

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

IN THE MATTER OF PERMIT)
NO. 65-13392 IN THE NAME OF)
TINA MARIE HOVEN AND/OR)
SHIRLEY C. HOVEN)
_____)

**PRELIMINARY ORDER
VOIDING PERMIT**

This matter having come before the Department of Water Resources (Department) as a result of an examination by Department staff to determine the extent of beneficial use of water, the Department finds, concludes, and orders as follows:

FINDINGS OF FACT

1. On June 12, 1992, Tina Marie Hoven and Shirley C. Hoven applied to the Department for a permit to appropriate 0.26 cubic feet per second of water from the South Fork Payette River within the L6 NW $\frac{1}{4}$ NW $\frac{1}{4}$, and from Dodge Creek within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 01, Township 08 North, Range 05 East, B.M., for irrigation and commercial purposes in Boise County.
2. Notice of the application was published on June 02 and June 09, 1993. A timely protest was filed by Gary F. Reynolds on behalf of the U.S. Forest Service.
3. On May 23, 1997, the Department received a copy of a special use permit authorizing the maintenance of a water pipeline on National Forest land in Section 01, Township 08 North, Range 05 East, B.M. The special use permit resolved the protest filed by the U.S. Forest Service and on September 30, 1998, the Department issued an order dismissing the protest.
4. On November 04, 1998, the Department sent a letter requesting information necessary to complete application processing. The letter stated specifically that a response to the letter must be received by the Department within thirty (30) days. A response was not received.
5. On December 31, 2000, the Department issued a preliminary order to void application no. 65-13392 under the provisions of Idaho Code §42-204.
6. On February 14, 2000 the Department received a petition for reconsideration and the application was reinstated on March 17, 2000.
7. On December 04, 2000, the Department approved the application as permit no. 65-13392 (permit) with the deadline to submit a proof of beneficial use statement set as December 01, 2005.
8. On November 25, 2005, the Department received a request for an extension of time to submit the proof of beneficial use statement. The request was granted and the deadline was extended to December 01, 2008.

9. On December 05, 2008, the Department sent Tina Marie Hoven and Shirley C. Hoven a lapse notice. The notice stated that the application could be reinstated if the proof of beneficial use statement was received within sixty (60) days. The proof of beneficial use statement was received on December 31, 2008 and on January 06, 2009, the Department issued an order to reinstate permit no. 65-13392.
10. On April 28, 2014, the Department sent a notice that a field examination of the diversion works is required to verify that the system was constructed in accordance with the permit.
11. On October 17, 2014, the Department received a letter from Tina Marie Hoven requesting one (1) additional year to repair damage that had occurred to the diversion system. The request was granted and on October 16, 2015 the Department received notice that repairs had been made.
12. On April 20, 2017, Department staff sent a notice that a field examination of the diversion works is required to verify that the system was constructed in accordance with the permit. A response was not received.
13. On June 08, 2017, the Department sent a notice of intent to void. The notice specified that the Department would take action to void the permit if a reply was not made within thirty (30) days. A response has not been received.

CONCLUSIONS OF LAW

1. Idaho Code § 42-219 states, in pertinent part:

In the event that the department shall find that the applicant has not fully complied with the law and the conditions of the permit, it may issue a license for that portion of the use which is in accordance with the permit, or may refuse issuance of a license and void the permit.
2. The provisions of Idaho Code § 42-219 authorize the Department to void permits for which the permit holder has not fully complied with the law and the conditions of the permit.
3. The permit holder has not responded to requests to schedule a field examination.
4. Examination of the diversion works is necessary to verify that the beneficial use of water developed is in accordance with the law. When a permit holder does not make the site of a proposed appropriation of water available for examination, the Department must conclude that the permit holder does not intend to establish a water right and shall be deemed to have abandoned all rights under their permit.
5. The Department should void the permit pursuant to Idaho Code § 42-219.

ORDER

IT IS HEREBY ORDERED that issuance of a license is **REFUSED** and Permit No. 65-13392 is **VOIDED**.

Dated this 4th day of April, 2018.



Nick Miller
Manager, IDWR Western Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 4, 2018

TINA MARIE HOVEN
PO BOX 300
GARDEN VALEY ID 83622

SHIRLEY C HOVEN
23792 E HINDSDALE
AURORA CO 80016

Re: Preliminary Order in the matter of Water Right Permit No. 65-13392

Dear Interested Parties:

The accompanying order is a "**preliminary order**" issued by the Department. It can and will become a final order without further action of the department unless a party petitions for reconsideration within fourteen (14) days after issuance as described in the enclosed information sheet.

If you have any questions regarding this matter, please call me at 208-334-2190.

Sincerely,

A handwritten signature in black ink, which appears to read "Rachel Neely". The signature is fluid and cursive, with a large, stylized initial 'R'.

Nick Miller
Western Regional Manager

Enclosures

CERTIFICATE OF SERVICE

I hereby certify that on this 4th day of April, 2018, true and correct copies of the foregoing **PRELIMINARY ORDER** were served by placing a copy of the same with the United States Postal Service certified mail, with return receipt requested, postage prepaid, and properly addressed to the following:

RE: 65-13392

TINA MARIE HOVEN
PO BOX 300
GARDEN VALEY ID 83622

SHIRLEY C HOVEN
23792 E HINDSDALE
AURORA CO 80016



Rachel Neely
Administrative Assistant

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 8, 2017

TINA MARIE HOVEN
PO BOX 300
GARDEN VALLEY ID 83622

COPY

RE: Water Right Permit No. 65-13392, 65-13963 & 65-22976

Notice of Pending Order to Void Permit

Dear Permit Holders:

On August 1, 2008 and June 1, 2016, the Department of Water Resources (IDWR) received the Proof of Beneficial Use statement you submitted for Permits 65-13392, 65-13963 and 65-22976 which authorized you to establish diversions up to 1.48 cfs of ground water and Dodge Creek in the Section 1, Township 8 North, Range 5 East, for commercial, and irrigation purposes. Since April of 2014, IDWR personnel has repeatedly attempted to schedule an examination to verify your water use. A formal response to the latest letter dated April 20, 2017 has not been received.

The final step in the water appropriation process is the issuance of a Water Right License. By issuing a license, IDWR recognizes that all the requirements for establishing a water right were met. No water right license can be issued, however, if the development authorized by the permit did not occur within the authorized time period. For that reason, before issuing a license IDWR must conduct an examination to verify the development.

If you believe a water right was developed in accordance with the permit, please contact me to schedule a field exam. If I do not hear from you within thirty days, I will assume you no longer have any interest in establishing a water right, and I will take action to void the permit.

Please contact me by telephone at 208-334-2190 or by mail at the address on the letterhead.

Respectfully,

Patrick Kelly
Water Resource Agent, Sr.

Enclosure(s): none



State of Idaho

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Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 20, 2017

TINA MARIE HOVEN
PO BOX 300
GARDEN VALLEY ID 83622

COPY

RE: Scheduling Field Exam for Water Right Permit No. 65-22976, 65-13392 & 65-13963

Dear Permit Holder:

We are planning to conduct water right examinations in the vicinity of the above-referenced permit **this season**. An examination is needed to verify the water use in order to issue a water right license.

The above-referenced permits authorize a total of **1.48 cfs of DODGE CREEK and GROUND WATER** for **IRRIGATION, COMMERCIAL and STORAGE** use. **If you have developed a beneficial use and still own the place of use property, please contact me at your earliest convenience to schedule an examination.**

If you did not develop a beneficial use of water under the permit during the beneficial use period, a license cannot be issued and the permit should be relinquished. If that use was developed, but have ceased using the water and you currently carry no interest in it, please relinquish the permit by submitting the enclosed Relinquishment of Permit form (no fee required).

If you did develop a beneficial use of water under the permit, but you no longer own the place of use property identified in the permit, please submit the enclosed Assignment of Permit form with the applicable \$25 processing fee.

Please contact me within the next thirty (30) days at (208) 334-2190 to either schedule an examination or submit a relinquishment or assignment form. If you no longer own the place of use property and/or do not respond to this letter, the department will work with the current property owner to issue a license or void the permit.

Sincerely,

Patrick Kelly
Water Resource Agent, Sr.

Enclosures: Relinquishment of Permit form
Assignment of Permit form
Water Permit Report and Map

RECEIVED

OCT 21 2015

WATER RESOURCES
WESTERN REGION

October 16, 2015

State of Idaho Department of Water Resources

2735 Airport Way

Boise, Idaho 83705-5082

Attention: Eric Boe

Hello Eric;

Fall is beautiful in Garden Valley right now. Per our conversation on Tuesday October 13, 2015, I am enclosing photos of the locking Butterfly Valve on my intake pipe. This is for the water system on Dodge Creek encompassing water right numbers 65-8992; 65-13963; and 65-13392. Please contact me if you need additional information or have any questions.

Regards;



Tina Marie Hoven

P.O. Box 300

Garden Valley, Idaho 83622

208-901-4471





OCTOBER 17, 2014

RECEIVED

OCT 17 2014

WATER RESOURCES
WESTERN REGION

IDAHO DEPARTMENT OF WATER RESOURCES

RE: Extension of installation of LOCKGATE

✓OK 82 10/20/14
Dear Steve Lester:

This is a request for a year extension to install the lockable headgate on the spring box located on Dodge Creek. I am having one built that is similar to the C-20 in the enclosed document. Due to the fires on the Southfork Road in which I live on, I got behind schedule. I made repairs to the pipe and intake box this Spring and was planning on continuing the work into fall. The fire, smoke and since I was on evacuation alert stage 2 made it impossible for me to continue to progress on my planned repairs. The contractor making the gate got behind schedule due to the fire also. I have enclosed pictures of my system for you to see how much work I have done. I promise to resume diligently this Spring and complete the requirements for IDWR.

Thank You

Tina Marie Hoven

Tina Marie Hoven

208-901-4471

WATER RIGHTS

65-8992

65-13963

65-13392

red 13 photos ✓

C-20 CANAL GATE

- 10 foot Unseating Head
- Up to 35 foot Seating Head (see chart)
- Rugged Cast Bronze Lift Nut
- Machined Iron Seats, standard
- Rising Stems
- Adjustable Side Wedges

RECEIVED

OCT 17 2014

WATER RESOURCES
WESTERN REGION

USES:

The Waterman Model C-20 Canal Gate is made to fit the need for a moderate pressure cut-off where either moderate seating or low unseating pressures are encountered. Typical uses include installation in treatment plants, flood control projects, irrigation canals and diversion stands.

FEATURES:

Flatback gates for headwall mounting or spigot back models for attaching to corrugated metal pipe are available.

The cover, frame ring, adjustable wedges, arch, and handwheel are made of cast iron. The lift nut is cast bronze and utilizes rugged acme type threads. The steel stem is secured to the cover by an easily removable pin to permit removing for maintenance. This feature also allows the user to stock standard frame length gates and provide field installation of rising stem extensions, where this is desirable.

Standard accessories, galvanizing, and bronze seats and stems are available.

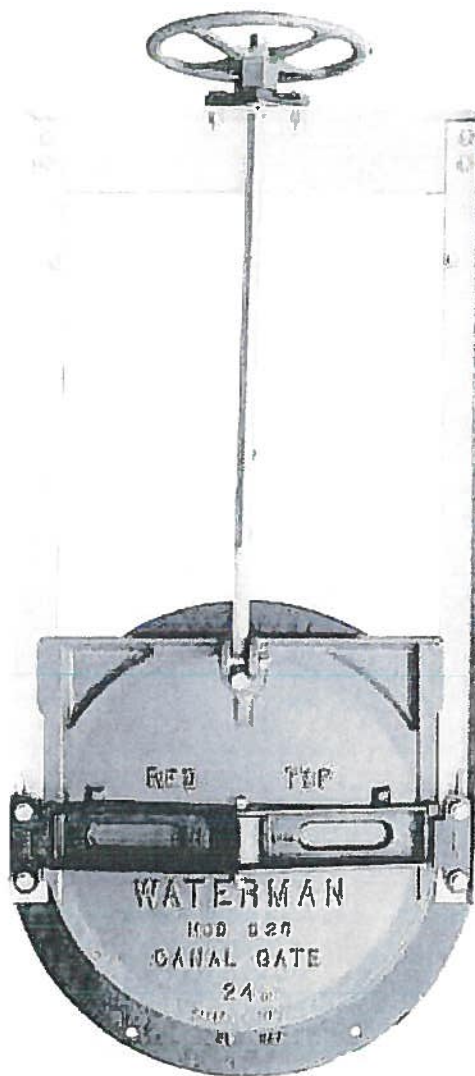
Flatback flanges with 25# or 125# ANSI standard drilling available on special order.

A variety of sizes are available and custom requirements may be furnished.

- Stainless Steel Guide Rails and Stem, optional
- Bronze Seats, optional
- 25# and 125# ANSI drilling, optional

RECOMMENDED MAXIMUM SEATING and UNSEATING HEADS		
GATE SIZE	RECOMMENDED MAXIMUM SEATING HEAD	RECOMMENDED MAXIMUM UNSEATING HEAD
8" TO 12"	35 FEET	10 FEET
14" TO 18"	32 FEET	10 FEET
20" TO 24"	26 FEET	10 FEET
30" TO 42"	20 FEET	10 FEET

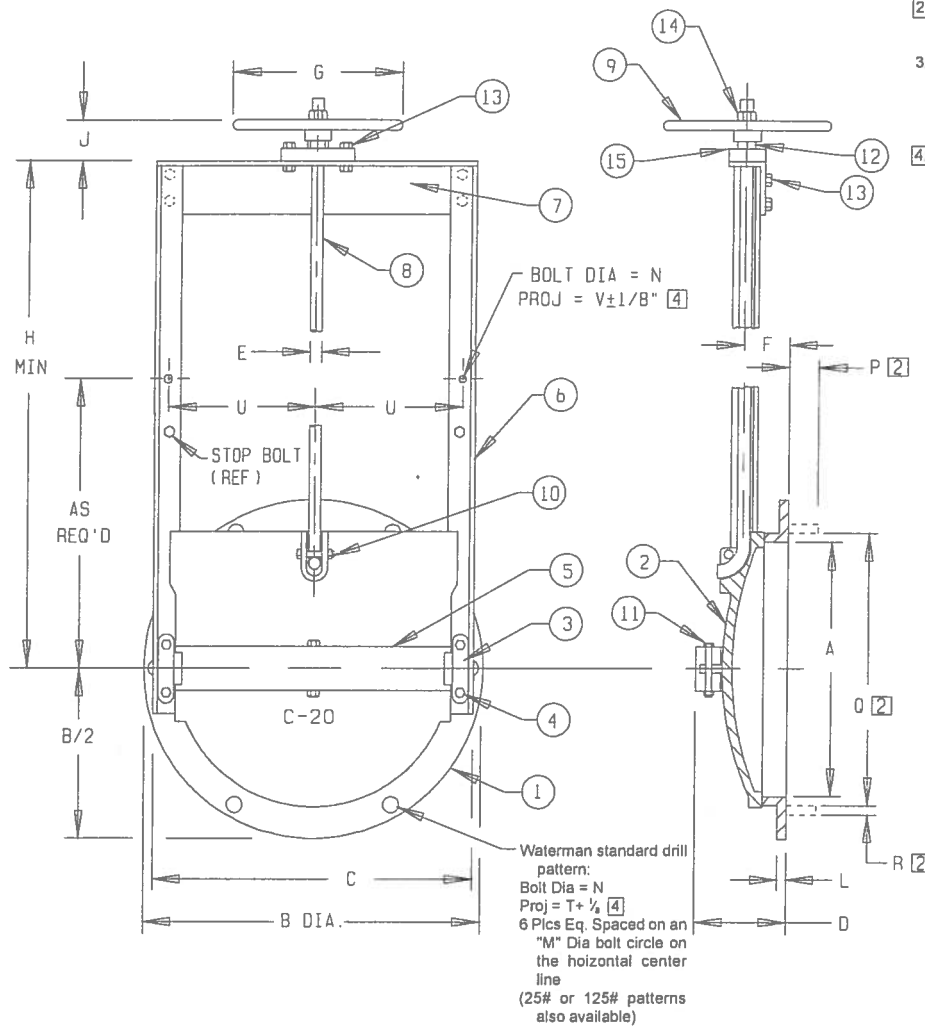
* These recommendations are based upon design studies and modifications of this valve and upon years of installation evaluations.



C-20 CANAL GATE DIMENSIONS

NOTES

1. TYPE 2 lubricated ball bearing lift used on 42" gate.
2. Applies to spigotback gate only. Optional spigot, shown in phantom.
3. Drilling for mounting to 25 or 125 lb. pipe flange available for all gates. Due to gate design, bolt hole location (orientation) is straddle center drilling.
4. Add grout pad thickness to anchor bolt projection.



PARTS LIST

No.	Name
1	FRAME
2	COVER
3	WEDGE (R & L)
4	WEDGE BOLTS
5	ARCH
6	GUIDE RAIL
7	HEAD RAIL
8	STEM
9	HANDWHEEL
10	STEM BOLT
11	ARCH BOLT & NUT
12	LIFT NUT
13	ATCH HDW
14	LIMIT NUT (optional)
15	LIFT COLLAR

GATE DIMENSIONS IN INCHES

A	B	C	D	E	F	G	H	J	L	M	N	P [2]	Q [2]	R [2]	T	U	V
8	13 1/2	13 1/8	5 1/4	7/8	3 1/2	12	24	2 1/8	3/8	11 1/16	1/2	2 1/4	9	5/16	1 1/2	5 7/16	3 3/4
10	16	14 1/2	6	7/8	3 1/2	12	24	2 1/8	3/8	14	1/2	2 1/4	11	3/8	1 1/2	6 3/16	3 3/4
12	19	17 1/2	6 1/16	7/8	3 1/2	12	30	2 1/8	3/8	16 1/4	1/2	2 1/4	13	3/8	1 1/2	7 1/2	3 3/4
14	21	19 1/8	6 3/8	7/8	3 3/8	12	32	2 1/8	3/8	18 7/8	1/2	2 1/4	15	3/8	1 1/2	8 1/2	3 1/2
15	22 1/2	20 3/8	6 3/4	7/8	3 3/8	12	32	2 1/8	3/8	20	1/2	2 1/4	16	7/16	1 1/2	9	3 1/2
16	23 1/2	21 1/8	7 1/8	7/8	3 3/8	12	32	2 1/8	3/8	21	1/2	2 1/4	17	3/8	1 1/2	9 1/16	3 3/4
18	25	24	8 1/8	1 1/8	4 1/8	15	36	4	7/8	23	3/8	2 1/4	19	3/8	2	10 7/8	4 1/2
20	27 1/2	26	8 3/4	1 1/8	4 3/8	15	42	4	7/8	25 1/8	3/8	2 1/4	21	3/8	2	11 3/4	4 1/2
21	28 3/8	26 3/4	9	1 1/8	4 1/2	15	42	4	7/8	26 3/4	3/8	2 1/4	22	3/8	2	12 1/8	4 3/4
24	32	30 1/4	9 3/4	1 1/8	4 3/4	15	48	4	7/8	30	3/8	2 1/4	25	3/8	2	13 7/8	4 1/2
30	39 3/8	36 1/2	10	1 1/2	5 3/8	18	60	4 1/2	1	37 1/2	3/4	2 1/4	31	1/2	1 3/4	17	4 3/4
36	46	42 1/2	12	1 1/2	4 1/2	18	70	4 1/2	1	43 1/2	3/4	2 1/4	37	1/2	2	20	4 1/2
42 1	53	49 1/4		1 1/2	5 3/8	24	84	6	1 1/8	49 1/2		2 1/2	43	3/8		23 3/8	

STEM EXTENSIONS

RISING STEM EXTENSIONS (RSE)

For C-10, CL-10, CL-11 AND C-20 MODELS

Waterman Rising-Stem Extensions are factory installed to the height ("H") required. They provide a rising stem and handwheel, keeping threads and lifts above the water level and allowing the amount of gate opening to be readily determined. Cast iron brackets, fastened to the top and bottom of standard galvanized steel pipe, are secured to the frame headrail and mount to the standard handwheel and stem hardware.

The stem extends through the entire length of pipe. With the addition of oil seals, these rising stem extension can be used where weather conditions require that the stem operate in oil to prevent freezing.



RSE EXTENSION

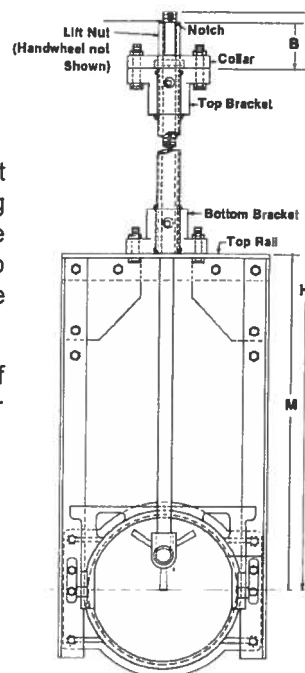
Complete units are available from the factory when desired.

6" - 24" gates require 1 1/4" pipe
30" - 36" gates require 1 1/2" pipe
42" - 48" gates require 2" pipe

These extensions may also be adapted to C-20 gates.

Gate Size	A	B	M	H
6	3 1/2	2 1/8	24	VARIABLE AS REQUIRED
8	3 1/2	2 1/8	24	
10	3 1/2	2 1/8	24	
12	3 1/2	2 1/8	24	
14	3 1/2	2 1/8	27 1/2	
15	3 1/2	2 1/8	30	
16	3 1/2	2 1/8	32	
18	4 1/8	3 1/8	34	
20	4 1/8	3 1/8	38	
21	4 1/8	3 1/8	40	
24	4 1/8	3 1/8	44	
30	5	4	54	
36	5	4	62	
42	6	5	84	
48	7	6	90	
54	7	6	100	
60	7	6	102	
72	*	*	121	

All dimensions in inches and apply to C-10 Series gates
* Special fabricated design for geared type lift



RISING STEM EXTENSION



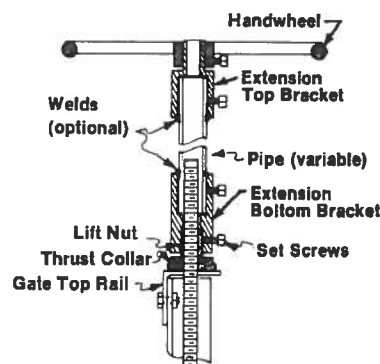
NRS EXTENSION

NON-RISING STEM EXTENSIONS

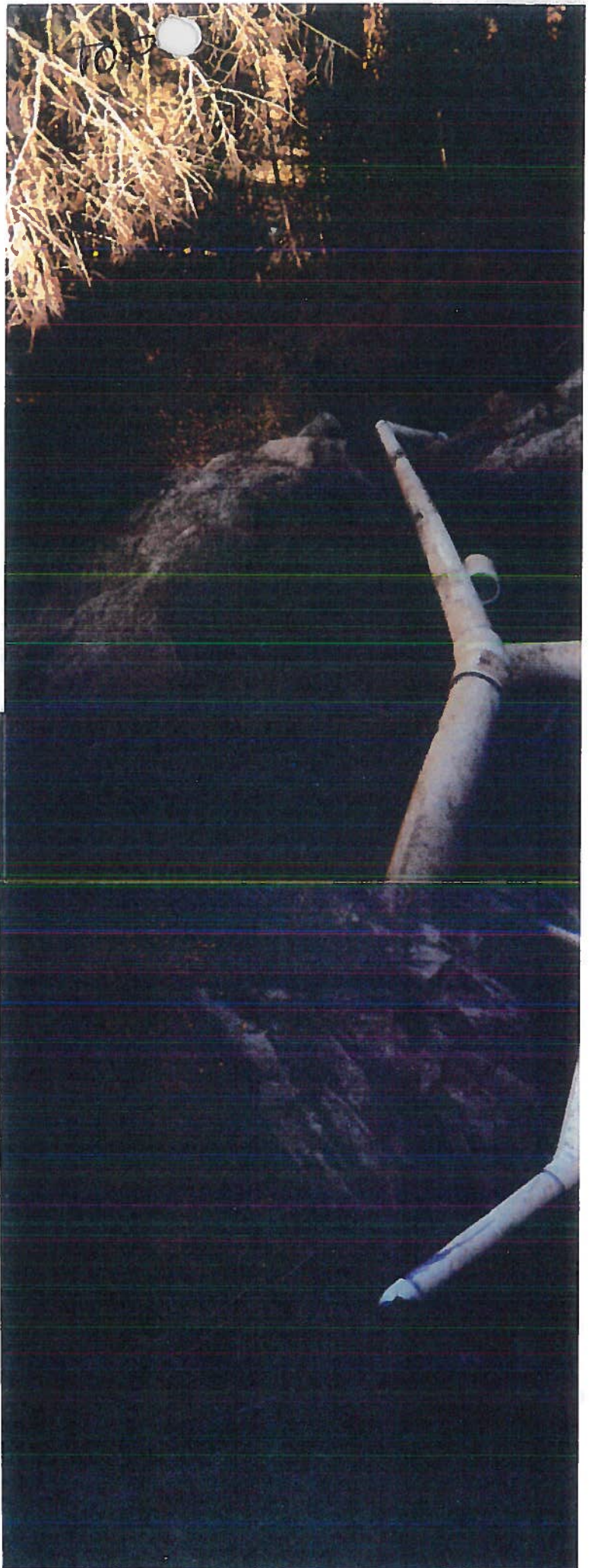
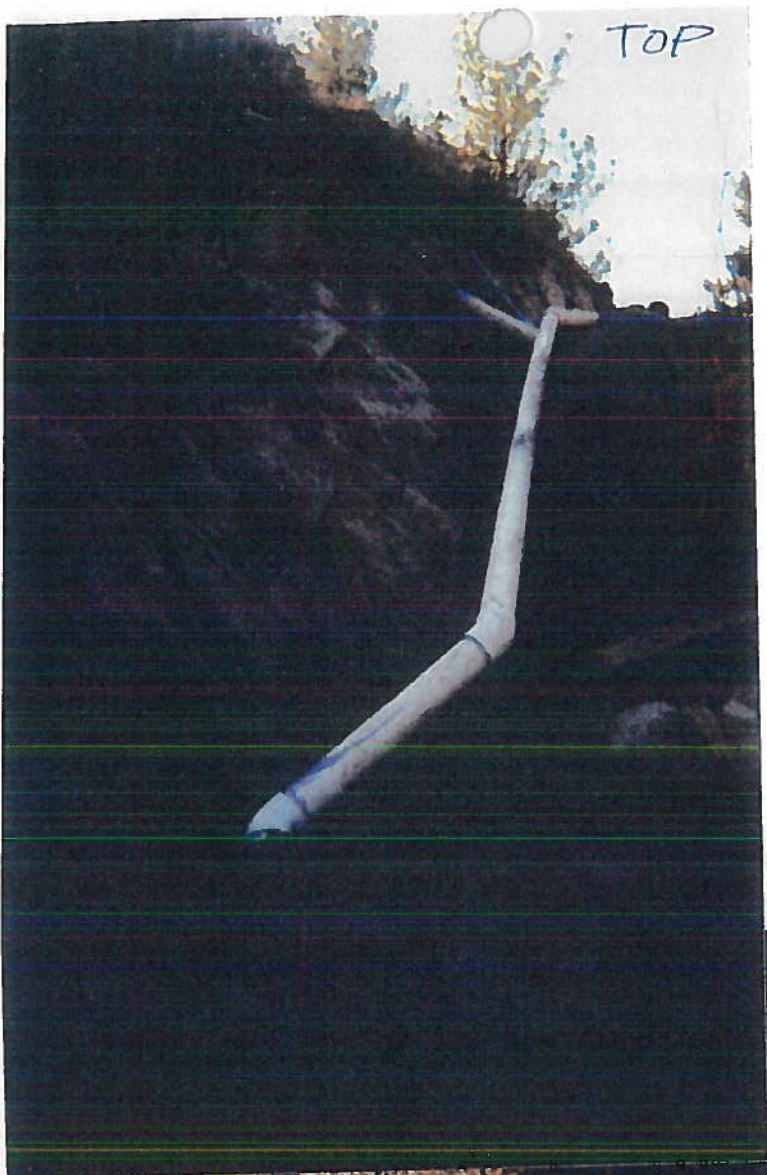
For C-10, CL-10, CL-11 AND C-20 MODELS

Waterman Non-Rising Stem Extensions are an accessory to Waterman stock gates. They are used to position the gate handwheel at convenient and non-changing operating elevations. This eliminates the problem of gate control hardware which might otherwise rise into traffic areas or walkways.

The use of Waterman Non-Rising Stem Extensions also eliminates the expense and inconvenience of ordering gates of special dimensions to meet different operating height conditions. The extensions are readily installed in the field. The upper and lower brackets are joined by a section of standard galvanized steel pipe (normally customer furnished) by means of threads, set screws, pins or welds. The length of pipe inserted determines the elevation of the handwheel. Waterman Stem Guide Models, such as Eye Bolt, NRS-K, SK-1, SK-2, K-1 and K-2 Series, are recommended to secure the handwheel location.



Normally Field Installed
NON-RISING STEM EXTENSION
Extends Handwheel Height
Without Disturbing Frame or Stem









State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

PHONE: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER, Governor

GARY SPACKMAN, Director

August 12, 2014

TINA MARIE HOVEN
PO BOX 300
GARDEN VALLEY ID 83622

Re: Water Rights

Dear Tina :

The Idaho Department of Water Resources (IDWR) received your August 5, 2014, letter regarding your concerns about unspecified activity. IDWR is not able to spend any time on an unidentified activity possibly associated with unidentified problems related to water rights. If you want this office to respond beyond this letter, please provide the following information:

- Specific activity you are concerned about
- Describe how that activity is water related – using water, impounding water in a stream etc.
- Specific location of this activity with respect to your property
- Name and mailing address of the person(s) performing that activity
- Description of injury occurring to your water right(s).

The enclosed map might be useful for you. Please direct any written reply to me to help this office manage its limited resources in the most efficient manner.

You also included a letter asking for pictures or diagrams of lockbox devices approved by IDWR. IDWR does not have a "list of approved lockboxes." If you are referring to lockable headgates, please check this website for irrigation head gates: <http://watermanusa.com/products/irrigation-equipment>. The following website has approved IDWR measuring devices: http://www.idwr.idaho.gov/WaterManagement/WaterMeasurement/water_measurement.htm.

Please let me know if you need more information.

Sincerely,

Steve Lester
Water Rights Supervisor

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

PHONE: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER, Governor
April 28, 2014

GARY SPACKMAN, Director

Tina Marie Hoven
P.O. Box 300
Garden Valley, ID 83622

RE: Scheduling Field Exam for Water Right Permit No. 65-13392

Dear Permit Holder:

The Idaho Department of Water Resources (IDWR) is planning to conduct water right field examinations in the vicinity of the above-referenced permit **during the week of May 19**. An examination is needed to verify water use(s) developed under the permit in order to issue a water right license.

Your permit authorizes the diversion of water from the South Fork of the Payette River and Dodge Creek for irrigation and commercial use. If you developed a beneficial use of water and still own the place of use property identified in the permit, please contact me at your earliest convenience to schedule an examination.

If you developed a beneficial use of water under the permit but no longer own the place of use property, please use the enclosed Assignment of Permit form (\$25 fee). This will allow IDWR to work with the new permit owner through the water right licensure process.

A water right license cannot be issued if beneficial use of water was not developed or if use was developed but abandoned. In either of these cases has occurred, please relinquish the permit by using the enclosed Relinquishment of Permit form (no fee required). The permit will be voided if a relinquishment form is not submitted within thirty (30) days. If you no longer own the property and do not assign or relinquish your permit, IDWR will work with the current property owner to issue a license or to void the permit.

Please contact me to schedule a field examination for a day and time that is convenient for you. **Please call me at (208) 334-2190 by May 14 to conduct the field exam during the week of May 19.** If there is a problem with scheduling or conducting the field examination at this time, please let me know so we can reschedule.

Please call me at (208) 334-2190 if you have any questions. I appreciate your attention to this matter and look forward to hearing from you.

Sincerely,

Rick Collingwood, P.E.
Staff Engineer

Enclosure: Relinquishment and Assignment of Permit Forms



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

PHONE: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER, Governor

April 28, 2014

GARY SPACKMAN, Director

Shirley C. Hoven
9966 E. Hawaii Place
Denver, CO 80231

RE: Scheduling Field Exam for Water Right Permit No. 65-13392

Dear Permit Holder:

The Idaho Department of Water Resources (IDWR) is planning to conduct water right field examinations in the vicinity of the above-referenced permit **during the week of May 19**. An examination is needed to verify water use(s) developed under the permit in order to issue a water right license.

Your permit authorizes the diversion of water from the South Fork of the Payette River and Dodge Creek for irrigation and commercial use. If you developed a beneficial use of water and still own the place of use property identified in the permit, please contact me at your earliest convenience to schedule an examination.

If you developed a beneficial use of water under the permit but no longer own the place of use property, please use the enclosed Assignment of Permit form (\$25 fee). This will allow IDWR to work with the new permit owner through the water right licensure process.

A water right license cannot be issued if beneficial use of water was not developed or if use was developed but abandoned. In either of these cases has occurred, please relinquish the permit by using the enclosed Relinquishment of Permit form (no fee required). The permit will be voided if a relinquishment form is not submitted within thirty (30) days. If you no longer own the property and do not assign or relinquish your permit, IDWR will work with the current property owner to issue a license or to void the permit.

Please contact me to schedule a field examination for a day and time that is convenient for you. **Please call me at (208) 334-2190 by May 14 to conduct the field exam during the week of May 19.** If there is a problem with scheduling or conducting the field examination at this time, please let me know so we can reschedule.

Please call me at (208) 334-2190 if you have any questions. I appreciate your attention to this matter and look forward to hearing from you.

Sincerely,

Rick Collingwood, P.E.
Staff Engineer

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