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83567

STATE OF IDAHO

Ident. No. 98-8006

AUG 15 2019

AUG 20 2019

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

IDWR / NORTH

IDWR / NORTH
VWH Family LP

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Wesley Hubbard Michael Hubbard Phone 208-270-6572
 Name connector (check one): ☒ and ☐ or ☐ and/or
 Mailing address 4181 District 5 Road City Bonners Ferry
 State ID ZIP 83805 Email mike@hubbardag science.com
2. Name of representative, if any Adam Newhouse Phone 801-885-2168
 Mailing address PO Box 688 City Bonners Ferry
 State ID ZIP 83805 Email adam@hubbardag science.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 KOOTENAI RIVER which is a tributary of COLUMBIA 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 #
63N	01E	31	11		SE	SW	BOUNDARY	KOOTENAI RIVER	

5. Water will be used for the following purposes:
- Amount 1.8 CFS for IRRIGATION purposes from 4/1 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) 1.8 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. APPLICANT PLANS TO PUT PUMP IN RIVER FOR IRRIGATION OF LAND
- 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 NS Date 8-20-19 Time _____ Preliminary check by _____
 Fee \$ 290 Receipted by NS Receipt No. N035415 Date 8-20-19

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	
62N	01E	6		30			32	2	8.3	17									89.3
				GL 2			GL 3	GL 5	GL 5										
63N	01E	31												0.7					0.7
														L11					

Total number of acres to be irrigated: 90

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? CRAIG HUBBARD FARMS
- 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 HAS PERMISSION FROM CRAIG HUBBARD FARMS FOR DIVERSION POINT.
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. APPLICANT PLANS TO USE WATER FROM RIVER FOR IRRIGATION OF LAND.
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

Wesley C. Hubbard
General Partner

Signature of Applicant

Michael C. Hubbard General Partner
Print Name (and title, if applicable)

No. C 77918		Due no later than Feb 28, 2018 Annual Report Form		2. Registered Agent and Address (NO PO BOX)	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE		1. Mailing Address: Correct in this box if needed. HUBBARD FARMS, INC. WESLEY C HUBBARD 4175 DISTRICT 5 RD BONNERS FERRY ID 83805		WESLEY HUBBARD 4175 DISTRICT 5 RD BONNERS FERRY ID 83805	
				3. <u>New</u> Registered Agent Signature:*	
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional).					
Office Held	Name	Street or PO Address	City	State	Country Postal Code
TREASURER	MICHAEL C HUBBARD	4181 DISTRICT 5 RD	BONNERS FERRY	ID	USA 83805
SECRETARY	MARK C HUBBARD	1623 10TH AVE	LEWISTON	ID	USA 83501
PRESIDENT	WESLEY C HUBBARD	4175 DISTRICT 5 RD	BONNERS FERRY	ID	USA 83805
5. Organized Under the Laws of: ID C 77918		6. Annual Report must be signed.* Signature: wesley hubbard Name (type or print): wesley hubbard Date: 12/27/2017 Title: president			
Processed 12/27/2017		* Electronically provided signatures are accepted as original signatures.			

February 27, 2019

Craig W. Hubbard Farms does hereby grant access to VWH Family LP the southern 200ft of Government lot 11 of Section 31, Township 63 North, Range 1 East, Boise Meridian of the state of Idaho. Purpose of access is for irrigation and water management use only.

Craig W. Hubbard Farms

by Craig W. Hubbard Gen Partner

Date 2/25/19

Untitled Map

Write a description for your map.

Legend

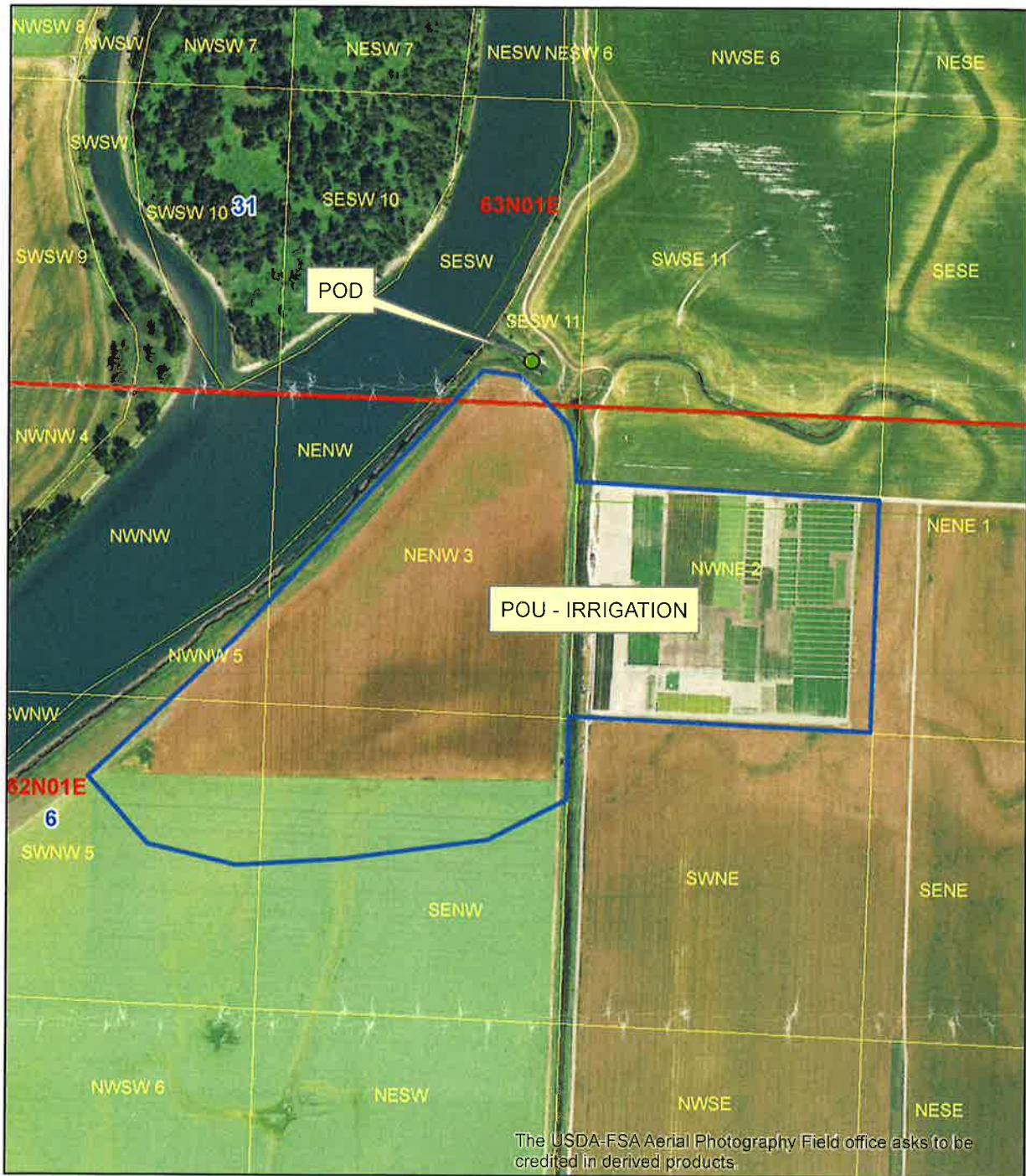


200 ft

Google Earth



APPLICATION MAP



Legend

- Parcels
- Township/Range
- Sections
- QQ

0 0.05 0.1 0.2 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene ID 83815-7763

Phone: (208) 762-2800 • Fax: (208) 762-2819

Website: idwr.idaho.gov • Email: northerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

September 11, 2019

VWH FAMILY LIMITED PARTNERSHIP
MICHAEL HUBBARD
WESLEY HUBBARD
4181 DISTRICT FIVE RD
BONNERS FERRY, ID 83805-5490

Application For Permit No. 98-8006

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 BONNERS FERRY HERALD on 9/19/2019 and 9/26/2019. 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,

Tammy Alleman
Administrative Assistant

CC:

ADAM NEWHOUSE
PO BOX 688
BONNERS FERRY, ID 83805-0688

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, September 11, 2019 8:46 AM
To: 'AFuson@idl.idaho.gov'; 'Anna.Moody@deq.idaho.gov'; 'Horsmon,Merritt'
Subject: Request for Comments for WR# 98-8006
Attachments: 98-8006 Application for Permit.pdf

Dear Interested Agencies:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced Water Right application. You can find copies of the application attached to the email and also 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, 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 application is October 7, 2019.**

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

Thank you,

Tammy

*Tammy Alleman
Administrative Assistant
Idaho Department of Water Resources
Email: Tammy.Alleman@idwr.idaho.gov
Phone: (208) 762-2800
Fax (208) 762-2819*

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, September 11, 2019 8:40 AM
To: 'BFHLegals@bonnersferryherald.com'
Subject: Legal Notice
Attachments: 98-8006 Legal Notice.doc

Please publish the enclosed legal notice in the **Bonners Ferry Herald** on the dates indicated **September 19th and September 26th, 2019** (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 **October 7, 2019**. Your cooperation is appreciated.

Thank you,

Tammy

*Tammy Alleman
Administrative Assistant
Idaho Department of Water Resources
Email: Tammy.Alleman@idwr.idaho.gov
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:

98-8006

VWH FAMILY LIMITED PARTNERSHIP

MICHAEL HUBBARD

WESLEY HUBBARD

4181 DISTRICT FIVE RD

BONNERS FERRY, ID 83805-5490

Point of Diversion L11(SESW)

S31 T63N R01E

BOUNDARY County

Source KOOTENAI RIVER

Tributary COLUMBIA RIVER

Use: IRRIGATION

04/01 to 10/31 1.8 CFS

Total Diversion: 1.8 CFS

Date Filed: 8/20/2019

Place Of Use: IRRIGATION

T62N R01E S6

L2(NWNE) L3(NENW) L5(NWNW) L5(SWNW) SENW

T63N R01E S31

L11(SESW)

Total Acres: 90

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208) 762-2800. 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 10/7/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 9/19/2019 and 9/26/2019

MEMORANDUM

Date: AUGUST 27, 2019
To: Water Right File 98-8006
From: smaxey
Re: POINT OF DIVERSION (POD) OWNERSHIP

POINT OF DIVERSION (PUMP) LIES ON BOUNDARY COUNTY PARCEL RP63N01E317210A ON KOOTENAI RIVER.

THE VERSION OF WORKFLOW AVAILABLE TO NORTHERN REGION IDWR ON 8/27/2019 DOES NOT ALLOW CORRECT PARCEL OWNERSHIP TO BE DATA ENTERED AND LINKED TO THE POD LOCATION SHOWN IN ARCMAP.

A RECORD FOR THE POD OWNER HAS BEEN CREATED IN WORKFLOW AS SHOWN BELOW:

CRAIG W HUBBARD FARMS
345 HUBBARD LN
BONNERS FERRY ID 83805