STATE OF IDAHO DEPARTMENT OF WATER RESOURCES BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 65-13888 Exam Date: 08/01/2019

1. Current Owner:

NEW CENTURY PROMOTIONS INC C/O JACK SHIRLEY

PO Box 721

Garden Valley, ID 83622

2. Accompanied by: Jack Shirley

Phone No: 208-994-1889

Address: Same

Relationship to permit Holder: Same

3. SOURCE:

MIDDLE FORK PAYETTE RIVER

Tributary

PAYETTE RIVER

Method of Determination: Field Observation

B. OVERLAP REVIEW

1. Other water rights with the same place of use:

NO Overlap

Water Right No.	Source	Purpose of Use	Basis
N/A	N/A	N/A	N.A

Comments: No other water rights overlap.

2. Other water rights with the same point-of-diversion:

NO Overlap

Water Right No.	Source	Purpose of Use	Basis	
N/A	N/A	N/A	N/A	

Comments: No other water rights overlap.

C. DIVERSION AND DELIVERY SYSTEM

1. LOCATION OF POINT(S) OF DIVERSION:

MIDDLE FORK PAYETTE RIVER SE1/4 SE1/4, Sec. 27, Twp 10N, Rge 04E, B.M. BOISE County

Method of Determination: Field observation, Handheld GPS (N 44° 09.919', W 115°57.552'), ArcMap Gis tools

PLACE OF USE: IRRIGATION

Twn	Rng Sec NE			NW		SW		SE		Totals									
, wp	iting	360	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	04E	27													0.1			7.7	7.8

Total Acres: 7.8

Method of Determination: Aerial Imagery, Landsat Data, ArcMAp GIS tools.

Delivery System Diagram Attached (required). Indicate all major components and distances between components.
 x Indicate weir size/pipe as applicable.

Permit No 65-13888 Page 2

x	Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.	е
N/A	Aerial Photo Attached (required for irrigation of 10+ acres).	
x	Photo of Diversion and System Attached	

4.

Well or Diversion ID No.*	Motor Make	Нр	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
N/A	Century	7.5	BT11	Jacuzzi	2 ¹¹

D. FLOW MEASUREMENTS

1

Measurement Equipment	Туре	Make	Model No.	Serial No.	Size	Calib. Date
N/A	N/A	N/A	N/A	N/A	N/A	N/A

2. Measurements: No measurement was taken.

E. FLOW CALCULATIONS

x Additional Computation Sheets Attached

Measured Method: A theoretical calculation was used on this permit

Sprinkler flow calculation:

40 WeatherTec Model 10-20 Sprinkler Heads

Average flow calculated for nozzle size range (3/32"-9/64")

@40 psi Avg flow per head= 2.40 gpm x (40 sprinkler heads) =96.0 gpm→0.21 cfs

@50 psi Avg flow per head= 2.69 gpm x (40 sprinkler heads) =107.6 gpm \rightarrow 0,24 cfs

@60 psi Avg flow per head= 2.95 gpm x (40 sprinkler heads) =118.0 gpm \rightarrow 0.26 cfs

Overall average flow = 0.24 cfs

Sprinkler Rate:	0.24 cfs
Theoretical Flow:	0.38 cfs
Permitted Flow:	0.20 cfs
B.U. Limit:	0.16 cfs
Recommended Flow:	0.16 cfs

F. VOLUME CALCULATIONS

- 1. Volume Calculations for irrigation: N/A because surface water source, per IDAPA 37.03.02.
- 2. Volume Calculations for Other Uses: N/A

Permit No 65-13888 Page 3

G. NARRATIVE/REMARKS/COMMENTS

Field exam was completed by agent Justin Shearer on August 1, 2019 and was accompanied by Jack Shirley, US Representative for New Century Promotions, Inc. Shirley is the active owner and original applicant. New Century Promotions Inc., filed three permits;65-13887; a ground water right for the 10 acres east of the river, 65-13888 for irrigation of the same 10 acres with Middle Fork of the Payette River water, and 65-13889 an irrigation/domestic ground water right for subdivision lots 1 and 2 (west of the river). All three of the permits lapsed but ultimately proof of beneficial was submitted for 65-13888 and 65-13889 in April of 2002 and the permits were reinstated with the priority dates advanced to 2002. Lori Graves conducted a field exam for 65-13889 and stated that 65-13888 was for ground east of the river only. When New Century sold subdivision lot 3 (west of the river) to Brian Champion in 2005 they provided an assignment of permit for a portion of 65-13888 (0.02 cfs for 0.5 ac). The assignment of permit in 2005 was in error as 65-13888 was never intended for ground west of the river. The assignment of permit was never completed by the department and there has since a change of ownership for lot 3, 65-13888 should only be considered for the 9.78 ac parcel of ground east of the river only as permit 65-13889 covers the irrigation of 3 acres west of the river which is stated in Graves' exam for 65-13889 (back file pg 25). Change in address for permit 65-13888 was received September 30, 2020, and processed October 8,2020.

The Point of Diversion (POD) was confirmed to be in TWP 10N, Rge 04E, Sec. 27 SE½SE½. The water is diverted using a 7.5 hp Jacuzzi pump and Century Motor with 3" suction and 2" discharge. The pump diverts water from the Middle Fork Payette River and discharges water to a 3" mainline with branching 2" hand lines equipped with half-inch brass impact sprinklers. At the time of exam, Shirley informed me that he irrigates with up to 40 sprinkler heads at one time. However, the nozzle size was not able to be determined during the exam so a standard nozzle range for the WeatherTec 10-20 Half-Inch impact sprinkler of 3/32" to 9/64" was used to estimate flow. Water right overlap did not discover any other water rights associated with the POD on the Middle Fork Payette River. No amendment required to correct legal description of the POD.

The permit authorizes 0.20 cfs for irrigation purposes and 0.02 cfs for stockwater purposes within the NE¼SE½ and SE½SE½ of TWP 10N, Rge 04E, Sec 27. Field observation, ArcMap tools, and aerial imagery were used to that the irrigation POU is approximately 7,8 acres. Shirley is irrigating grass and trees on the property. The stockwater use was never developed. No amendment required to correct the legal description of the POU. The permit was conditioned with 01J which states that "Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works." The user did not have a measuring device installed at the time of exam. However, because the licensing recommendation will be less than the 0.20 cfs threshold requiring a measuring device, I contacted Ron Shurtleff (Watermaster for WD65) and he acknowledged that a change in the conditioning to "When notified by the Department, the right holder shall install and maintain a measuring device of type acceptable to the Department as part of the diverting works" would adequately satisfy his needs as watermaster of WD65.

Pump and motor specs were obtained from the pumping apparatus; a 7.5 hp Jacuzzi pump and Century Motor with 3" suction and 2" discharge. A measurement could not be taken during the exam due to the nature of the system's set-up not providing ample straight section of pipe for a Panametrics flow measuring device to be equipped. A range of discharge pressures were used based on expected system pressures (40-60 psi). Theoretical average flow rate is 0.38 cfs. Because the user irrigates with sprinklers, an additional flow calculation was performed using sprinkler nozzle performance specs. Average flow based on the sprinkler calculation is 0.24 cfs. Although the user is likely over diverting, I am only recommending a licensed rate of 0.16 cfs for irrigation purposes based on the measured irrigation POU of 7.8 acres and the department standard of 0.02 cfs/acre.

Permit No 65-13888 Page 4

Condition 121 was replaced by condition 103. R04 was replaced by R05. Condition R02 was added to allow the watermaster suitable control of the diversion. Explanatory condition describing minimum stream flow limitations, stockwater use, and restrictions on domestic use in a recreational vehicle park was removed because the stockwater use was not developed and there are domestic RV hookups on the property nor is domestic use a component of the right. WB9 was added to account for minimum stream flow diversion requirements. Condition 01J was replaced with 01R at the satisfaction of the Watermaster since the licensed diversion rate is less than the 0.20 cfs threshold requiring a measuring device.

Have conditions of permit approval b	een met? <u>x</u>	Yes No	
H. RECOMMENDATIONS 1. Recommended Amounts			
Beneficial Use	Period of Use	Rate of Diversion	
IRRIGATION	3/15 to 10/31	0.16 CFS	
	<u>Totals:</u>	0.16 CFS	
2. Recommended Amendments			
Change P.D. as reflected abov	e Add P.D.	as reflected above x	None
Change P.U. as reflected abov	e Add P.U.	as reflected abovex_	None
I. AUTHENTICATION Justin Field Examiner's Name	Shearer - Water Res	ource Agent, Senior Date	0/15/2020
Pavious Patrick	1/rdus	Data	0-15-2020

THEORETICAL HORSEPOWER EQUATION WORKSHEET (cjh 1/92)

Water Right No.: 65-13888

Reviewer:

Justin Shearer

Date of Review:

9/25/2020

P/D No.:	Senerio 1	Senerio 2	Senerio 3
PUMP HORSEPOWER BOOSTER HORSEPOWER	7.5 0	7.5 0	7.5 0
PUMPING LEVEL	10	10	10
DISCHARGE PRESSURE	40	50	60
RATE OF FLOW (cfs)	0.45	0.37	0.31 0.38

The above calculates the formula =

Assumptions:

%70 efficiency.

No Friction

Examiners Notes:

A 7.5 hp pump is used for this irrigation use and the requested diversion rate is relatively small. Lift was measured using field observation and handheld gps. Topography from the POU to stream waters measure close to 10 feet. A range of discharge pressures were used based on the ratings for the model of sprinkler being used (40-60 psi) and likely nozzle size. Theoretical average flow rate is 0.38 cfs.



Chttps://www.weathertec.com/)





(https://www.weathertec.com/wp-content/uploads/2016/02/10-20.jpg)

Half-Inch Impact Sprinklers – Full Circle – 10-20

Model 10-20

- Full circle impact 23 trajectory
- 1/2" Male N.P.T.-Single nozzle
- Cast-bronze head with cored water passage and double-bridge construction
- Die-cast lever with I-Beam construction for added strength
- Stainless steel spindle, fulcrum pin, lever spring, and bearing spring for long-wearing durability
- T-Ring style bearing for proven dependability
- Designed for most solid-set and portable application

- Also available in 3/4" Male N.P.T.
- · Available with adjustable nozzle

SKU: 10-20 Categories: 1/2 Inch (https://www.weathertec.com/product-category/impact-sprinklers/half-inch/), Full Circle (https://www.weathertec.com/product-category/impact-sprinklers/full-circle/), Impact Sprinklers (https://www.weathertec.com/product-category/impact-sprinklers/)

Description

Model 10-20 Standard Nozzle Performance

Standard Metric						
PSI	Dia. GPM					
25	67 1.28	68 1.44	69 1.72	71 2.20	74 2.83	
30	69 1.41	70 1.58	71 1.89	74 2.41	77 3.11	
35	70 1.52	71 1.69	73 2.04	76 2.61	79 3.36	
40	71 1.63	72 1.81	74 2.18	77 2.79	80 3.60	
45	72 1.73	73 1.91	75 2.31	78 2.96	81 3.82	
50	73 1.83	74 2.01	76 2.44	79 3.13	82 4.03	
55	74 1.92	75 2.10	77 2.56	80 3.28	83 4.23	
60	75 2.01	76 2.19	78 2.67	81 3.43	84 4.43	
65	76 2.09	77 2.27	79 2.78	82 3.57	85 4.61	
70	77 2.18	78 2.35	80 2.89	83 3.71	86 4.79	

Related Products

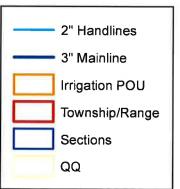
State of Idaho Department of Water Resources

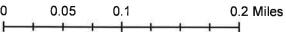
Attachment to Beneficial Use Field Report

65-13888

System Diagram











Pump and motor set-up at POD showing 3" suction line heading towards Middle Fork Payette River.



Close up of Jacuzzi Pump model tag.



Close up of Century 7.5 hp motor.



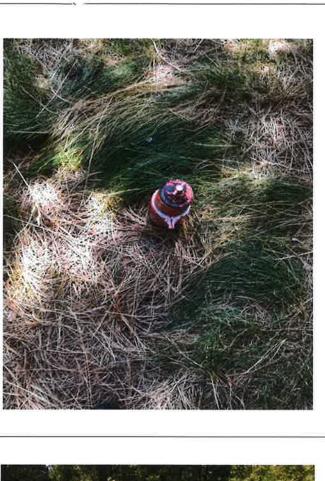
2" handline running through POU looking North from POD.



Close-up of WeatherTec Half-Inch impact sprinkler off of 2" handline.



2" Hnadline extending to the South across POU off of mainline.



Raised handline connector off of buried 3" mainline.



2" handline extending across POU to the South.

Shearer, Justin

From:

Ron Shurtleff <waterdist65@srvinet.com>

Sent:

Wednesday, September 30, 2020 5:06 PM

To:

Shearer, Justin

Subject:

RE: 65-13888 Measuring Device Condition Change

Justin,

The combination of conditions does adequately satisfy my needs.

Thanks,

Ron Shurtleff

102 N. Main St. Payette, ID 83661 Office: 208-642-4465 Cell: 208-642-0230

From: Shearer, Justin [mailto:Justin.Shearer@idwr.idaho.gov]

Sent: Wednesday, September 30, 2020 2:12 PM

To: Ron Shurtleff

Subject: RE: 65-13888 Measuring Device Condition Change

Hi Ron,

Thanks for the quick reply. My apologies, I should've mentioned that in addition to condition 01R (measuring device condition language mentioned in previous email) the license would also get conditions 01H: *Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide the watermaster suitable control of the diversion.*

And R05: Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.

Does the combination of these three conditions together adequately satisfy your needs?

Justin Shearer Water Resource Agent, Sr. (208)-334-2190

From: Ron Shurtleff [mailto:waterdist65@srvinet.com]
Sent: Wednesday, September 30, 2020 9:44 AM
To: Shearer, Justin < Justin. Shearer@idwr.idaho.gov>
Subject: RE: 65-13888 Measuring Device Condition Change

Good Morning Justin,

I reviewed your comments regarding the field exam for permit 65-13888. I do agree with you in respect to the condition to require a measuring device when notified by the Department of Water Resources. I would like to suggest adding "of a type acceptable to the Department and the Water District 65". My reasoning is our district conducts daily accounting and thus for a device to be useful it should have recording and date stamp ability. Also, should this statement include a locking device?

I might suggest the following sentence: "When notified by the Department, the right holder shall install and maintain a measuring and a locking device of a type acceptable to the Department and the Water District as part of the diverting works".

Thank you, I think your assessment of the condition is correct.

Best regards

Ron Shurtleff 102 N. Main St. Payette, ID 83661 Office: 208-642-4465

Cell: 208-642-0230

From: Shearer, Justin [mailto:Justin.Shearer@idwr.idaho.gov]

Sent: Tuesday, September 29, 2020 3:47 PM

To: Ron Shurtleff

Subject: 65-13888 Measuring Device Condition Change

Good afternoon Ron,

I am emailing you in regards to permit 65-13888 and it's respective measuring device condition requiring them to install and maintain a measuring device as part of the controlling works. The permit was for 0.22 cfs with 0.20 cfs being for irrigation of 10 acres. I conducted a field exam for this permit and am recommending a licensed rate of 0.16 cfs based on a measured irrigation POU of 7.8 acres and no stockwater use developed. However, the user did not have a measuring device installed. Because the licensing recommendation will be less than the 0.20 cfs threshold requiring a measuring device, I am thinking it may be more appropriate to change the conditioning to "When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works."

Please let me know if this change of conditioning on the license would satisfy your interests and concerns as watermaster of WD65. If so, please provide a statement saying such. Feel free to contact me with any questions or concerns.

Thanks and regards,

Justin Shearer
Water Resource Agent, Sr. (208)-334-2190

F IDAHO MENT OF WATER RESOURCES t Way 383705-5082

rvice Requested

June 14, 2019

KEILY ANN HAZEN 519 MIDDLE FORK RD GARDEN VALLEY, ID 83622



U.S. POSTAGE >> PITNEY BOWES

ZIF 83702 \$ 000.38³ 02 4W 0000359173 JUN 17 2019

RECEIVED

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WATER RESOURCES WESTERN REGION

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RETURN TO SENDER NO MAIL RECEPTACLE UNABLE TO FORWARD

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State of Jaho DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 334-2190 • Fax: (208) 334-2348

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

BRAD LITTLE Governor

GARY SPACKMAN
Director

June 14, 2019

KEILY ANN HAZEN 519 MIDDLE FORK RD GARDEN VALLEY, ID 83622



RE: Scheduling Field Exam for Water Right Permit No. 65-13888

Dear Permit Holder:

We are planning to conduct water right examinations in the vicinity of the above-referenced permit **this season.** An examination is needed to verify the water use in order to issue a water right license.

The above-referenced permit authorizes 0.220 CFS from MIDDLE FORK PAYETTE RIVER tributary to PAYETTE RIVER for IRRIGATION & STOCKWATER uses. If you have developed a beneficial use and still own the place of use property, please contact me at your earliest convenience to schedule an examination.

If you did not develop a beneficial use of water under the permit during the beneficial use period, a license cannot be issued and the permit should be relinquished. If that use was developed, but have ceased using the water and you currently carry no interest in it, please relinquish the permit by submitting the enclosed Relinquishment of Permit form (no fee required).

If you did develop a beneficial use of water under the permit, but you no longer own the place of use property identified in the permit, please submit the enclosed Assignment of Permit form with the applicable \$25 processing fee.

Please contact me within the next thirty (30) days at (208) 334-2190 to either schedule an examination or submit a relinquishment or assignment form. If you no longer own the place of use property and/or do not respond to this letter, the department will work with the current property owner to issue a license or void the permit.

Sincerely.

Justin Shearer

Water Resource Agent, Sr.

Enclosures: Relinquishment of Permit form

Assignment of Permit form Water Permit Report and Map

PARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

ETURN SERVICE REQUESTED

April 25, 2019

NEW CENTURY PROMOTIONS INC C/O JACK SHIRLEY 1315 HANINGTON DR KATY. TX 77540

83705>5082 CAAGSSB 77





State of Jaho DEPARTMENT OF WATER RESOURCES

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Phone: (208) 334-2190 • Fax: (208) 334-2348

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

BRAD LITTLE Governor

GARY SPACKMAN Director

April 25, 2019

NEW CENTURY PROMOTIONS INC C/O JACK SHIRLEY 1315 HANINGTON DR KATY, TX 77540



RE: Scheduling Field Exam for Water Right Permit No. 65-13888

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Sincerely,

Justin Shearer

Water Resource Agent, Sr.

Enclosures: Relinquishment of Permit form

Assignment of Permit form Water Permit Report and Map



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Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN Director

June 27, 2017

NEW CENTURY PROMOTIONS INC C/O JACK SHIRLEY 1315 HANINGTON DR KATY, TX 77540



RE: Scheduling Field Exam for Water Right Permit No. 65-13888

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Sincerely,

Justin Shearer

Water Resource Agent

Enclosures: Relinquishment of Permit form

Assignment of Permit form Water Permit Report and Map

Christensen, Kelly

From:

Christensen, Kelly

Sent:

Thursday, February 23, 2012 3:27 PM

To: Subject:

Hersley, Jean Permit 65-13888

Steve gave me this one to review. The first thing I see is that Craig indicated that there was an old assignment of permit for a portion of the POU. Could you provide me a copy of the information so that I can try to see where thing stand?

Thanks kkc

Lester, Steve

From:

Saxton, Craig

Sent:

Thursday, January 26, 2012 9:41 AM

To:

Lester, Steve

Subject:

Please add to the field exam list: 65-13888

Hey Steve,

65-13888 is the permit that I spoke with you about on the phone that needs a field exam. This surfaced as Jean was cleaning up some of the assignment of permits we have on file. We have a pending assignment of permit for a portion of 65-13888. However, it is so old that the person who submitted the assignment doesn't own the property anymore. Actually, it appears that the property has been subdivided and the original permitted POU is now chopped up into multiple owners. We need to conduct a field exam so we can figure out what was developed and tie this water right to the property rather than the permit holder. Then we can figure out who the new owners of the developed right are and move on from there.

Thanks, Craig

one to de this like skow for you.

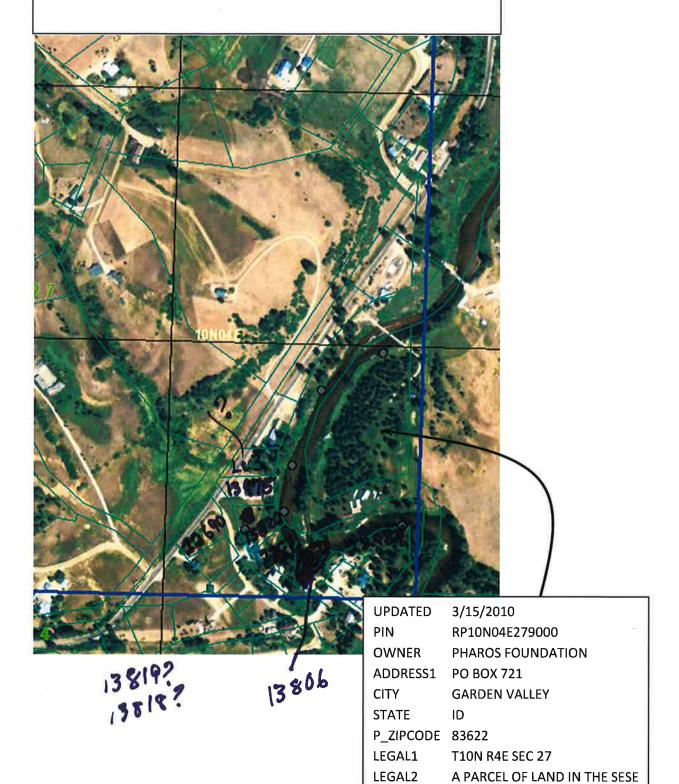
Con use new ounter " into we will discuss e 2/3/12 MEXTING.

Aux, [/31/12_

65-13888

2011 aerial photo

10N 4E Sec 27, NESE 1 ac, SESE 9 ac



COUNTY

Boise

Comment Report

GW whinaled being for Field Report Narrative Done tieuse only.

Jipped with a 3/4 hp submersible pump supplies.

and one RV hook-up. 1. Igraves 12/12/2002 Comment: A 6 inch well equipped with a 3/4 hp submersible pump supplies internal domestic water to one home and one RV hook-up. The permit also listed three acres irrigation, all located on the West side of the River. The applicant had developed a system using water pumped from the Middle Fk, PayetterRiver to irrigate the acreage rather than using ground water. The applicant was told that he must have an approved permit before he can use the River water to irrigate the three acres or face an N.O.V. An application was sent 12/11/02. Permit 65-13888 is for 10 acres on the East side of the River, also owned by the applicant. No other rights are used.

The RV space had a stub indicating connection to the well.

- 5/9/2003 Proposed license Comment: Examiner shows irrigation under item c2 on the exam. The narative describes the use as internal domestic for 1 home and 1 rv hook-up.
- 7/2/1999 ADDITIONAL INFORMATION 🏋 3. DNELSON Comment: Stockwater use is for 10 cattle. Applicant has also filed an application for water from the Middle Fork of the Payette for the same place of use. This surface water application is water right number 65-13888.
- 4. SCURTIS 12/16/1999 CORPORATE OFFICERS Comment: The officers of New Century Promotions Inc. are as follows: Licimaco Herrera Soto - President Anabelle De La Lastra Moran - Secretary Libertad Julieta Diaz - Director
- 5. daibson 4/23/2002 **Business Address** Comment: The address for this business is: New Century Promotions, Inc., P.O. Box 7460, Panama City, Panama, 5, PM. The contact person is Jack Shirley at 1315 Hanningtone Dr., Katy, TX 77450.

* dan's comment is in File 65-13889, a GW vir right on the west side of the Middle Fork.

MICAC (LEGICAL 918 5 7 78.73