

Clelland, Steve

From: Mike Henkoski [mhenkoski@msn.com]
Sent: Thursday, April 14, 2016 11:12 AM
To: Clelland, Steve
Subject: RE: Historical proof 95-9768 irrigation
Attachments: 95-9768 irrigation_adjusted.jpg; 95-11544 irrigation.jpg

Hi Steve,

This all makes sense. I was looking only at the CFS on the claim and not the acreage detail. We are very frugal with the existing resource and have not had any problems. It should not be an issue staying within .03CFS. The existing map in the recommendation file is close, I have attached a new map of an area one acre in size.

I do have a few other questions. I have two open permits, 95-11544 is for the irrigation of an adjacent 1 acre pasture from a well (see attached image) by filling a small irrigation pond and pumping from that. I understand from information on the IDWR website that it is possible to relocate the place of use as long as it meets certain criteria. I would like to explore the possibility of changing the place of use of 95-9768 to the location covered by permit 95-11544 and use the newly cultivated spring in the second open permit, 95-9487 as the water supply for the place of use currently under 95-9768, each is one acre in size. This would allow us to discontinue use of the well for irrigation under 95-11544 and save on electricity consumption. 95-9487 is gravity feed at around 40 psi to the area that 95-9768 is currently associated with. I probably should not make these changes until the 95-9487 permit is licensed - comments?. The other areas around the pond (.9 acre) which are part of the aggregate total of 1.9 acres shown on my first map can be irrigated from the well.

I hope that changes can be made without causing difficulty with the adjudication process currently under way.

Thanks,

Mike

From: Steve.Clelland@idwr.idaho.gov
To: mhenkoski@msn.com
Subject: RE: Historical proof 95-9768 irrigation
Date: Thu, 14 Apr 2016 15:57:17 +0000

Hi Mike,

Here is some info on the details of the recommendation of your claim.

ACRES: your claim was for 1 acre and is limited to the claimed amount. The shape file (map) as created by me covers 0.8 acres and was based on a map submitted with the claim. With your new map I can probably draw a new shape that would justify up to 1 acre of use. Your map covers 1.9 acres – this is greater than was documented in the original statutory claim.

QUANTITY: Claim was for 0.04 cfs. The standard quantity allowed by IDWR is .03 cfs/acre for parcels less than 5 acres. A rec'd for 1 acre is limited to 0.03 cfs unless you can show an irrigation requirement beyond the common standard as provided in Idaho Code.

Hope this helps. It may be useful if you can re-draw your field boundaries on the map to match the 1 acre of irrigation. If not I will try to identify the best area for the 1 acre shape.

Steve

From: Mike Henkoski [<mailto:mhenkoski@msn.com>]
Sent: Thursday, April 14, 2016 8:28 AM
To: Clelland, Steve
Subject: RE: Historical proof 95-9768 irrigation

Hello Steve,

Upon investigating our 95-9768 water right file on the IDWR website, I noticed a discrepancy between the recommendation and the statutory claim. The recommendation states a diversion rate of 0.03 CFS as compared to the claimed diversion rate of 0.04 CFS, a reduction of 25%. The map associated with the recommendation does not properly depict the place of use and may be the cause of the discrepancy. Please find the attached map showing the proper boundaries for the place of use. Please contact me if you have any questions.

Thanks,

Mike Henkoski

From: Steve.Clelland@idwr.idaho.gov
To: mhenkoski@msn.com
Subject: RE: Historical proof 95-9768 irrigation
Date: Wed, 8 Jul 2015 15:36:24 +0000
Mike,
Thanks for the info... these statements will work for a recommendation of the right.
Steve

From: Mike Henkoski [<mailto:mhenkoski@msn.com>]
Sent: Tuesday, July 07, 2015 6:22 PM
To: Clelland, Steve
Subject: RE: Historical proof 95-9768 irrigation

Steve,

Please find the attached notarized statement by me, I'm also resending Mr. Cuff's letter. Let me know if you need anything else.

Thanks,

Mike

From: mhenkoski@msn.com
To: steve.clelland@idwr.idaho.gov
Subject: RE: Historical proof 95-9768 irrigation
Date: Mon, 6 Jul 2015 17:15:49 -0700

Steve,

I received a statement from Gary Cuff. It is not notarized, he did comment during our phone conversation that it might be difficult for him to do so. I have prepared a statement in the form of a telephone interview with him that I will have notarized tomorrow.

Mike

From: Steve.Clelland@idwr.idaho.gov
To: mhenkoski@msn.com
Subject: RE: Historical proof 95-9768 irrigation
Date: Tue, 23 Jun 2015 20:18:50 +0000
[That should work.](#)

From: Mike Henkoski [<mailto:mhenkoski@msn.com>]
Sent: Tuesday, June 23, 2015 1:29 PM
To: Clelland, Steve
Subject: RE: Historical proof 95-9768 irrigation

Steve,

I am re-contacting the witness with a prepared statement that I have created from the phone conversation I had with him a month ago. I will attempt to have him sign it in the presence of a notary that I will have travel to his location. In the event that he is unwilling to cooperate, I hope that the same statement in the form of an interview by myself and notarized will do.

Mike

From: Steve.Clelland@idwr.idaho.gov
To: mhenkoski@msn.com
Subject: RE: Historical proof 95-9768 irrigation
Date: Tue, 23 Jun 2015 18:33:57 +0000
[Mike,](#)

[Have you been able to get this documentation for the 1 acre of irrigation under this claim? I need to complete the recommendation for this right.](#)
[Steve](#)

From: Mike Henkoski [<mailto:mhenkoski@msn.com>]
Sent: Thursday, May 21, 2015 3:24 PM
To: Clelland, Steve
Subject: RE: Historical proof 95-9766

Steve,

I'm working on the proof irrigation. Thanks to Gary Anderson I was able to contact Gary Cuff who is the son of Gale Cuff. He is writing a statement attesting to the fact that 1) he witnessed his father using a Caterpillar bulldozer to begin excavation of the pond 1964 - 1965 and 2) that his father began growing ornamental

Christmas trees just north-east of the pond in 1969, he used water from the pond to irrigate the 1 acre farm. Sometime thereafter, the fruit orchard was planted. Gary's mother is still alive, he is going to call her to see if she can recall any details.

Mike

From: Steve.Clelland@idwr.idaho.gov

To: mhenkoski@msn.com

Subject: RE: Historical proof 95-9766

Date: Thu, 21 May 2015 20:30:22 +0000

Mike,

That was good proof for the pond. Are you still looking for proof on the other right, 95-9768? That was for 1 acre of irrigation.

Steve

From: Mike Henkoski [<mailto:mhenkoski@msn.com>]

Sent: Tuesday, May 19, 2015 12:42 PM

To: Clelland, Steve

Subject: Historical proof 95-9766

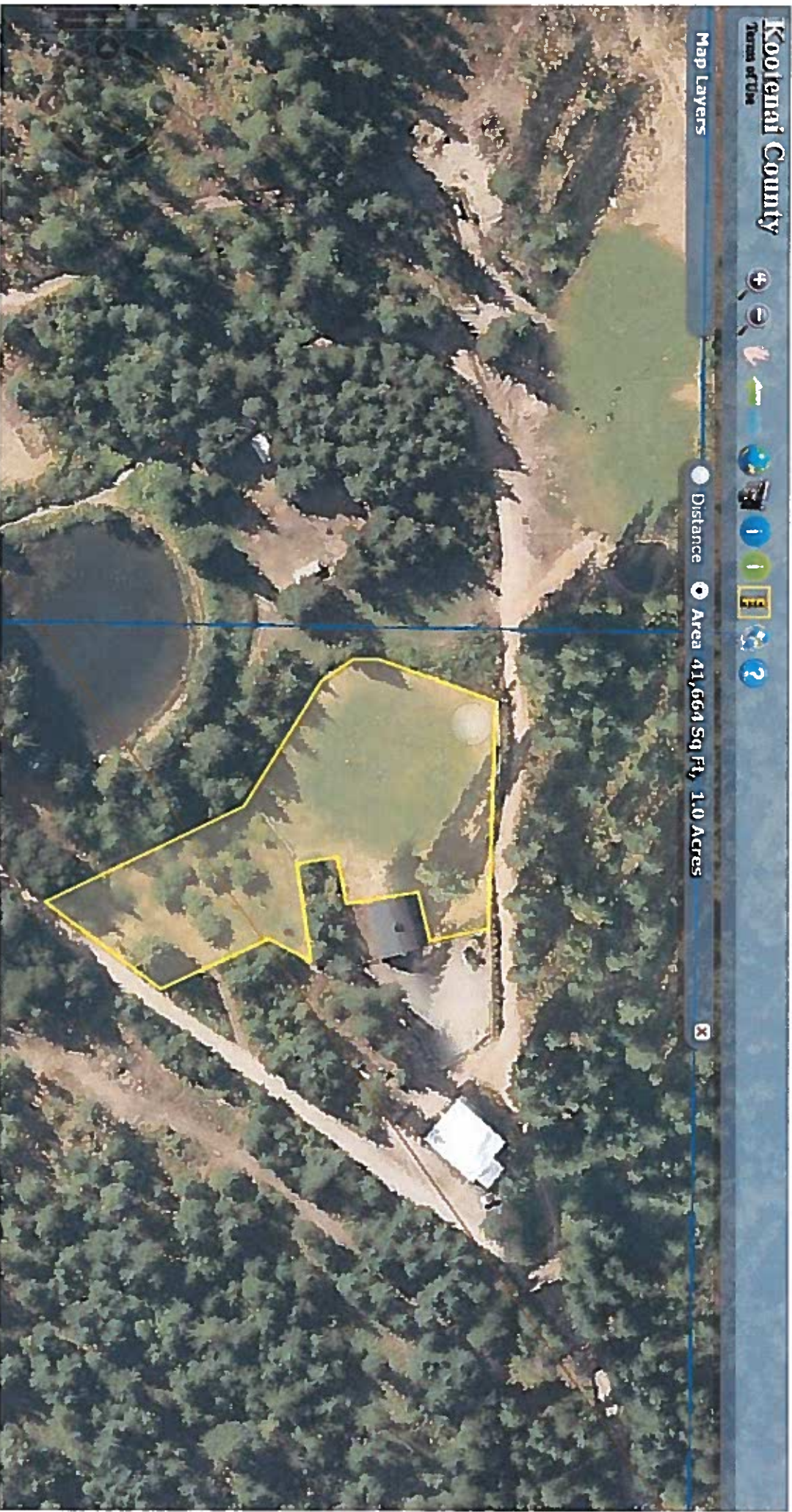
Hello Steve,

Please find the attached copies of the statement and notary for 95-9766.

I am in the process of contacting the son of the previous owner to provide proof of irrigation for 95-9768 in 1969. As long as I'm contacting him, I plan to have him also provide a statement for 95-9755 that he was witness to the pond excavation in 1966.

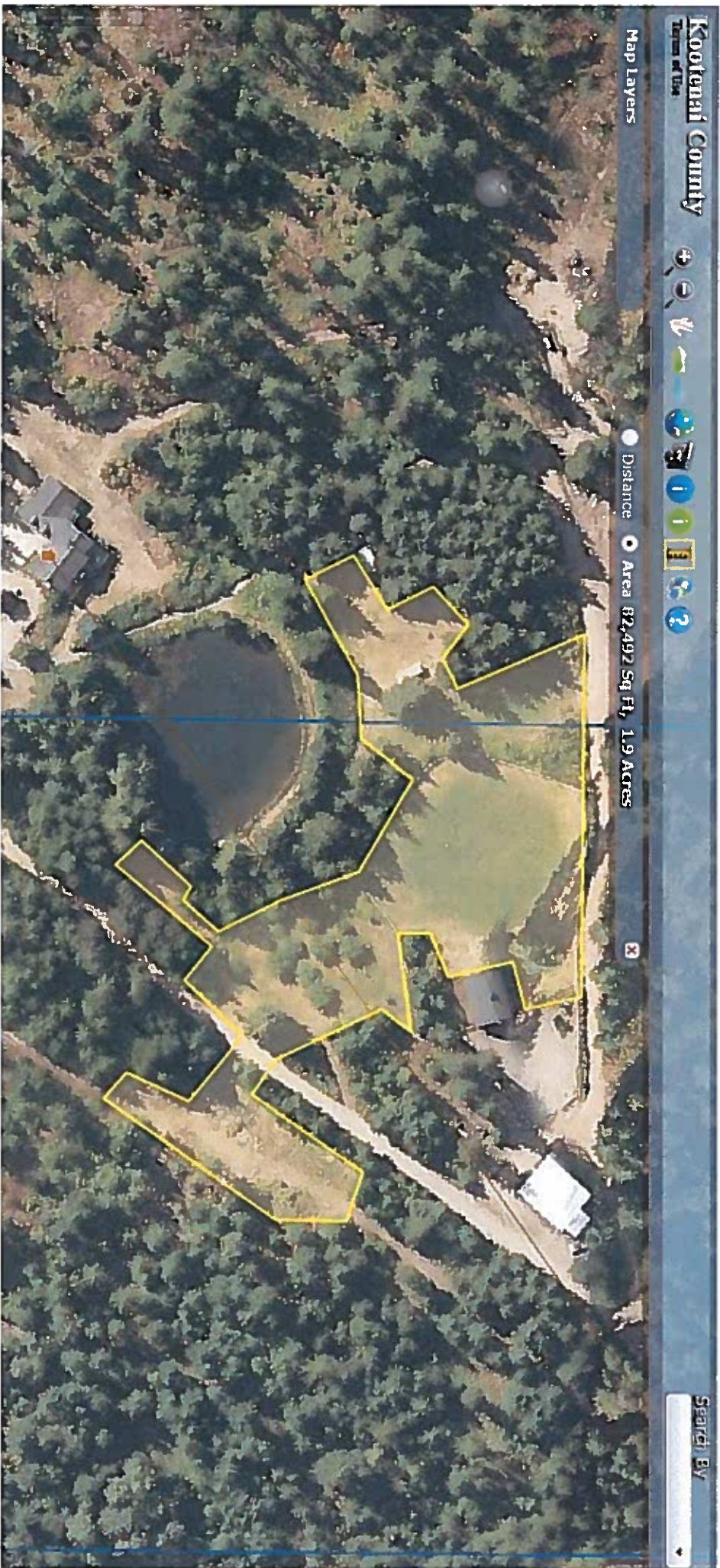
Thanks,

Mike Henkoski for
Henkins Family Trust



claimed shape
1 ACRE

95-9768
HENKOSKI



Kootenai County

Tools of Use

Map Layers

Distance Area 82,492 Sq Ft, 1.9 Acres

Search By

95-9768
HENKOSKI