

FEB 08 2018DEPT 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. 37-23099

1. Name of applicant(s) Hartley Rogers Phone 1-212-752-7850
Name connector (check one): ☐ and ☐ or ☐ and/or
Mailing address 610 Fifth Avenue, Suite 401 City New York
State NY ZIP 10020 Email _____
2. Name of representative, if any Brockway Engineering PLLC c/o Zach Latham Phone 1-208-736-8543
Mailing address 2016 Washington St. North Suite #4 City Twin Falls
State ID ZIP 83301 Email zach.latham@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 N/A.
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
5N	17E	23		SW	NW	NE	BLAINE	GROUND WATER	Existing Domestic Well

5. Water will be used for the following purposes:
- Amount 0.17 cfs for Heating purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)
- Amount 0.17 cfs for Cooling 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)
6. Total quantity to be appropriated is (a) 0.17 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. Existing domestic well will be used for heating and cooling supply for residence.
- 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 60 feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? Nov. 10th 2017; drilling firm Dirt Works;
well was drilled for (well owner) Lee / Gillman Builders; Drilling Permit No. 884343

For Department Use
Received by AM Date 2.8.2018 Time 4:00pm Preliminary check by _____
Fee \$ 100- Received by AM Receipt No. 5036569 Date 2.8.2018

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in kW. N/A.
 - Stockwatering; list number and kind of livestock. N/A.
 - Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
 - Domestic; show number of households N/A.
 - Other; describe fully. Non-consumptive heating and cooling uses for one residence.
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	
5N	17E	23		G, L															

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? NONE.
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.
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. Applicant seeks a non-consumptive heating and cooling water right for year round use in residence located on Blaine County parcel no. RP05N170238030, HES 128.
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.

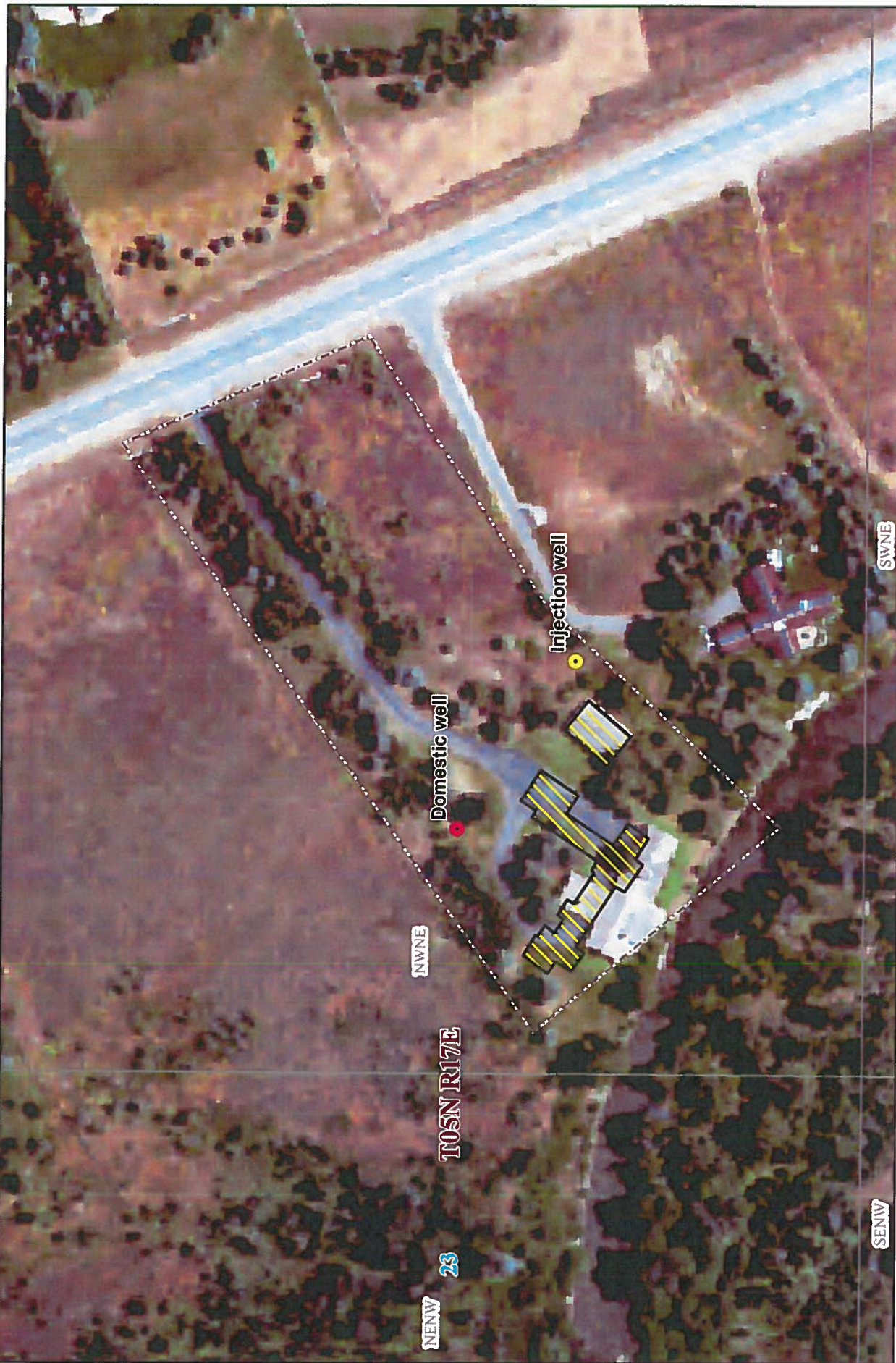
The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant

Harvey R. ROGERS
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)



HARTLEY ROGERS
HEATING & COOLING PERMIT 2018

BROCKWAY ENGINEERING, PLLC.
ICB - Date: 1/22/2018

2015 NAIP AERIAL



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

March 2, 2018

WATER DISTRICT #37
KEVIN LAKEY
107 W 1ST ST
SHOSHONE ID 83352

via e-mail

RE: Application For Permit No.(s): 37-23099

Dear Kevin:

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,

A handwritten signature in blue ink that reads "Denise Maline". The signature is written in a cursive, flowing style.

Denise Maline
Administrative Assistant

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 1, 2018

HARTLEY ROGERS
610 FIFTH AVE STE 401
NEW YORK, NY 10020

RE: Application For Permit No. 37-23099

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 MOUNTAIN EXPRESS** on **3/7/2018** and **3/14/2018**. 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 **March 26, 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, March 01, 2018 2:36 PM
To: Idaho Mountain Express
Subject: LEGAL NOTICE
Attachments: Idaho Mtn Express cover letter.docx; Idaho Mtn Express ad.doc

Attached please find (1) legal notice being submitted for publication on March 7th & 14th, 2018. Please feel free to contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

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, Suite 500 • Twin Falls, Idaho 83301-5858

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 1, 2018

LEGAL NOTICE DEPARTMENT
IDAHO MOUNTAIN EXPRESS
PO BOX 1013
KETCHUM, ID 83340

RE: Application For Permit No.(s): 37-23099, 71-10985

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 March 26, 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:

37-23099

HARTLEY ROGERS

610 FIFTH AVE STE 401

NEW YORK, NY 10020

Point of Diversion SWNWNE S23 T05N R17E BLAINE County Source GROUND WATER Tributary

Use: COOLING 01/01 to 12/31 0.17 CFS

Use: HEATING 01/01 to 12/31 0.17 CFS

Total Diversion: 0.17 CFS

Date Filed: 2/8/2018

Place Of Use: HEATING, COOLING

T05N R17E S23 NWNE

Application proposes to appropriate up to 0.17 cfs of ground water for heating and cooling purposes associated with a private residence. Water will be diverted from an existing well, used and reinjected at the site. The point of diversion and place of use are located approximately 5 miles north and 1.5 miles west of the intersection of Hwy 75 and Sun Valley Rd in Ketchum.

71-10985

UNITED STATES OF AMERICA ACTING THROUGH USDA FOREST SERVICE

2647 KIMBERLY RD

TWIN FALLS, ID 83301

Point of Diversion L7(NWSW) S31 T08N R14E BLAINE County Source GROUND WATER Tributary

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 1/8/2018

Place Of Use: DOMESTIC

T08N R14E S31 NWSW

Application for permit proposes to divert 0.04 cfs ground water from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 2.6 miles east and 17.1 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water tributary to a federally designated Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or for a full description of the right(s), please see www.idwr.idaho.gov/WaterManagement/WaterRights/#NewListings. 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, 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 **March 26, 2018**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on March 7th & 14th, 2018



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

FEB 08 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

February 5th, 2018

Mr. Corey Skinner
Idaho Department of Water Resources
650 Addison Ave W, Ste 500.
Twin Falls, ID 83301-3380

RE: Daniels- Water Right Permit and Injection Well Inventory Form.

Dear Corey,

On behalf of Mr. Hartley Rogers, Brockway Engineering is filing a non-consumptive water right permit application for heating and cooling uses for the Rogers residence located at 13370 State Highway 75, north of Ketchum, ID. The water right permit seeks to pump up to 0.17 cfs from an existing production well for year round heating and cooling uses. Water diverted under this permit will run through a closed loop heating and cooling system within the residence and return it to the aquifer through a proposed injection well. An injection well permit application has also been filled out and is attached along with a map and flow rate requirements from the heating and cooling contractor.

✓ sent to
S.O.
Dmr

Also included is a check from Brockway Engineering in the amount of \$200.00 to cover the water right permit application (\$100.00) and the injection well permit application (\$100.00). Please copy our office on all correspondence regarding these water right permit and injection well applications. Don't hesitate to call our office should you have any further questions or comments. Thanks for your time and assistance on this matter.

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

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

Regards,

Zach Latham, M.S., Hydrologist

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

Enclosures: (1) Water Right Permit Application, Map, Flow Requirements.
(1) Injection Well Permit Application.
(1) Brockway Engineering Check # 14500

Cc: Mr. Hartley Rogers
Lee Gillman Builders c/o: James Fisher