

RECEIVED

APR 11 2018

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

AMENDED

Department of Water Resources
Eastern Region

1. Name of applicant(s) Bunts & Singles, LLC Phone 801-532-2233
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 225 South 200 East, Suite 300 City Salt Lake City
 State Utah ZIP 84111 Email _____
2. Name of representative, if any Rocky Mountain Environmental Associates, Inc Phone 208-524-2353
 Mailing address 482 Constitution Way Ste 303 City Idaho Falls
 State ID ZIP 83402 Email kristin.rmea@gmail.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 Spring which is a tributary of Sheridan Creek 39
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
13N	41E	6		NW	SE	SW	CLARK	SPRING	

5. Water will be used for the following purposes:
- Amount 4.0 cfs for Recreation BP purposes from 11/1 to 4/15 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 8 ac-ft for Recreation Storage purposes from 1/1 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)
6. Total quantity to be appropriated is (a) 4.0 cubic feet per second (cfs) and/or (b) 8 acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. Existing spring box and ditch will convey water to property. A new headgate will be installed to divert water from ditch into pond.
- b. Height of storage dam _____ feet; active reservoir capacity 8 acre-feet; total reservoir capacity 8 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 _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ _____ Receipted by _____ Receipt No. _____ Date _____

21-13254

RECEIVED

MAR 28 2018

FORM 202 Rev. 09/16

Department of Water Resources
Eastern Region

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Ident. No. _____

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Bunts & Singles, LLC Phone 801-532-2233
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 225 South 200 East, Suite 300 City Salt Lake City
 State Utah ZIP 84111 Email _____
2. Name of representative, if any Rocky Mountain Environmental Associates, Inc Phone 208-524-2353
 Mailing address 482 Constitution Way Ste 303 City Idaho Falls
 State ID ZIP 83402 Email kristin.rmea@gmail.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 Spring which is a tributary of Sink
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
13N	41E	6		NW	SE	SW	CLARK	SPRING	

5. Water will be used for the following purposes:
- Amount 4.0 cfs for Diversion to Storage purposes from 4/30 to 4/15 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 8 ac-ft for Recreation Storage purposes from 1/1 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)
6. Total quantity to be appropriated is (a) 4.0 cubic feet per second (cfs) and/or (b) 8 acre-feet per year (af).
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- b. Height of storage dam _____ feet; active reservoir capacity 8 acre-feet; total reservoir capacity 8 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 _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 410.00 Received by [Signature] Receipt No. E043839 Date 3-28-2018

21-13254

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

- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
- d. Domestic; show number of households _____
- e. Other; describe fully. Recreation storage for a 1-acre pond, average 8 feet deep, with a volume of 8 af. Non-consumptive flow-through component for non-irrigation season.

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	
13N	41E	7					R	R											

Total number of acres to be irrigated: _____

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? Water Right #21-4071A is from the same source as the proposed permit and will be used to provide water for evaporation of the pond year-round.

11. a. Who owns the property at the point of diversion? US Forest Service

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: Existing diversion and ditch from the springs.

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

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.

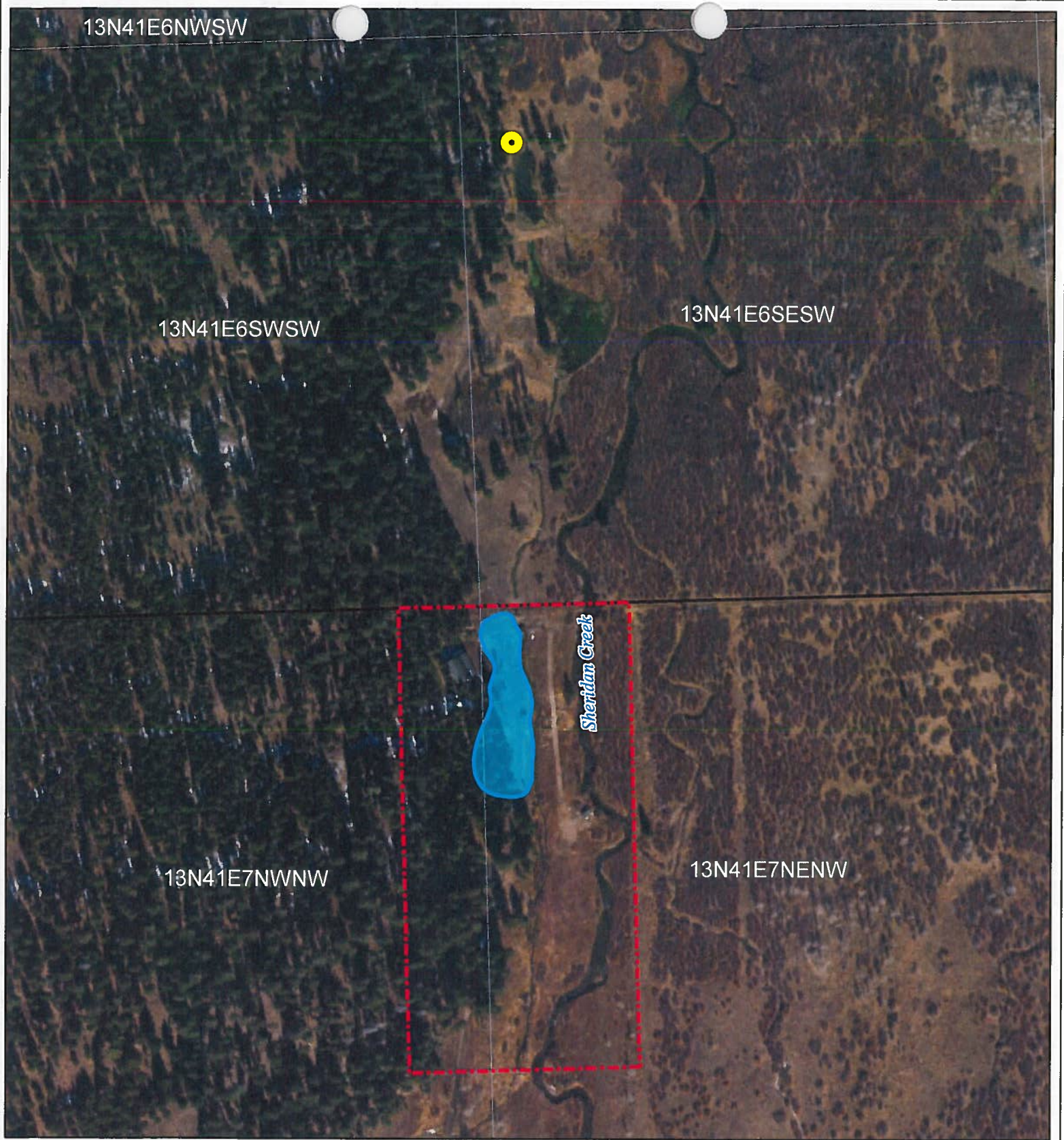
The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant

Barrett Peterson, Manager, Bunts & Sinks LLC
Print Name (and title, if applicable)

Signature of Applicant

Bunts & Sinks LLC
Print Name (and title, if applicable)



0 400 800 Feet

2017 Aerial Photography

Legend

-  Approx. Spring Location
-  Proposed Pond
-  Approx Prop. Bndry - Applicant
-  Twp & Rng
-  Section
-  QQ



21-13254

Application for Permit
Bunts & Singles LLC

RMEA #14-0080

by: KM

Date: 3/27/2018



Narrative of Proposal for Bunts & Singles LLC Applications Transfer No. 81352 & New Application for Permit

Introduction

Applicant owns a parcel of land located in NENW and NWNW of Section 7, Township 13 North, Range 41 East. It is proposed to excavate a new pond, off-stream, which will be maintained by two water rights: 21-4071A and a new water right described by the Application for Permit. The transfer of 21-4071A to the new pond location will provide for evaporative losses. The Application for Permit will provide the storage component, as well as a non-consumptive flow-through component during the non-irrigation season.

Application for Transfer No. 81352 for water right 21-4071A was submitted on September 6, 2016. This narrative supersedes the narrative originally submitted with the application. Several items of concern of current protestors to Transfer No. 81352 are addressed herein.

New Pond

The design of the new pond will be approximately 1 acre in surface area, averaging 8 feet deep, with an approximate volume of 8 acre-feet. A liner will be installed in the pond to prevent seepage losses. The pond will be adjacent to the existing ditch and will receive water through an installed headgate. An outlet at the south end of the pond will allow the non-consumptive flow-through to be released and return to the ditch. Structures will be installed to allow inflow and outflow to be monitored. See Appendix A for a discussion on proposed measurement and control structures.

The new pond is proposed to be placed where an existing Forest Service road is located. A new road will be provided across applicant's property to ensure the US Forest Service will continue to have access according to their easement agreement. These details will be arranged in detail with the Forest Service.

Application for Transfer No. 81352

This application proposes to transfer domestic water right 21-4071A from two springs to a contiguous property owned by the applicant. This water right was developed in 1926 by a predecessor of the applicant on property leased from the US Forest Service. Applicant allowed the current lease to expire at the end of 2017. As a condition of the lease, they are required to remove all improvements from the federal lands, including structures, storage tanks, fences, and ponds. A copy of the lease is included with Transfer No. 81352 as Attachment #10.

The historic use of this water right included two elements under domestic use: the culinary use from the spring located in SESWSW of Section 6 and the pond use from the spring located in NWSESW of Section 6. It is proposed to transfer only the pond use to the new property. The spring located in the SESWSW for culinary use has been removed from the Application.

The water right is currently limited in the Conditions of Approval to 13,000 gpd.

21-13254

The decreed legal description for the spring in the SESW of Section 6 was incorrectly described as the NESESW. It is proposed to correct the description to the actual location in the NWSESW.

Existing Ponds

Two ponds are currently maintained under this domestic right. According to the applicant's history, these ponds have existed since the cabin was built in 1926. An earthen dam was erected below the lower pond and a smaller dam was erected below the upper pond to capture the spring water and have been maintained until today. The two ponds combined total approximately 0.9 acre, with depths averaging 5 feet deep. These are fed by the upper spring, at the head of the two ponds. The north pond receives the spring water, which then flows into the south pond, where the water drains into a ditch that either conveys water to downstream users or is directed into Sheridan Creek.

In discussion with the US Forest Service, it is agreed to abandon the existing ponds by removing the dam between the two ponds and allowing the ponds to drain and gradually naturalize.

Evaporation

It is anticipated that the new pond may lose up to 1.3 ac-ft per year to evaporation, according the pond loss calculation shown in Table 1. Using data obtained from ET Idaho¹ for the Kilgore, Idaho 104908 climate station, mean daily pond loss is calculated to peak at 3,687 gallons per day in the month of July. At a rate of 0.02 cfs (which can deliver 13,000 gpd) given on the water right report, this water right maintains the pond levels from evaporative losses each day in addition to the culinary uses identified from the other spring without exceeding the water right quantities.

Table 1. Pond Loss Calculations

Month	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Totals
Precip Deficit (mm/day)	-1.57	-0.54	0.18	1.1	1.71	1.54	3.45	2.78	1.62	0.96	-0.92	-1.52	
Precip Deficit (ft/day)	-0.005	-0.002	0.001	0.004	0.006	0.005	0.011	0.009	0.005	0.003	-0.003	-0.005	
Pond Size (acres)	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
Total Daily Loss (af/day)	-0.005	-0.002	0.001	0.004	0.006	0.005	0.011	0.009	0.005	0.003	-0.003	-0.005	
Total Daily Loss (gpd)	-1678	-577	192	1176	1828	1646	3687	2971	1731	1026	-983	-1625	
Days in Month	31	28	31	30	31	30	31	31	30	31	30	31	365
Total Annual Loss (afa)	0.0	0.0	0.0	0.1	0.2	0.2	0.4	0.3	0.2	0.1	0.0	0.0	1.3

Stacking and Expansion

The US Forest Service was also decreed two water rights for same culinary use at the cabin that has been on the Forest Service land since 1926. Water rights 21-4071, 21-11478, and 21-4071A appear to be duplicates of the same beneficial use. All rights describe the lower spring as a point of diversion,

¹ Allen, Richard G. and Clarence W. Robison, 2012. **Evapotranspiration and Consumptive Irrigation Water Requirements for Idaho: Supplement updating the Time Series through December 2008**, Research Technical Completion Report, Kimberly Research and Extension Center, University of Idaho, Moscow, ID

providing in-house use to the main cabin and/or caretaker's cabin. However, only 21-4071A includes the diversion from the upper spring, which provides water to the ponds. In discussion with the Forest Service, it was arranged that to prevent expansion of the water rights, both parties would agree to an allotment of one-half the daily allowed volume of 13,000 gpd and the applicant will surrender the portion of 21-4071A pertaining to in-house use. Thus, this transfer proposes to prevent expansion by reducing the daily allowable volume to 6,500 gpd for water right 21-4071A; an amount still sufficient to satisfy the calculated evaporative losses.

New Application for Permit

To provide for storage of water in the new pond and a flow-through component, applicant proposes to develop a new non-consumptive water right. The new permit will authorize the storage of 8 acre-feet within the proposed pond. It is proposed to provide first-time fill through a Water District 01 Rental Pool lease.

Diversion to Storage in the amount of 4.0 cfs will occur only during the non-irrigation season, when all other water rights from the spring are out of season. The diversion rate was derived from flow measurements taken by Rocky Mountain Environmental Associates during the 2016 and 2017 irrigation season. The spring flows are fairly constant and should be able to provide approximately 4.0 cfs during the off-season. This component will provide flow-through only to refresh the pond. No water diverted under this right will be stored in the pond. Measurement and control structures will be installed to ensure the outflow equals the inflow. Outflow will return to the ditch, which will discharge into Sheridan Creek at the historical location.

Summary

The applicant desires to develop a lined pond that can be maintained with the existing water right 21-4071A. To satisfy concerns of other ditch users, it is proposed to excavate the pond off-stream. It is also proposed to reduce the daily allowed volume under right 21-4071A to 6,500 gpd to prevent expansion of the water right. This volume is sufficient to provide the daily maintenance required to replace evaporative losses.

An Application for Permit seeks authorization for storage of water in the new pond and for an off-season flow-through. This right will not provide water for filling or maintaining the pond. First-time fill will be provided through a Water District 01 Rental Pool lease.

Appendix A

Measurement and Control

The attached conceptual sketch (Figure 1) provides a conceptual outline of measurement and control structures utilizing a standard contracted rectangular weir. This would accommodate the following:

- Diversion of 0.02 to 4.0 cubic feet per second (cfs) into the pond, depending on the water-right authorization at the time of diversion;
- Delivery downstream of any flows in the ditch above the quantity diverted into the pond;
- Measurement of flow into the pond using a standard device;
- Control of discharge to the pond by a gate that may be locked by the watermaster.

The required structures can be built by competent personnel using the conceptual sketch and the attached materials from the US Bureau of Reclamation Water Measurement Manual (Attachment 1). The following points are critical to success of the structures:

- The design elevation of the pond, and the geometry of the ditch (if any) from the weir blade to the pond need to be such that at full flow, the water-surface elevation in the ditch is at least 0.20 feet (approximately 2 3/8 inches) below the elevation of the weir blade. Though not sketched, it is acceptable for the weir blade to drop water directly into the pond;
- The bottom of the approach channel upstream of the weir blade needs to be level side to side and front to back, at least 0.9 feet below the elevation of the weir blade. This will allow accurate measurement of flow up to 4.0 cfs.
- Vent pipes need to allow air to enter just downstream of the weir blade and just below the elevation of the top of the blade;
- A staff gauge needs to be attached to the wall of the weir-blade structure at least 2.0 feet upstream of the weir blade, with the zero point on the staff gauge set at the elevation of the weir blade.
- The water-surface elevation at that point will be approximately 0.45 feet above the weir blade at a flow of 4.0 cfs.

- The lockable, adjustable slide gate and the top elevation of the ditch banks and the new check structure in the ditch need to accommodate the full-flow water surface elevation at the weir blade, plus adequate freeboard to protect the structures from overtopping. Because the source is spring-fed, with likely only small contributions from snowmelt and precipitation, this freeboard probably does not need to be very great. Figure 2 illustrates a similar structure.

Figure 2 Example photo of slide gate.



- The new check structure in the ditch should be large enough, and have a sill elevation low enough, to pass full flow in the ditch at times when the pond is not receiving any water.
- The weir blade should be level on top (side to side) and constructed as near as practical to the following US Bureau of Reclamation specifications:

“(1) The upstream face of the bulkhead should be smooth and have a vertical plane perpendicular to the axis of the channel.

(2) The upstream face of the weir plate should be smooth, straight, and flush with the upstream face of the bulkhead.

(3) The entire crest should be a level, plane surface which forms a sharp, right-angled edge where it intersects the upstream face. The thickness of the crest, measured in the direction of flow, should be between 0.03 and 0.08 inch (about 1 to 2 mm)² ...

(4).... Knife edges should be avoided because they are difficult to maintain.

The attached materials include a rating for a four-foot contracted rectangular weir. Use the column for a 4.0 length of weir. A target flow of 4.0 cfs would occur between a staff gauge reading of 0.44 and 0.45 feet (approximately 5 9/32" and 5 13/32" respectively), and is calculated to occur at a staff gauge reading of 0.4484 feet (5 3/8").

The target flow of 0.02 cfs would occur between a staff-gauge reading of 0.01 and 0.02 feet (approximately 1/8" and 1/4" respectively), and is calculated to occur at a staff gauge reading of 0.0131 feet (5/32").

At the outflow of the pond, a four-foot suppressed rectangular weir will be sufficient to confirm the off-season flow-through.

² This crest thickness is equivalent to approximately 1/32 to 3/32 of an inch. If the entire weir blade were this thin, it would not have the needed structural rigidity. Typical practice is to use 3/16" to 1/4" mild-steel plate, with a partial bevel on the downstream of the weir blade so that the top crest is 1/32 to 3/32 wide.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

April 12, 2018

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

BUNTS & SINGLES LLC
225 S 200 E STE 300
SALT LAKE CITY, UT 84111

Application For Permit No. 21-13254

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 April 19 and 26, 2018. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**on May 7, 2018 at 5:00 pm**).

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,



Sharla Cox
Administrative Assistant

CC: ROCKY MOUNTAIN ENVIRONMENTAL ASSOC
C/O KRISTIN MOORE
482 CONSTITUTION WAY STE 303
IDAHO FALLS, ID 83402



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 12, 2018

Idaho Department of Fish & Game
4279 Commerce Way
Idaho Falls ID 83401

Application to Permit No. 21-13254

IDF&G:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference.

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 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 after final publication.

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

Sincerely,

Sharla Cox
Administrative Assistance

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 12, 2018

Idaho Department of Lands
3563 Ririe Hwy
Idaho Falls ID 83401

Application to Permit No. 21-13254

Dept of Lands:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference.

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 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 after final publication.

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

Sincerely,

A handwritten signature in blue ink that reads "Sharla Cox". The signature is fluid and cursive, with the first name "Sharla" and last name "Cox" clearly visible.

Sharla Cox
Administrative Assistance

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 12, 2018

US Forest Service - Idaho Falls
1405 Hollipark Dr
Idaho Falls ID 83401-2100

Application to Permit No. 21-13254

Forest Service:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference.

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 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 after final publication.

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

Sincerely,

Sharla Cox
Administrative Assistance

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

April 12, 2018

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

Lyle Swank
Water District 01
900 N Skyline Dr Ste A
Idaho Falls ID 83402

RE: Application for Permit 21-13254

Dear Watermaster:

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

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 during regional review. 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.

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

Sincerely,

Sharla Cox
Administrative Assistant

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 12, 2018

Jim Haggendarth
PO Box 1128
Dillon MT 59725-1128

John M Marshall
John M Marshall Law PLLC
575 W Bannock St Ste B
Boise ID 83702

Application to Permit No. 21-13254

To whom it may concern:

The Department of Water Resources is seeking written comment and/or recommendations from you regarding the above referenced water right application. A copy of the application is enclosed for your reference.

This office is publishing the notice of the application; therefore, your prompt response to this request is appreciated. If you desire to formally protest the approval of these application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee for each application within 10 days after final publication.

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

Sincerely,

Sharla Cox
Administrative Assistance

Enclosure(s)

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, April 12, 2018 10:59 AM
To: 'legalnotices@postregister.com'
Subject: Legal Notice for your paper
Attachments: Post Register E-Mail.doc

Sharla

*Sharla Cox
Administrative Assistant
Idaho Dept of Water Resources
900 N Skyline Dr. Ste A.
Idaho Falls ID 83402
sharla.cox@idwr.idaho.gov
208-525-7161 phone
208-525-7177 fax*

April 12, 2018

Legal Notice Department

Post Register
PO Box 1800
Idaho Falls ID 83403

RE: Legal Adds for your paper

Dear Staci Dockery:

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 May 7, 2018. Your cooperation is appreciated.

Sincerely
Sharla Cox
Administrative Assistant
Dept of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161
208-525-7177 – fax

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

21-13254

BUNTS & SINGLES LLC

225 S 200 E STE 300

SALT LAKE CITY, UT 84111

Point of Diversion

NWSESW S6 T13N R41E

CLARK County

Source SPRING Tributary SHERIDAN CREEK

Use: RECREATION

11/01 to 04/15 4 CFS

Use: RECREATION STORAGE

01/01 to 12/31 8 AF

Total Diversion: 4 CFS

Date Filed: 3/28/2018

Place Of Use: RECREATION and RECREATION STORAGE

T13N R41E S7 NENW L1(NWNW)

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. 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 May 7, 2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on April 19 and 26, 2018

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

21-13254

BUNTS & SINGLES LLC

225 S 200 E STE 300

SALT LAKE CITY, UT 84111

Point of Diversion

NWSESW S6 T13N R41E

CLARK County

Source SPRING Tributary SHERIDAN CREEK

Use: RECREATION

11/01 to 04/15 4 CFS

Use: RECREATION STORAGE

01/01 to 12/31 8 AF

Total Diversion: 4 CFS

Date Filed: 3/28/2018

Place Of Use: RECREATION and RECREATION STORAGE

T13N R41E S7 NENW L1(NWNW)

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. 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 May 7, 2018. The protestant must also send a copy of the protest to the applicant.

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