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DEC 06 2024

FORM 202 Rev. 09/16

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

DEPT. OF WATER RESOURCES SOUTHERN REGION Permit No. 37-23629

AMENDED

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) LOVAS TRUST DATED 10-28-99, MICHAEL J LOVAS TRUSTEE Phone (925) 577-0293
Name connector (check one): [] and [] or [] and/or

Mailing address 57 S L Street, Unit 349 City Livermore
State CA ZIP 94550 Email

2. Name of representative, if any Charles G. Brockway Phone 208-736-8543
Mailing address 2016 Washington St N, Ste 4 City Twin Falls
State Idaho ZIP 83301 Email charles.g.brockway@brockwayeng.com

- a. [] Send all correspondence for this application to the representative and not to the applicant OR [x] Send original correspondence to the applicant and copies to the representative.
b. [x] 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 Groundwater which is a tributary of

4. Location of point(s) of diversion:

Table with 10 columns: Twp, Rge, Sec, Govt Lot, 1/4, 1/4, 1/4, County, Source, Local name or tag #. Contains two rows of data for Blaine, Idaho, Groundwater wells.

5. Water will be used for the following purposes:

Amount 0.23 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)

6. Total quantity to be appropriated is (a) 0.23 cubic feet per second (cfs) and/or (b) 12.8 acre-feet per year (af).

7. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source. Two new wells to pressurized distribution system, service connection at each home.
b. Height of storage dam 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 10 inches; proposed depth of well is 200 feet.
d. Is ground water with a temperature of greater than 85°F being sought? [] Yes [x] No
e. If well is already drilled, when? N/A; drilling firm N/A; well was drilled for (well owner); Drilling Permit No.

For Department Use

Received by SG/Dm Date 12-6-2024 Time 9:52 AM Preliminary check by
Fee \$ 250- Received by sg Receipt No. 5040426 Date 11-6-2024

AMENDED

8. Description of proposed uses (if irrigation only, go to item 9):
- a. Hydropower; show total feet of head and proposed capacity in kW. _____
 - b. Stockwatering; list number and kind of livestock. _____
 - c. Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
 - d. Domestic; show number of households 25
 - e. Other; describe fully. _____

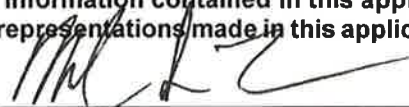
9. Description of place of use:
- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
01N	19E	17											D	D	D					
01N	19E	20					D													

Total number of acres to be irrigated: 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? Existing surface and groundwater irrigation rights will provide irrigation water to homes and common area via separate irrigation system.
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. Please 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
 Michael J. Lovas, Trustee

 Print Name (and title, if applicable)

 Signature of Applicant

 Print Name (and title, if applicable)

Narrative in Support of Application for Domestic Water Permit for Moonlight Meadows Subdivision

Brockway Engineering
December 4, 2024

A. Project Overview

The applicant requests a new appropriation of groundwater for in-house use in a residential development located between Bellevue and Gannett in Blaine County, Idaho. The project will involve providing potable water to 25 homes from two new groundwater wells, distributed to each parcel via a central system. The system will be a public drinking water system and will be classified as a community water system by the Idaho Department of Water Quality. All appurtenant regulations for public water systems will be followed.

The new appropriation will provide water for in-house purposes only. All irrigation water for the project will be provided by a separate, central irrigation system supplied by existing surface water and groundwater rights. Surface water is delivered from the Big Wood River via the Triangle Irrigation District canal system, and groundwater is supplied via one irrigation well. Spent water from the in-house use will return to the source via individual on-site septic systems located on each lot within the project.

B. Moratorium Analysis

By its nature, in-house use with septic systems is essentially nonconsumptive, and has historically been assumed so by the State of Idaho. The Big Wood River Groundwater Management Area Amended Order Establishing Moratorium (Paragraph 4 and 7.b) allows evaluation of applications on a case-by-case basis, and allows for a determination that an application is approvable because it will result in insignificant consumption. Toward this end, the Order provides that an applicant may rebut the presumption that a particular use is fully consumptive. The following rebuttal is hereby offered:

1. The domestic water permit will restrict uses to in-house only and will prohibit irrigation.
2. No centralized wastewater disposal system will be developed for this project.
3. The system will not become more consumptive over time. This could only occur by development of a lagoon system or surface discharge that results in depletion of the aquifer. It is not reasonable believe that this would ever occur once the subdivision is platted and all of the infrastructure is in place.
4. The project cannot reasonably ever connect to an existing municipal wastewater system for disposal, as the nearest city is Bellevue, which is over three miles away and higher in elevation by 150 feet.

5. A plat note will explicitly provide and require that on-site septic systems be utilized for disposal of water.
6. Approval of on-site septic systems has been obtained from the South Central Public Health District.
7. The location of the return to source is in close proximity to the source withdrawal; i.e. both the withdrawal and return occur in the same specific area of the aquifer. There are no identified subsurface conditions that would inhibit the return.
8. The usage of water in a residence immediately discharges to the septic tank. The water level in the septic tank is always equal to the outlet elevation. Thus, water discharged to the tank immediately results in a corresponding discharge to the drainfield. The subsurface soil matrix is such that the travel time between drainfield discharge and return to the source is not significant. Therefore, there is no significant timing difference between withdrawal of water from the aquifer and its return.
9. The potable system will be a public water system, and will be required to monitor the amount of water withdrawn. Each well will have a flow meter with automatic data recording.
10. It is presumed and accepted by the applicant that a condition will be placed on the water permit requiring measurement and reporting of withdrawal, and requiring disposal of wastewater via septic systems.

For these reasons, in-house water usage on the project will always occur via on-site septic systems and should be considered nonconsumptive in accordance with IDWR practice for situations involving domestic wells and septic systems. Hence, the applicant believes no mitigation should be required under the Order.

C. Population Projection

Occupancy for the standalone residences is based on 2.56 persons per home, which is the average for Blaine County from the 2020 census. This equates to 64 persons after full build-out.

Since there is no historic data on which to base a projection over time, an assumption must be made. An optimistic but reasonable projection of population over time is a logistic trend¹ with a 50% build-out after 15 years, as shown in the figure below.

D. Water Demand

Water requirements for the development were estimated for the residential use (see attached and Table 1). In-houses uses were based on the widely-used AWWARF study which empirically evaluated actual in-house water uses for numerous housing situations. The 80th-percentile per-capita demand from this study is 120 gpcd. Multiplying this value by the average number of persons per household of 2.56 yields a per-household demand of 307 gpd. Accessory dwelling units will be allowed for the subdivision, and demand for these was assumed to be 150 gpd, representing a typical value for a 1-bedroom home. Maximum-day and peak-hour flows were estimated using peaking factors appropriate for this type and size of development. Irrigation

¹ Logistic (or logit) trends are often used as population growth models where an upper limit exists.

demand was assumed to be zero from the potable system, as irrigation water will be provide via a separate non-potable system. For the permit application, the in-house diversion rate for 50 homes of 0.23 cfs (103 gpm) was taken from Application Processing Memo #22. Fire suppression requirements will be met by utilization of the separate irrigation system, and are not included on the potable in-house water permit application.

The demand will be supplied by two new wells, each with a minimum capacity of 103 gpm to be provide full redundancy. As per DEQ regulations, standby power will also be provided.

Table 1. Average, maximum-day, and peak-hour demands for in-house usage without irrigation.

In-House	
Average day demand (ADD)	11,430 gpd
Maximum day demand (MDD)	34,290 gpd
Peak hour demand (PHD)	71 gpm
Peak instantaneous rate allowed by IDWR for multiple domestic permit application	0.23 cfs (103 gpm)
Annual total demand	12.8 ac-ft

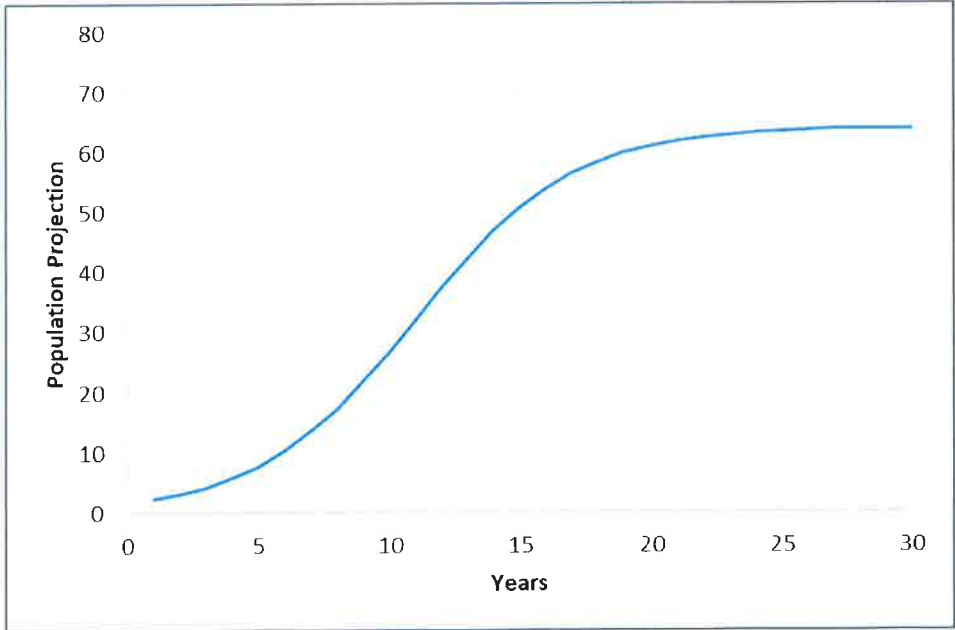


Figure 1. Population projection over 30-year build-out period.

E. Future Water Right Ownership

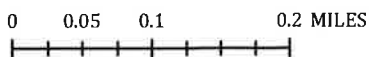
The water permit application is being made in the name of Lovas Trust dated 10-28-99, the current owner of the land and the developer of the subdivision. Subdivision covenants are in the process of being developed, and a homeowners association (HOA) will be formed. A preliminary plat application has been submitted to Blaine County.

Once the preliminary plat has been approved, the subdivision constructed, and the HOA formed, the developer intends to assign the water permit to the association via appropriate legal instruments including an Assignment of Permit filed with the Department.



**MOONLIGHT MEADOWS SUBDIVISION
WATER PERMIT APPLICATION**

LOVAS TRUST, OWNER
2024 NAIP AERIAL



Legend

- Wells
- Service Area
- Lots

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NOV 06 2024

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

DEPT. OF WATER RESOURCES
SOUTHERN REGION

1. Name of applicant(s) LOVAS TRUST DATED 10-28-99, MICHAEL J LOVAS TRUSTEE Phone (925) 577-0293

Name connector (check one): and or and/or

Mailing address 57 S L Street, Unit 349 City Livermore

State CA ZIP 94550 Email _____

2. Name of representative, if any Charles G. Brockway Phone 208-736-8543

Mailing address 2016 Washington St N, Ste 4 City Twin Falls

State Idaho ZIP 83301 Email charles.g.brockway@brockwayeng.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 Groundwater which is a tributary of _____

4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
01N	19E	17			NE	SW	Blaine	Groundwater	Well #1
01N	19E	17			NE	SW	Blaine	Groundwater	Well #2

5. Water will be used for the following purposes:

Amount 0.23 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)

6. Total quantity to be appropriated is (a) 0.23 cubic feet per second (cfs) and/or (b) 12.8 acre-feet per year (af).

7. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. Two new wells to pressurized distribution system, service connection at each home.

b. Height of storage dam _____ 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 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? N/A; drilling firm N/A; well was drilled for (well owner) _____; Drilling Permit No. _____

For Department Use

Received by SG Date 11-6-2024 Time _____ Preliminary check by _____

Fee \$ 250 Received by SG Receipt No. 5040426 Date 11-6-2024

NOV 06 2024

DEPT. OF WATER RESOURCES
SOUTHERN REGION

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households 25
- e. Other; describe fully. _____

9. 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	
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01N	19E	17																		
<u>01N</u>	<u>19E</u>	<u>20</u>																		

Per email *
11-07-24

Total number of acres to be irrigated: 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? Existing surface and groundwater irrigation rights will provide irrigation water to homes and common area via separate irrigation system.

11. a. Who owns the property at the point of diversion? Blackburn Farming LLC

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: A company will be formed for the purpose of owning and operating the potable water system serving both subdivisions.

12. Describe your proposal in narrative form and provide additional explanation for any of the items above. Attach additional pages if necessary. Please 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]
 Signature of Applicant
 Michael Lovas
 Print Name (and title, if applicable)

 Signature of Applicant

 Print Name (and title, if applicable)

RECEIVED

NOV 06 2024

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Narrative in Support of Application for Domestic Water Permit for Midnight Subdivision

Brockway Engineering
October 15, 2024

A. Project Overview

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Water requirements for the development were estimated for the residential use (see attached and Table 1). In-houses uses were based on the widely-used AWWARF study which empirically evaluated actual in-house water uses for numerous housing situations. The 80th-percentile per-capita demand from this study is 120 gpcd. Multiplying this value by the average number of persons per household of 2.56 yields a per-household demand of 307 gpd. Accessory dwelling units will be allowed for the subdivision, and demand for these was assumed to be 150 gpd, representing a typical value for a 1-bedroom home. Maximum-day and peak-hour flows were estimated using peaking factors appropriate for this type and size of development. Irrigation

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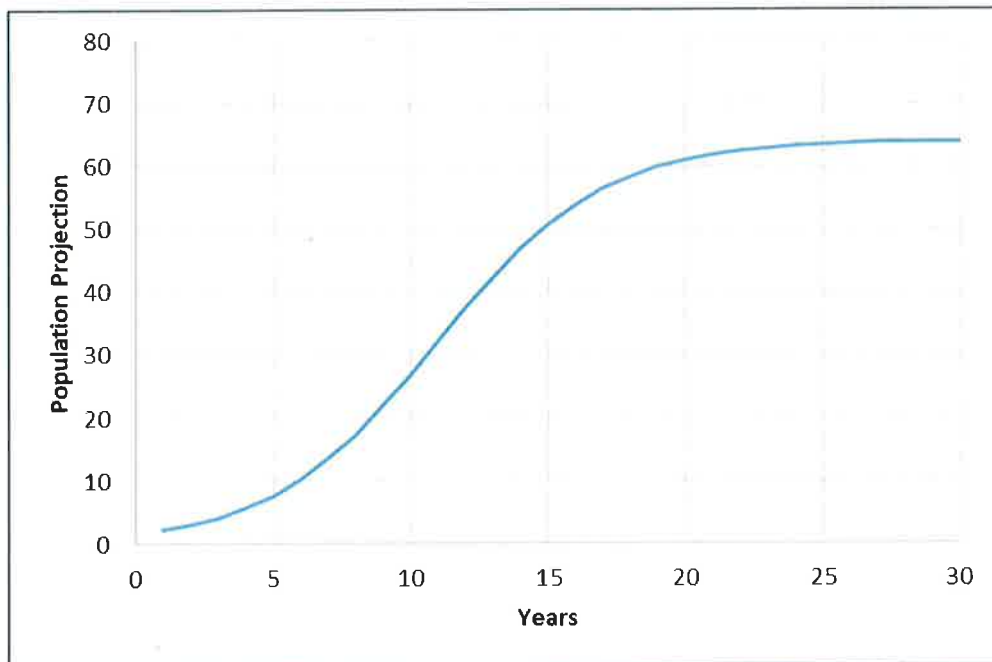


Figure 1. Population projection over 30-year build-out period.

E. Future Water Right Ownership

The water permit application is being made in the name of Michael Lovas, the current owner of the land and the developer of the subdivision. Subdivision covenants are in the process of being developed, and a homeowners association (HOA) will be formed. A preliminary plat application has been drafted and will be submitted to Blaine County in November 2024.

The owner/developer of Midnight Subdivision and the owner/developer of Cove Springs North subdivision intend to form a mutual water company, the members of which will be the HOA for Midnight Subdivision and the HOA for Cove Springs North subdivision east of Gannett Road. The intent is that the water company will own and operate the potable water system throughout both subdivisions. The systems will be physically connected under Gannett Road.

Once the preliminary plat has been approved, the subdivision constructed, the HOA formed, and the water company formed, the developer will assign the water permit to the water company via appropriate legal instruments including an Assignment of Permit filed with the Department.

Water Requirements Analysis
Residential Subdivision In-house Usage

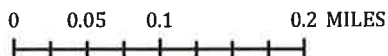
PROJECT: Midnight Subdivision
 Brockway Engineering 9/10/2024

DOMESTIC

Number of units	25	
Design per-capita demand (AWWARF study 80th percentile)	120	gpcd
Average persons per unit (Blaine County 2020 census)	2.56	
Average per-unit demand	307.2	gpd/unit
	Use>>> 307.2	gpd/unit
Average number of ADUs per unit	1	
Total ADUs	25	
Average demand per ADU	150	gpd/unit
Average daily demand - lots and EDUs	11430	gpd
Total annual withdrawal	12.8	acre-feet/year
Consumptive use fraction	0.10	
Total consumptive use	1.3	acre-feet/year
Max day : average factor	3	
Peak hour : average factor (<100 units)	9	
Max daily demand	34290	gpd
Max daily diversion rate	24	gpm
Peak hourly demand	102870	gpd
Peak hourly diversion rate	71	gpm
	0.16	cfs
For water permit application, use IDWR domestic in-house use guidance for 25 homes	0.23	cfs
	103	gpm



BROCKWAY
ENGINEERING
PLLC



MIDNIGHT SUBDIVISION WATER PERMIT APPLICATION

LOVAS TRUST, OWNER
2024 NAIP AERIAL

Legend

-  Wells
-  Service Area
-  Lots



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

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

March 10, 2025

LOVAS TRUST
57 S L ST UNIT 349
LIVERMORE, CA 94550-3172

RE: Application for Permit 37-23629

Dear Applicant:

On December 6th, 2024, you filed an amended application for permit, 37-23629, with the Idaho Department of Water Resources (IDWR). The application seeks to obtain a new groundwater right from two new wells for in-house domestic use for 25 homes in a new residential development located between Bellevue and Gannett in Blaine County.

The application proposes to appropriate water in an area subject to the Amended Big Wood River Groundwater Management Area Moratorium and the Amended Snake River Basin Moratorium. Both amended moratorium orders were issued in July of 2024 and prevent the issuance of new water rights for consumptive uses of water. Both 2024 amended moratorium orders state ...

"Applications for municipal purposes and for domestic use from community water systems shall be presumed to be fully consumptive. Applicants may rebut the presumption by providing substantial, detailed evidence that the proposed use is not fully consumptive, will not become more consumptive or fully consumptive over time, and will not injure existing vested water rights. A rebuttal of the presumption must address monitoring, reporting, and mitigation measures, to ensure that the proposed use does not become more consumptive or fully consumptive after it has been established. The Director may consider a rebutted presumption when assessing an application. Sufficiently rebutting the presumption alone shall not entitle an applicant to approval of its application."

IDWR has held your application, due to the presumption that domestic water use from community water systems is fully consumptive as stated in the moratorium orders. However, IDWR would like to offer you the opportunity to provide additional information that may rebut the presumption that domestic water use from community water systems is fully consumptive. Information may include, but not necessarily be limited to, statements from nearby municipal sewage facilities addressing the likelihood of the subdivision being combined into their systems, possible conditions that could be included in a potential approval that would address monitoring and reporting, potential mitigation measures, etc.

If you have any questions, feel free to contact me at your convenience.

Sincerely,

A handwritten signature in black ink, appearing to read "Corey Skinner".

Corey Skinner, PE
IDWR Southern Region Manager

cc: Charles G. Brockway – Brockway Engineering PLLC

Aasa, Kent

From: Aasa, Kent
Sent: Wednesday, December 18, 2024 3:14 PM
To: Charles Brockway
Subject: RE: IDWR Application For Permit - Midnight Subdivision
Attachments: Lovas Trust POU Shape.pdf

Hi Chuck,

Sorry to bother you with this application again.

I see another minor correction (*I should have noticed this and included it in the November 7 email I sent*).

The POU shape encroaches into the NWNE of 01N 19E Section 20 and the POU grid on page 2 does not reflect that. Please let me know if you want me to mark the grid on page 2. I attached the shape for reference.

Thanks,

Kent

From: Charles Brockway <charles.g.brockway@brockwayeng.com>
Sent: Friday, December 6, 2024 12:04 PM
To: Aasa, Kent <Kent.Aasa@idwr.idaho.gov>
Subject: RE: IDWR Application For Permit - Midnight Subdivision

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Kent, attached is the revised narrative. Please also note the name of the subdivision has been changed to Moonlight Meadows.

Thanks,
Chuck

Charles G. Brockway, Ph.D., P.E.
Brockway Engineering, PLLC
2016 Washington St. North, Suite 4
Twin Falls, ID 83301
(208) 736-8543
charles.g.brockway@brockwayeng.com

All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.

From: Aasa, Kent [<mailto:Kent.Aasa@idwr.idaho.gov>]
Sent: Friday, December 6, 2024 11:06 AM
To: Charles Brockway <charles.g.brockway@brockwayeng.com>
Subject: Re: IDWR Application For Permit - Midnight Subdivision

Charles,

Thank you for the amended permit information. The original application included a narrative describing the proposal.

Parts of that narrative will need to be amended to match the information you sent. I will be glad to add an amended narrative to the file when you have a chance to get it to me.

Thank you and have a great weekend,

Kent

From: Charles Brockway <charles.g.brockway@brockwayeng.com>

Sent: Friday, December 6, 2024 8:26 AM

To: Aasa, Kent <Kent.Aasa@idwr.idaho.gov>

Cc: 'Michael Lovas' <mjlovas@gmail.com>; 'Greg Travelstead' <greg.travelstead@gmail.com>; 'Samantha Stahlnecker' <sam@opal-engineering.com>

Subject: IDWR Application For Permit - Midnight Subdivision

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Kent,

Attached is an amended permit application for this project. The cover letter explains the reason for the amendment. Please contact me if you have any questions.

Cordially,
Chuck

Charles G. Brockway, Ph.D., P.E.

Brockway Engineering, PLLC
2016 Washington St. North, Suite 4
Twin Falls, ID 83301
(208) 736-8543

charles.g.brockway@brockwayeng.com

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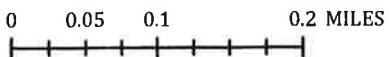
This was included in 12-18-2024 email to chuck



This isn't on
The POU Grid on
page 2



BROCKWAY
ENGINEERING
PLLC



MIDNIGHT SUBDIVISION
WATER PERMIT APPLICATION

LOVAS TRUST, OWNER
2024 NAIP AERIAL

Legend


-  Wells
-  Service Area
-  Lots

RE: IDWR Application For Permit - Midnight Subdivision

From Charles Brockway <charles.g.brockway@brockwayeng.com>

Date Fri 12/6/2024 12:05 PM

To Aasa, Kent <Kent.Aasa@idwr.idaho.gov>

 2 attachments (210 KB)

It120524-IDWR.pdf; Narrative in Support of App for Permit - Moonlight Meadows - Revised 12-4-24.pdf;

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Kent, attached is the revised narrative. Please also note the name of the subdivision has been changed to Moonlight Meadows.

Thanks,
Chuck

Charles G. Brockway, Ph.D., P.E.

Brockway Engineering, PLLC

2016 Washington St. North, Suite 4

Twin Falls, ID 83301

(208) 736-8543

charles.g.brockway@brockwayeng.com

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Subject: Re: IDWR Application For Permit - Midnight Subdivision

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Kent

From: Charles Brockway <charles.g.brockway@brockwayeng.com>

Sent: Friday, December 6, 2024 8:26 AM

To: Aasa, Kent <Kent.Aasa@idwr.idaho.gov>

Cc: 'Michael Lovas' <mjlovas@gmail.com>; 'Greg Travelstead' <greg.travelstead@gmail.com>; 'Samantha Stahlnecker' <sam@opal-engineering.com>

Subject: IDWR Application For Permit - Midnight Subdivision

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Chuck

Charles G. Brockway, Ph.D., P.E.

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2016 Washington St. North, Suite 4

Twin Falls, ID 83301

(208) 736-8543

charles.g.brockway@brockwayeng.com

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RECEIVED
DEC 06 2024
DEPT. OF WATER RESOURCES
SOUTHERN REGION



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

December 5, 2024

Mr. Kent Aasa
Idaho Department of Water Resources
650 Addison Ave W, Ste 500
Twin Falls, ID 83301-5858

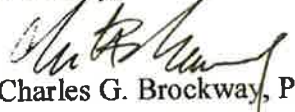
Re: Midnight Subdivision / Lovas Trust permit application

Dear Mr. Aasa:

Recently, an application for permit was submitted in the name of Lovas Trust for domestic use in a subdivision near Gannett. It had been the intent to share the water system with the development east of Gannett Road, but this is no longer the case. Accordingly, the application and supporting documents have been modified to reflect a standalone system, including two points of diversion within the common area of Midnight Subdivision.

Please do not hesitate to contact me if any additional information is required.

Cordially,



Charles G. Brockway, P.E.

Enc Revised application, signed
cc Client

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

IDWR Application For Permit - Midnight Subdivision

From Charles Brockway <charles.g.brockway@brockwayeng.com>

Date Fri 12/6/2024 8:28 AM

To Aasa, Kent <Kent.Aasa@idwr.idaho.gov>

Cc 'Michael Lovas' <mjlovas@gmail.com>; 'Greg Travelstead' <greg.travelstead@gmail.com>; 'Samantha Stahlnecker' <sam@opal-engineering.com>

 2 attachments (2 MB)

It120524-IDWR.pdf; App for permit revised signed 12-5-2024.pdf;

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Kent,

Attached is an amended permit application for this project. The cover letter explains the reason for the amendment. Please contact me if you have any questions.

Cordially,
Chuck

Charles G. Brockway, Ph.D., P.E.

Brockway Engineering, PLLC

2016 Washington St. North, Suite 4

Twin Falls, ID 83301

(208) 736-8543

charles.g.brockway@brockwayeng.com

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Aasa, Kent

From: Charles Brockway <charles.g.brockway@brockwayeng.com>
Sent: Thursday, November 7, 2024 1:49 PM
To: Aasa, Kent
Subject: RE: Possible edits needed on the IDWR Application For Permit for the subdivision proposed by the Lovas Trust

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Kent,

Thanks, please make that change. The subdivision Lot 1 is not on the map because it will be a large agricultural parcel with the home served by an individual domestic well.

Thanks,
Chuck

Charles G. Brockway, Ph.D., P.E.

Brockway Engineering, PLLC
2016 Washington St. North, Suite 4
Twin Falls, ID 83301
(208) 736-8543
charles.g.brockway@brockwayeng.com

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From: Aasa, Kent [mailto:Kent.Aasa@idwr.idaho.gov]
Sent: Thursday, November 7, 2024 11:19 AM
To: Charles Brockway <charles.g.brockway@brockwayeng.com>
Subject: Possible edits needed on the IDWR Application For Permit for the subdivision proposed by the Lovas Trust

Hi Charles,

I looked the application over before beginning processing, and I found a discrepancy between the place of use grid and the submitted map:

- The Place of Use grid indicates the NWSW, SWSW, and SESW quarter-quarters in 01N 19E Section 17 and these locations appear to be represented on the map.
- The Place of Use grid also indicates the SWNW quarter-quarter in 01N 19E Section 17. *However, subdivision lot # 2 appears to be in the NENW quarter-quarter in Section 20 of 01N 19E.*

Also, as a side note, subdivision lot #1 does not appear to be represented on the map.

Please look it over and see if you agree. With your written permission I can easily make edits to the existing application.

Respectfully,



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

NOV 06 2024

DEPT. OF WATER RESOURCES
SOUTHERN REGION

November 6, 2024

Mr. Corey Skinner, P.E.
Idaho Department of Water Resources
650 Addison Ave W, Ste 500
Twin Falls, ID 83301-5858

Re: Midnight Subdivision / Lovas Trust permit application

Dear Mr. Skinner:

Enclosed please find an Application for Permit pertaining to a proposed residential development north of Gannett. The new appropriation would provide domestic in-house use for the development, with all irrigation use being supplied by a separate irrigation system under existing water rights. As we discussed on the telephone, in accordance with Department policy and applicable law, the beneficial use has been listed as Domestic rather than Municipal, and the applicant is not seeking a RAFN designation.

Please do not hesitate to contact me if any additional information is required.

Cordially,

Charles G. Brockway, P.E.

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

Enc Application fee \$250.00
cc Client

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

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506