

IN-OFFICE BENEFICIAL USE FIELD REPORT

Permit No: 65-22959

Examiner: A. Skinner

Date: 9/19/2016

In-office qualification (IDAPA 035.01.r): ☒ Irrigation ≤ 5 acres
☐ Stockwater storage ≤ 14.6 af
☒ Combined diversion rate not irrigation or stock ≤ 0.24 cfs

Current Owner Name: James W. Rambow

Address: 1365 Sunset Drive, Emmett, ID 83617

Beneficial Use Fee Paid: \$50.00

Receipt: W033716

Source: Groundwater

Source change? ☒ N ☐ Y Change clarifies originally intended source.
 If not – void permit.

Point of Diversion			NE				NW				SW				SE			
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
06 N	02 W	1									X							

Method of Determination: Legal description in permit validated by PLS data and mapping.

POD change? ☒ N ☐ Y

Place of Use			NE				NW				SW				SE				Totals
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06 N	02 W	1									D								
06 N	02 W	1									1.5								1.5

Method of Determination: Legal description in permit validated by PLS data and mapping.

POU change? ☒ N ☐ Y

Purpose of Use: Domestic and Irrigation Use

Purpose change? ☒ N ☐ Y

Method of Determination: Beneficial Use form states irrigation and domestic use; confirmed with aerial photography.

Standard Season of Use: Irr. = 03/01-11/15; Dom. = 01/01-12/31 Update required on license? ☒ N ☐ Y

Overlap Review POD overlap? ☒ N ☐ Y WR's:

Analysis Attached ☒ Comments: Place of Use Comparison software indicates no POD overlap.

POU overlap? ☒ N ☐ Y WR's:

Comments: Place of Use Comparison software indicates no POU overlap.

Diversion Rate Permitted Rate: 0.13 cfs BU Standard Limit: 0.13 cfs
 BU Fee Limit: 0.20 cfs Theoretical (optional): cfs
Recommended Total Div Rate: 0.13 cfs

Annual Volume

For Irrigation: 0.05 cfs x 1.9835 x 260 days = 25.8 af
 1.5 acres x 4.5 af/ac (FHR) = 6.8 af
 Smaller of two volumes = 6.8 af

For other uses:

Domestic multi-house use is limited to 0.08 cfs and a diversion volume of 0.6 af/y per house as outlined in Administrator's Memorandum #22 (0.6 af * 2 houses = 1.2 af/y).

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Recommended Amounts

Beneficial Use	Season of Use	Diversion Rate (cfs)	Annual Volume (af)
Irrigation	03/01-11/15	0.05	6.8
Domestic	01/01-12/31	0.08	1.8
Totals		0.13 cfs	8.6 af

Amendments Required

☐ Change P.D. ☐ Add P.D. ☒ None
☐ Change P.U. ☐ Add P.U. ☐ Other:

Conditions:

Condition 1 (046) was removed as a well log was found associated for the WR permit. Conditions 2 (132) and 7 (121) were replaced with WB5 and 103 respectively and recommended to be forwarded to licensing. Conditions 3 (065) and 5 (105) are recommended to be forwarded to licensing. Condition 4 (WB7) was edited to read "for irrigation use" and recommended to be forwarded to licensing. Condition 6 (R69) was replaced by R61. Condition 7 (004) was added and recommended to be forwarded to licensing.

Have conditions of permit been met? ☒ Y ☐ N

Narrative:

Permit 65-22959 authorized the diversion rate of 0.13 cfs from groundwater for domestic and irrigation use purposes. Based on the small permitted diversion rate and POU, this qualifies for an in-office field exam as stated under IDAPA 37.03.02.035.01r. The exam was completed on September 19, 2016 by WRA Aaron Skinner.

Legal descriptions identified on the permit were used to locate the property in the name of James W. Rambow. Permit 65-22959 is requesting domestic and irrigation use for three (3) parcels (Pollard, Pollard, and Ellsworth). I spoke with Mr. Pollard, the new owner of two of the parcels, and learned that there are only one house on his two lots and one house on the Ellsworth's lot. He explained that the third lot was used for livestock and only had a small barn on it.

Overlap review using IDWR software (Place of Use Comparison) show potential overlap of POU property, but further investigation indicates that the Emmett Irrigation District does not reach the properties with surface water as there are no visual irrigation structures (ditches pivots, canal, etc.). POD property also suggests potential overlap, but further investigation reveals that no overlaps are present as the highlighted WRs are in different taxlots (See attached analysis). Because the owners of the three lots are different than Mr. Rambow, a change in ownership form should be completed. Mr. Rambow currently owns the property east of the three parcels.

Administrator's Memorandum 22 establishes a combined (all three parcels) maximum acceptable domestic diversion rate of 0.08 cfs and an irrigation diversion rate of 0.05; totaling 0.13 cfs. Well location was obtained from the Ellsworth's marking the location on a map the Department provided. Spatial data and well layers were correlated to the new location.

Condition 1 (046) was removed as a well log was found associated for the WR permit. Conditions 2 (132) and 7 (121) were replaced with WB5 and 103 respectively and recommended to be forwarded to licensing. Conditions 3 (065) and 5 (105) are recommended to be forwarded to licensing. Condition 4 (WB7) was edited to read "for irrigation use" and recommended to be forwarded to licensing. Condition 6 (R69) was replaced by R61. Condition 7 (004) was added and recommended to be forwarded to licensing.

****UPDATED SPLIT INFORMATION****

An Change in Ownership for was received from Mr. Pollard and Mrs. Ellsworth regarding the three parcels. Mr. Pollard owns two 0.5 acre parcels and the Ellsworth's own the last 0.5 acre parcel. A split was created and the recommended rate and volumes are identified below;

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Pollard = 65-23694

Domestic - rate of 0.04 cfs and a volume limit of 0.6 af

Irrigation - rate of 0.03 cfs and a volume limit of 4.5 af (1.0 acre X 4.5 HG)

TOTAL = rate of 0.07 cfs and volume limit of 5.1 af

Ellsworth = 65-22959

Domestic - rate of 0.04 cfs and a volume limit of 0.6 af

Irrigation - rate of 0.02 and a volume limit of 2.3 af (0.5 acre X 4.5 HG)

TOTAL = rate of 0.06 cfs and a volume limit of 2.9 af

Workflow

Exam Date Entered ☒

POU/POD shapes ☒

Combined Rights Entry ☐

Wild & Scenic Entry ☐

Draft License and Map ☒

Other:

Supporting Documents

Aerial Photograph ☒

Photographs ☐

LandSat ☐

Other:

Site Visit

Well Log ☒

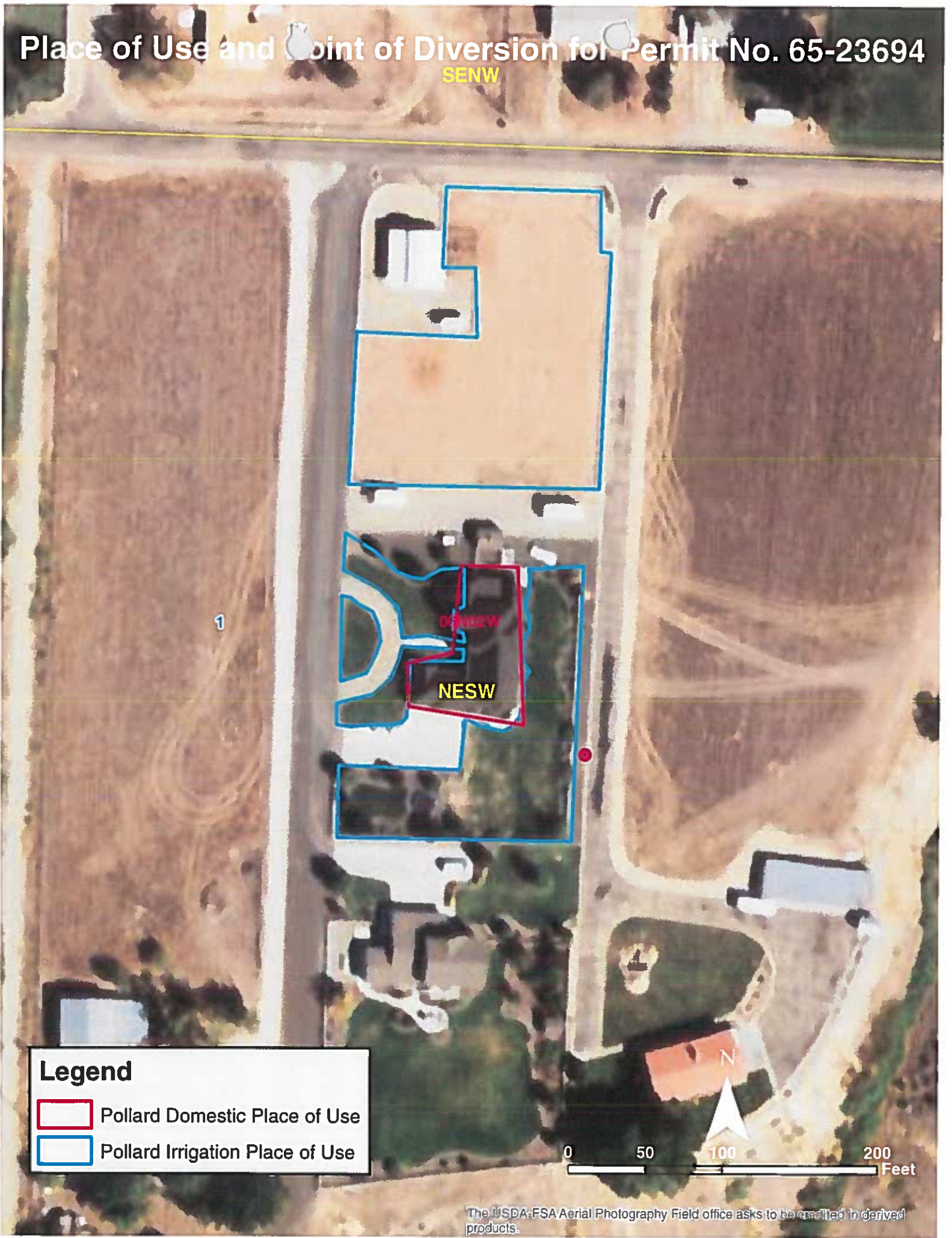
Diagrams ☐

Theoretical ☐

☐ Date:

Place of Use and Point of Diversion for Permit No. 65-23694

SENW



Legend



Pollard Domestic Place of Use



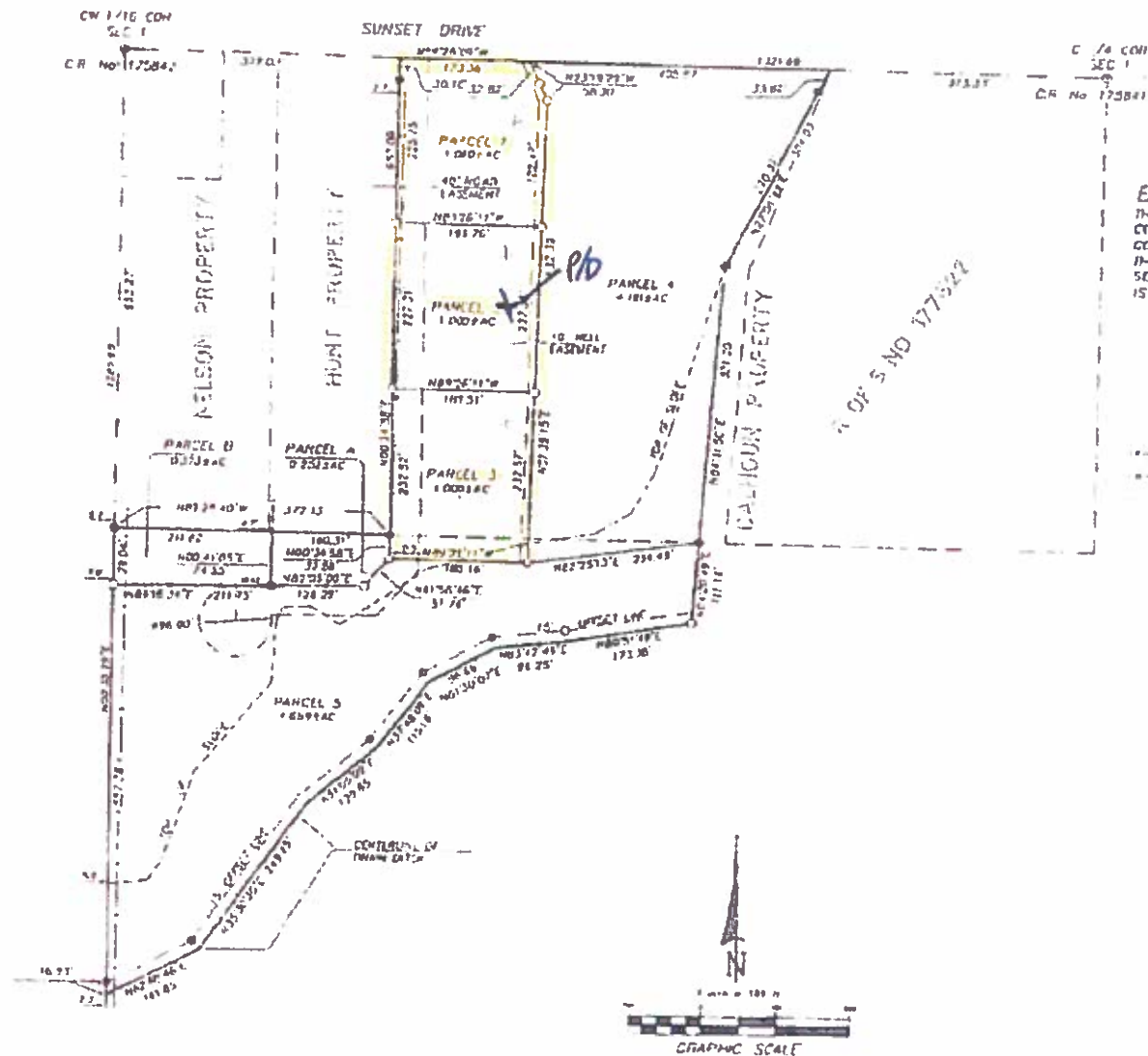
Pollard Irrigation Place of Use

0 50 100 200 Feet

No Gov Lts

MAP TO ACCOMPANY AN EASEMENT

OF A PORTION OF THE NORTHEAST ¼ OF THE SOUTHWEST ¼ OF
SECTION 1, TOWNSHIP 6 NORTH, RANGE 2 WEST, BOISE MERIDIAN
GEM COUNTY, IDAHO



BASIS OF BEARINGS:

THE BASIS OF BEARING FOR THIS PLAT IS THE NAD83 IDAHO COORDINATE SYSTEM, WEST ZONE, PER G.P.S. OBSERVATIONS TO CONTROL STATION "EUMETT 2". THE RESULTING GRID BEARINGS ON THE NORTH LINE OF THE SOUTHWEST ¼ OF THE NORTHEAST ¼ OF SECTION 1, TOWNSHIP 6 NORTH, RANGE 2 WEST, BOISE MERIDIAN, IS N89°16'03"W.

LEGEND:

- FOUND BRASS CAP MONUMENT
- IRONED "T" POST
- FOUND 3/8" IRON PIN
- FOUND 1/2" IRON PIN WITH BARLEY ENGINEERS SURVEY JOB NO. 5091578
- SET 1/2" IRON PIN WITH PLASTIC CAP FILE 6552
- FENCE LINE
- - - CHAIN LINK FENCE
- - - DITCH

NOTE:

1. The County Surveying & Assessment Department has no liability for present or future encroachments or non-compliance with zoning planning and zoning ordinance restrictions as they pertain to building setbacks and the response thereof.
2. There is a clear conflict between the deeds modeled by deeds of record and the fences, which may or may not mark the boundaries of the involved ownerships. Nothing about this survey is intended to indicate the position of this sunset about the legal conclusion of ownership.
3. The original survey of this property was done by John Fox in May 1970 for the Bear Dutton. He used a distance of 1325' for the north line of the NE ¼ of the SW ¼ of Sec 1 and 162' for the west line of the NE ¼ of the SW ¼ of the SW ¼ of Sec 1. He then also surveyed the same area in May 1970 and set the corners at 1325'76" for the north line and 55133' for the east line. Bartley surveyed the property sold from Dutton to Bartley on May 16, 1970 in 1974 and provided the distances along the north line to take care of the 5' across the existing fences on the west line of the NE ¼ of the SW ¼ of the SW ¼ of the west line of the hunt property are 3' to 8' east of the true line which creates to me that they are not using the John Fox Survey. This survey did not use the corners set by Bartley in 1970 and 1974 as the basis for this survey. This leaves a gap between the well boundary of the Callison property upon an N of S line 177333' and the east boundary of the Bartley property.

SURVEY FOR:

SM RAMBO
1835 SUNSET DR
EUMETT, ID 83617-9585
PHONE (208) 365-0651

TRI COUNTY SURVEYING, INC.
PROFESSIONAL LAND SURVEYORS
510 So. Washington Ave.
P.O. Box 270
Eumett, Idaho 83617-0270
Phone: (208) 365-7470





65-22959 - RAMBOW. 2 DIFFERENT OWNERS. VERIFY WELL. AND DIVERSION SYSTEM



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

October 26, 2016

COPY

ALLEN AND HEATHER ELLSWORTH (907) 395-7169 - Heather.
1643 SHIRE LANE
EMMETT, ID 83617

RE: Water Right Permit No. 65-22959

Dear Mr. and Ms. Ellsworth:

In 2005 IDWR issued permit no. 65-22959 authorizing James Rambow to develop a right to divert 0.13 cfs of groundwater, within the NE ¼ SW ¼ of Section 01, Township 06 North, Range 02 West, B.M., for the internal domestic use in three (3) homes and 1.5 acres irrigation of land in Gem County. Current taxlot data indicates you are one of the parcel owners. The original purpose of irrigation use was to supplement surface water provided by the Emmett Irrigation District. There is also potential overlap with water right license no. 65-12145. Water right overlap is common, but must be understood before licensing can occur. When overlap is identified, total diversion rates are re-calculated not exceeding the combined use limit of all the overlapping areas and associated water right.

The purpose of this letter is to better understand if/how surface water is delivered to your property. Please answer the following questions:

1. Is groundwater the primary source for irrigating your property?
2. Do you receive surface water on your property? If so, how?

Enclosed you will find a map outlining potential overlap and the permitted place of use pertinent to your property. An ownership change form is also enclosed that can be completed and sent back to the Western Region office. This form will properly allocate the water to the owners once the permit is licensed.

Please submit the requested information for the permit to be processed. You may seek additional time to provide the information by making a written request to interrupt processing for up to six months. The permit will become void without a written reply within the next thirty (30) days. Feel free to contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Respectfully,

Aaron Skinner
Water Resource Agent
Western Regional Office
aaron.skinner@idwr.idaho.gov

Enclosure: Map

Notice of Change of Ownership form
Proof Report for Water Right Permit No. 65-22959



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 26, 2016

COPY

RAND AND KELLY POLLARD
1641 SHIRE LANE
EMMETT, ID 83617

rpfiddler@aol.com

RE: Water Right Permit No. 65-22959

Dear Mr. and Ms. Pollard:

In 2005 IDWR issued permit no. 65-22959 authorizing James Rambow to develop a right to divert 0.13 cfs of groundwater, within the NE ¼ SW ¼ of Section 01, Township 06 North, Range 02 West, B.M., for the internal domestic use in three (3) homes and 1.5 acres of irrigated land in Gem County. Current taxlot data indicates you are one of the parcel owners under the developed water right. The original purpose of irrigation use was to supplement surface water provided by the Emmett Irrigation District. There is also potential overlap with water right license no. 65-12145. Water right overlap is common, but must be understood before licensing can occur. When overlap is identified, total diversion rates are re-calculated not exceeding the combined use limit of all the overlapping areas and associated water right.

The purpose of this letter is to better understand if/how surface water is delivered to your property. Please answer the following questions:

1. Is groundwater the primary source for irrigating your property?
2. Do you receive surface water on your property? If so, how?

Enclosed you will find a map outlining potential overlap and the permitted place of use pertinent to your property. An ownership change form is also enclosed that can be completed and sent back to the Western Region office. This form will properly allocate the water to the owners once the permit is licensed.

Please submit the requested information for the permit to be processed. You may seek additional time to provide the information by making a written request to interrupt processing for up to six months. The permit will become void without a written reply within the next **thirty (30) days**. Feel free to contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Respectfully,

Aaron Skinner
Water Resource Agent
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COPY

JAMES RAMBOW
1635 SUNSET DRIVE
EMMETT, ID 83617

RE: Water Right Permit No. 65-22959

Dear Mr. Rambow:

In 2005 IDWR issued permit no. 65-22959 authorizing you to develop a right to divert 0.13 cfs of groundwater, within the NE ¼ SW ¼ of Section 01, Township 06 North, Range 02 West, B.M., for the internal domestic use in three (3) homes and 1.5 acres of irrigated land in Gem County. Current taxlot data indicates you are no longer an owner of the developed property. The original purpose of irrigation use was to supplement surface water provided by the Emmett Irrigation District. There is also potential overlap with water right license no. 65-12145 that is also in your name. Water right overlap is common, but must be understood before licensing can occur. When overlap is identified, total diversion rates are re-calculated not exceeding the combined use limit of all the overlapping areas and associated water right.

The purpose of this letter is to better understand if/how surface water is delivered to the developed property west of your residence. Please answer the following questions:

1. Is groundwater the primary source for irrigation?
2. Does surface water divert to the three parcels west of your residence? If so, how?

Enclosed you will find a map outlining potential overlap and the permitted place of use pertinent to your original development. An ownership change form along with a similar letter has been sent to the Pollard and Ellsworth residences. The ownership change form will properly allocate the water to the owners once permit no. 65-22959 is licensed.

Please submit the requested information for the permit to be processed. You may seek additional time to provide the information by making a written request to interrupt processing for up to six months. The permit will become void without a written reply within the next **thirty (30) days**. Feel free to contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Respectfully,

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