

RECEIVED

JUN 18 2018

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of IdahoIdent. No. 36-17131

1. Name of applicant(s) L & S Land Holdings LLC Phone 208-536-6148
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 2930 S 2300 East City Wendell
 State Idaho ZIP 83355 Email _____
2. Name of representative, if any Greg Sullivan Phone 208-736-8543
 Mailing address 2016 North Washington St Ste 4 City Twin Falls
 State Idaho ZIP 83301 Email greg.sullivan@brockwayeng.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	¼	¼	¼	County	Source	Local name or tag #
07S	16E	30			SE	SW	Gooding	Ground Water	

5. Water will be used for the following purposes:
 Amount 0.08 for Domestic purposes from 1/01 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) 0.08 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. submersible pump
- b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total reservoir capacity N/A 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 200 feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? Yes; drilling firm Eaton
 well was drilled for (well owner) Arkoosh Bros; Drilling Permit No. _____

For Department Use

Received by DM Date 6-18-2018 Time 1:00pm Preliminary check by _____
 Fee \$ 100- Receipted by DM Receipt No. 5036804 Date 6-18-2018

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in kW. N/A
- b. Stockwatering; list number and kind of livestock. N/A
- c. Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
- d. Domestic; show number of households Three houses
- e. Other; describe fully. None

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. 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	
07S	16E	30												D					
07S	16E	31					D												

Total number of acres to be irrigated: 0.0

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? L & S Land Holdings LLC
- b. Who owns the land to be irrigated or place of use? L & S Land Holdings LLC
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: N/A

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. The permit will supply domestic water to three existing house from an existing and operating well.

13. Time required for completion of works and application of water to proposed beneficial use is 1 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

LOUIS DETENHOUWER MEMBER

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)



0 62.5 125 250 Feet

L & S LAND HOLDINGS LLC

DOMESTIC PERMIT
2017 NAIP AERIAL

36-17131

Legend

- Domestic POD
- Domestic POU



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESUSE TYPEWRITER OR
BALLPOINT PEN

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

Wendell
3 East
Gooding

1. WELL OWNER
Name George Oakoosh Bros.
Address Gooding
Owner's Permit No. _____

2. NATURE OF WORK
☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

3. PROPOSED USE
☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED
☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION
Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____
Thickness _____ inches Diameter _____ inches From _____ feet To _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
Was casing drive shoe used? ☐ Yes ☒ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches
Number _____ From _____ To _____
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet
Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet
Surface seal depth 19 Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Puddling clay ☐ _____
Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing
☒ Overbore to seal depth
Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent
Weld _____
☐ Cemented between strata
Describe access port _____

6. LOCATION OF WELL
Sketch map location must agree with written location.
Subdivision Name _____
Lot No. _____
County Gooding
SE 1/4 SW 1/4 Sec. 30, T. 7, S. R. 16 E. 1/4

7. WATER LEVEL
Static water level 156 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality _____
Describe artesian or temperature zones below.

8. WELL TEST DATA
☐ Pump ☐ Bailor ☐ Air ☐ Other _____
Discharge G.P.M. _____ Pumping Level _____ Hours Pumped _____

9. LITHOLOGIC LOG
86767
Bore Diam. Depth From To Material Water Yes No
8 0 4 TOP SOIL X
2 4 5 Gravel X
2 5 12 Gray Loam X
2 12 18 Black Loam X
2 18 20 Gravel X
2 20 26 Red Sand X
2 26 47 Gravel X
6 47 64 Gray Loam X
6 64 69 Black Loam X
6 69 70 Brown Sand X
6 70 75 Brown Loam X
6 75 90 Black Loam X
6 90 200 No Returns X

10. Work started 1-29-87 finished 1-30-87

11. DRILLERS CERTIFICATION
I/We certify that all minimum well construction standards were
compplied with at the time the rig was removed.
Firm Name Eaton's Firm No. 26
Address Wendell Date Feb-10-87
Signed by (Firm Official) [Signature]
and
(Operator) [Signature]

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

36-17131

No. W 77679		Due no later than Sep 30, 2017		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		Annual Report Form		ROBERT E WILLIAMS 153 E MAIN ST JEROME ID 83338	
		1. Mailing Address: Correct in this box if needed. L & S LAND HOLDINGS, LLC LUIS M BETTENCOURT 2930 S 2300 E WENDELL ID 83355		3. <u>New</u> Registered Agent Signature: *	
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.					
Office Held	Name	Street or PO Address	City	State	Country Postal Code
MEMBER	LUIS M BETTENCOURT	2930 S 2300 E	WENDELL	ID	USA 83355
5. Organized Under the Laws of: ID W 77679		6. Annual Report must be signed.* Signature: Rick Onalndia Name (type or print): Rick Onalndia Date: 07/24/2017 Title: CFO			
Processed 07/24/2017		* Electronically provided signatures are accepted as original signatures.			



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 10, 2018

WATER DISTRICT #130 *via hand delivery*
NATHAN ERICKSON
650 ADDISON AVE W, STE 500
TWIN FALLS, ID 83301

RE: Application For Permit No. 36-17131

RE: Transfer No. 82494
Water Right No(s). 36-8135

RE: Transfer No. 82082
Water Right No(s). 36-2069, etc.

Dear Nathan:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form as necessary, and return it to this office within 21 days of the date of this letter.

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 water master, 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's regional offices 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 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 9, 2018

L & S LAND HOLDINGS LLC
2930 S 2300 E
WENDELL, ID 83355

RE: Application For Permit No. 36-17131

RE: Transfer No. 82494
Water Right No(s). 36-8135

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 **TIMES NEWS on 8/16/2018 and 8/23/2018**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **September 4, 2018**.

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,


Denise Maline
Administrative Assistant

cc: BROCKWAY ENGINEERING PLLC

Maline, Denise

From: Maline, Denise
Sent: Thursday, August 09, 2018 9:39 AM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News cover letter.docx; Times News ad.doc

Attached please find **(1)** legal notice being submitted for publication on August 16th & 23rd, 2018. Please let me know if there are any questions or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise

Denise Maline
Administrative Assistant I
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 9, 2018

LEGAL NOTICE DEPARTMENT

TIMES NEWS

PO BOX 548

TWIN FALLS, ID 83303-0548

RE: Application For Permit No.(s): 36-17131

RE: Transfer No. 82082
Water Right No(s): 36-2069, etc.

RE: Transfer No. 82508
Water Right No(s): 43-10037, 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009,
43-4091, 43-4092, 43-4141

RE: Transfer No. 82494
Water Right No(s): 36-8135

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 September 4, 2018. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

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

36-17131

L & S LAND HOLDINGS LLC

2930 S 2300 E

WENDELL, ID 83355

Point of Diversion SESW S30 T07S R16E GOODING County Source GROUND WATER Tributary

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

Total Diversion: 0.08 CFS

Date Filed: 6/18/2018

Place Of Use: DOMESTIC

T07S R16E S30 SESW

T07S R16E S31 NENW

Application for permit proposes to divert up to 0.08 cfs from an existing well for domestic use associated with three homes. The place of use and point of diversion are located approximately 3.9 miles east and 0.5 mile north of the intersection of Main and Idaho Streets in Wendell.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 82508

HARPER VALLEY LAND LLC, 2045 E 850 S, DECLO, ID 83323; has filed Application No. 82508 for changes to the following water rights within CASSIA County(s): Right No(s). 43-10037, 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092, 43-4141. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the location of one of eight points of diversion for a 4.00 cfs portion of ten ground water irrigation rights (23.07 cfs, 1579.0 acres) from its current position approximately 7.7 miles north and 1.2 miles west of Malta. That well will be abandoned and a new well will be drilled approximately 7.6 miles north and 0.8 mile west of Malta. The transfer also proposes to modify the current 1600.0 acre permissible place of use (PPU) located approximately 7.0 to 9.5 miles north and 0.3 mile east to 1.7 miles west of Malta. Currently 1579.0 acres are irrigated within a 1600.00 acre PPU. After the transfer, 1579.0 acres will be irrigated within a 1609.1 acre PPU in order to reflect current irrigation practices.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 82494

L & S LAND HOLDINGS LLC, 2930 S 2300 E, WENDELL, ID 83355; has filed Application No. 82494 for changes to the following water rights within GOODING County(s): Right No(s). 36-8135. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the nature of use, place of use (POU), and point of diversion (POD) of domestic/stockwater water right 36-8135 (0.06 cfs, 43.4 AF) which is currently appurtenant to a feedlot and three homes located approximately 3.9 to 4.4 miles east and 0.5 to 0.7 mile north of the intersection of Main and Idaho Streets in Wendell. The proposed place of use is a dairy located approximately 3.0 to 3.5 miles east and 0.5 to 1.5 miles north of Wendell. The current POD is located approximately 4.0 miles east and 0.6 miles north of Wendell, while the proposed POD is an existing well located approximately 3.5 miles east and 0.9 miles north of Wendell. The application proposes to retain the stockwater use and add commercial use (a misting system) to the right, while relinquishing the domestic use.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 82082

WESTERN MORTGAGE & REALTY CO, PO BOX 3110, PASCO, WA 99301; has filed Application No. 82082 for changes to the following water rights within BLAINE, MINIDOKA County(s): Right No(s). 36-10515, 36-10850A, 36-10863A, 36-10863B, 36-15217, 36-15264A, 36-15264B, 36-16042, 36-16309, 36-16473, 36-16816, 36-2069, 36-2090B, 36-2092, 36-2097, 36-2259, 36-2433, 36-2434, 36-2435, 36-2582A, 36-2582B, 36-2618, 36-7209, 36-7246A, 36-7246B, 36-7356C, 36-7627, 36-8227. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes creating a 7,037.5 acre permissible place of use (PPU) on a farm located approximately 10.0 to 16.7 miles east and 7.6 to 13.2 miles north of Rupert for 25 rights totaling 62.97 cfs and 4,953.5 acres currently diverted from 17 wells on the farm. The application also proposes moving a 0.46 cfs and 59 acre portion of an additional right from a farm located approximately 9.7 to 10.1 miles east and 10.0 to 10.6 miles north to the 17 wells and proposed PPU. In addition, a portion of two water rights totaling 1.15 cfs and 96 acres are also proposed to be moved from a farm located 16.5 to 17.0 miles east and 8.1 to 8.7 miles north to the 17 wells and proposed PPU. In total the 28 rights will allow for the diversion of 64.58 cfs from 17 wells for the irrigation of 5,108.5 acres within the 7,037.5 acre PPU. Published in the Idaho Mountain Express on August 15th & 22nd, 2018 and in the Times News on August 16th & 23rd, 2018.

Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx . For additional information on new permits, please see www.idwr.idaho.gov/WaterManagement/WaterRights/#NewListings. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **September 4, 2018**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on August 16th & 23rd, 2018

FEE MEMORANDUM

Date: July 3, 2018
To: L & S Land Holdings, LLC Application for Permit 36-17131 File
From: Jim Bitzenburg
Re: Receipting/disposition of fees paid

This Application for Permit was filed on June 18, 2018 by Brockway Engineering on behalf of L & S Land Holdings, LLC. It is a simple domestic application for three homes and 0.08 cfs so the fee from the fee schedule is \$100.00 which was paid by Brockway Engineering when the application was filed, with check #14741, receipt #S036804.



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

JUN 18 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

June 13, 2018

Corey Skinner
Idaho Department of Water Resources
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301

Re: L & S Land Holdings LLC

Dear Mr. Skinner:

L & S Land Holdings LLC desires to apply for a water right permit with a beneficial use of domestic use. The domestic use would be for the three houses that are currently constructed and inhabited by employees of L & S Land Holdings LLC.

The existing well has been used under water right 36-8135 historically. All three houses are currently plumbed to the existing well.

A transfer is proposed to move 36-8135 to a different location.

Please contact me if you have any questions.

Sincerely,

Greg Sullivan, M.S., Engineer

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

Cc: L & S Land Holdings LLC

Enc: Permit Application, Aerial Map, Annual Report, Well Log, Brockway Engineering
Check # 14741 for \$300.00 (\$200 for transfer and \$100 for permit)

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506