

MEMORANDUM

TO: 63-33206

FROM: Angie Grimm 

DATE: 3/10/2020

RE: Support for Reinstatement of Permit – Evidence of Beneficial Use

On February 13, 2020, I had an office visit with Joe Jenkins. He received the 2/7/2020 lapse notice for his permit, 63-33206. He had misread the proof due date in previous correspondence and was under the impression the proof due date was 2/20/2020 rather than 2/1/2020. He was concerned his permit had lapsed, because he had hydro-seeding scheduled for his property within the week. I told Mr. Jenkins the Department could not reinstate his permit unless there was evidence of irrigation during the development period, in this case, from 1/29/2010 to 2/1/2020. I asked Mr. Jenkins for evidence of his irrigation system and irrigation practices.

The following summarizes the information Mr. Jenkins provided during and following the office visit, which serves as the basis for reinstatement of the permit:

- Mr. Jenkins stated he had his irrigation system in place in 2019.
- Mr. Jenkins stated he dug the ground and watered it during the 2019 irrigation season in an attempt to “green it up” to create pasture for his horses.
- Mr. Jenkins showed me a dated photograph from June of 2019 on his cellphone (later emailed that photograph on 2/28/2020 – see corresponding email in file), which showed vegetation growing inside a pasture area. He also showed me several pictures from 2019 of the various sprinklers he has installed throughout his property.
- Mr. Jenkins described the sprinkler system and areas of irrigation, which I drew on the attached 2017 aerial image. The areas of irrigation (outlined in thick black marker) total approximately 2.7 acres.
- Mr. Jenkins stated he was unsatisfied with the pasture area established in 2019, so he scheduled hydro-seeding with alfalfa in February 2020, to create a better pasture for horses and cows.
- Reviewing the Sentinel imagery from 2019 with Climate Engine shows NVDI values for 2019 in the area Mr. Jenkins identified are slightly higher than native vegetation adjacent to his property. However, these values may not be fully indicative of the irrigation Mr. Jenkins attempted in 2019 due to the small scale of his pasture and the amount of non-irrigated area surrounding his property.

Based on this evidence, I recommend reinstatement of this permit. I told Mr. Jenkins he would receive a reinstatement order for his permit and the Department would schedule a field examination for his permit this April or May since limited aerial imagery is available for 2019 to confirm the number of acres irrigated in an in-office license review.

NOTES FROM 2/13/2020
OFFICE VISIT WITH JOE
JENKINS

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WNE

SENE

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SWNW

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NWSW



Grimm, Angie

From: Grimm, Angie
Sent: Monday, March 2, 2020 8:23 AM
To: 'Joe Jenkins'
Subject: RE: 2019 greenery 9105 rockstone ct
Attachments: 20200302081649.pdf

Joe,

Good morning! Thank you for the picture. I have not taken any action on your permit, because we have not received the Statement of Completion form and field exam fee of \$50, to my knowledge. This is the form we filled out together when we met 2/13. I attached a scanned copy for your reference. I cannot reinstate your permit until we receive the Statement of Completion form and fee. Please let me know if you have any questions.

Thanks,
Angie

Angela M. Grimm, P.G.
Water Rights Section Manager
IDWR - State Office
322 E Front St Ste 648
Boise, ID 83702-7371
(208) 287-4951 phone
(208) 287-6700 fax

From: Joe Jenkins [mailto:jjcjenkins99@gmail.com]
Sent: Friday, February 28, 2020 3:34 PM
To: Grimm, Angie <Angie.Grimm@idwr.idaho.gov>
Subject: 2019 greenery 9105 rockstone ct

Hey Angie ,

Joe Jenkins here . I was waiting to receive the paperwork in the mail to send all of it back together , but we havent seen the yet. I thought I better at least send this to you like we had talked.

Thanks again for your help

Joe

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

FOR OFFICE USE ONLY

Amt. of Fee \$ _____
Receipt No. _____
Received By _____
Date Received _____

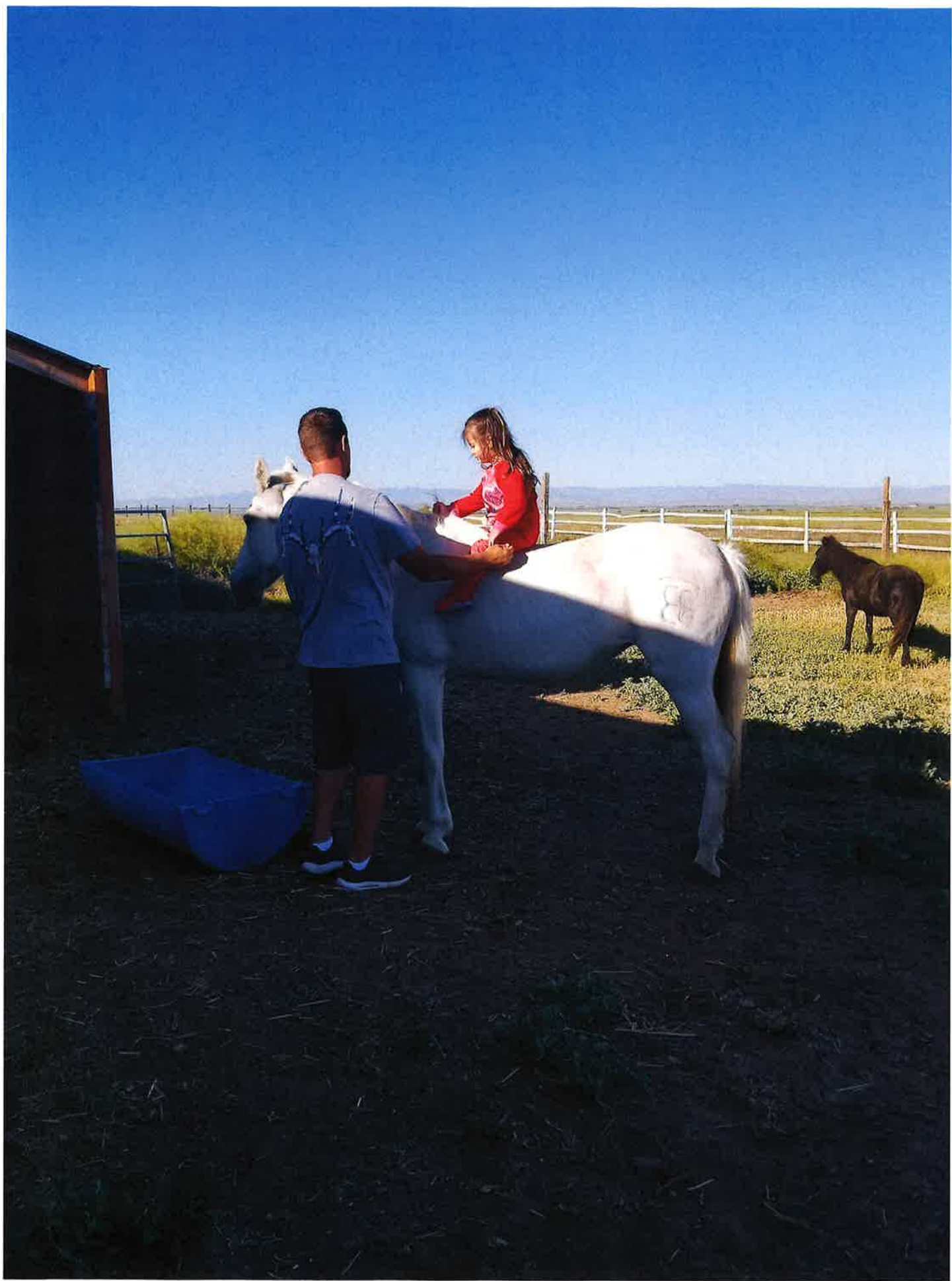
The Idaho Department of Water Resources considers this form a statement by the permit holder(s) that development of a water right has been **completed** and that water has been applied to beneficial use to the extent described below. **This form must be accompanied by an examination fee, when necessary, 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. 63-33206 Telephone No. 208 794 9280
2. Name of Permit Holder(s) Kimberly Neal Jenkins / Joe Jenkins
3. Mailing Address 9105 Rockstone Ct City Kuna
State Id Zip 83634 Email _____
4. Source of Water well If **GROUND WATER** (well), Date Drilled mo. 11/18 / yr. 04
Well Driller ABC well drilling Drilling Permit Number 835352
5. Extent of use(s) completed as authorized by the water right permit:
Domestic (No. of households) 0 Stockwater (No. and type of stock) _____
Irrigation (No. of acres) 3 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 ☐ | 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.
- 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 Joe Jenkins Telephone Number 208 294 8179
Mailing Address 9105 Rockstone Ct City Kuna
State Id Zip 83634 Email JJCJenkins99@gmail.com

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 2-13-2020
(Include your title, if on behalf of company or organization)



Grimm, Angie

From: Grimm, Angie
Sent: Tuesday, February 11, 2020 3:43 PM
To: 'Joe Jenkins'
Subject: RE: Water rights at 9105 Rockstone Ct
Attachments: 63_33206POUMap.pdf

Joe,

Thanks you for this information. Was there any attempt to irrigate prior to 2/1/2020? In other words, did you attempt to irrigate and create a pasture or keep an area greener longer after you put the sprinkler system in last year? In order to reinstate the permit we need sufficient information to establish that an irrigation beneficial use took place during the development period of the permit, which in this case was 1/29/2010 to 2/1/2020.

Also, attached is a map of your property (outlined in green) on a 2017 aerial image. Can you print this map out and outline the land your irrigation system waters? Then return the map to me?

With this additional information I can further evaluate your request to reinstate the lapsed water right permit. If irrigation to some extent occurred in 2019, we can reinstate the permit once we receive the proof of beneficial use statement and the associated examination fee. If we can't establish irrigation to some extent occurred during the development period, we will not be able to reinstate the permit and you will need to file a new permit application. The area is open to new permit applications so I do not anticipate a concern regarding your ability to get a new permit, but you would need to go through the permit application process again. Please let me know if you have questions regarding this request.

Regards,
Angie

Angela M. Grimm, P.G.
Water Rights Section Manager
IDWR - State Office
322 E Front St Ste 648
Boise, ID 83702-7371
(208) 287-4951 phone
(208) 287-6700 fax

From: Joe Jenkins [mailto:jjcjenkins99@gmail.com]
Sent: Tuesday, February 11, 2020 1:46 PM
To: Grimm, Angie <Angie.Grimm@idwr.idaho.gov>
Subject: Water rights at 9105 Rockstone Ct

Good afternoon, Angie

As discussed over the phone earlier today.
Here are items I've done over the last year in order to acquire water rights:

Installed one inch poly line underground to rain bird sprinklers boxed in an 8x8 concrete cinder block throughout the pasture area, in or around April 2019. I was capable of doing this installation by myself. Thereby creating 12 new zones of watering capabilities.

I have a &d hydroseeding coming Thursday and Friday of this week to put the special blend of seed on the acreages allotted.

Please let me know if you need any other information.

Sincerely, Joe Jenkins