

RECEIVED

AMENDED

7-11-18

FORM 202 REV. 09/14

JUL 11 2018

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO

Ident. No. 65-23783

JUL 10 2018

WATER RESOURCES
WESTERN REGION

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Vintage Properties LLLP Phone 208-345-9325
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address P.O. Box 1486 City Boise
 State Idaho ZIP 83701 Email rtompson@powderriver.com
2. Name of representative, if any Randy Thompson Phone 208-345-9325
 Mailing address P.O. Box 1486 City Boise
 State Idaho ZIP 83701 Email rtompson@powderriver.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 River which is a tributary of SNAKE 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 #
7N	2E	26			SW	SW	Boise	Payette River	
DL 7N	DL 2E	DL 26			SW	SW	Boise	Payette River	
DL 7N	DL 2E	DL 27			SE	SE	Boise	Payette River	

5. Water will be used for the following purposes:

DL Amount 0.05 cfs for Irrigation purposes from 4/1 to 10/15 (both dates inclusive)
 (cfs or acre-feet per year)

DL Amount 0.08 cfs 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) 0.05 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
 DL 0.08

7. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source. Existing pump station to underground pipe to place of use
- 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. _____.

Received by RN Date 7/10/18 Time 12:00pm Preliminary check by RS
 Fee \$ 100.00 Receipted by RN Receipt No. W046534 Date 7-10-18.

* FEE RECEIVED w/ original Application

RECEIVED

JUL 10 2018

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

Ident. No. _____

1. Name of applicant(s) Vintage Properties LLLP Phone 208-345-9325
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address P.O. Box 1486 City Boise
 State Idaho ZIP 83701 Email rthompson@powderriver.com
2. Name of representative, if any Randy Thompson Phone 208-345-9325
 Mailing address P.O. Box 1486 City Boise
 State Idaho ZIP 83701 Email rthompson@powderriver.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 River which is a tributary of Snake 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 #
7N	2E	26			SW	SW	Boise	Payette River	
7N	2E	26			SW	SW	Boise	Payette River	
7N	2E	27			SE	SE	Boise	Payette River	

5. Water will be used for the following purposes:
- Amount 0.05 cfs for Irrigation purposes from 4/1 to 10/15 (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)
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- a. Describe type and size of devices used to divert water from the source. Existing pump station to underground pipe to place of use
- 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. _____

Received by RN Date 7/10/18 Time 12:00pm Preliminary check by RP
 Fee \$ 100.00 Receipted by RN Receipt No. W046534 Date 7-10-18

~~*THIS DATE SUPERSEDED BY AMENDED Pg. 1 RECEIVED 7-11-18.~~

Pg. 1

65-23783

RECEIVED

JUL 11 2018

AMENDED

7-11-18

WATER RESOURCES
WESTERN REGION

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	
7N	2E	27											1.6		.3			.6	0.9 2.5
7N	2E	26											1.6						1.6

Total number of acres to be irrigated: 2.5

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? Applicant

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

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

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Applicant proposes to divert water from an existing pump station in the Payette River to water landscaping within Applicant's facility and for irrigation use at neighboring greenhouse.

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

Randy Thompson, Executive Management, Inc.

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

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.
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- 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	
7N	2E	27											1.6		.3			.6	2.5

Total number of acres to be irrigated: 2.5

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- b. Who owns the land to be irrigated or place of use? Applicant and neighboring landowner
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Copy of authorization attached
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Applicant proposes to divert water from an existing pump station in the Payette River to water landscaping within Applicant's facility and for irrigation use at neighboring greenhouse.
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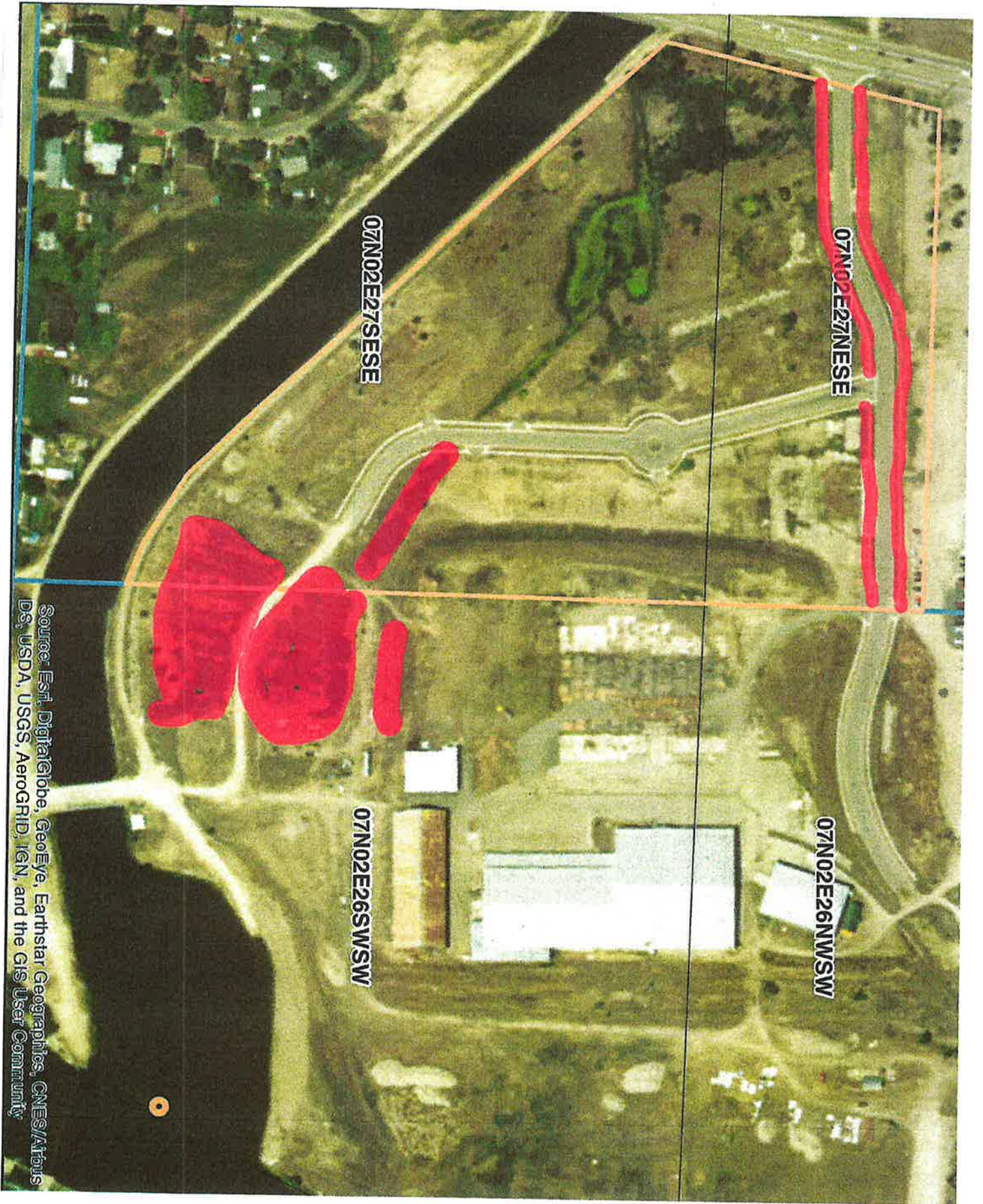
Signature of Applicant

Randy Thompson, Executive Management, Inc.

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)



Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus
DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

65-23783

March 28, 2018

To Whom It May Concern,

I request that Vintage Properties LLLP provide 2.2 acres of landscape irrigation on my property, parcel RPH00000266070 located at 07N02E27SESE and 07N02E26SWSW from April to September each year.

Frank Barnes

A handwritten signature in cursive script, reading "Frank Barnes", is written over a horizontal line.

65-23783

No. L 2974	Due no later than Jan 31, 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. VINTAGE PROPERTIES LLLP PO BOX 1486 BOISE ID 83705		RANDALL THOMPSON 3366 W OVERLAND RD BOISE ID 83705			
			3. <u>New</u> Registered Agent Signature:*			
Office Held GENERAL PARTNER	Name RANDALL THOMPSON PRESIDENT EXECUTIVE MANAGEMENT, INC.	Street or PO Address 3366 OVERLAND RD	City BOISE	State ID	Country USA	Postal Code 83705
5. Organized Under the Laws of: ID L 2974		6. Annual Report must be signed.* Signature: rsthompson Date: 11/28/2017 Name (type or print): rsthompson Title: President of the General Partn				
Processed 11/28/2017		* Electronically provided signatures are accepted as original signatures.				

65-23783



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 26, 2018

VINTAGE PROPERTIES LLLP
C/O RANDY THOMPSON
PO BOX 1486
BOISE, ID 83701

Application for Permit No. 65-23783

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 WORLD on 8/1/2018 and 8/8/2018. 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,

Rachel Neely
Administrative Assistant

CC:
DYLAN LAWRENCE
VARIN WARDWELL
242 N 8TH ST STE 220
PO BOX 1676
BOISE, ID 83701

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, July 26, 2018 10:13 AM
To: 'Idaho World Editor'
Subject: Boise Legal Ads
Attachments: Boise Cover Letter.docx; Boise Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ads for publication on 8/1/2018 & /8/2018.

Please confirm these are okay to publish as shown.

Thank you,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

July 26, 2018

LEGAL NOTICE DEPARTMENT
IDAHO WORLD
PO BOX 50248
BOISE, ID 83705

RE: Application for Permit No. 65-23762
Application for Permit No. 65-23783

Dear Legal Notice Department:

Please publish the enclosed legal notices on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notices 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 8/20/2018. Your cooperation is appreciated.

Sincerely,

Rachel Neely
Administrative Assistant

Enclosure(s)

The following applications have been filed to appropriate the public waters of the State of Idaho:

65-23762

ERIK BRY

PO BOX 204

GARDEN VALLEY, ID 83622

Point of Diversion L3(SESW) S22 T10N R04E BOISE County Source SCRIVER CREEK Tributary MIDDLE FORK PAYETTE RIVER

Use: DOMESTIC 01/01 to 12/31 0.03 CFS

Use: IRRIGATION 03/15 to 10/31 0.02 CFS

Total Diversion: 0.05 CFS

Date Filed: 6/18/2018

Place of Use: IRRIGATION

T10N R04E S22 L3(SESW)

Place of Use: DOMESTIC

T10N R04E S22 L3(SESW)

T10N R04E S27 NENW

Total Acres: 1

Place of use is lot 4 within the Pine Tree Ranch Subdivision #3

65-23783

VINTAGE PROPERTIES LLLP

C/O RANDY THOMPSON

PO BOX 1486

BOISE, ID 83701

Point of Diversion L5(SWSW) S26 T07N R02E BOISE County Source PAYETTE RIVER Tributary SNAKE RIVER

Use: IRRIGATION 03/15 to 10/31 0.08 CFS

Total Diversion: 0.08 CFS

Date Filed: 7/11/2018

Place of Use: IRRIGATION

T07N R02E S26 L5(SWSW)

T07N R02E S27 NESE SESE

Total Acres: 2.5

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s), please see www.idwr.idaho.gov. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 8/20/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/1/2018 and 8/8/2018

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, July 26, 2018 1:50 PM
To: 'Ron Shurtleff'
Subject: Applications for Permits 65-23762 & 65-23783
Attachments: Watermaster Recommendation Form_F.PDF; Application for Permit 65-23762.pdf; Application for Permit 65-23783.pdf

July 26, 2018

RON SHURTLEFF
WATER DISTRICT #65
102 N MAIN
PAYETTE, ID 83661

RE: Applications for Permits 65-23762 & 65-23783

Dear Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right applications. Copies of the applications are enclosed with this email for your reference. Please review the applications, complete a recommendation form, and submit your reply, if any, to this office by **August 20, 2018**.

IDWR will assume you do not object to these applications if a timely response is not received. Please contact me if you have any questions in this matter. Thank you for your help.

Sincerely,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, July 26, 2018 1:50 PM
To: 'Bosworth,Bill'
Subject: Applications for Permits 65-23762 & 65-23783
Attachments: IDFG Recommendation Form.docx; Application for Permit 65-23762.pdf; Application for Permit 65-23783.pdf

July 26, 2018

STATE OF IDAHO
DEPT OF FISH & GAME
ATTN: BILL BOSWORTH
3101 S POWERLINE RD
NAMPA, ID 83686

RE: Applications for Permits 65-23762 & 65-23783

Dear Mr. Bosworth:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendation(s) from your agency regarding the above referenced water right application(s). Copy(s) of the application(s) are enclosed with this email for your reference. Please review the application(s), complete the enclosed recommendation form, and submit your reply, if any, to this office by the protest deadline of **August 20, 2018**.

If your agency desires to formally protest approval of this application, you may do so by filing a written protest along with a \$25.00 filing fee for each protested application by the protest deadline.

IDWR will assume your agency does not object to this application if a timely response is not received. Please contact me if you have any questions regarding the application. Thank you for your help.

Sincerely,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 26, 2018

FRANK BARNES
6200 N RIVER POINTE DR D-104
BOISE ID 83714

Re: Application for Permit No. 65-23783

Dear Interested Party:

The above referenced application may be of interest to you. I would like to inform you that the application has been submitted to the *Idaho World* for advertising. I have enclosed a copy of the application for your convenience. This information is also available on our website www.idwr.idaho.gov.

If you desire to file a formal protest against approval of the application, a written protest along with the \$25.00 protest fee must be received in this office by **August 20, 2018**. A copy of the protest must also be sent to the applicant.

If you have any questions regarding the application, please contact this office at 208-334-2190.

Sincerely,

Rachel Neely
Administrative Assistant
Western Regional Office

Enclosures

Sommer, Rachel

From: Dylan Lawrence <dylanlawrence@varinwardwell.com>
Sent: Wednesday, July 11, 2018 1:23 PM
To: Sommer, Rachel
Subject: Re: Vintage Properties LLLP
Attachments: Amended App for Permit - Vintage Properties LLLP.pdf

Rachel,

I've attached here an amended application that I believe addresses all of your requests, namely:

Item 4: Eliminates the two extra points of diversion.

Items 5, 6: Revises diversion rate to 0.08 cfs.

Item 9: Corrects the place of use.

Also, I did confirm that any water use at the adjacent greenhouse will be limited to the standard irrigation season.

I believe this takes care of everything, but please let me know if you need anything else.

Thanks,
Dylan

Dylan Lawrence

242 N. 8th Street, Ste. 220
PO Box 1676 | Boise, ID 83701
(208) 907-1529
VarinWardwell.com



CONFIDENTIALITY NOTICE: This e-mail contains confidential information that is protected by the attorney-client privilege and/or work product doctrine. It is intended only for the use of the individual(s) named as recipients. If you are not the intended recipient of this e-mail, please notify the sender and please do not deliver, distribute, or copy this e-mail, disclose its contents, or take any action in reliance on the information it contains.

On Wed, Jul 11, 2018 at 11:14 AM, Dylan Lawrence <dylanlawrence@varinwardwell.com> wrote:
Rachel,

Thank you discussing this application with me. I am confirming a couple of items with the Applicant, and expect to be able to provide an amended application by the end of this week. In the meantime, please hold the current application and fee payment rather than sending back, so that we don't have to resubmit everything.

Thank you,
Dylan

Dylan Lawrence

242 N. 8th Street, Ste. 220
PO Box 1676 | Boise, ID 83701
(208) 907-1529
VarinWardwell.com



CONFIDENTIALITY NOTICE: This e-mail contains confidential information that is protected by the attorney-client privilege and/or work product doctrine. It is intended only for the use of the individual(s) named as recipients. If you are not the intended recipient of this e-mail, please notify the sender and please do not deliver, distribute, or copy this e-mail, disclose its contents, or take any action in reliance on the information it contains.

On Wed, Jul 11, 2018 at 9:35 AM, Sommer, Rachel <Rachel.Sommer@idwr.idaho.gov> wrote:

Dear Interested Party,

The purpose of this email is to request additional information related to Application for Permit submitted on July 10, 2018 to the Idaho Department of Water Resources (IDWR). There are a few aspects of your application that need to be clarified before it can be processed.

Please call me to discuss the above referenced application before noon today or the application will be returned as incomplete.

Sincerely,

Rachel Sommer | Water Resource Agent, Senior

Idaho Dept. of Water Resources | Western Regional Office

208.334.2190 | 2735 Airport Way, Boise ID 83705



ATTORNEYS AT LAW

DYLAN B. LAWRENCE
DYLANLAWRENCE@VARINWARDWELL.COM

242 N. 8TH STREET, SUITE 220
P.O. BOX 1676
BOISE, IDAHO 83701
P: 208.907.1529
F: 1.866.717.1758
VARINWARDWELL.COM

July 10, 2018

VIA HAND DELIVERY

Idaho Department of Water Resources
Western Region Office
2735 Airport Way
Boise, Idaho 83705-5082

RECEIVED

JUL 10 2018

WATER RESOURCES
WESTERN REGION

Re: Application for Permit (Vintage Properties LLLP)

Dear Sir or Madam:

I have enclosed with this letter an application for a new water permit. Enclosed with this letter are the following:

- An original, signed *Application for Permit*;
- A map depicting the areas to be irrigated;
- A copy of the approval of the neighboring landowner, on whose property some of the irrigation will occur; and
- An application fee check for \$100.

Please process this application packet at your earliest convenience. If you have any questions or need anything else from the Applicant, please contact me directly.

Thank you for your attention to this matter.

Idaho Department of Water Resources
July 10, 2018
Page 2

Sincerely,

VARIN WARDWELL LLC

A handwritten signature in black ink, appearing to read "Dylan Lawrence", with a stylized, flowing script.

Dylan B. Lawrence

Enclosures (4)

cc: Randy Thompson (*via e-mail*)