

RECEIVED

OCT 01 2012

WATER RESOURCES  
WESTERN REGION

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

*\*Please direct all inquiries to Ed Squires at (208) 342-8369*

1. Name of applicant(s) Pepsi Bottling Ventures of Idaho, Inc (PBVI) Phone 208-475-1250  
Name connector (check one):  and  or  and/or  
 Mailing address: 8925 Birch Lane City Nampa  
 State ID Zip 83687 Email: Ted.Comstock@PBVLLC.Com
2. Source of water supply ground water which is a tributary of not applicable
3. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
3N	2W	10			NW	SW	Canyon	ground water	D 0039322

4. Water will be used for the following purposes:
- Amount 1.00 cfs or 30 af for Industrial purposes from Jan. 1 to Dec. 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) 1.00 cubic feet per second (cfs) and/or (b) 30 acre-feet per year (af).

6. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source Existing 12-inch by 425-feet deep well and water distribution 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 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. Existing well diameter is 12-inches inches; existing depth of well is 425-feet feet.
- d. Is ground water with a temperature of greater than 85°F being sought?  Yes  No
- e. If well is already drilled, when? 8-23-2005; drilling firm Treasure Valley Drilling;  
 Well was drilled for (well owner) Nagel Beverage Company (now PBVI) Drilling Permit No. 888959-833903

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; show name of municipality or the applicant's qualifications as a municipal provider. \_\_\_\_\_
- d. Domestic; show number of households. \_\_\_\_\_
- e. Other; describe fully. Industrial use for all processes related to the manufacturing of soft drinks and bottled waters.

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	
3N	2W	10											I						

Total number of acres to be irrigated: n/a

9. Describe any other water rights used for the same purpose as described above. Include water delivery 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? POD & POU: 63-32001 (decreed) 0.38 cfs for industrial use by Pepsi Bottling Ventures of Idaho, Inc. 63-32002 (decreed) 0.38 cfs for industrial use by Pepsi Bottling Ventures of Idaho, Inc. 63-32202 (decreed) 0.12 cfs for industrial use by Pepsi Bottling Ventures of Idaho, Inc.
10. a. Who owns the property at the point of diversion? Nagel Beverage Company, now Pepsi Bottling Ventures of Idaho, Inc.  
 b. Who owns the land to be irrigated or place of use? Nagel Beverage Company, now Pepsi Bottling Ventures of Idaho, Inc.  
 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. PBVI proposed adding additional items to its product line and seeks additional water rights to cover intended use. Although a relatively small annual volume is sought, a relatively high diversion rate is needed for the manufacturing process.
12. Time required for completion of works and application of water to proposed beneficial use is 5 years (*minimum 1 year*).
13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8 1/2 "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 misrepresentation made in this application may result in rejection of the application or cancellation of an approval

Ted Comstock  
 Signature of the Applicant

\_\_\_\_\_  
 Signature of the Applicant

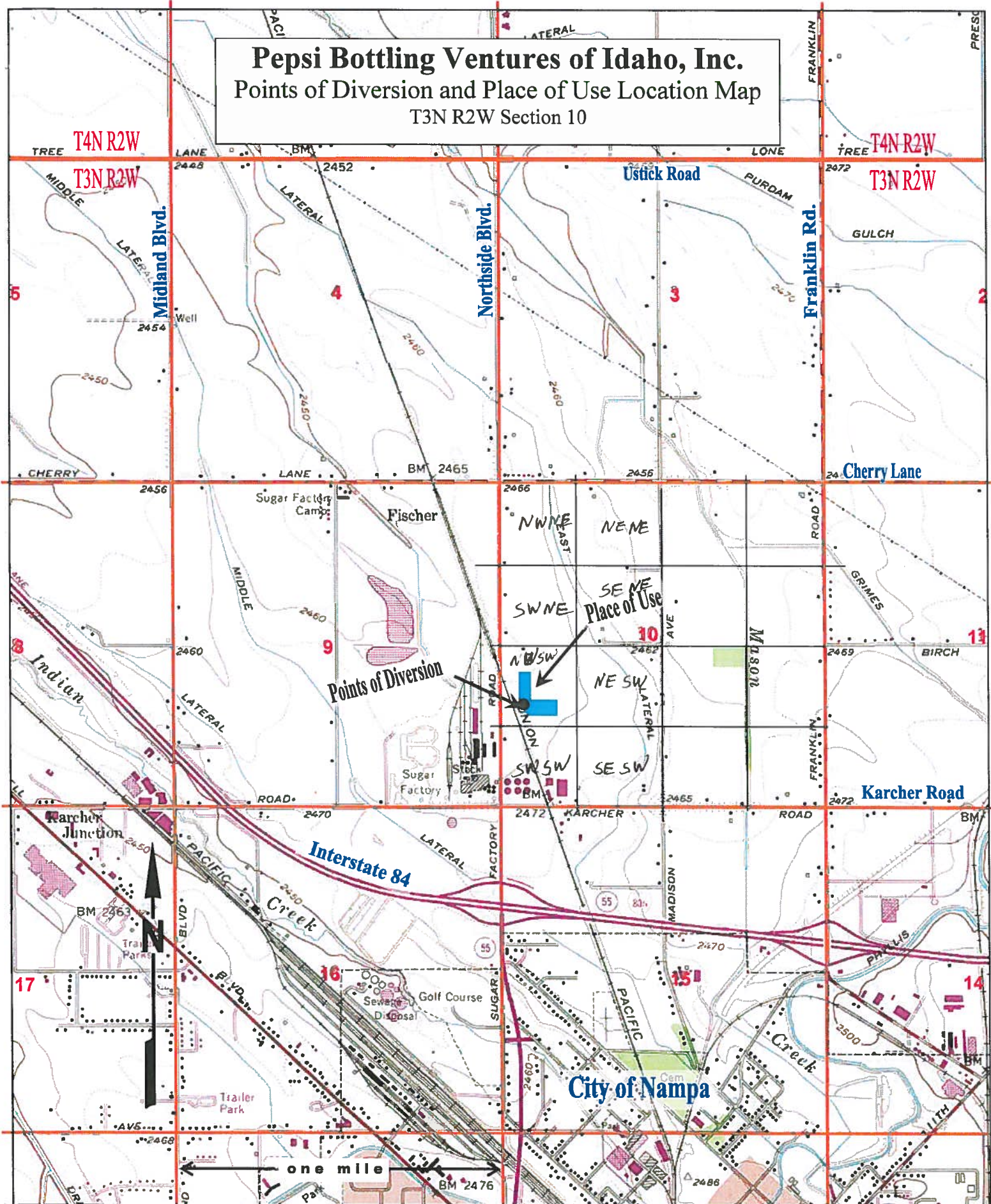
Ted Comstock, Operations Manager  
 Print Name (and title, if applicable)

\_\_\_\_\_  
 Print Name (and title, if applicable)

For Department Use:

Received by JA Date 10/1/12 Time 1:00 Preliminary check by RC  
 Fee \$ 250.00 Received by JA Receipt No. W040613 Date 10-1-12

**Pepsi Bottling Ventures of Idaho, Inc.**  
**Points of Diversion and Place of Use Location Map**  
 T3N R2W Section 10



**Figure 1.** Location map for Pepsi Bottling Ventures of Idaho, Inc. Points of Diversion and Place of Use, both found inside T3N, R2W, Section 10, NW ¼ of SW ¼. Map is a 1:24,000 scale USGS 7 ½ - minute map.

Hydro Logic, Inc

103-33705

**Pepsi Bottling Ventures of Idaho, Inc.**  
**Points of Diversion and Place of Use Location Map**  
 T3N R2W Section 10



**Figure 2.** Aerial image for Pepsi Bottling Ventures of Idaho, Inc. Points of Diversion and Place of Use, both found inside T3N, R2W, Section 10, NW ¼ of SW ¼. Image is from Google Earth and is dated 9-11-2011.

Hydro Logic Inc

63-33705

## Sommer, Rachel

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**From:** Sommer, Rachel  
**Sent:** Thursday, January 31, 2013 8:54 AM  
**To:** 'LEGALS@IDAHO PRESS.COM'  
**Subject:** Legal Ads  
**Attachments:** Canyon Cover Letter.docx; Canyon Combined Ad.docx

Amanda,

Please see the attached ad for publication on 2/7/13 & 2/14/13.

Please confirm these are okay to publish as shown.

Thank you very much,

**Rachel Sommer**

Administrative Assistant I  
IDWR, Western Region  
Office: 208-334-2190  
Fax: 208-334-2348  
[rachel.sommer@idwr.idaho.gov](mailto:rachel.sommer@idwr.idaho.gov)

January 30, 2013

LEGAL NOTICE DEPARTMENT  
PRESS-TRIBUNE  
PO BOX 9399  
NAMPA, ID 83652

RE: Application For Permit No's: 63-33699, 63-33703 & 63-33705

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 2/25/2013. Your cooperation is appreciated.

Sincerely,

Rachel Sommer  
Administrative Assistant

Enclosures

The following applications have been filed to appropriate the public waters of the State of Idaho:

**63-33699**

MICHAEL J MC SHANE  
14049 OASIS RD  
CALDWELL, ID 83607

Point of Diversion L5(NENE) S3 T05N R03W CANYON County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 9/20/2012

Place Of Use: IRRIGATION

T05N R03W S3 L5(NENE)

Total Acres: 2

Water bearing zone to be appropriated from existing well is from 330 to 335 feet.

**63-33703**

GRANDVIEW 95 LLC  
4629 MOUNTAIN VIEW DR  
BOISE, ID 83704

Point of Diversion NENE S20 T06N R05W CANYON County Source GROUND WATER

Point of Diversion SENE S20 T06N R05W CANYON County Source GROUND WATER

Point of Diversion SWNE S20 T06N R05W CANYON County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 1.5 CFS

Total Diversion: 1.5 CFS

Date Filed: 9/27/2012

Place Of Use: IRRIGATION

T06N R05W S20 NENE SWNE SENE

Total Acres: 75

Water bearing zone to be appropriated is from 50 to 400 feet.

**63-33705**

PEPSI BOTTLING VENTURES OF IDAHO INC  
8925 BIRCH LN  
NAMPA, ID 83687-8072

Point of Diversion NWSW S10 T03N R02W CANYON County Source GROUND WATER

Use: INDUSTRIAL 01/01 to 12/31 1 CFS

Total Diversion: 1 CFS

Date Filed: 10/1/2012

Place Of Use: INDUSTRIAL

T03N R02W S10 NWSW

Water bearing zone to be appropriated is from 350 to 425 feet.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208)334-2190; or for a full description of the rights, please see [www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp](http://www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp). 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, Western Region, 2735 Airport Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 2/25/2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director Published on 2/7/2013 and 2/14/2013

# Hydro Logic, Inc.

1002 W. Franklin Street, Boise, ID 83702 (208) 342-8369, Fax (208) 342-3100, hli@hydrologicinc.net

October 1, 2012

Mr. Steve Lester  
Water Rights Supervisor  
Idaho Department of Water Resources  
Western Regional Office  
2735 Airport Way  
Boise, Idaho 83705

RECEIVED  
OCT 01 2012  
WATER RESOURCES  
WESTERN REGION

Re: Pepsi Bottling Ventures of Idaho, Inc. Application for Permit to appropriate the waters of the State of Idaho

Dear Steve;

With this letter, I transmit an Application for Permit to appropriate the waters of the State of Idaho on behalf of Pepsi Bottling Ventures of Idaho, Inc. (PBVI) of Nampa, Idaho. PBVI intends to add an additional bottled water brand to its product line and this application seeks the water to cover the intended use.

This application seeks an additional water volume of 30 acre-feet per year to be diverted at 1.00 cfs (to match the bottling processing rate) from ground water to accomplish this (existing water rights total 97.2 acre-feet at 0.88 cfs).

The additional increment of ground water will be pumped from PBVI's existing well and used in its existing distribution system without modifications. Under cover of this letter, you should find the following documents and attachments which are considered part of the application:

- 1) Application for Permit signed by the Applicant.
- 2) USGS 7½-minute Topographic Series map of the diversion and place of use.
- 3) Annotated Google Earth aerial photograph of the diversion and place of use.
- 4) A check in the amount of \$ 250 for processing fees.
- 5) This transmittal letter.

Please call me at 342-8369 with any questions you may have concerning this application or if you require additional information for processing. It is our hope that you find this application package complete.

Respectfully,

Ed Squires



c: Tom Comstock, Operations Manager, Pepsi Bottling Ventures of Idaho, Inc.