

RECEIVED

Ident. No. 36-17064

FEB 22 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

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

1. Name of applicant(s) Hagerman Wings Farm, LLC Phone 208-837-9153
Name connector (check one): ☐ and ☐ or ☐ and/or
Mailing address 823 East 2700 South City Hagerman
State ID Zip 83332 Email _____
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
7S	13E	16	3		NE	SE	Gooding	Groundwater	Domestic Well

4. Water will be used for the following purposes:
Amount 0.04 cfs for Domestic 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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
5. Total quantity to be appropriated is (a) 0.04 cubic feet per second (cfs) and/or (b) _____ acre feet per year (af).
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source. Well, pump and pipes

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 11. For dams 10 feet or more in height OR reservoirs with a total 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? 8/4/2006; drilling firm Eaton Drilling and Pump;
well was drilled for (well owner) John Shaw; Drilling Permit No. Tag No. D0043168
7. Description of proposed uses (if irrigation only, go to item 8):
a. Hydropower; show total feet of head and proposed capacity in kW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; complete and attach the Municipal Water Right Application Checklist.
d. Domestic; show number of households 1 home
e. Other; describe fully. _____

8. 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	
7S	13E	16				D									D				
															3				

Total number of acres to be irrigated: _____ PER 3/3/16 E-MAIL FROM ERIC POWELL

9. 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?

10. 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:

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

The purpose of this application is to obtain a water right for an existing domestic well.

12. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

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

Signature of Applicant

Print Name (and title, if applicable)

Print Name (and title, if applicable)

For Department Use:

Received by DM Date 2.22.2016 Time 12:15pm Preliminary check by _____
 Fee \$ 100 - Received by DM Receipt No. 3035287 Date 2.22.2016



**HAGERMAN WINGS FARM
NEW DOMESTIC WATER RIGHTS
T. 07S., R. 13E.
NAIP 2013 AERIAL PHOTOGRAPH**

Legend
Proposed POU
New Domestic WR
Hagerman Wings Farm

Feet
0 200 400 800

BROCKWAY ENGINEERING, PLLC.
GEP - OCTOBER 23, 2015

No. W 42494	Due no later than Sep 30, 2015 Annual Report Form		2. Registered Agent and Office (NOT A P.O. BOX) JOHN SHAW 823 E 2700 S HAGERMAN ID 83332
Return to: SECRETARY OF STATE 450 N 4th STREET PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. HAGERMAN WINGS FARM, LLC 823 E 2700 S HAGERMAN ID 83332		3. <u>New</u> Registered Agent Signature.
4. Limited Liability Companies: Enter Names and Addresses of Managers OR Members. See Instructions.			
Manager or Member Name Street or PO Address City State Country Postal Code			
Manager ☒ Member ☐ John Shaw 823 E. 2700S Hagerman, ID 83332			
Manager ☐ Member ☒ Beverly Shaw 823 E. 2700S Hagerman, ID 83332			
Manager ☐ Member ☐			
Manager ☐ Member ☐			
5. Organized Under the Laws of: IDAHO W 42494		6. Signature: <u>John Shaw</u> Name (type or print): <u>John Shaw</u> Date: <u>9/21/15</u> Title: <u>Manager/owner</u>	
Issued 07/21/2015 by TLB		131582	

INSTRUCTIONS FOR THE IDAHO ANNUAL REPORT FORM

Block 1: Entity name may not be altered through the use of this form. Pay special attention to the mailing address. If the correct mailing address is not given in Block 1, strike it out and write in the correct address. **Note:** To ensure future mailings the



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 10, 2016

HAGERMAN WINGS FARM LLC
823 E 2700 S
HAGERMAN, ID 83332

RE: Application For Permit No. 36-17064

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 **TIMES NEWS on 3/17/2016 and 3/24/2016**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**April 4, 2016**).

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
C/O ERICK POWELL
2016 N WASHINGTON ST STE 4
TWIN FALLS, ID 83301

Maline, Denise

From: Maline, Denise
Sent: Thursday, March 10, 2016 11:45 AM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News Cover Letter.docx; Times News Ad.doc

Attached please find (1) legal notice being submitted for publication on March 17th & 24th, 2016. 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
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



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March 10, 2016

LEGAL NOTICE DEPARTMENT
TIMES NEWS
PO BOX 548
TWIN FALLS, ID 83303-0548

RE: Application For Permit No.(s): 36-17064

RE: Transfer No. 80573
Water Right No(s): 36-2257, 36-7517

RE: Transfer No. 80707
Water Right No(s): 36-2357, 36-2574, 36-7629, 36-7828, 36-7839

RE: Transfer No. 80727
Water Right No(s): 47-17654, 47-17655

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 April 4, 2016. 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:

36-17064

HAGERMAN WINGS FARM LLC

823 E 2700 S

HAGERMAN, ID 83332

Point of Diversion L3(NESE) S16 T07S R13E GOODING County Source GROUND WATER Tributary

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

Total Diversion: 0.04 CFS

Date Filed: 2/22/2016

Place Of Use: DOMESTIC

T07S R13E S16 L3(NESE)

Application proposes diverting up to 0.04 cfs for domestic uses associated with a home. An existing well will service the home that is located approximately 1.5 miles west of the City of Hagerman.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80573**

VANDERVEGT DAIRY LLC, 4098 HIDDEN LAKES DR, KIMBERLY, ID 83341; has filed Application No. 80573 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-2257, 36-7517. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes moving portions of two irrigation ground water rights for use in a new place of use using two existing wells on an existing farm located approximately 4.4 to 4.6 miles north and 6.3 to 6.9 miles west of Paul. The total allowed diversion for the moved portions will be 0.25 cfs for the irrigation of 14.5 acres. The current place of use and points of diversion are located approximately 3.8 to 4.8 miles north and 5.2 to 6.2 miles west of Paul.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80707**

FRANK J SUCHAN, 931 W 500 N, PAUL, ID 83347; has filed Application No. 80707 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-2357, 36-2574, 36-7629, 36-7828, 36-7839. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes the creation of a 716.0 acre Permissible Place of Use (PPU) consisting of five ground water rights totaling 8.02 cfs that allow for the irrigation of 396.0 acres. The rights are currently appurtenant to ground located approximately 5.3 to 6.0 miles north and 3.0 to 4.0 miles west of Paul. The proposed PPU will be located approximately 5.3 to 7.0 miles north and 3.0 to 4.0 miles west of Paul. The transfer will also identify two existing wells and a new well to be drilled as authorized points of diversion for the five rights with all three wells being located within the proposed PPU. The transfer proposes allowing for the irrigation of 396.0 acres within the proposed 716.0 acre PPU. Note that portions of some of the rights are currently enrolled in the Conservation Reserve Enhancement Program (CREP) and the Water Supply Bank resulting in 283.9 acres currently available to be irrigated within the proposed 716.0 acre PPU.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80727**

MICHAEL ZOBOTT and HATTIE ZOBOTT, 19950 HWY 30, BUHL, ID 83316; has filed Application No. 80727 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-17654, 47-17655. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to change the authorized point of diversion of two ground water rights to a new well to be drilled located approximately 5.6 miles north and 3.5 miles west of the city of Buhl. The two water rights allow for the diversion of 0.04 cfs and 9.2 af for domestic, heating and recreation uses.

Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. For additional information on new permits, please see www.idwr.idaho.gov/WaterManagement/WaterRights/#NewListings. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Southern Region, 650 Addison Ave W, Ste 500, Twin Falls, ID 83301 together with a protest fee of \$25.00 for each application on or before April 4, 2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on March 17th & 24th, 2016



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 10, 2016

NATHAN ERICKSON
WATER DISTRICT #130
650 ADDISON AVE W, STE 500
TWIN FALLS, ID 83301

Via hand delivery

RE: Application For Permit No. 36-17064

RE: Transfer No. 80573
Water Right No(s): 36-2257, 36-7517

RE: Transfer No. 80707
Water Right No(s): 36-2357, 36-2574, 36-7629, 36-7828, 36-7839

Dear Nathan:

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 watermaster, 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,

Denise Maline
Administrative Assistant

Enclosure(s)

Reeder, Jana

From: Erick Powell [erick.powell@brockwayeng.com]
Sent: Thursday, March 03, 2016 10:37 AM
To: Reeder, Jana
Subject: RE: Hagerman Wings 36-17064

Hi Jana,

Thanks for your message. I have reviewed the application and the map, and agree that there is an error. The correct location is shown on the map, and the domestic place of use should be NESE Section 16, T7S R16E.

Cheers,
Erick

From: Reeder, Jana [mailto:Jana.Reeder@idwr.idaho.gov]
Sent: Friday, February 26, 2016 4:28 PM
To: erick.powell@brockwayeng.com
Subject: Hagerman Wings 36-17064

Hi Erick,

I am working on John Shaw's domestic application for permit.. it appears that the map and legal description submitted with the application for the new place of use do not match. Could you verify the legal for the new POU.

Thanks,
Jana

No virus found in this message.
Checked by AVG - www.avg.com
Version: 2015.0.6189 / Virus Database: 4533/11680 - Release Date: 02/22/16



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Hydraulics

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Water Resources

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FEB 22 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

February 17, 2016

Mr. Allen Merritt
Idaho Department of Water Resources
650 Addison Avenue West, Suite 500
Twin Falls, ID 83301-5858

Re: Water Right Applications for John Shaw/Hagerman Wings Farm

Dear Allen:

Enclosed with this letter is a notice of change of ownership and three permit applications for Hagerman Wings Farm, owned by John Shaw.

Water right no. 36-10520 is a domestic water right that should have been conveyed to Hagerman Wings Farm when the property was acquired and all of the other water rights appurtenant to the property had ownership changed in 2005. The fee of \$25 is included.

The first permit application is for a new domestic water right at Mr. Shaw's residence. The residence was constructed in 2006, and Mr. Shaw wishes to obtain a water right for domestic use. The fee of \$100 is included.

The other two permit applications are for waste water rights for non-consumptive wildlife purposes. Mr. Shaw holds several wildlife water rights under his private name and the name of Hagerman Wings Farm. The source water is primarily from Billingsley Creek, which is diverted to the property via Sands Ditch. Mr. Shaw's property is located at the end of Sands Ditch, and excess water from Sands Ditch flows into the Snake River. The first waste water permit seeks to divert up to 10 cfs of waste water in Sands Ditch for wildlife use. Mr. Shaw already has 27.7 cfs of wildlife water rights delivered through the Sands Ditch, but occasionally, more water is available and he wishes to divert an additional 10 cfs to flow through his surface diversion before it joins the Snake River. No consumptive use will occur, as the place of use is already covered by multiple wildlife rights. The fee of \$650 is included.

The second waste water permit is for waste water from Donkey Springs to also be used for Wildlife purposes. Donkey Springs water current sinks into the ground on the Turner property just north of the proposed point of diversion. Mr. Shaw will divert 2.5 cfs of waste water from Donkey Springs and allow it to run through his surface system, and will return the diverted

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

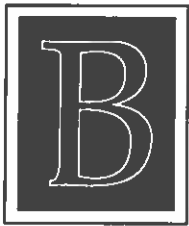
CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506



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Water Resources

Applications for J. Shaw
February 17, 2016

Page 2

flow rate to the Turner property to sink into the ground. The fee of \$330 is included.

The combined fee of the enclosed applications total \$1105. If you have any questions, please do not hesitate to contact me.

Sincerely,

G. Erick Powell, P.E.

enclosed

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

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

2016 NORTH
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