

RECEIVED

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FORM 202 Rev. 09/16

NOV 29 2022
WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMITIdent. No. 65-24195

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Terrace Lakes Recreation Ranch, Inc. Phone 208-462-3250
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 101 Holiday Drive City Garden Valley
 State Idaho ZIP 83622 Email resortcabins@gmail.com
2. Name of representative, if any Sawtooth Law Phone 208-629-7447
 Mailing address 1101 W. River Street, Suite 110 City Boise
 State Idaho ZIP 83702 Email _____
- 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	1/4	1/4	1/4	County	Source	Local name or tag #
							See Tech Memo		

5. Water will be used for the following purposes:
 Amount 0.07 cfs for Commercial 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)
6. Total quantity to be appropriated is (a) 0.07 cubic feet per second (cfs) and/or (b) 3.88 acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. _____
Water will be diverted and supplied by Terrace Lakes Water Company, See Tech Memo.
- 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 Existing, See Tech Memo inches; proposed depth of well is Existing, See Tech Memo feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? See Tech Memo; drilling firm See Tech Memo;
 well was drilled for (well owner) See Tech Memo; Drilling Permit No. See Tech Memo

For Department Use

Received by CS Date 11/29/2022 Time 12:45 Preliminary check by _____
 Fee \$ 100⁰⁰ Receipted by CS Receipt No. W050907 Date 11/29/2022

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. See Tech Memo

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	
							See	Tech	Memo										

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? _____
11. a. Who owns the property at the point of diversion? Terrace Lakes Recreation Ranch, leased by Terrace Lakes Water Company
- b. Who owns the land to be irrigated or place of use? Terrace Lakes Recreation Ranch
- 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. See Tech Memo
13. Time required for completion of works and application of water to proposed beneficial use is 1 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.

TERRACE LAKES RECREATION RANCH, INC.
Signature of Applicant

Steve Johnson, Secretary
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)



TECHNICAL MEMORANDUM

DATE: November 18, 2022
TO: Idaho Department of Water Resources
FROM: Mountain Waterworks, Inc.
SUBJECT: Terrace Lakes Recreation Ranch, Inc. Water Right Application

DESCRIPTION AND BACKGROUND

Terrace Lakes Recreation Ranch, Inc. (TLRR) currently has its drinking water supplied by the Terrace Lakes Water Company (TLWC). However, TLWC's water rights have designated beneficial uses of domestic, irrigation, and fire protection. The purpose of this application is to secure water rights for commercial use for TLRR, including a clubhouse, swimming pool, pro shop, motel, cabins, and restroom facilities on the golf course. The water right will be diverted and distributed by TLWC and will have the same Points of Diversion (POD), as TLRR will continue to be served by TLWC. A map of the POD can be found in **Attachment 1**.

Table 1. Water Right Summary of Terrace Lakes Water Company (TLWC)

Water Right No.	Source	Beneficial Use	Diversion Rate (cfs)	Annual Diversion Volume (acre-ft)
65-12985	Groundwater	Domestic	0.2	145.0
		Irrigation	0.2	90.3
		Maximum	0.2	145.0
65-13457	Groundwater	Domestic	0.07	50.7
		Maximum	0.07	50.7
65-23085	Groundwater	Domestic	0.32	27.0
		Irrigation	0.4	91.0
		Fire Protection	0.47	-
		Maximum	0.47	118.0

APPLICATION RESPONSES

Application Item 4:

Table 2. Points of Diversion for TLWC

Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local Name or Tag #
L4	NW	NW	-	3	09N	04E	BOISE	GROUND WATER	WELL No. 7
L4	NW	NW	-	4	0N	04E	BOISE	GROUND WATER	WELL No. 1
-	NW	SE	-	33	10N	04E	BOISE	GROUND WATER	WELL No. 2
L4	NW	NW	-	3	09N	04E	BOISE	GROUND WATER	WELL No. 3
-	NW	NE	-	33	10N	04E	BOISE	GROUND WATER	WELL No. 4
L3	NE	SE	-	33	10N	04E	BOISE	GROUND WATER	WELL No. 5
-	SE	SW	-	28	10N	04E	BOISE	GROUND WATER	WELL No. 6
-	SE	SW	-	28	10N	04E	BOISE	GROUND WATER	-
-	SW	SE	-	28	10N	04E	BOISE	GROUND WATER	-
-	SE	SE	-	28	10N	04E	BOISE	GROUND WATER	-
L1	NE	NE	-	33	10N	04E	BOISE	GROUND WATER	-
-	NW	NW	-	34	10N	04E	BOISE	GROUND WATER	-
-	NW	NW	-	34	10N	04E	BOISE	GROUND WATER	-

Mountain WATERWORKS

Application Item 7:

The current water system consists of four wells with a fifth well currently under construction, see **Table 3**, two reservoirs and a distribution system. The distribution system was constructed in multiple phases and is a mix of pipe materials and diameters.

Table 3. Existing Well Summary

Well No.	Dia.	Depth	Year Drilled	Drilling Firm	Well Owner	Drilling Permit No.	Well Tag No.
3	8	400	2006	Rauch Drilling	TLWC	895093 - 840479	D00 46574
4	10	415	2005	Rauch Drilling	TLWC		D00 41625
5	10	460	2006	Rauch Drilling	TLWC		D00 41630
6	10	245	2006	Rauch Drilling	TLWC		D00 46843
7	12	See Note	2022	Stevens & Sons Drilling	TLWC	11/22 Currently under development	

Mountain WATERWORKS

Application Item 8:

The proposed uses of this water right revolve around the TLRR clubhouse facility and golf course restrooms. The clubhouse facility includes a pool, several lodging options, restaurant, lounge, and pro shop. Demands associated with these uses are broken down in **Table 4**.

Table 4. Water Right Demands

Commercial Water Use Projections			
Clubhouse Facility	gpd/Patron	Patrons	gpd
Restaurant w/restroom	8	100	800
Attached bar/lounge	2	100	200
Pro-shop (2 Employees)	N/A	N/A	400
Swimming Pool	10	50	500
Lodging	gpd/Bed Space	Bed Space	gpd
Motel (7 rooms)	60	14	840
Cabins (2)	60	4	240
Lodging	gpd/Bed Space	Bed Space	gpd
Bathroom 1	5	60	300
Bathroom 2	5	60	300
			Total (gpd)
			3580
			Total (cfs)
			0.07
			Total (ac-ft/year)
			4.01

Application Item 9:

Table 5. Point of Use Summary

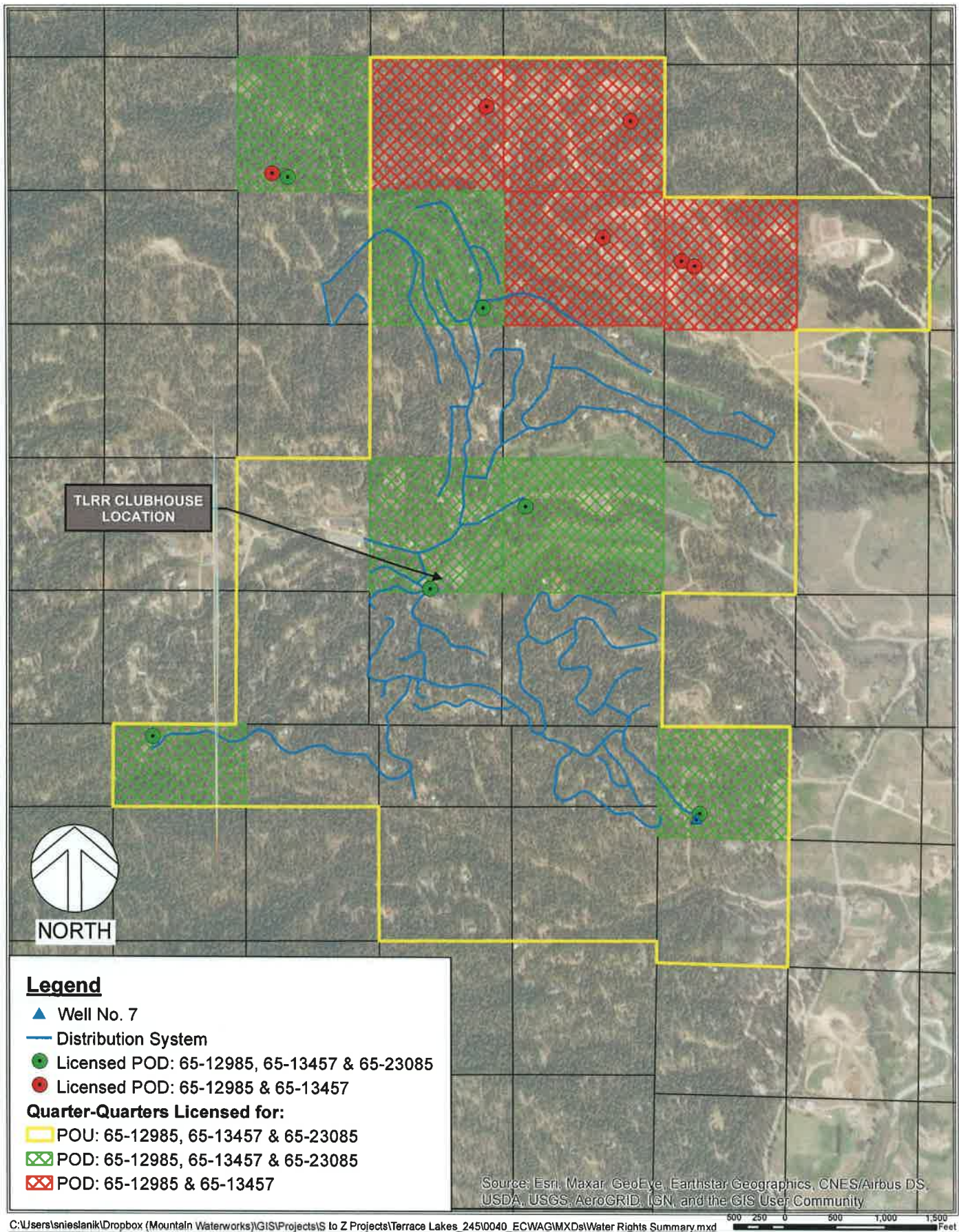
Twp	Rge	Sec	NE				NW				SW				SE				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	4E	28															X	X	80
		33	X	X	X	X					X			X	X	X	X	X	400
		34					X	X	X			X							160
9N	4E	3						X	X										80
		4	X	X	X	X	X	X										240	
																	TOTAL		

Note:

All commercial use is within Sections 33 and 34.

ATTACHMENT 1

Water Right Summary Maps

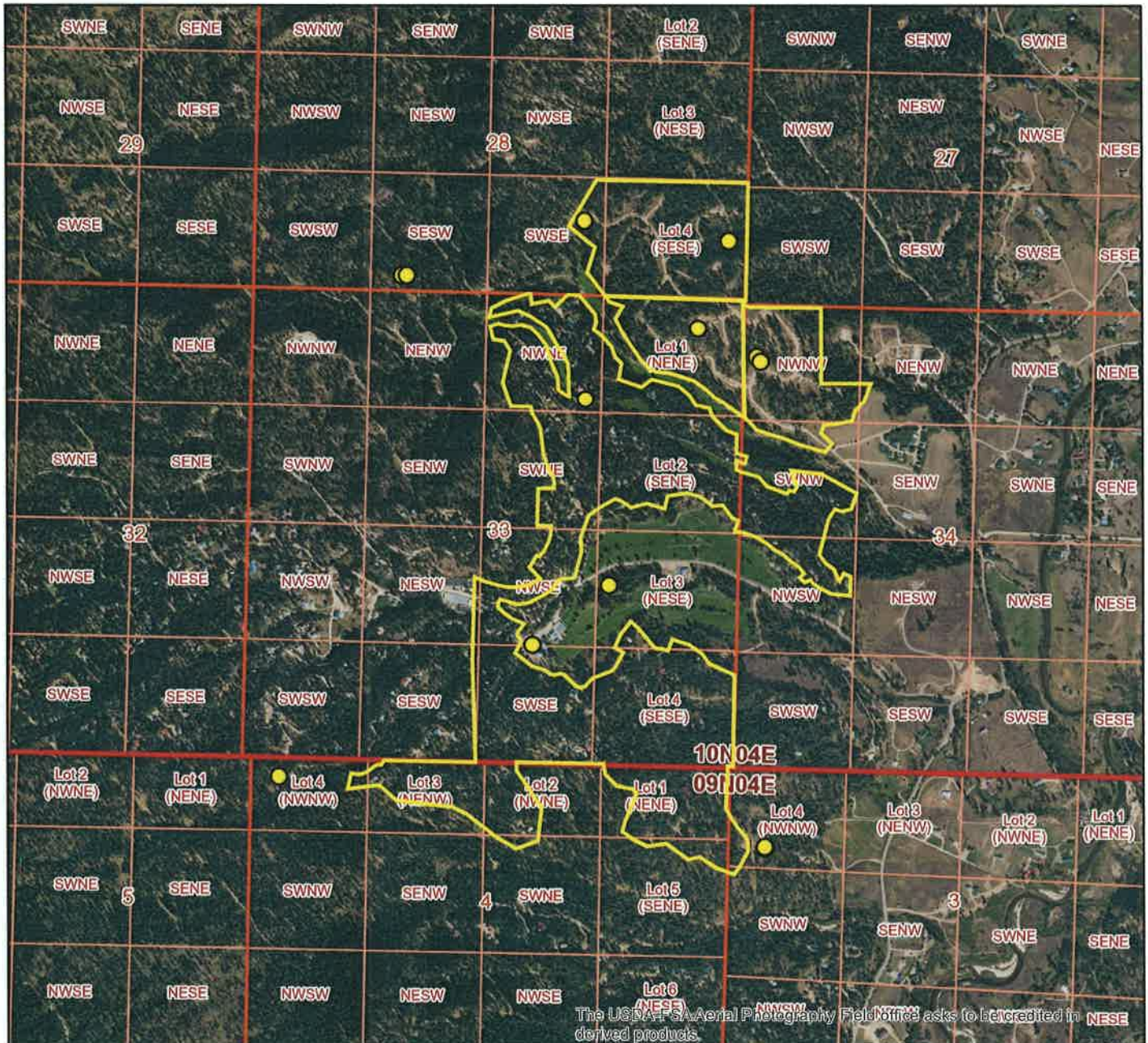


State of Idaho
Department of Water Resources
Water Right

65-13457

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



The USFWS Aerial Photography Field Office asks to be credited in derived products.



Date created: 11/21/2022



Legend

- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters



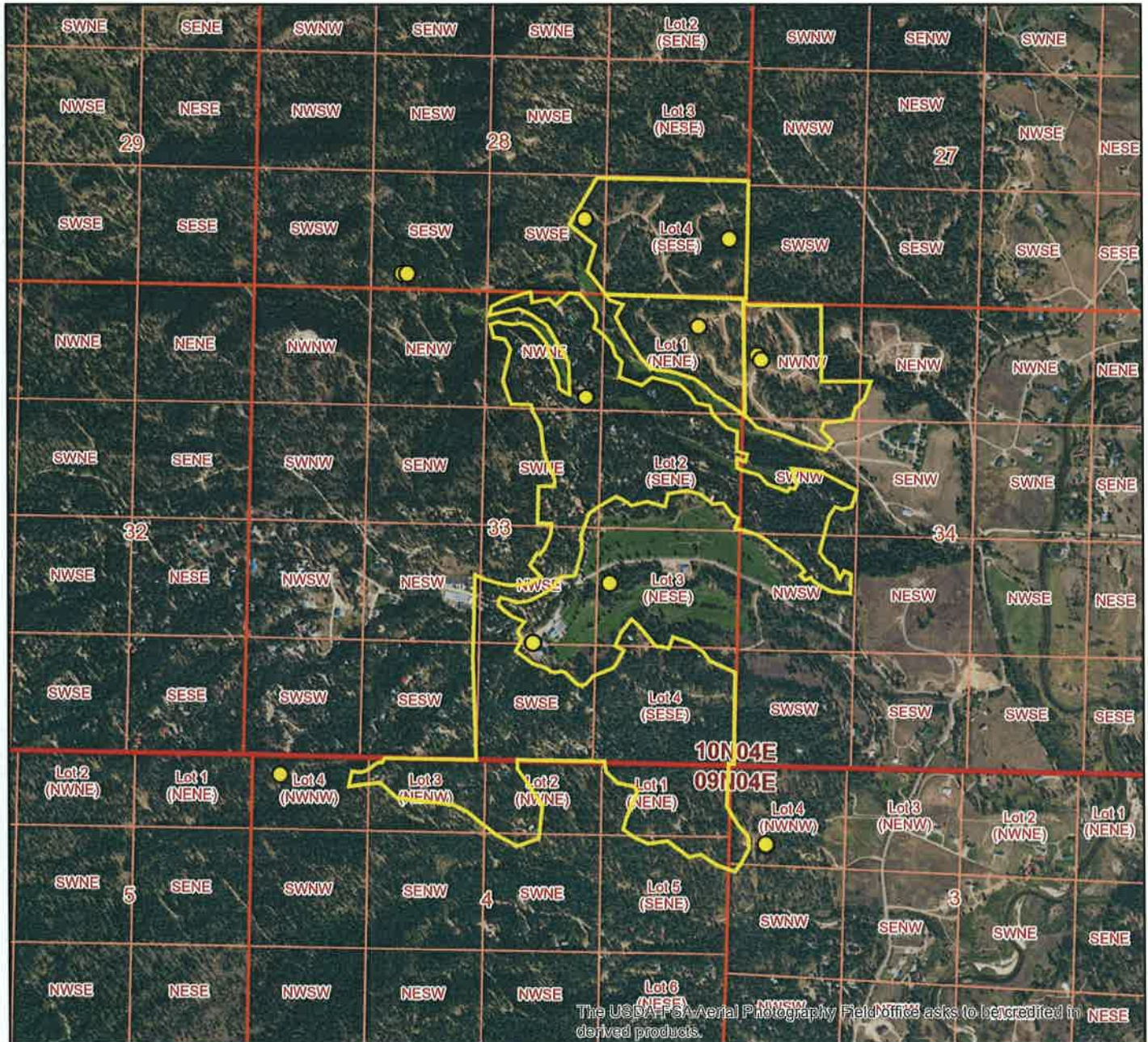
IRRIGATION

The USDA-FSA Aerial Photography Field office asks to be credited in derived products.



State of Idaho
Department of Water Resources
Water Right
65-12985
DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Date created: 11/21/2022



Legend

- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters



ATTACHMENT 2

Idaho Department of Water Resources-Typical Uses Guidance Document

APPENDIX IV

TYPICAL AMOUNTS OF WATER FOR TYPICAL USES OF WATER

DOMESTIC

The following table shows diversion rates based on number of households served. The figure for one household includes domestic stockwater and irrigation of up to 1/2 acre of land. The figures for multiple households do not, and any water for irrigation or stock watering in connection therewith should be claimed in addition to the domestic use. The following table was prepared based upon the graph set forth at the end of this appendix.

Households Served	C.F.S.
1	0.04
2	0.06
3	0.08
4	0.10
5-6	0.11
7	0.12
8	0.13
9	0.14
10	0.15
15	0.18
20	0.20
30	0.25
40	0.30
50	0.33

IRRIGATION

0.02 c.f.s. per acre (See Idaho Code § 42-202.)

APPENDIX IV (cont.)

STOCK WATERING

The following table shows use in gallons per day.

Type	Gallons per day per animal*
Cattle (other than dairy)	12
Dairy cattle	35
Horse	12
Mule	12
Hog	4
Goat	2
Sheep	2
Chickens (per 100)	5-10
Turkeys (per 100)	10-18

The following table shows the diversion rate for cattle (other than dairy) and dairy cattle.

No. of Head	C.F.S. Cattle	C.F.S. Dairy Cattle
0 - 25	0.02	0.02
26 - 50	0.02	0.04
51 - 100	0.03	0.07
101 - 200	0.05	0.13
201 - 300	0.07	0.20
301 - 400	0.09	0.26
401 - 500	0.12	0.33
501 - 600	0.14	0.39
601 - 700	0.16	0.46
701 - 800	0.19	0.52
801 - 900	0.20	0.58
901 - 1000	0.23	0.65

APPENDIX IV (cont.)

OTHER USES	Gallons per day*
Camps:	
Construction, semipermanent (per worker)	50
Day, with no meals served (per camper)	15
Luxury (per camper)	100-150
Resorts, day and night, with limited plumbing (per camper)	50
Tourist with central bath and toilet facilities (per person)	35
Picnic grounds:	
With bathhouses, showers and flush toilets (per person)	20
With toilet facilities only	10
Parks:	
Overnight with flush toilets (per camper)	25
Trailers with individual bath units, no sewer connection (per trailer)	25
Trailers with individual bath units, connected to sewer (per person)	50
Highway rest area (per person)	5
Hotel - with private bath (two persons per room)	60
without private bath (per person)	50
Motel - with bath and kitchenette (per bed space)	50
with bath (per bed space)	40
Boardinghouse (per resident)	50
- additional use for nonresident boarders (per person)	10
Roominghouse (per resident)	60
Restaurants:	
With toilet facilities (per patron)	7-10
Without toilet facilities (per patron)	2 1/2-3
With bar/lounge (additional quantity per patron)	2
Schools:	
Boarding (per student)	75-100
Day with cafeteria, gym and showers (per student)	25
Day with cafeteria, without gym and showers (per student)	20
Day without cafeteria, gym or showers (per student)	15
Hospitals (per bed)	250-400
Other Institutions (per person)	75-125
Airports (per passenger)	3-5
Churches (per person)	5
Laundries, self-service (per customer)	50
Service stations (per vehicle)	10
Stores (per restroom)	400
Swimming pools (per swimmer)	10
Theatres - drive in (per car space)	5
- movie (per seat)	5

APPENDIX IV (cont.)

*CONVERSION OF GALLONS PER DAY TO C.F.S.

Generally, small water systems are designed with a maximum rate of flow which can produce the full peak daily requirement in two hour times. To convert gallons used per day to c.f.s. use the formula in the following example:

1,000 head of cattle, at 12 gallons per day per head,
use 12,000 gallons per day.

The rate of diversion necessary to produce 12,000
gallons in a 2 hour period is:

$$\frac{12,000 \text{ gallons}}{2 \text{ hrs} \times 60 \text{ min/hr} \times 450 \text{ gpm/cfs}} = 0.23 \text{ cfs}$$



IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 29, 2022

TERRACE LAKES RECREATION RANCH INC
101 HOLIDAY DR
GARDEN VALLEY, ID 83622-5031

RE: Application for Permit No. 65-24195

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 WORLD on 1/4/2023 and 1/11/2023. 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,

Lynne Evans
Administrative Assistant I

CC: S BRYCE FARRIS, SAWTOOTH LAW OFFICES PLLC

Evans, Lynne

From: Evans, Lynne
Sent: Thursday, December 29, 2022 11:01 AM
To: Idaho World Editor
Subject: Legal Notice for Application for Permit No. 65-24194, 65-24195
Attachments: Legal Notice.docx

Please publish the enclosed legal notice in the Idaho World 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 1/23/2023. Your cooperation is appreciated.

Lynne Evans | Administrative Assistant I
IDWR - Western Region
2735 W Airport Way, Boise ID 83705
(208) 334-2190 | lynne.evans@idwr.idaho.gov

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

65-24194

JAIME BRAVO

8505 W BRYNWOOD DR

BOISE, ID 83704-3113

Point of Diversion L6 (NWSW) S1 T08N R05E BOISE County

Source SOUTH FORK PAYETTE RIVER Tributary NORTH FORK PAYETTE RIVER

Use: IRRIGATION

3 /15 to 10/31

0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 11-26-2022

Place Of Use: IRRIGATION

T08N R05E S1 L6 (NWSW)

Total Acres: 1.3

65-24195

TERRACE LAKES RECREATION RANCH INC

101 HOLIDAY DR

GARDEN VALLEY, ID 83622-5031

Point of Diversion L4 (NWNW) S3 T09N R04E BOISE County

Point of Diversion NWNE S33 T10N R04E BOISE County

Point of Diversion SWSE S28 T10N R04E BOISE County

Point of Diversion L4 (SESE) S28 T10N R04E BOISE County

Point of Diversion L1 (NENE) S33 T10N R04E BOISE County

Point of Diversion NWNW S34 T10N R04E BOISE County

Point of Diversion NWNW S34 T10N R04E BOISE County

Point of Diversion SESW S28 T10N R04E BOISE County

Point of Diversion L4 (NWNW) S3 T09N R04E BOISE County

Point of Diversion L4 (NWNW) S4 T09N R04E BOISE County

Point of Diversion NWSE S33 T10N R04E BOISE County

Point of Diversion L3 (NESE) S33 T10N R04E BOISE County

Point of Diversion SESW S28 T10N R04E BOISE County

Source GROUND WATER Tributary

Use: COMMERCIAL

01/01 to 12/31

0.07 CFS

Total Diversion: 0.07 CFS

Date Filed: 11-29-2022

Place Of Use: COMMERCIAL

T09N R04E S3 L4 (NWNW), SWNW

Place Of Use: COMMERCIAL

T09N R04E S4 L1 (NENE), L3 (NENW), L2 (NWNE), L4 (NWNW), SWNE, L5 (SENE)

Place Of Use: COMMERCIAL

T10N R04E S28 SWSE, L4 (SESE)

Place Of Use: COMMERCIAL

T10N R04E S33 L1 (NENE), NESW, L3 (NESE), NWNE, SWNE, NWSE, SWSE, L2 (SENE), SESW, L4 (SESE)

Place Of Use: COMMERCIAL

T10N R04E S34 NENW, NWNW, SWNW, NWSW

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Western office at (208)334-2190; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. 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 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 1/23/2023. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 1/4/2023 and 1/11/2023



IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 29, 2022

TERRACE LAKES WATER CO
C/O DENNIS LARGENT
60 STARVIEW DR
GARDEN VALLEY, ID 83622-5222

RE: Application for Permit No. 65-24195

Dear Interested Party:

The Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your organization regarding the above referenced water right application. You can find a copy of the application at:

<https://research.idwr.idaho.gov/apps/waterrights/wrajsearch/wradjsearch.aspx>.

IDWR can finish reviewing an unprotested application as soon as the protest period has passed. Therefore, your prompt response to this request is appreciated. If your organization 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 of the final publication.

Please contact this office if you have any questions regarding the application.

Sincerely,

Lynne Evans
Administrative Assistant I

Boise Office
1101 W. River St.
Suite 110
Boise, Idaho 83702
Tel. (208) 629-7447

Challis Office
1301 E. Main Ave.
P.O. Box 36
Challis, Idaho 83226
Tel. (208) 879-4488

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213 Canyon Crest Drive
Suite 200
Twin Falls, Idaho 83301
Tel. (208) 969-9585

Fax (all offices)
(208) 629-7559

SAWTOOTH LAW
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Brian A. Faria

Thomas M. Larsen

Patxi Larrocea-Phillips

John A. Richards

Katie L. Vandenberg-Van Vliet

James R. Bennetts (retired)

RECEIVED

NOV 29 2022

WATER RESOURCES
WESTERN REGION

Via Hand Delivery

Nick Miller
Idaho Department of Water Resources
Western Region

RE: Terrace Lakes Recreation Ranch, Inc. – Application for Permit

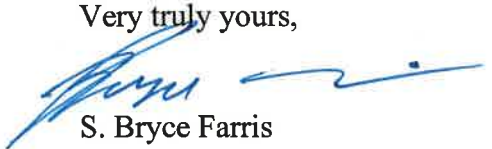
Dear Nick:

Enclosed herewith please find an Application for Permit for commercial use on behalf of Terrace Lakes Recreation Ranch, Inc. (TLRR). Also, enclosed please find the filing fee for said permit in the amount of \$100.00.

This Application relates to your letter dated September 7, 2022 to Chuck Steele relating to the groundwater use from the Terrace Lakes Water Company's system. As stated in your letter, you suggested in item 3 that an application for permit could be filed to establish a water right to authorizing the continued use for commercial purposes. The attached application intends to do just that. For now, TLRR has estimated its use and as explained in the application is using the Department's guidance document for usage for purposes of usage in the application. That said, TLRR reserves the right to also file a Notice of Claim in the Snake River Basin Adjudication (item 2 in your letter) once it determines its actual use and determines whether such use may meet the deferred domestic use criteria. In the meantime, please process the Application.

Thank you for your attention to the foregoing. Please feel free to contact me if you need anything, or have any questions or concerns. I am happy to meet with you or your staff should you have any questions.

Very truly yours,



S. Bryce Farris

www.sawtoothlaw.com

Attorneys licensed in Idaho, Montana, Oregon and Washington

Enclosures

Cc: client

Alison C. Hunter via E-mail