

RECEIVED

JUL 24 2019

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 \$

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](http://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. 98-7941 Telephone No. 208-267-2018  
 2. Name of Permit Holder(s) Stephen and DeAnna Galbraith  
 3. Mailing Address 6528 North River Drive City Bonners Ferry  
 State Id Zip 83805 Email s.d.galbraithinidaho@icloud.com  
 4. Source of Water Kootenai River 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) 1/2 Other \_\_\_\_\_

6. Total rate of diversion or storage volume for which proof is submitted 0.02 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 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 type="checkbox"/>            |
| Fish Screen                 | Is a fish screen required?                              | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/>            |
|                             | If yes, has the fish screen been installed?             | Yes <input checked="" type="checkbox"/> | No <input 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.

\_\_\_\_\_  
 Completed? Yes ☐ No ☒

8. Fee Enclosed \$ 50.00 or not applicable ☐. See fee schedule on page 2 of the instructions.

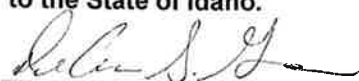
Proof statements filed without an appropriate fee, will be considered incomplete.

9. Person to contact to accompany the Department representative during field examination of the water system.

Name Stephen Galbraith Telephone Number 208-267-2018  
 Mailing Address 6528 North River Drive City Bonners Ferry  
 State Id Zip 83805 Email s.d.galbraithinidaho@icloud.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



Date

7-1-19

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



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](http://www.idwr.idaho.gov)

GARY SPACKMAN  
Director

September 11, 2019

STEPHEN GALBRAITH  
DEANNA GALBRAITH  
6528 NORTH RIVER DRIVE  
BONNERS FERRY ID 83805

### PROOF ACKNOWLEDGEMENT LETTER

**RE: Permit No. 98-7941**

Dear Permit Holder(s):

The Department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the Department to conduct a field examination to determine and confirm the use being made of the water.

**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 of ownership of a water right and/or a change in the address of the water right owner are available from any Department office or at the Department's website at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).**

If you have any questions concerning the field examination, please contact the Northern Region Office of the Department located in Coeur d'Alene at (208) 762-2800.

Sincerely,

Darla Block  
Technical Records Specialist

Enclosure(s)

## IN-HOUSE REVIEW MEMORANDUM

**To:** Permit No. 98-7941  
**From:** Alex Dalglish  
**Date:** September 3, 2019  
**Re:** Uncertainty in Irrigated acres During In-House Review

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I was given this permit for an in-house field exam in late August 2019.

I reviewed aerial imagery from Sentinel, Google Earth as well as 2015 and 2017 ArcMap imagery layers. It is difficult to determine a clear picture of irrigation use.

In processing the in-house exam, I exchanged emails with the applicants regarding questions I came across during the pre-licensing review. These questions included possible overlap with right 98-7919 and a parcel of land in the permitted POU not owned by the applicants. I believe the discussions by email with the applicants furthers the need for a field exam.

After reviewing the place of use, I cannot confidently determine where water is being put to beneficial use. I recommend a field exam for this permit.

## Dalgleish, Alex

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**From:** DeAnna Galbraith <DeAnna.G@BCCH.org>  
**Sent:** Friday, August 30, 2019 8:29 AM  
**To:** Dalgleish, Alex  
**Subject:** FW: Mapping  
**Attachments:** IMG\_6772.JPG

Good morning Mr. Dalgleish,

Thank you again so very much for your questions. We sincerely apologize for any confusion we've caused and thank you for getting back to us.

Attached is a survey map of our properties and I hope to answer your questions so that I'm not babbling.

The areas shaded in green is the area we are currently applying for, 98-7941. Steve estimated what he thought the acreage would be, so if it is different please amend the permit to the proper size.

We have been remodeling the small house on that property, 98-7941, doing a lot of back how work this summer for water lines, sewer lines, and changes to the landscape. It is not currently occupied. Steve also had a mishap with his leg, causing a stress fracture that is slow to heal so we've not been able to get the grounds work all completed and back to lush green again yet, but will soon.

We are currently using one pump for both areas but will have separate pumps next summer. Lots E and F in yellow, 98-7919 are currently for sale and we plan to live on and keep the green shaded 98-7941 properties for our residence after it sells.

Very Respectfully,  
DeAnna Galbraith

AMENDED PLAT OF  
BONNERS FERRY,  
IDAHO

LOT 2  
O'CALLAGHAN'S  
ACRE TRACTS

NAVAHO STREET

120.00 (R) N 68°37'00" E 1004.09 CHI

BOUNDARY STREET

NORTH RIVER

FD. R/C (R3)  
N37°11'25"E, 20.53'  
FROM COMPUTED  
POSITION

GALBRAITH  
(TAX 44)  
7941

LOT F

LOT E

GALBRAITH

ORDINARY HIGH WATER  
MARK AS TIED 2016

R I V E R

**BASIS OF BEARINGS**  
Bearings are based on Record of Survey, Book  
Page 38, as Instrument No. 239655.

## Dalglish, Alex

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**From:** DeAnna Galbraith <DeAnna.G@BCCH.org>  
**Sent:** Thursday, August 29, 2019 6:22 PM  
**To:** Dalglish, Alex  
**Subject:** Re: Water Permit 98-7941 Licensing

Good afternoon,

We got your phone message and email.

I will have a map for you in the morning. We're very sorry for the confusion and thankful for your diligence to clarify. Steve happens to be going to Coeur d'Alene tomorrow. If possible, he'd like to meet with you to help explain things some too and bring a copy of our survey. His cell phone is 208-304-3284. Please call him if you have the opportunity. Thank you again so very much.

And again, please accept our sincere apologies.

Sent from DeAnna's iPhone

> On Aug 29, 2019, at 3:52 PM, Dalglish, Alex <Alex.Dalglish@idwr.idaho.gov> wrote:

>

> CAUTION: This message originated outside of BCH. Do not click links or open attachments unless you recognize the sender, are expecting something from them, and know the content is safe.

>

> DeAnna,

>

> Thank you for sending the map representing the irrigation place of use for permit 98-7941.

>

> I have a few more questions regarding the permit. It appears that some of the land within the permitted place of use is not owned by you or Stephen. According to Department records, Case Revoc Inter Vivos Trust, owns a parcel within the permitted place of use. Do you have an easement or agreement from this parcel owner? The Department requires an easement or related document when the place of use or point of diversion are on land owned by someone other than the permit/right holder. I have attached a map showing the parcel in question, within the place of use for permit 98-7941.

>

> Second, you own water right 98-7919 for irrigation of 0.5 acres. This right overlaps with the place of use for this permit. Does this right share the same pump or any diversion works with this permit?

> I have attached a Google Earth Map showing the area surrounding the permitted place of use. Can you please draw or shade the areas on this map to represent where you have been using water under this permit as well as where you have been irrigating under water right 98-7919? Please shade or draw the irrigated areas for permit 98-7941 and right 98-7919 with different colors so it is evident where water is separately used.

>

> Thank you for your attention to these matters. Again, if you have any questions feel at liberty to call.

>

> Best,

>

>

> Alex Dalglish

> Water Resource Agent

> Phone (208) 287-4913

State of Idaho  
Department of Water Resources

**Attachment to Permit to Appropriate Water**  
98-7941

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

01E



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.035 0.07 0.14 Miles



> alex.dagleish@idwr.idaho.gov

>

>

>

> -----Original Message-----

> From: DeAnna Galbraith [mailto:DeAnna.G@BCCH.org]

> Sent: Thursday, August 29, 2019 2:13 PM

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

> Subject: Water Permit 98-7941 Licensing

>

> Good afternoon Mr. Dagleish,

> Attached is a re-make of the map you emailed to my home email earlier this week.

> The area we are currently applying for is outlined in red.

> Thank you so very much for all of your help with this project.

>

>

> Very Respectfully,

> DeAnna Galbraith

>

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> From: "Dagleish, Alex" <Alex.Dagleish@idwr.idaho.gov>

> Date: August 27, 2019 at 12:21:27 PM PDT

> To: "s.d.galbraithinidaho@icloud.com"

> <s.d.galbraithinidaho@icloud.com>

> Subject: Water Permit 98-7941 Licensing Stephen and DeAnna,

>

> I am currently working on turning your water permit 98-7941 into a license.

>

> The permit was approved for the irrigation of 4.5 acres. You submitted a statement of completion last month. It appears another Department employee recently spoke with Stephen about the statement of completion. Stephen stated that 2 acres of irrigation have been developed under permit 98-7941.

>

> In order to license the permit, I'd like to have an accurate outline of where you are using the water to irrigate.

>

> I have attached a map representing the place of use and point of diversion for permit 98-7941. Can you please outline where you have been using water, authorized under 98-7941, to irrigate? It is difficult for me to discern the irrigated acreage from aerial imagery.

>

> If you have any questions please contact me by email or phone at (208)-287-4913.

>

> Thank you,

>

>

> Alex Dalglish  
> Water Resource Agent  
> Phone (208) 287-4913  
> alex.dalglish@idwr.idaho.gov

>

>

> Very Respectfully,  
> DeAnna Galbraith  
> Facilities Director  
> Boundary Community Hospital  
> 208-267-6910  
> deanna.g@bcch.org

>

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>

> -----Original Message-----

> From: DeAnna Galbraith  
> Sent: Thursday, August 29, 2019 1:11 PM  
> To: DeAnna Galbraith  
> Subject: Map

>

>

>

> <Permit 98-7941 Parcel Map.pdf>  
> <Google Earth Map for Permit 98-7941 & License 98-7919.pdf>

## CONVERSATION MEMORANDUM

**TO:** Permit File No. 98-7941

**FROM:** Darla Block

**DATE:** August 14, 2019

**SUBJECT:** Phone Conversation with Permit Holder Regarding Statement of Completion Submitted on July 24, 2019.

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This morning I spoke with Steve Galbraith regarding the extent of use and rate of diversion on the Statement of Completion submitted for this permit on July 24, 2019.

Steve got this permit confused with a permit Deanna Galbraith had for irrigation use with a maximum diversion rate of 0.02 cfs, which was licensed back in 2014.

He explained that he has developed 2 acres of irrigation for permit no. 98-7941, and that this is all he ever intended to irrigate for this permit.