



BRAD LITTLE
Governor

State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

GARY SPACKMAN
Director

June 22, 2020

WARD WM WITTE
PO BOX 282
SALMON ID 83467

PROOF DEFICIENCY LETTER

RE: Lapsed Permit No. 75-14889

Dear Permit Holder:

On June 17, 2020, the Department received a Statement of Completion for filing proof of beneficial use (proof) and a \$50.00 license examination fee for permit 75-14889 (permit). According to Department records, the permit lapsed because the appropriate proof or a Request for Extension of Time for filing proof of beneficial use (extension) was not received on or before the proof of beneficial use due date of **April 01, 2020**.

On April 9, 2020, the Department sent a Lapse Notice to the permit holder of record providing a 60-day period to file either a proof or extension for this permit that would allow for reinstatement of the lapsed permit. Because your proof statement was received by the Department after the 60-day period it cannot be processed without additional requirements. I am returning your proof form and the \$50.00 fee you submitted will be returned to you in a separate mailing.

This letter is to provide you with information for reinstatement of a permit more than 60 days after notice of lapsing. Also, to inform you the priority date of the permit will be advanced to the date an acceptable proof is filed that complies with all of the requirements of Idaho Code § 42-218a (2), which reads:

In connection with a proof of beneficial use statement submitted more than sixty (60) days after such notice of lapsing, the director shall require all of the following items to be submitted to the Department: **(a)** A report prepared by a certified water right examiner as the result of an examination to clearly confirm and establish the extent of the beneficial use of water established in connection with the permit during the time authorized by the permit and any extensions of time previously approved. The report shall be on the form or forms specified by the director and shall provide the information specified in section 42-217, Idaho Code, for confirming beneficial use and such other information as may be required by the director. **(b)** A statement of reasonable cause for filing a late proof of beneficial use. **(c)** A reinstatement fee of two hundred fifty dollars (\$250). Upon

finding that beneficial use had occurred during the authorized period and upon a showing of reasonable cause for filing a late proof of beneficial use, the director may reinstate the permit with the priority date advanced to the day that proof of beneficial use was received;

The field report required by statute 42-218a (2)(a) must clearly confirm and establish the extent of the beneficial use of water during the authorized development period of the permit from March 7, 2018 to April 1, 2020. The Request to Reinstate a Permit Lapsed more than Sixty Days form required under statute 42-218a (2)(b) must provide reasonable cause for filing proof late and be accompanied by a \$250.00 reinstatement application fee required under statute 42-218a (2)(c).

Permit 75-14889 remains lapsed and is of no force nor effect.

If you cannot meet the requirements explained above to reinstate this permit, you may be able to apply for a new water right permit or seek other remedies. Please contact our regional office in your area for information related to new appropriations or other options. Department forms are available from any Department office or at the Department's website at www.idwr.idaho.gov.

If you have any questions regarding this permit, please contact me at (208) 287-4920.

Sincerely,



Debbi Judd
Technical Records Specialist

Enclosure

From: Judd, Debbi
To: [Financial](#)
Subject: Refund request
Date: Friday, June 19, 2020 2:30:00 PM

TO: Sascha Marston

FROM: Debbi Judd

DATE: June 19, 2020

RE: **Refund: Returned Proof of Beneficial Use**

Please refund \$50. Returned Proof of Beneficial Use 75-14889

NAME: WW LIMITED LLC

ADDRESS: PO BOX 282
SALMON ID 83467

RECEIPT #: C108907

~
Thank you.

Debbi

Debbi Judd
Technical Records Specialist
debbi.judd@idwr.idaho.gov

Idaho Department of Water Resources
322 E Front St
PO Box 83720
Boise, ID 83720-0098
208-287-4920
www.idwr.idaho.gov

RECEIVED

JUN 17 2020

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

FOR OFFICE USE ONLY

Amt. of Fee \$ 50Receipt No. C108907Received By KMDate Received 6-17-2020

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. 75-14889 Telephone No. 208-940-0154
2. Name of Permit Holder(s) Ward W Witte
3. Mailing Address Box-282 City Salmon
State ID Zip 83467 Email NA
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:**
Domestic (No. of households) 3 Stockwater (No. and type of stock) Horses
Irrigation (No. of acres) 10 Other _____
6. Total rate of diversion or storage volume for which proof is submitted _____ 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 <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| | If yes, has the measuring device been installed? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| Lockable Controlling Device | Is a lockable device required to control the diversion? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| | If yes, has the lockable device been installed? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| Fish Screen | Is a fish screen required? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| | If yes, has the fish screen been installed? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
- 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.
Photos inclosed 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 Ward W Witte Telephone Number 208-940-0154
Mailing Address Box-282 City Salmon
State ID Zip 83467 Email _____
See attachments

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

(Include your title, if on behalf of company or organization)

Date

6-5-20

Idaho Department of Water Resources Receipt

Receipt ID: C108907

Payment Amount	\$50.00	Date Received	6/17/2020	Region	STATE
Payment Type	Check	Check Number	3823		
Payer	WW LIMITED LLC				
Comments	STATEMENT OF COMPLETION FOR SUBMITTING PROOF OF BENEFICIAL USE PERMIT # 75-14889				

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$50.00	BENEFICIAL USE	56104	0229	21		1155



Signature Line (Department Representative)



under ground
1000 gal Cistern



over Flow from
Cistern



Return Line from
Cabin to Pond
for live stock use



Frost free Hydrant
outside Cabin over
flow to pond.



over Flow from Cabin
35' of Drop. 1000 gal
Cistern in ground 6-7
gal of water per minute
goes under cabin + outside
Faucet then a return to Pond
for Live stock use.

Thanks
Ward