



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E Front Street, Suite 648 • PO Box 83720 • Boise ID 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700

Website: idwr.idaho.gov • Email: idwrinfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

November 13, 2020

ANDREW C CROMWELL
FRANCES D CROMWELL
GORDON N CROMWELL III
177 SUNLITE BASIN RD
ANACONDA MT 59711

PROOF WITHDRAWAL LETTER

RE: Permit No. 95-17216

Dear Permit Holders:

The Department acknowledges receipt of your request to withdraw the proof of beneficial use (proof) form submitted for the above referenced permit. Your proof due date will remain December 1, 2021.

A \$50.00 license examination fee was also submitted with the proof form. The fee will be returned to you under separate cover from the Idaho State Controller's Office within 10 days.

Please be advised that Section 42-248, Idaho Code, 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 in ownership and/or change in address of the water right owners are available from any Department office or on the Department's website at www.idwr.idaho.gov.

If you have any questions, please contact me at (208) 287-4942. Thank you.

Sincerely,

A handwritten signature in black ink that reads "Jean Hersley". The signature is written in a cursive, flowing style.

Jean Hersley
Technical Records Specialist II

Enclosure

RECEIVED

SEP 28 2020

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY
Amt. of Fee \$ 50.00
Receipt No. C109303
Received By Kim
Date Received 9-28-2020

STATEMENT OF COMPLETION FOR SUBMITTING PROOF OF BENEFICIAL USE

WITHDRAWN

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.

1. Permit No. 95-17216 Telephone No. (406) 560-3856
2. Name of Permit Holder(s) Andrew Cromwell
3. Mailing Address 177 Sunlite Basin Rd City Aracorda
State MT Zip 59711 Email acromwelldentist@gmail.com
4. Source of Water Coeur d'Alene Lake 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:
Domestic (No. of households) 1 Stockwater (No. and type of stock)
Irrigation (No. of acres) Other

6. Total rate of diversion or storage volume for which proof is submitted .04 cfs OR 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.
No Completed? Yes No

8. Fee Enclosed \$ 50.00 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 Andrew Cromwell Telephone Number (406) 560 3856
Mailing Address acromwelldentist@gmail.com City Aracorda
State MT Zip 59711 Email 177 Sunlite Basin Rd

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 [Signature] Date 9/21/20
(Include your title, if on behalf of company or organization)

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

MEMORANDUM

TO: Sascha Marston
FROM: Jean Hersley
DATE: November 13, 2020
RE: Refund: Returned Proof of Beneficial Use

Please refund \$50.

NAME: ANDREW C CROMWELL
177 SUNLITE BASIN RD
ANACONDA MT 59711

RECEIPT #: C109303

Thank you.

Jean

Hersley, Jean

From: Andrew Cromwell <acromwelldentist@gmail.com>
Sent: Wednesday, November 4, 2020 3:52 PM
To: Hersley, Jean
Subject: Re: Water right permit 95-17216

Hello Jean,

As per your recommendation, I am formally requesting you pull the Proof of Beneficial Use Statement of Completion for the Cromwell Coeur d "Alene property. Please send the check to the address listed on the check. Thank you.

Sincerely,
Andrew Cromwell

Hersley, Jean

From: Hersley, Jean
Sent: Thursday, October 15, 2020 3:31 PM
To: 'Andrew Cromwell'
Subject: RE: Water right permit 95-17216

Thank you for the information.

If the Department licenses this permit now, it would be for the outbuilding on the adjacent property and you wouldn't be able to use this water in the cabin without an additional water right. The Department doesn't issue licenses on the water system alone but also on how the water is being used.

Proof of Beneficial use is not due until December 1, 2021. My suggestion would be to withdraw your proof, in writing, and wait until you receive a notice from us that your proof is due, which we send out 60 days before Proof is due. If you haven't built the cabin yet, you can file an Extension of Time of Beneficial Use and request an additional 5 years.

Please let me know if you have any questions. Thank you.

Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942

From: Andrew Cromwell [mailto:acromwelldentist@gmail.com]
Sent: Thursday, October 15, 2020 1:06 PM
To: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Subject: Re: Water right permit 95-17216

Dear Jean,

This email is in response to your needing further information to advance the permit for beneficial use of water from Coeur d'Alene lake. I would like to assure you that all of the steps to establishing beneficial use have been satisfied. The water system was completed in 2019. A misunderstanding in the permit process kept me from submitting the Statement of Completion at the time of completing the water system. While the system does not currently supply a cabin, it will. For now, water is utilized at the outbuilding on the adjacent property for irrigation and drinking water. There is a fish screen on the inlet that was supplied by RC Worst & CO. The water system was tested and completed in the summer of 2019.

The system has been winterized by removing the pump, removing the generator and draining the pipes on the hillside. This was done to prevent damage to the system from harsh winter storms and high water in the spring. The pipes will be placed back into the lake each spring for summer use.

As of today, our family is in the process of planning and putting the necessary steps in place for a family cabin. Our first priority is to have a water right for the future cabin. For now, the outbuilding will serve as a rustic place for our family to enjoy the lake. Because the property has boat access only, the next step is putting in a dock and then power, which will make our time spent there much easier until our cabin is built.

I hope the photos below will satisfy your inquiry.

Photo #1 - This shows the system running at the time of installation, water is exiting the hose.

[IMG-1716.jpg](#)
(1,152K)

Photo #2 - shows the inlet pipes entering the lake on Lot A. The inlet pipes will stay in this location until a cabin can be built.

[IMG-1592.JPG](#)
(2,702K)

Please feel free to contact me anytime.

Sincerely,
Andrew Cromwell

On Thu, Oct 8, 2020 at 2:56 PM Hersley, Jean <Jean.Hersley@idwr.idaho.gov> wrote:

The Idaho Department of Water Resources received your Proof of Beneficial Use Statement of Completion on September 28, 2020 and is in the process of reviewing this permit for licensing. A few questions need to be answered before the Department can license this permit.

This permit is for domestic use for one home. According to aerial imagery, there does not appear to be dwelling on this property. How is the domestic use being utilized? Has the system from the lake to the property been installed? If the system is installed, has a fish screen been installed? This is one of the conditions of approval of your permit.

Please respond within 30 days. If the Department does not hear from you within 30 days, steps may be taken to void this permit. If no work has been done and the water isn't being used for the purpose it was permitted, you may be able to withdraw your Statement of Completion. Proof of application of water to beneficial use isn't due until December 1, 2021.

Let me know if you have any questions. Thank you.

Jean Hersley

Technical Records Specialist II

Idaho Dept Water Resources

(208) 287-4942

Hersley, Jean

From: Andrew Cromwell <acromwelldentist@gmail.com>
Sent: Thursday, October 15, 2020 1:06 PM
To: Hersley, Jean
Subject: Re: Water right permit 95-17216
Attachments: IMG-1716.jpg; IMG-1592.JPG

Dear Jean,

This email is in response to your needing further information to advance the permit for beneficial use of water from Coeur d'Alene lake. I would like to assure you that all of the steps to establishing beneficial use have been satisfied. The water system was completed in 2019. A misunderstanding in the permit process kept me from submitting the Statement of Completion at the time of completing the water system. While the system does not currently supply a cabin, it will. For now, water is utilized at the outbuilding on the adjacent property for irrigation and drinking water. There is a fish screen on the inlet that was supplied by RC Worst & CO. The water system was tested and completed in the summer of 2019.

The system has been winterized by removing the pump, removing the generator and draining the pipes on the hillside. This was done to prevent damage to the system from harsh winter storms and high water in the spring. The pipes will be placed back into the lake each spring for summer use.

As of today, our family is in the process of planning and putting the necessary steps in place for a family cabin. Our first priority is to have a water right for the future cabin. For now, the outbuilding will serve as a rustic place for our family to enjoy the lake. Because the property has boat access only, the next step is putting in a dock and then power, which will make our time spent there much easier until our cabin is built.

I hope the photos below will satisfy your inquiry.

Photo #1 - This shows the system running at the time of installation, water is exiting the hose.

[IMG-1716.jpg](#)
(1,152K)

Photo #2 - shows the inlet pipes entering the lake on Lot A. The inlet pipes will stay in this location until a cabin can be built.

[IMG-1592.JPG](#)
(2,702K)

Please feel free to contact me anytime.

Sincerely,
Andrew Cromwell

On Thu, Oct 8, 2020 at 2:56 PM Hersley, Jean <Jean.Hersley@idwr.idaho.gov> wrote:

The Idaho Department of Water Resources received your Proof of Beneficial Use Statement of Completion on September 28, 2020 and is in the process of reviewing this permit for licensing. A few questions need to be answered before the Department can license this permit.

This permit is for domestic use for one home. According to aerial imagery, there does not appear to be dwelling on this property. How is the domestic use being utilized? Has the system from the lake to the property been installed? If the system is installed, has a fish screen been installed? This is one of the conditions of approval of your permit.

Please respond within 30 days. If the Department does not hear from you within 30 days, steps may be taken to void this permit. If no work has been done and the water isn't being used for the purpose it was permitted, you may be able to within draw your Statement of Completion. Proof of application of water to beneficial use isn't due until December 1, 2021.

Let me know if you have any questions. Thank you.

Jean Hersley

Technical Records Specialist II

Idaho Dept Water Resources

(208) 287-4942

September 9, 2019 8:35 AM



Edit



