

RECEIVED

SEP 28 2017

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESIdent. No. 21-13235**APPLICATION FOR PERMIT**
To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Shovelback Holdings LLC Phone 208-351-6236
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 1493 W 5000 N City Rexburg
 State ID ZIP 83440 Email _____
2. Name of representative, if any Rocky Mountain Environmental Assoc., Inc. Phone 208-524-2353
 Mailing address 482 Constitution Way Ste 303 City Idaho Falls
 State Idaho 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 Ground water which is a tributary of NA
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
15N	43E	20			SW	SW	Fremont	Ground water	
15N	43E	20			SW	SW	Fremont	Ground water	Existing well

5. Water will be used for the following purposes:
 Amount 0.58 cfs for Commercial 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)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) 0.58 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. A new well will be drilled for the expansion of the campground. It will be tied into the existing water system.
- 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 8-10 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? circa 1985; drilling firm Lamar Barrus;
 well was drilled for (well owner) Brent Webster; Drilling Permit No. _____

Received by SC Date 9/28/17 Time _____ Preliminary check by _____
 Fee \$ 500 Received by SC Receipt No. 2043427 Date 9/28/17

*overpaid - Refunded \$250⁰⁰ to RME. ✓
 21-13235

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. Commercial-expansion to existing Red Rock Campground, an additional 44 RV campsites, a clubhouse with laundry facilities, a manager's cabin, and an office.

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	
15N	43E	20											C						

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 # 21-7360 provides for the original campground. This water right is proposed to be non-consumptive--no irrigation. An irrigation right may be pursued independently.

- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

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

TREVER J E INERSON

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

Narrative in Support of Application of Permit Shovelback Holdings LLC

Applicant recently purchased the Red Rock Campground, nearby Henry's Lake in Fremont County, Idaho and desires to expand the campground. This application proposes to obtain a new water right for non-consumptive use for the expansion of the original campground.

Existing Campground

The existing water right #21-7360 was decreed for the original portion of the campground, allowing a commercial use of 0.04 cfs and 0.5 afa. This was based upon the development of 46 RV sites with an allowance of 25 gallons per day per site for 152 days, according to the Beneficial Use Field Report. Updated requirements from Idaho Department of Environmental Quality¹ (DEQ) for daily volume for an RV site is now 125 gallons per day per site. Therefore, the existing water right is now deficient to satisfy the demands of the existing campground.

Proposed Campground

It is proposed that the campground be enlarged to a total of 90 RV sites, with a clubhouse (including showers, sinks, and toilets), a laundry facility, a manager's cabin, and an office with a pavilion. Below are three tables showing the calculations and justifications used to determine the diversion rate and volume required to operate the campground. The diversion rate proposed in the application is based upon a likely maximum instantaneous diversion rate. Average daily diversion rate will be less.

The quantities calculated for this new permit were determined using the water requirements of the entire campground (existing plus proposed addition), by fixture or connection, less the existing water right. This is to ensure that the existing campground will be permitted for the updated quantity requirement of DEQ while total water use does not exceed the amount authorized. Table 3 shows the final rate and volume requested under this permit.

Table 1. Rate Calculations

Connection	Number	GPM/Unit	Total GPM	Notes
Cabin	1	10	10	Assume 2 fixtures running at once
Office	1	10	10	"
Garden Hose	2	5	10	
RV	90	1.5	135	5 gal/min/unit x 30% duty cycle
Laundry	8	4	32	IDWR per-fixture guide
Clubhouse Sinks	6	5	30	per-fixture rate
Clubhouse Showers	10	5	50	per fixture rate
Total			277	Equals 0.62 cfs

¹ IDAPA 58.01.03.007

Table 2. Volume Calculations

Connection	Number	Gal/day	Total Gallons @ 152 days	Notes
Cabin	1	200	30400	Chart 007 ¹ 2-bedroom home
Office	1	40	6080	Chart 007 20 gal/day/employee x 2 employees
Garden Hose	2	100	30400	Assume 20 min/day for misc. usage
RV	90	125	1710000	IDEQ 125 gal/day
Laundry	8	120	145920	40 gallons/load x 3 loads/day
Clubhouse Sinks	6	5	30	5 gal/min x 60 minutes total
Clubhouse Showers	10	5	50	5 gal/min x 120 minutes total
Total			2287600	Equals 7.02 acre feet

Table 3. Needed for New Water Right

	CFS	AFA
Total Needed	0.62	7.02
21-7360	0.04	0.50
New WR	0.58	6.52

System

The existing well has a capacity of approximately 0.09 cfs. Therefore, a new well would be drilled on the opposite side of the campground to provide additional capacity for the system. The new well and water system expansion would be integrated into the existing water system to provide up to date water requirements for an RV campground facility.

Irrigation

This application does not propose any irrigation. A water right for irrigation of any open spaces in the campground may be pursued independently.



0 150 300 600 Feet

2015 Aerial Photography

Legend

-  Approx. Existing POD
-  New POD
-  Approx. Place of Use
-  Twp & Rng
-  Section
-  QQ



21-1323

Application for Permit

Shovelback Holdings LLC

RMEA #17-0094

by: KM

September 21, 2017



Rocky Mountain
ENVIRONMENTAL
ASSOCIATES, INC.

FILED EFFECTIVE



CERTIFICATE OF ORGANIZATION LIMITED LIABILITY COMPANY

(Instructions on back of application)

09 OCT 16 AM 8:24

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited liability company is:

SHOVELBACK HOLDINGS, LLC

2. The complete street and mailing addresses of the initial designated/principal office:

1105 COYOTE WILLOW WAY, REXBURG, ID 83440

(Street Address)

(Mailing Address, if different than street address)

3. The name and complete street address of the registered agent:

TREVER EINERSON

(Name)

1105 COYOTE WILLOW WAY, REXBURG, ID 83440

(Street Address)

4. The name and address of at least one member or manager of the limited liability company:

Name

Address

TREVER EINERSON

1105 COYOTE WILLOW WAY, REXBURG, ID

83440

5. Mailing address for future correspondence (annual report notices):

1105 COYOTE WILLOW WAY REXBURG, ID 83440

6. Future effective date of filing (optional):

Signature of organizer(s). (An organizer is a member, or is acting in behalf of a member or members).

Signature

Typed Name: TREVER EINERSON

Signature

Typed Name:

Secretary of State use only

 IDAHO SECRETARY OF STATE
 10/16/2009 05:00
 CK: 2456 CT: 171497 BH: 1191432
 1 @ 100.00 = 100.00 ORGAN LLC # 2
 Revised 07/2006

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 10/16/2009 05:00
 CK: 2456 CT: 171497 BH: 1191432
 1 @ 100.00 = 100.00 ORGAN LLC # 2

W87696



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

October 12, 2017

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

SHOVELBACK HOLDINGS LLC
1493 W 5000 N
REXBURG, ID 83440

Application For Permit No. 21-13235

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 REXBURG STANDARD JOURNAL on October 20 and 27, 2017. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**on November 6, 2017 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,

A handwritten signature in blue ink, appearing to read 'Sharla Cox', is written over a circular blue stamp. The stamp is partially visible and contains some illegible text.

Sharla Cox
Administrative Assistant

CC: ROCKY MTN ENVIROMENTAL
482 CONSTITUTION
IDAHO FALLS, ID 83402-3537



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

October 11, 2017

Idaho Department of Environmental Quality
900 North Skyline, Suite B
Idaho Falls, ID 83402

Application to Permit No. 21-13235

DEQ:

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 written in a cursive style with a large, looping initial 'S'.

Sharla Cox
Administrative Assistant

Enclosure(s)

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, October 12, 2017 9:00 AM
To: 'stubbs@journalnet.com'
Subject: Legal Notice for your paper - Rexburg Standard Journal Account #241525
Attachments: Rexburg Standard Journal.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*

THIS EMAIL MAY CONTAIN MORE THAN ONE PAGE!

October 12, 2017

Legal Notice Department

Rexburg Standard Journal / Herald Chronicle

PO Box 10

Rexburg ID 83440

RE: Legal Ad for your paper

Dear LEGAL NOTICE DEPARTMENT:

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 for **ACCOUNT NUMBER 241525**. Please send the affidavit and bill to this office before November 6, 2017. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

**PLEASE PUT IN NORMAL COLUMN AND NO BORDERS.
THANK YOU.**

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

21-13235

SHOVELBACK HOLDINGS LLC

1493 W 5000 N

REXBURG, ID 83440

Point of Diversion

SWSW S20 T15N R43E

SWSW S20 T15N R43E

FREMONT County

Source GROUND WATER Tributary

Use: COMMERCIAL

01/01 to 12/31 0.58 CFS

Total Diversion: 0.58 CFS

Date Filed: 9/28/2017

Place Of Use: COMMERCIAL

T15N R43E S20 SWSW

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 together with a protest fee of \$25.00 for each application on or before November 6, 2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on October 20 and 27, 2017

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