

RECEIVED

NOV 19 2021

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
STATEMENT OF COMPLETION
FOR SUBMITTING PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY

Amt. of Fee \$ 50-
Receipt No. C111332
Received By DR
Date Received 11.19.21

The Idaho Department of Water Resources considers this form a statement by the permit holder(s) that development of a water right has been **completed** and that water has been applied to beneficial use to the extent described below. **This form must be accompanied by an examination fee, when necessary, or by a completed Beneficial Use Field Report prepared by a certified water right examiner.** Please refer to the instructions and fee schedule for this form. If ownership of the permit has changed, contact any Department office or visit the Department's website at idwr.idaho.gov for an *Assignment of Permit* form. If you wish to relinquish your permit because you have not established the authorized use of the water and are not applying for an extension, please notify the Department in writing.

1. Permit No. 65-23631 Telephone No. 208-365-8478
2. Name of Permit Holder(s) Kirk A. Darnell and Sherri L Darnell
3. Mailing Address 9780 Sweet-Ola Hwy. City Sweet
State Id Zip 83670 Email Sldarnell@gmail.com ← (All Lower case)
4. Source of Water Spring If **GROUND WATER** (well), Date Drilled mo. ____ / yr. ____
Well Driller _____ Drilling Permit Number _____
5. Extent of use(s) completed as authorized by the water right permit: (4 Hores - 10 cows)
Domestic (No. of households) _____ Stockwater (No. and type of stock) Stockwater Pond
Irrigation (No. of acres) _____ Other _____

6. Total rate of diversion or storage volume for which proof is submitted 0.02 cfs OR 2.3 acre-feet.

7. Compliance with a measuring device requirement, lockable controlling device requirement, and/or other conditions of permit:
Refer to the approval conditions on your permit and respond accordingly.

The Department will not issue a license if permit conditions are not met.

Measuring Device	Is a measuring device required?	Yes ☐	No ☒
	If yes, has the measuring device been installed?	Yes ☐	No ☐
Lockable Controlling Device	Is a lockable device required to control the diversion?	Yes ☐	No ☒
	If yes, has the lockable device been installed?	Yes ☐	No ☐
Fish Screen	Is a fish screen required?	Yes ☐	No ☒
	If yes, has the fish screen been installed?	Yes ☐	No ☐

Other Conditions of Permit

Do the approval conditions on your permit require you to submit additional information in connection with your proof of beneficial use? If yes, list the conditions below and attach documents with the required information.

1 thru 6 Conditions on Permit #6 lockable device (NO) Completed? Yes ☒ No ☐

8. Fee Enclosed \$ 50- or not applicable ☐. See fee schedule on page 2 of the instructions.
Proof statements filed without an appropriate fee, will be considered incomplete.

9. Person to contact to accompany the Department representative during field examination of the water system.

Name ERIC Herr (water master 65) Telephone Number 208-365-8583
Mailing Address 817 Brownlee Rd. City Sweet
State Id Zip 83670 Email don't know

The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted and applied to a beneficial use. I understand that any undeveloped portion of the permit is relinquished to the State of Idaho.

Signature of Permit Holder Kirk Darnell owner-operator Date 11-16-2021
(Include your title, if on behalf of company or organization)

Mail to: Idaho Department of Water Resources, PO Box 83720, Boise, ID 83720-0098

In the excavation of this pond we hit 2 more springs inside pond and after 4 years, there is still more water going over outlet than there is coming in from original spring or inlet.

During last summers drought this pond greatly enhanced the flow of the little Swede Creek in late summer.

On conditions of approval we did not complete # 6 (Lockabe device)

We talked with Eric Herr (water master) about this and decided it would be hard to do this on a spring that can dry up in late summer.



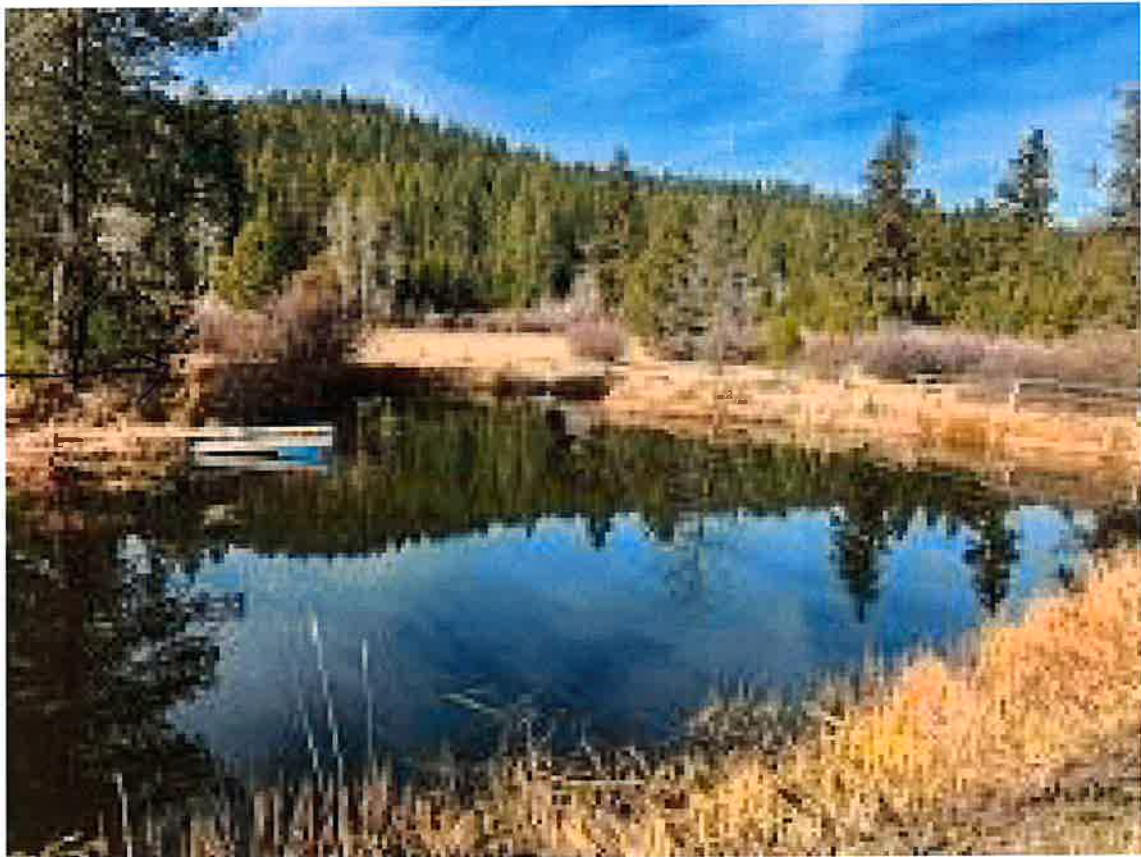
208-365-8478



Outlet



Inlet



Inlet
From
Spring



Outlet
Water From
Outlet runs
into Little
Swede Creek
and then
into Little
Squaw Creek
eventually



Jeff Biggers
excavating
Pond in
2017



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

November 29, 2021

KIRK A DARNELL
9780 SWEET OLA HWY
SWEET ID 83670-5054

PROOF ACKNOWLEDGEMENT LETTER

RE: Permit No. 65-23631

Dear Permit Holder:

The Department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the Department to conduct a field examination to determine and confirm the use being made of the water.

With the submittal of your proof of beneficial use form, you submitted a letter stating that you spoke with the watermaster about not installing measurement and lockable controlling works. **We consider this letter a formal request to waive the lockable controlling works and measurement device conditions that were included on your water right permit.**

Department staff contacted the watermaster and Mr. Herr stated he did say he would not require a measurement device and lockable controlling works, but he also stated that he has not been to the site to perform an inspection of the diverting works. **In order for the Department to waive the lockable controlling works and measurement device conditions, we will need written documentation from the watermaster agreeing that a waiver of these devices is acceptable to the water district for your water use.** Most watermasters do wish to visit the site when they are required to submit a formal written statement that he would not be opposed to the Department waiving these devices.

Until written documentation from the watermaster is received, we cannot move forward with the waiver of these conditions. If the watermaster visits the site and he determines a waiver is not warranted for your water use, you will need to install those devices prior to scheduling a time with you to conduct a field examination to determine and confirm the use being made of water.

Please send all documentation concerning the waiver of this measurement device to Dan Nelson at the Idaho Department of Water Resources, PO Box 83720, Boise Idaho 83720. For any questions, you can contact Mr. Nelson by telephone at 208-287-4856 or by email at dan.nelson@idwr.idaho.gov.

Please be advised that Idaho Code § 42-248, requires you or the owner of this water right to maintain current ownership and address records on file with the Department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any Department office or at the Department's website at www.idwr.idaho.gov.

If you have any questions concerning the field examination, please contact the Western Region Office of the Department located in Boise at (208) 334-2190.

Sincerely,



Debbi Judd
Technical Records Specialist

Enclosures