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OCT 07 2016

FORM 202 Rev. 07/16

IDWR / NORTH

81257

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Ident. No.

98-7974

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Highpoint Ventures of Pensacola, LLC Phone 208-267-0514
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 1907 Highway 1, Bonners Ferry, ID 83805 Email jamesa718@comcast.net
2. Name of representative, if any Brian Domke Phone 208-610-9853
 Mailing address PO Box 711, Sagle, ID 83860 Email brian.domke@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 providing authority to sign for the applicant.
3. Source of water supply Groundwater which is a tributary of N/A
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
64N	01E	17			NW	NE	Boundary	Groundwater	

5. Water will be used for the following purposes:
- Amount 8.6 AF for irrigation storage purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 6.0 AF for irrigation from storage purposes from 4/1 to 10/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 2.7 AF for stockwater storage purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 0.1 AF for stockwater from storage purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) _____ cubic feet per second (cfs) and/or (b) 8.7 acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. Groundwater fed pond dug into ground.
- b. Height of storage dam <4' 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 11. 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 db Date 10/7/16 Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by db Receipt No. N032222 Date 10/7/16

8. Description of proposed uses (if irrigation only, go to item 8):
- Hydropower; show total feet of head and proposed capacity in kW. _____
 - Stockwatering; list number and kind of livestock. 10 Head Mixed Stock
 - 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	
64N	01E	17		1															1.0
64N	01E	17		S, F															
64N	01E	17					1												1.0

Total number of acres to be irrigated: 2.0

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? Irrigation for gardens, greenhouses, landscaping and/or pasture.
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: _____
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Excavate into existing grade to create a groundwater fed pond approximately 125' wide x 125' long x 5' average depth.
13. Time required for completion of works and application of water to proposed beneficial use is 3 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.

James Sporl
 Signature of Applicant
 James Sporl
 Print Name (and title, if applicable)

 Signature of Applicant

 Print Name (and title, if applicable)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. _____

Season of Use/Purpose of Use Supplement

Attachment to: ☒ Application for Permit to Appropriate Water ☐ Adjudication Claim ☐ Beneficial Use Field Report
☐ Application for Amendment of Permit ☐ Statutory Claim

Water will be used for the following purposes:

Amount <u>2.6 AF</u> (cfs or acre-feet per year)	for <u>fire protection storage</u>	purposes from <u>1/1</u> to <u>12/31</u> (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per year)	for _____	purposes from _____ to _____ (both dates inclusive)

ATTACHMENT

Total Storage Calculations (Pond Size Only)

FILE NUMBER	HIGHPOINT
REVIEWER	ADAM FREDERICK
DATE	9/19/2016

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total seepage, evaporation and fill capacity required for a pond.

User Input
Calculated value
Formula Explanations

Surface Area (AC.)	0.4	"Surface Area" is automatically carried over from the "Seepage Loss" sheet.
Average Pond Depth (FT.)	5	"Average Pond Depth" depicts the actual depth of the pond either measured or estimated. Note: If you know the maximum depth and not the average depth, the Field Examiner's Handbook suggests multiplying the maximum depth by 0.4 to get the average depth, or you can use any method that seems reasonable to attain average depth.
Pond Capacity (AF)	2	Pond Capacity is calculated by multiplying the Pond Surface Area by the Average Pond Depth. If you know the capacity, divide the capacity by surface area and enter the average pond depth in the space above. Note: If pond capacity is determined using a method shown on the "Pond Capacity" sheet, the user may need to modify the value of "Pond Capacity" (cell B9) manually. Note that if the value is modified manually, the formula will be altered for future use.

Multiple Fill Volume Above Initial Fill to Fulfill From Storage Needs- "Multiple Fills" (AF)	0	The "Multiple Fill Volume Above Initial Fill" is the acre-feet of water required to meet a <i>from storage</i> component if the <i>from storage</i> component exceeds a one time fill. This section should not include the amount of water needed to fill the pond initially or the amount of water needed to maintain the pond level due to evaporation or seepage. For example: If a pond has a capacity of 5 acre feet and 2.5 acre feet of seepage and evaporation, but the pond is used for irrigation that requires 10 acre feet of from storage for the irrigation use, then you would insert 5 acre feet into this location (10 acre feet needed - 5 acre feet from the initial fill = 5 acre feet of additional storage needed). Note: You must have a "From Storage" component exceeding the initial fill on the permit to include a volume in this space.
Estimated Seepage Loss (AF)	0.0	The "Estimated Seepage Loss" is automatically carried over from the "Seepage Loss" sheet.
Estimated Evaporation Loss (AF)	0.6	The "Estimated Evaporation Loss" is automatically carried over from the "Evaporation Loss" sheet.
Total Volume Required (AF)	2.6	The "Total Volume Required" is calculated by adding the Pond Capacity, Multiple Fills, Seepage Loss, and Evaporation Loss amounts to determine the total amount of storage required.

ATTACHMENT

Total Storage Calculations (Stockwater Storage)

FILE NUMBER	HIGHPOINT
REVIEWER	ADAM FREDERICK
DATE	9/19/2016

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total seepage, evaporation and fill capacity required for a pond.

User Input
Calculated value
Formula Explanations

Surface Area (AC.)	0.4	"Surface Area" is automatically carried over from the "Seepage Loss" sheet.
Average Pond Depth (FT.)	5	"Average Pond Depth" depicts the actual depth of the pond either measured or estimated. Note: If you know the maximum depth and not the average depth, the Field Examiner's Handbook suggests multiplying the maximum depth by 0.4 to get the average depth, or you can use any method that seems reasonable to attain average depth.
Pond Capacity (AF)	2	Pond Capacity is calculated by multiplying the Pond Surface Area by the Average Pond Depth. If you know the capacity, divide the capacity by surface area and enter the average pond depth in the space above. Note: If pond capacity is determined using a method shown on the "Pond Capacity" sheet, the user may need to modify the value of "Pond Capacity" (cell B9) manually. Note that if the value is modified manually, the formula will be altered for future use.

Multiple Fill Volume Above Initial Fill to Fulfill From Storage Needs- "Multiple Fills" (AF)	0.1	The "Multiple Fill Volume Above Initial Fill" is the acre-feet of water required to meet a from storage component if the from storage component exceeds a one time fill. This section should not include the amount of water needed to fill the pond initially or the amount of water needed to maintain the pond level due to evaporation or seepage. For example: if a pond has a capacity of 5 acre feet and 2.5 acre feet of seepage and evaporation, but the pond is used for irrigation that requires 10 acre feet of from storage for the irrigation use, then you would insert 5 acre feet into this location (10 acre feet needed - 5 acre feet from the initial fill = 5 acre feet of additional storage needed). Note: You must have a "From Storage" component exceeding the initial fill on the permit to include a volume in this space.
Estimated Seepage Loss (AF)	0.0	The "Estimated Seepage Loss" is automatically carried over from the "Seepage Loss" sheet.
Estimated Evaporation Loss (AF)	0.6	The "Estimated Evaporation Loss" is automatically carried over from the "Evaporation Loss" sheet.
Total Volume Required (AF)	2.7	The "Total Volume Required" is calculated by adding the Pond Capacity, Multiple Fills, Seepage Loss, and Evaporation Loss amounts to determine the total amount of storage required.

ATTACHMENT

Total Storage Calculations (Irrigation of 2 Acres)

FILE NUMBER	HIGHPOINT
REVIEWER	ADAM FREDERICK
DATE	9/19/2016

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total seepage, evaporation and fill capacity required for a pond.

User Input
Calculated value
Formula Explanations

Surface Area (AC.)	0.4	"Surface Area" is automatically carried over from the "Seepage Loss" sheet.
Average Pond Depth (FT.)	5	"Average Pond Depth" depicts the actual depth of the pond either measured or estimated. Note: If you know the maximum depth and not the average depth, the Field Examiner's Handbook suggests multiplying the maximum depth by 0.4 to get the average depth, or you can use any method that seems reasonable to attain average depth.
Pond Capacity (AF)	2	Pond Capacity is calculated by multiplying the Pond Surface Area by the Average Pond Depth. If you know the capacity, divide the capacity by surface area and enter the average pond depth in the space above. Note: If pond capacity is determined using a method shown on the "Pond Capacity" sheet, the user may need to modify the value of "Pond Capacity" (cell B9) manually. Note that if the value is modified manually, the formula will be altered for future use.
Multiple Fill Volume Above Initial Fill to Fulfill From Storage Needs- "Multiple Fills" (AF)	6	The "Multiple Fill Volume Above Initial Fill" is the acre-feet of water required to meet a from storage component if the from storage component exceeds a one time fill. This section should not include the amount of water needed to fill the pond initially or the amount of water needed to maintain the pond level due to evaporation or seepage. For example: If a pond has a capacity of 5 acre feet and 2.5 acre feet of seepage and evaporation, but the pond is used for irrigation that requires 10 acre feet of from storage for the irrigation use, then you would insert 5 acre feet into this location (10 acre feet needed - 5 acre feet from the initial fill = 5 acre feet of additional storage needed). Note: You must have a "From Storage" component exceeding the initial fill on the permit to include a volume in this space.
Estimated Seepage Loss (AF)	0.0	The "Estimated Seepage Loss" is automatically carried over from the "Seepage Loss" sheet.
Estimated Evaporation Loss (AF)	0.6	The "Estimated Evaporation Loss" is automatically carried over from the "Evaporation Loss" sheet.
Total Volume Required (AF)	8.6	The "Total Volume Required" is calculated by adding the Pond Capacity, Multiple Fills, Seepage Loss, and Evaporation Loss amounts to determine the total amount of storage required.

ATTACHMENT

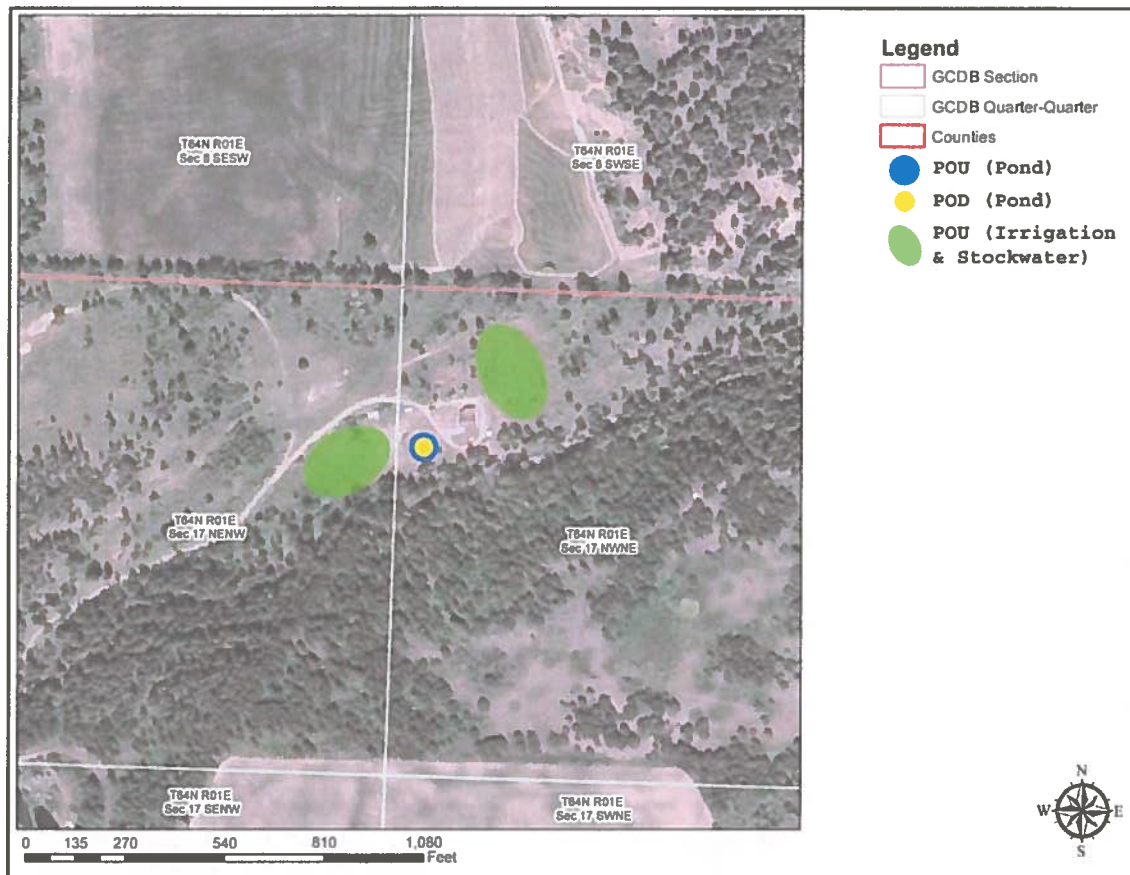
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho
Appendix – A
MAP of PROPOSED PROJECT - POND

Name of Applicant: Hipoint Ventures of Pensacola, LLC

Mailing Address: 1907 Highway 1, Bonners Ferry, ID 83805

Source of Water Supply: Groundwater

Township: 64N, Range: 1E, Section: 17



Prepared By:



phone: 208.610.9853 address: PO Box 711, Sagle, Idaho 83860

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, November 10, 2016 2:08 PM
To: Legal Notices BF Herald; Legal Notices BF Herald - Linda Johnson
Cc: Case, Morgan; Frederick, Adam; Maxey, Shaun
Subject: FW: Application for Permit No. 98-7974, 98-7975
Attachments: LegalNotice 11-10-16 BFH e-mail 98-7974, 7975.doc

Oops – sent without finishing my e-mail. Re-sending,

Hi, Linda,

Please publish the attached legal notice on the dates indicated, November 17 and 24, 2016, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

This should be very close to press ready – for 2-column, 8pt, Century Old Style font. Hopefully it will be close enough to just copy and paste, with very little modification required. Please note the area(s) under **USE** containing dates and water amounts that are offset and lined up. Our legal should appear in this format.

Please also send a proof/preview copy for my review before this actually goes to press.

If you have any questions, please contact me as early as possible.

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 12/5/2016. Your cooperation is always appreciated. It is a pleasure to be able to work with you.

Thanks for all your super help in preparing our legals.

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
208-762-2800 Fax 208-762-2819

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

98-7974

HIGH POINT VENTURES OF PENSACOLA LLC

1907 HIGHWAY 1

BONNERS FERRY, ID 83805-5111

Point of Diversion NWNE S17 T64N R01E BOUNDARY CO

Source GROUND WATER

Use: FIRE PROTECTION Storage	01/01 to 12/31	2.6 AF
Use: IRRIGATION from Storage	04/01 to 10/31	6 AF
Use: IRRIGATION Storage	01/01 to 12/31	8.6 AF
Use: STOCKWATER from Storage	01/01 to 12/31	0.1 AF
Use: STOCKWATER Storage	01/01 to 12/31	2.7 AF

Total Diversion: 8.7 AF

Date Filed: 10/7/2016

Place of Use: IRRIGATION STORAGE T64N R01E S17 NWNE

Place of Use: IRRIGATION from STORAGE T64N R01E S17

NWNE NENW

Place of Use: STOCKWATER Storage T64N R01E S17 NWNE

Place of Use: STOCKWATER from Storage T64N R01E S17 NWNE

Place of Use: FIRE PROTECTION Storage T64N R01E S17 NWNE

Total Acres: 2

Stockwater use is for 10 head of mixed stock.

98-7975

TIM L HARLAN

REBECCA M HARLAN

PO BOX B

BONNERS FERRY, ID 83805

Points of Diversion(2) NESW S32 T64N R01E BOUNDARY CO

Source GROUND WATER

Use: COMMERCIAL	01/01 to 12/31	0.02 CFS
Use: DOMESTIC	01/01 to 12/31	0.04 CFS
Use: STOCKWATER	01/01 to 12/31	0.02 CFS

Total Diversion: 0.08 CFS

Date Filed: 8/19/2016

Place of Use: DOMESTIC T64N R01E S32 NESW SESW

Place of Use: STOCKWATER T64N R01E S32 NESW NWSW

SWSW

Place of Use: COMMERCIAL T64N R01E S32 NWSW SWSW

Domestic use is for 1 home.

Stockwater use is for 200 head of goats.

Commercial use is for dairy goat operation.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208) 762-2800; or for a full description of the right(s), please see:

<http://www.idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/>

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, Northern Region, 7600 Mineral Drive, Suite 100, Coeur D' Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 12/5/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 11/17/2016 and 11/24/2016



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive. Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

November 10, 2016

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

HIGH POINT VENTURES OF PENSACOLA LLC
1907 HIGHWAY 1
BONNERS FERRY, ID 83805-5111

Application For Permit No. 98-7974

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 BONNERS FERRY HERALD on 11/17/2016 and 11/24/2016. 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,

Adam Frederick

Adam Frederick
Senior Water Resource Agent

CC: BRIAN DOMKE
PO BOX 711
SAGLE, ID 83860