do not hesitate to contact me.

Thanks.



Luke H. Marchant

Holden, Kidwell, Hahn & Crapo, P.L.L.C.
1000 Riverwalk Drive, Suite 200
P.O. Box 50130
Idaho Falls, Idaho 83405
Phone: (208) 523-0620
Fax: (208) 523-9518
Email: lmarchant@holdenlegal.com

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From: Nebeker, Jake <Jake.Nebeker@idwr.idaho.gov>
Sent: Wednesday, April 22, 2020 1:27 PM
To: Luke Marchant <lmarchant@holdenlegal.com>
Subject: Comore Development, Inc water right application

Luke Marchant,

Afternoon, I have been assigned your application for water right for Comore Development. We have received your application, but there are a few things that we need to continue. First off I need the shape file for the place of use, I was told you can provide that to me. Secondly on page one section four in the point of diversion spreadsheet, you have not attached the spreadsheet, If you could send me both those items then we can proceed. Thanks.

S. Jake Nebeker
Water Resource Agent
Idaho Department of Water Resources
900 N Skyline Dr # A, Idaho Falls, ID 83402
Phone: (208) 525-7161 Fax: (208) 525-7177