

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 77-7329
Exam Date: 3/16/2020

1. Does this qualify for an in-office field exam (IDAPA 37.03.02.035.01.r)? X Y N

Domestic and stockwater use with a combined diversion rate less than 0.24 cfs.

2. Current Owner:

BRIAN T FARLEY PO BOX 1836 HAYDEN LAKE ID 83835-1836 208-661-1218

3. **SOURCE:**
SPRINGS

Tributary
UNNAMED STREAM

Method of Determination: Aerial imagery, owner's map

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NO Overlap
2. Other water rights with the same point-of-diversion: NO Overlap

C. DIVERSION AND DELIVERY SYSTEM

1. LOCATION OF POINT(S) OF DIVERSION:

SPRINGS NW¼ SW¼, Sec. 23, Twp 26N, Rge 06E, B.M. IDAHO County

Method of Determination: Aerial imagery, owner's map

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
26N	06E	23										X							

PLACE OF USE: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
26N	06E	23										X							

Method of Determination: Parcel information, Mineral Survey 2256

3. Delivery System Diagram Attached (required). Indicate all major components and distances between components.
Y Indicate weir size/pipe as applicable.
- Y Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.
- Y Aerial Photo Attached (required for irrigation of 10+ acres).
- N Photo of Diversion and System Attached

4.

Well or Diversion ID No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Collection box	NA	NA	NA	NA	NA

D. FLOW MEASUREMENTS

1. NA

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: NA

E. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

Domestic – Idaho Code § 42-111
1 household @ 0.04 cfs

Stockwater – Admin. Memo 3
0-10 stock @ 0.02 cfs

Recommended rate: 0.06 cfs

F. VOLUME CALCULATIONS

1. Volume Calculations for irrigation: N/A

2. Volume Calculations for Other Uses:

Domestic – Admin memo 22

1 household, 0.6 afa for in-home use

Stockwater - Admin. Memo 3

4 horses x 12 gpd/horse x 365 days / 325851 g/af = 0.05 afa, round to 0.1 afa

Volume is not needed due to condition 071 limiting volume to 13,000 gpd.

G. NARRATIVE/REMARKS/COMMENTS

Brian Farley applied for a domestic and stockwater permit on October 12th, 1993 and submitted proof of beneficial use on August 7th, 1996. Domestic use is for one household and stockwater use is for four horses and/or mules. I completed the in-house beneficial use examination on April 21st, 2020 after a few months of gathering information. Part of the complications were because of difficulty in contacting the applicant based due to out of date contact information. The phone number that is active as of the date of this report is 208-661-1218.

Place of use (POU) was determined using parcel information and Mineral Survey 2256 of the Colonel and Robert Slee Lode Mining claims. Parcel information noted Mr. Farley as the owner of tax lot numbers 8 and 9, parcel ID RP26N06E235435. Aerial imagery shows a cabin on the parcel's border in the SE corner, though this is not the applicant's cabin. Domestic use supplies an RV that is on the property seasonally as communicated by the applicant in an email correspondence on March 19th, 2020 (see attachment A).

The point of diversion is described as a collection box from a spring that is then piped to the POU. Mr. Farley provided a receipt recording excavation of the POD on July 30th, 1996 for work done the prior summer.

The legal description of the POU in the permit describes the quarter-quarter as SW $\frac{1}{4}$ SW $\frac{1}{4}$; however, aerial imagery and survey information show the quarter-quarter as NW $\frac{1}{4}$ SW $\frac{1}{4}$. The area has no PLSS survey and publically available GIS tools were uncommon during the time of application. Considering this, IDWR's delay in licensing, and the fact that the applicant provided the mineral survey to the department in the original application, I believe the need for an amendment should be waived. Foregoing an amendment was discussed with administrative staff and it was agreed that an amendment is not needed.

Have conditions of permit approval been met? ☒ Yes ☐ No

H. RECOMMENDATIONS

1. Recommended Amounts

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.02 CFS	-
DOMESTIC	1/01 to 12/31	0.04 CFS	-

Totals: 0.06 CFS

2. Recommended Amendments

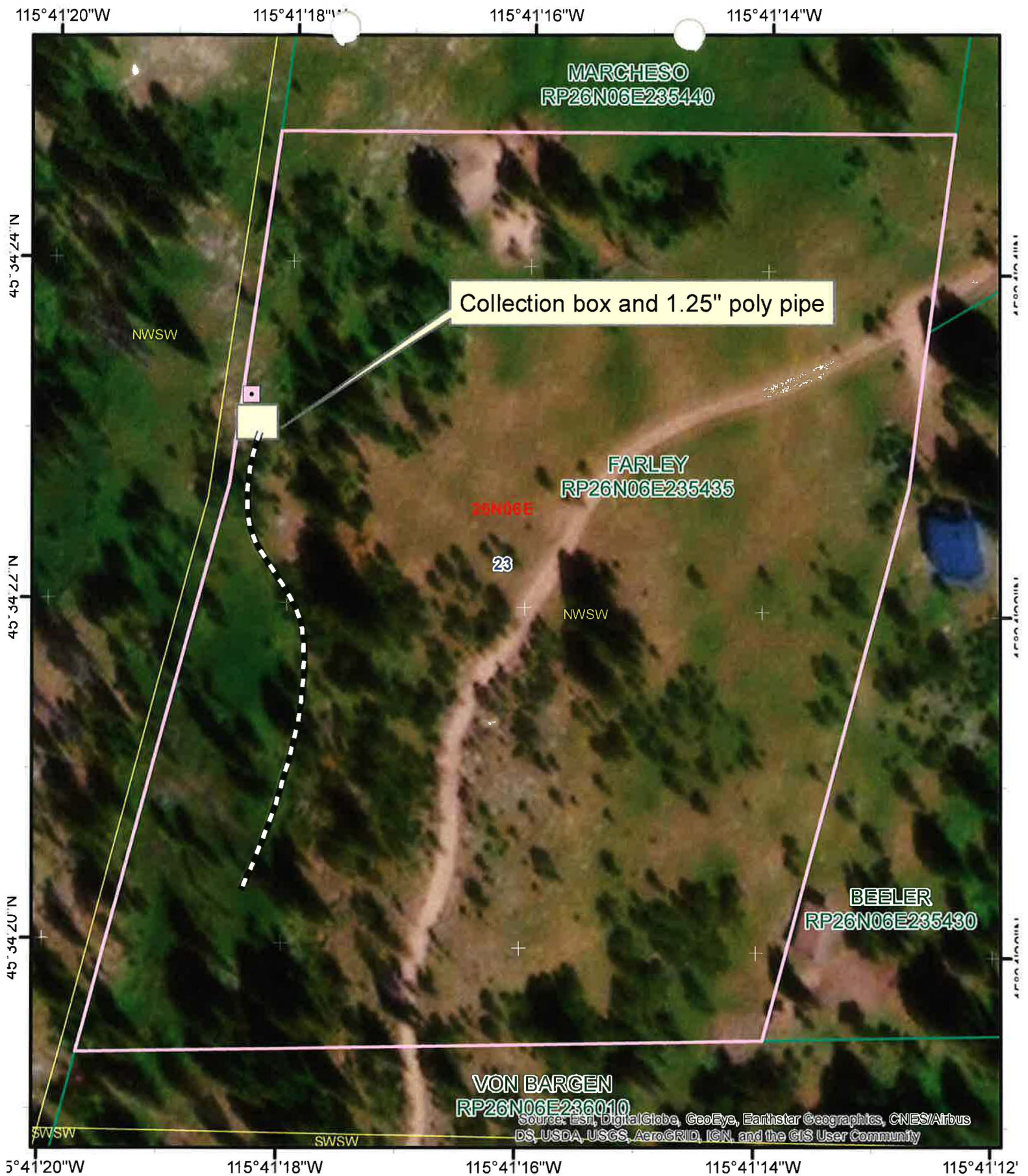
☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☒ None

I. AUTHENTICATION Alex Moody - Hydrogeologist, Staff

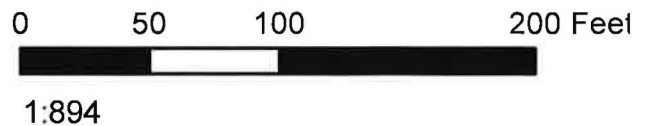
Field Examiner's Name Alex Moody Date 4/23/2020

Reviewer Angela M. Gunn Date 6/30/2020



77-7329 System Diagram

-  Water Right POD
-  Water Right POU
-  Parcels



Attachment A: 3/19/2020 correspondence

From: Brian Farley [longwalker@jrcda.com]
Sent: Thursday, March 19, 2020 1:50 PM
To: Moody, Alex
Subject: RE: Questions regarding your permit 77-7329

Hey Alex

Insofar as Place of Use is concerned there is no dwelling on my parcel nor did I ever state that there was. For some reason someone at IDWR is making an assumption that there is, which I find to be amazing because :

I do not know the date of, nor the accuracy of, the placement of your property lines on your aerials but it is obvious that there are no buildings on my ground.

These two sources are used for fresh water when I (or others) are there with my RV in summer and for fall hunting camp. The creek has a 1 1/4" poly pipe that ran from the POD up near the property boundary (as depicted) on down (obviously flows south) west of the road to a horse trough.

I have been told by friends that I have given permission to camp there for hunting that since I was there last, this horse trough is not to be found, it has mysteriously disappeared. Levitated away by Extraterrestrials I suppose..

Do not know if you know of these folks known as the "Rainbow People", old "retired" hippies and associates still "livin the dream" of the 1967 "Summer of Luuuuuuv" because they have descended upon Jumbo in the past for the spring mushroom harvest. Interestingly enough this is when any cabin that is unoccupied during their occupation gets raided for foodstuffs, clothing, sleeping bags and other possessions up to an including backup generators.☹

Free luv, free shrooms and "free" power go hand in hand I reckon.

Hope this helps and you can put this deal of mine back in the archives where we all believed it to be these past many years.

Been a quarter century now and how many times have I been told that "all is well?" And here I thought that it was the Feds that were inefficient .

Ya know I went thru all the years of the Snake River Adjudication with this right here and have several in the CSRBA here in the panhandle. I find myself wondering if in fact three decades from now will I be dealing with another younger generation of CSRBA worker bees down at the good ole IDWR that apparently have nothing better to do for us Idaho citizens that pay their way in life than to dig around in ADJUDICATED old wells, creeks and ditches, perhaps from my deathbed.

Myself, can't wait!

from: Moody, Alex [<mailto:Alex.Moody@idwr.idaho.gov>]
Sent: Friday, March 13, 2020 1:55 PM
To: Brian Farley
Subject: RE: Questions regarding your permit 77-7329

Thank you, Brian.

From: Brian Farley [<mailto:longwalker@jrcda.com>]
Sent: Thursday, March 12, 2020 5:05 PM
To: Moody, Alex <Alex.Moody@idwr.idaho.gov>
Subject: RE: Questions regarding your permit 77-7329

See Attachment B - ACM

From: Moody, Alex [<mailto:Alex.Moody@idwr.idaho.gov>]
Sent: Monday, March 2, 2020 12:42 PM
To: Brian Farley
Subject: RE: Questions regarding your permit 77-7329

Hi Brian,

Agreed it's blurry and fairly large scale, but I'd say all the elements of a map are there - scale, coordinates down to the lat-long second, legend, directional arrow, streams, basemap ☺. I'm working with the best imagery we have available to us. Apologies for not adding the parcel lines.

In the attached Buffalo Hump topo, you'll find the enveloping Colonel and Robert Slee Lode Claim in the PLSS grid (red dotted line) labeled PB 50.

77-7329 topo : I've zoomed into 1:3,500 here. Parcels are now visible and labeled with last name of the owner.

77-7329 aerial 1-1200 : Zoomed into your parcel, same imagery as before (best we have). On this map, I've marked buildings I could identify and added parcel IDs. There are ticks on the map every 2" lat-long to help with locating. NF road 202 can be seen crossing your parcel.

If these are still insufficient for locating your diversion, I'll can mail you some maps, though I won't be able to get any higher resolution imagery than what I've sent so far.

An alternative option is to use higher resolution imagery in google maps. I was able to zoom in and see buildings pretty clearly. If you head to this link you could pick the coordinates off of there:

<https://www.google.com/maps/@45.572419,-115.687474,197m/data=!3m1!1e3>

The map should open up centered on your parcel. To get the coordinates in google maps, you have to double-click slowly and they'll pop up at the bottom of the screen.

Another convenient tool that has digital topo maps is the USFS online topo map, here:

<https://www.arcgis.com/apps/webappviewer/index.html?id=b70e11a68aac46b3a5bd911b82b53c1e> . If you type your coordinates in the search bar (approximately 45.572419,-115.687474), it'll take you to the relevant topo.

I appreciate you keeping up the correspondence and thank you for your patience. I understand that it is pesky to be dealing with a permit that you filled proof of beneficial use on back in 1995. I'm not sure why it was left alone until now.

Regards,

Alex

From: Brian Farley [<mailto:longwalker@jrcda.com>]

Sent: Friday, February 28, 2020 4:44 PM

To: Moody, Alex <Alex.Moody@idwr.idaho.gov>

Subject: RE: Questions regarding your permit 77-7329

Hey Alex,

Yeah, been messing with your aerial pic (not really a map at all) now for quite a while now and when enlarged it is just too blurry to see any physical features on the ground and there are no accurate property lines, etc .

And my Idaho county assessor's parcel search provides nothing useful either.

So I have spent as much time as I am willing with this format especially since you have already stated that everything is as it should be.

Or, If you would like please snail mail me a much better aerial image in much larger scale in big enough format to depict all property lines , neighbors buildings and so on.

Or actual 7 minute USGS topo copies of Jumbo canyon that will of course show watercourses, plus the needed property lines, etc. I do have topos for there but I may have told you that I sold and moved last summer and most of life is crammed into 3 storage units and those maps are buried for the duration .

Won't do us any good for me to mark a spot just over the line in the Gospel Hump Wilderness now will it☺

Please advise.

Thanx

Brian Farley

From: Moody, Alex [<mailto:Alex.Moody@idwr.idaho.gov>]

Sent: Wednesday, January 29, 2020 9:56 AM

To: longwalker@jrcda.com

Subject: Questions regarding your permit 77-7329

Hi Brian,

I received your voicemail and was able to turn up an email in our records for some of your other water rights.

I'm attaching a map I put together that hopefully has enough to detail to allow you to pick out the diversion points. Based on the description of the diversion works you provided and excavation invoice, it seems like there are two points of diversion. If so, please mark both separately. If not, then obviously one will do.

There are tick marks down to the second on the map. If you just wanted to email me the latitude and longitude, I can work with that.

Thank you for your help,
Alex

Alex Moody
Staff Hydrogeologist // Hydrology Section
Idaho Dept. of Water Resources
Phone: (208) 287-4849

Attachment B: POD map marked by applicant

