

## Block, Darla

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**From:** Block, Darla  
**Sent:** Friday, January 05, 2018 4:30 PM  
**To:** 'Trish Dowton'  
**Subject:** RE: Idaho Water Permit: 73-12257  
**Attachments:** Permit #73-12257.pdf; Statement of Completion Form & Instructions.pdf; Request for Extension of Time Form & Instructions.pdf

Trish,  
In order to file the Statement of Completion form, the question is not can you irrigate the 26 acres. **The question is have you irrigated the 26 acres?** A license examination fee of \$100.00 is required with your filing of the Statement of Completion form. The license examination fee is based on the Maximum Diversion Rate listed in the top right hand corner of your permit. Don't worry about the site visit. The Department will either call or write you in order to schedule that field exam. You will hear from us regarding that.

Attached above is a copy of this permit along with both forms to choose from, fee schedule, and instructions. Please review your Permit to Appropriate Water as it has two (2) conditions of approval that must be complied with before filing a Statement of Completion form. If neither of these conditions have been complied with, you may file the Request for Extension of Time form instead in order to give you the time needed to be in compliance with condition numbers 5 & 6 of your permit.

Sincerely,  
*Darla Block*  
*Technical Records Specialist*  
*Water Allocation Bureau*  
*Ph. #(208) 287-4945*  
*Darla.Block@idwr.idaho.gov*

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**From:** Trish Dowton [mailto:dowton3xranch@gmail.com]  
**Sent:** Friday, January 05, 2018 3:39 PM  
**To:** Block, Darla <Darla.Block@idwr.idaho.gov>  
**Subject:** RE: Idaho Water Permit: 73-12257

Darla –  
OK. The project is completed and we can irrigate the 26 acres. So we then fill out the Statement of Completion and submit it to you. After that, do we then have to have a site visit from Cindy or someone else who is qualified to complete the process?  
Sorry for all the questions, but we did not realize we needed to do more.  
Thanks. Trish

Sent from [Mail](#) for Windows 10

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**From:** [Block, Darla](#)  
**Sent:** Friday, January 5, 2018 9:26 AM  
**To:** [Trish Dowton](#)  
**Subject:** RE: Idaho Water Permit: 73-12257

Trish,

No communication from Cindy is necessary. That site visit for was the application process in order to get your application permitted. Once the permit was issued a copy was sent to you. The permit lists several conditions, and the first condition listed on your permit states "proof of application of water to beneficial use shall be submitted on or before May 01, 2018. There are also 2 other conditions that must be met prior to diversion and use of water listed on your permit.

The water right process includes and goes as follows:

- An Application for Permit is filed
- If the department approves your application, a Permit to Appropriate Water is issued. Your Permit was issued April 20, 2017.
- Your Permit lists several conditions. The first condition of a Permit lists your proof of beneficial use due date. You have been given a year to develop your irrigation project and put the water to actual use for irrigation of 26 acres. Your proof Due Date is May 01, 2018.
- On or before that proof due date you can file the Statement of Completion form, but only if you have irrigated the entire 26 acres. In other words you are completely done with your project and using the water for irrigation on 26 acres.
- Or:
- On or before the proof due date you can file a Request for Extension of Time form if you have not completed the development of the project or have not put the water to full beneficial use for irrigation of 26 acres.
- Once have been using the water to full beneficial use, and have filed your statement of completion form, a field examination is conducted by a water right agent and your permit moves on for review of licensing.
- The water right license once issued is considered the last stage of a water right.

I like to explain this way: A permit is like a permit to learn to drive. It's not the license. A water right permit allows you to develop a water right, but it's not an actual water right until licensing.

Sincerely,  
Darla Block  
Technical Records Specialist  
Water Allocation Bureau  
Ph. #(208) 287-4945  
[Darla.Block@idwr.idaho.gov](mailto:Darla.Block@idwr.idaho.gov)

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**From:** Trish Dowton [<mailto:dowton3xranch@gmail.com>]  
**Sent:** Thursday, January 04, 2018 8:46 PM  
**To:** Block, Darla <[Darla.Block@idwr.idaho.gov](mailto:Darla.Block@idwr.idaho.gov)>  
**Subject:** RE: Idaho Water Permit: 73-12257

Dear Ms. Block:

We did not understand we needed to do anything further to complete this water right application. Cindy Yenter, the IDWR representative in Salmon, toured the property last spring with employees of the Idaho Department of Fish and Game in order to resolve their issue with the water right application. I would think that this would qualify and the appropriate field examination needed. Do we need to have her communicate that to you?

Thank you.  
Trish Dowton

Sent from [Mail](#) for Windows 10

From: [Block, Darla](#)  
Sent: Wednesday, January 3, 2018 4:40 PM  
To: [downton3x@custertel.net](mailto:downton3x@custertel.net); [downton3x@lustertel.net](mailto:downton3x@lustertel.net)  
Subject: Idaho Water Permit: 73-12257

Dear Permit Holders:  
STANLEY M DOWTON  
PATRICIA DOWTON

Permit Number: 73-12257

**This is a 120 day courtesy reminder.**

**IMPORTANT: A response from you is required to maintain the active status of the referenced water right permit.**

**If no response is received from you, the permit will lapse and your authorization to develop and/or use this water right will be cancelled.**

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before **5/1/2018**. The proof statement must be accompanied by either the appropriate license examination fee or a field examination report prepared by a certified water right examiner.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been delayed by a government agency or by litigation that brings title to the water in question, an extension of time may granted if appropriate documentation is provided at the time of filing. An extension request must be accompanied by a \$50.00 filing fee and signed by the appropriate authorized permit holder(s) or authorized representative with a power of attorney.

Proof of Beneficial Use and Request for Extension of Time forms are available from any department office or at the department's website at [www.idwr.idaho.gov](http://www.idwr.idaho.gov) .

Either an acceptable proof or an acceptable extension request must be received by this department on or before the above proof due date. If neither is received, the department will send you a lapse notice and the permit will no longer be of any force or effect.

Sincerely,

*Darla Block*  
*Technical Records Specialist*  
*Water Allocation Bureau*  
*Ph. #(208) 287-4945*  
[Darla.Block@idwr.idaho.gov](mailto:Darla.Block@idwr.idaho.gov)