



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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 14, 2018

BOYD STOKES
646 LEMHI RD
SALMON ID 83467

PROOF DEFICIENCY LETTER

RE: Permit No. 74-15988

Dear Permit Holder and Interested Party:

The Department received the proof of beneficial use (proof) form submitted for the above referenced permit.

I am returning the form because it was not signed by the permit holder or an authorized representative. I understand Mr. Jolley is deceased. The Department is not able to accept proof without the signature of the permit holder of record (E. Dale Jolley), or the signature of someone having the authority to sign on behalf of E. Dale Jolley through either a Power of Attorney or other court document showing that the property was obtained through the estate of E. Dale Jolley. If anyone other than the permit holder signs the form, please include supporting documentation authorizing the representative to sign on behalf of the permit holder when resubmitting the form.

Water right permits are considered by the Department to be personal property of the permit holder of record. Permits are normally conveyed from one owner to another by assignment. If the permit has not been assigned to you, and the permit holder is deceased, you have some options for submitting the required proof statement to prevent the permit from lapsing. The **first option** is to provide an assignment of the permit from E. Dale Jolley or an authorized representative of his estate to you. Enclosed is an **Assignment of Permit** form for your convenience. The completed form should be submitted to the Department along with the \$25.00 fee in order to update ownership of the permit in Department records.

If you cannot obtain an assignment from the permit holder or authorized representative the **second option** is to submit the following to IDWR:

- A completed Notice of Change in Water Right Ownership (ownership change notice).
- Conveyance documents for the land where the water is used.
- The appropriate filing fee, as indicated on the notice.
- Evidence Mr. Jolley is deceased.

IDWR cannot process the notice until the water use is confirmed and the permit is licensed, which makes the water right real property appurtenant to the land. Until the license is issued, IDWR will hold an acceptable ownership change notice in the water right file for reference and will identify you as a contact for the permit in the water right database.

Along with the assignment or ownership change notice, you may resubmit the *Statement of Completion for Submitting Proof Beneficial Use* form to meet the requirements of the permit.

For your use I am enclosing a copy of this permit, an assignment of permit form, and a notice of change in water right ownership form. **Proof of beneficial use was due by August 1, 2018.**

The Department will give you (15) days from the date of this letter to provide the Department with the required documentation. This permit will lapse if no further action is taken and authorization to divert water for the uses described above will end.

All forms and instructions referenced in this letter can be found on IDWR's website at <http://idwr.idaho.gov/RulesStatutesForms/WaterRights/WaterRightForms.htm>.

Please resubmit the proof form along with any additional documentation the Department has requested within (15) days to avoid the possibility of your permit lapsing. If you have any questions concerning this matter, please contact me at (208) 287-4945.

Sincerely,

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

Darla Block
Technical Records Specialist

Enclosure(s)

c: E. Dale Jolley

RECEIVED
JUL 30 2018

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

FOR OFFICE USE ONLY	
Amt. of Fee \$	50.00
Receipt No.	C105460
Received By	[Signature]
Date Received	8/2/18

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.

RECEIVED

AUG 02 2018

DEPARTMENT OF
WATER RESOURCES

1. Permit No. 74-15988 Telephone No. _____
2. Name of Permit Holder(s) E Dale Jolley
3. Mailing Address 650 Lemhi Road City Salmon
State ID Zip 83467 Email _____
4. Source of Water Geartson Creek 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) _____ Stockwater (No. and type of stock) 350 cattle
Irrigation (No. of acres) _____ Other _____
6. Total rate of diversion or storage volume for which proof is submitted .2 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 BOYD STOKES Telephone Number 208-756-3923
Mailing Address 646 LEMHI ROAD City SALMON
State ID Zip 83467 Email _____

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 E Dale Jolley / Boyd Stokes Date 7/23/2018
(Include your title, if on behalf of company or organization)