

RECEIVED

JAN 04 2019

DEPARTMENT OF
WATER RESOURCES

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

FOR OFFICE USE ONLY	
Amt. of Fee \$	50
Receipt No.	CID2092
Received By	AW
Date Received	1.4.19

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.

- Permit No. 95-09530 Telephone No. 208 966 1053
- Name of Permit Holder(s) Fred Grubb / Suanne Dedmon
- Mailing Address 11470 N. Carisa Ct City Hayden
State ID Zip 83801 Email amy@rockymtnconstruction.com
- Source of Water Ground water If **GROUND WATER** (well), Date Drilled mo. 8 / yr. 68
Well Driller American Well Drilling Drilling Permit Number 852805
- Extent of use(s) completed **as authorized by the water right permit:**
Domestic (No. of households) 2 Stockwater (No. and type of stock) _____
Irrigation (No. of acres) 25 Other _____
- Total rate of diversion or storage volume for which proof is submitted 0.4 cfs OR _____ acre-feet.

- 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.

yes no Completed? Yes ☐ No ☐

- 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.

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

Name Fred Grubb / Amy Garcia Telephone Number 208 966 1053 / 208 661 8414
Mailing Address 11470 N. Carisa Ct City Hayden
State ID Zip 83835 Email amy@rockymtnconstruction.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 Fred Grubb Date 1/2/19
(Include your title, if on behalf of company or organization)

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF PERMIT NO. 95-9530	)	PRELIMINARY ORDER
IN THE NAME OF FRED GRUBB AND/OR	)	REINSTATING A PERMIT
SUANNE DEDMON	)	
_____	)	

This matter having come before the Idaho Department of Water Resources ("Department"), the Department finds, concludes and orders:

FINDINGS OF FACT

1. On December 15, 2008, the Department issued Permit No. 95-9530 ("Permit") in the name of Fred Grubb and/or Suanne Dedmon ("Permit Holders") authorizing the diversion of 0.20 cubic feet per second of ground water for domestic use in the SE¼NE¼ of Section 32, Township 53 North, Range 03 West, along with commercial use in the SE¼NE¼, and NE¼SE¼, of Section 32, Township 53 North, Range 03 West, B.M., Kootenai County. A condition of permit approval required the Permit Holders to submit proof of beneficial use of water to the Department on or before January 1, 2014.
2. On October 31, 2013, the Department notified the Permit Holders by certified mail that proof of beneficial use was due and instructed the Permit Holders of the steps to be taken to submit a *Statement of Completion for Submitting Proof of Beneficial Use* ("Proof"), or a *Request for Extension of Time* ("Extension Request").
3. On December 30, 2013, the Department received an Extension Request from the Permit Holders.
4. On March 19, 2014, the Department approved the Extension Request which extended the proof due date to January 1, 2019.
5. On October 31, 2018, the Department notified the Permit Holders by certified mail that a Proof or an Extension Request was due.
6. On January 1, 2019, the Permit lapsed.
7. On January 4, 2019, the Department received Proof from the Permit Holders.

CONCLUSIONS OF LAW

Idaho Code § 42-218a (1) states, in pertinent part:

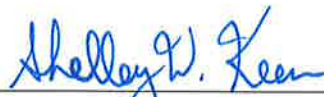
Within sixty (60) days after such notice of lapsing the Department may, upon a showing of reasonable cause, reinstate the permit with the priority date advanced a time equal to the number of days that said showing is subsequent to the date set for proof

By submitting an acceptable Proof, the Permit Holders have provided a reasonable showing why this permit should be reinstated. The Permit should be reinstated based upon the January 4, 2019, filing date.

ORDER

IT IS HEREBY ORDERED that Permit No. 95-9530 is **REINSTATED** and the permit's priority date is advanced to September 20, 2008.

DATED this 24th day of January, 2019.



Shelly W. Keen, Chief
Water Allocations Bureau



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

January 24, 2019

FRED GRUBB
SUANNE DEDMON
11470 N CARISSA CT
HAYDEN ID 83835-5136

PROOF ACKNOWLEDGEMENT LETTER

RE: Permit No. 95-9530

Dear Permit Holder(s):

The Department acknowledges receipt of the Proof of Beneficial Use form ("proof") and license examination fee for the above-referenced water right permit. Enclosed is an order that reinstates this permit since proof and the license examination fee were submitted after the proof deadline. Please note that the priority date for this permit has been advanced to **September 20, 2008**, as provided in section 42-218a(2), Idaho Code.

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 according to the conditions of the permit.

I am returning the Request for Extension of Time form you submitted on January 2, 2019, because you replaced it with the submittal of your proof statement received on January 4, 2019, since the Department would not grant an additional extension based on good cause, according to Section 42-204(6), Idaho Code.

In addition, the well report shows that your well was originally drilled to be used for domestic use only. A well drilling upgrade fee is due for any well used for anything other than domestic use. This water right permit allows domestic use, and commercial use for a nursery tree farm which requires a drilling permit upgrade fee of \$125.00. The \$50.00 you paid with the filing of a request for extension of time is being reapplied towards the drilling permit upgrade fee. **Please submit the remaining \$75.00 of the required well drilling upgrade fee. Please enclose a copy of this letter with your payment made out to IDWR, and reference Drilling Permit ID 852805** I will hold this matter for one (1) week from the date of this letter.

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.

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,

A handwritten signature in blue ink that reads "Darla Block". The signature is fluid and cursive, with the first name "Darla" and the last name "Block" clearly distinguishable.

Darla Block
Technical Records Specialist

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on **January 25, 2019** I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (**PRELIMINARY ORDER REINSTATING A PERMIT**) to the person(s) listed below:

RE: Preliminary Order in the Matter of Permit No. **95-9530**

**FRED GRUBB
11470 N CARISSA CT
HAYDEN ID 83835-5136**

**SUANNE DEDMON
11470 N CARISSA CT
HAYDEN ID 83835-5136**



**Darla Block
Technical Records Specialist**

Block, Darla

From: Block, Darla
Sent: Wednesday, January 23, 2019 3:21 PM
To: Marston, Sascha
Subject: Modifications Needed to Receipt ID No. C106079

January 23, 2019

Re: Modifications Needed to Receipt ID No. C106079

Dear Sascha,

The money paid under this receipt or \$50.00 needs to be reapplied towards the Well Drilling Upgrade Fee that is due. The Request for Extension of Time form is being returned to the permit holder as unprocessed due to a Proof of Beneficial Use Statement of Completion form and fee filed 2 days later.

Please modify this receipt under the comments field to read: Partial Payment for Well Drilling Upgrade Fee under Drilling Permit ID 852805, and water right permit no. 95-9530.

I think the PCA code is 54116

Thank You,

😊 *Darla*

Alexander Clark Business Forms
Boise, Idaho - (208) 322-0511

Form 236-3, 6/2004

Idaho Dept. of Water Resources

Write Tag Number Here

Start Card/Permit - Single Family Domestic Well Only

(Cold Water less than 85 degrees F.)

1. Owner's Name (please print): Fred & Suanne Grubb
2. Owner's Mailing Address: 24843 N. Old Hwy 95
City: Arden State: ID Zip Code: 83801 Telephone: (208) 659-4198
3. Proposed Well Location: Twp. 53 N, Rge. 03 W, Sec. 32, 1/4 SE 1/4 NE 1/4
Gov't Lot No. _____ County Kootenai Lat. N 41: 53: 55.5 Long. W 116: 43: 35.2
Street Address of Well Site 24843 N. Old Hwy 95 City Arden
Must give at least name of road & Distance to Road or Landmark
Lot 3 Block _____ and Subdivision Corbin Hill Estates
4. Are all adjacent septic tanks and drain fields accurately located? By Property Owner: Yes ☒ No ☐ By Health District: Yes ☐ No ☒
5. Well Construction Information:
A. ☒ New well ☐ Replace ☐ Deepen ☐ Modify Previous well #: _____ B. Proposed Casing Dia. 6" C. Proposed Maximum Depth: UNK
6. Construction Start Date: 8/14/08 7. Well Driller: American Well Drilling Driller's Lic. No. 1275
8. The Driller hereby accepts the terms and conditions of the Start Card/Permit.
Driller's Signature: [Signature] Date: 8/11/08
9. The Well Owner affirms to have read this Start Card/Permit, validates its accuracy and accepts the conditions.
Owner's Signature: _____ Date: _____

CONDITIONS FOR USE OF START CARD:

- This permit authorizes the construction or modification of one domestic well for a single-family residence. No additional residences, businesses, or dwellings may be connected to this well without a valid water right. Limited to irrigation of 1/2 acre lawn/garden and 13,000 gpd.
- This form must be complete, including the prepaid tag number and signature of the driller. The owner should sign the start card after reviewing these conditions. Mailing must take place no less than 72 hours prior to construction (Dept. address below), hand delivered or faxed to the Dept. prior to commencing construction. The start construction date shall be no more than 10 days after the Department receives the permit. An incomplete form will not be considered a valid permit to drill.
- This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare. All wells must be drilled a minimum distance of 100' from a drain field. Domestic wells must be drilled a minimum of 50' from a septic tank.
- Only Well Drillers licensed in Idaho may use a Start Card for construction of a well. The driller shall maintain a copy of the Start Card and the well I.D. tag at the drilling site during construction.
- This drilling permit does not authorize trespass on the land of another party.
- This drilling permit does not constitute other local, county, state or federal approvals, which may be required for construction of a well.
- This drilling permit does not represent a right to divert and use the water of the State of Idaho.
- If a bottom hole temperature of 85 F. or greater is encountered, well construction shall cease and the well driller shall contact the Department immediately.
- Idaho Code, S 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "Digline" (Digline is a one-call center for utility notification) not less than 2 working days prior to the start of any excavation for this project. The "Digline" Number for your area is 1-800-342-1585.
- The stainless steel I. D. tag must be welded to the well casing upon completing the well and must remain permanently attached above ground level for the life of the well. Other tags may be added following a repair or modification of the well. The well driller is responsible for permanently attaching the I.D. tag to the casing upon completing the well. The well tag shall be attached by welding at least 3 sides or using Four (4) stainless steel, closed-end pop rivets.
- A start card is not valid for drilling in Areas of Drilling Concern, Critical Groundwater Areas, Groundwater Management Areas or Areas Identified by the Department as Contaminated.
- The possession of a well tag does not authorize construction of a well.
- Any well being replaced by a new well, shall be properly abandoned by the well driller prior to removing the drilling equipment, unless otherwise authorized by the department.

Effective Feb. 1, 2005

Your Start Card/Application and Tag purchase may be submitted to one of the following offices:

Western Region
Idaho Department of Water Resources
2735 Airport Way Boise, ID 83705-5082
Phone: (208) 334-2190 Fax: (208) 334-2348

Northern Region

Eastern Region
Idaho Department of Water Resources
900 North Skyline Drive STE A Idaho Falls, ID 83402-1718
Phone: (208) 526-7161 Fax: (208) 525-7177

Southern Region

Idaho Department of Water Resources Receipt

Receipt ID: C106079

Payment Amount	\$50.00	Date Received	1/2/2019	Region	STATE
----------------	---------	---------------	----------	--------	-------

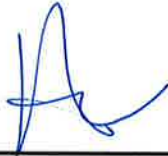
Payment Type	Check	Check Number	5542
--------------	-------	--------------	------

Payer GRUBB, FRED J / GARCIA, AMY JO

Comments REQUEST FOR EXTENSION OF TIME FOR SUBMITTING PROOF OF BENEFICIAL USE PERMIT # 95-09530 FOR FRED GRABB, SUANNE DEDMON

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$50.00	EXTENSIONS	56103	0229	21		1155



Signature Line (Department Representative)

JAN 02 2019

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

\$50 fee

Received by AWRecpt No. CI0009Date 1-2-18**REQUEST FOR EXTENSION OF TIME**

To provide additional time in which to submit proof of beneficial use for a water right permit

The Idaho Department of Water Resources will consider this form a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code, in which to complete development of a water right and file proof of beneficial use of water. There is a **FILING FEE** of \$50.00 to be included with this form when filed with IDWR.

Permit no. 95-09530 Date proof is due 1/1/19
Name(s) of permit holder(s) Fred Grubb Suanne Dedman
Mailing address 11470 N. Carisa Ct City Hayden State ID Zip 83835
Telephone no. 208-772-8151 Email Amy@rockymtnconstruction.com
208-661-4071

Describe what work has been completed toward the development of this water right:

If no work has been completed, show "none".

- Well & pump installed
- pumps to open discharge
- used for irrigation.
- Well is winterized now
- Unable to get a proper examination. In the spring we can get it unwinterized and examined.

Costing \$ 30K

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

home has not been built. Well is winterized & cannot get proper inspection.

Permit holder(s) request an extension for 1 year(s).Signature Fred Grubb
(If other than permit holder, Power of Attorney must be supplied)Date 12/31/18

Returned Unprocessed. Proof Filed Instead. Proof received on 1-4-2019. Fee Reapplied towards well drilling Upgrade fee due. (DAB)
ACTION OF THE DEPARTMENT OF WATER RESOURCES

The Department has reviewed the explanation for delay and concludes the reason(s) for delay meets the requirements for approval of the Request for Extension of Time as provided by Section(s) 42-204 and/or 42-218, Idaho Code.

☐ **IT IS HEREBY ORDERED** that the permit is **REINSTATED** with the priority date advanced to _____, 20____.

☐ **IT IS HEREBY ORDERED** that the above request for extension of time is **APPROVED**, and the time within which to submit proof of beneficial use is extended to _____, 20____.

Signed this _____ day of _____, 20____

Jeff Peppersack, Chief
Water Allocation Bureau