

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 15 2016

STATEMENT OF COMPLETION

FOR SUBMITTING PROOF OF BENEFICIAL USE

DEPARTMENT OF
WATER RESOURCES

FOR OFFICE USE ONLY

Amt. of Fee \$ 50.00

Receipt No. C102165

Received By AD

Date Received 6-15-16

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.

1. Permit No. 163-32491 Telephone No. 459-8531

2. Name of Permit Holder(s) MICHAEL W. BENEDICK AND CAROL BENEDICK

3. Mailing Address 22262 USTICK ROAD City CALDWELL

State ID Zip 83607 Email mwbenedick@gmail.com

4. Source of Water GROUNDWATER If GROUND WATER (well), Date Drilled mo. 7 / yr. 2011

Well Driller DOWN RIGHT DRILLING & PUMP INC. Drilling Permit Number A-0060012

5. Extent of use(s) completed as authorized by the water right permit: 912830-861460

Domestic (No. of households) _____ Stockwater (No. and type of stock) _____

Irrigation (No. of acres) 4 Other _____

6. Total rate of diversion or storage volume for which proof is submitted 0.12 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.

NO

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 MICHAEL BENEDICK Telephone Number 459-8531

Mailing Address 22262 USTICK ROAD City CALDWELL

State ID Zip 83607 Email mwbenedick@gmail.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 [Signature] Date 6/14/16

(Include your title, if on behalf of company or organization)

Mail to: Idaho Department of Water Resources, PO Box 83720, Boise, ID 83720-0098

Block, Darla

From: Block, Darla
Sent: Thursday, June 30, 2016 11:24 AM
To: Marston, Sascha
Subject: Refund Needing Issued:

June 30, 2016

Re: Issuance of a refund under **water right permit no. 63-32491**

Dear Sascha,

Please issue a refund in the amount of \$50.00 from **Receipt ID C102165**. The permit holder has withdrawn his proof of beneficial use form. Please send a refund in the amount of \$50.00 to the following:

MICHAEL W BENEDICK
CAROL BENEDICK
22262 USTICK RD
CALDWELL ID 83607

Thank You,
☺ Darla



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

June 30, 2016

MICHAEL W BENEDICK
CAROL BENEDICK
22262 USTICK RD
CALDWELL ID 83607

PROOF WITHDRAWAL LETTER

RE: Permit No. 63-32491

Dear Permit Holders:

The department acknowledges receipt of your request to withdraw the proof of beneficial use (proof) form submitted on June 15, 2016 for the above referenced permit. Enclosed is a copy of the withdrawal request the Department received from you on June 29, 2016.

A \$50.00 license examination fee was submitted with the proof form. The fee will be returned to you in a separate mailing. You should receive a State of Idaho check for \$50.00 within ten (10) business days under separate cover.

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 this matter, please contact me at (208) 287-4945.

Sincerely,

Darla Block
Technical Records Specialist

Enclosure(s)

Block, Darla

From: Michael W. Benedick [mwbenedick@gmail.com]
Sent: Wednesday, June 29, 2016 4:17 PM
To: Block, Darla
Subject: Withdrawal of proof statement

Attn. Darla Block:

This is an official request for withdrawal of proof of beneficial use statement for permit # 63-32491. It will be resubmitted at a later date. Please verify that this email has been received and that the withdrawal has been completed. Thank you for your attention.

Michael Benedick

MEMORANDUM

Date: June 29, 2016
To: Water Right File 63-32491
From: Michele Edl
Re: premature proof statement

I was assigned to the in-office review of the above permit. I found that the permit holder had submitted a letter with the proof statement indicating that he had not fully developed the water use on the intended acres.

NAIP imagery is not available for 2016 but I reviewed LandSat imagery from June 13, 2016. Although the eastern acreage may have been irrigated this spring, the full POU had not yet been irrigated by the date that proof was submitted. I have attached screenshots of the POU as shown in NAIP 2015 aerial photography and June 13, 2016 LandSat imagery.

I phoned the permit holder this afternoon and briefly discussed my findings. I explained the consequences of submitting the proof of completion statement early. He confirmed that he had not yet planted and irrigated the full 4 acres that permit 63-32491 authorized. He stated that the irrigation system was in place and but that he had irrigated the eastern portion only.

I encouraged the permit holder to reconsider and to withdraw his proof statement. I gave him instructions as to the format and media for a withdrawal request and the contact information for Darla Block who will be processing it.

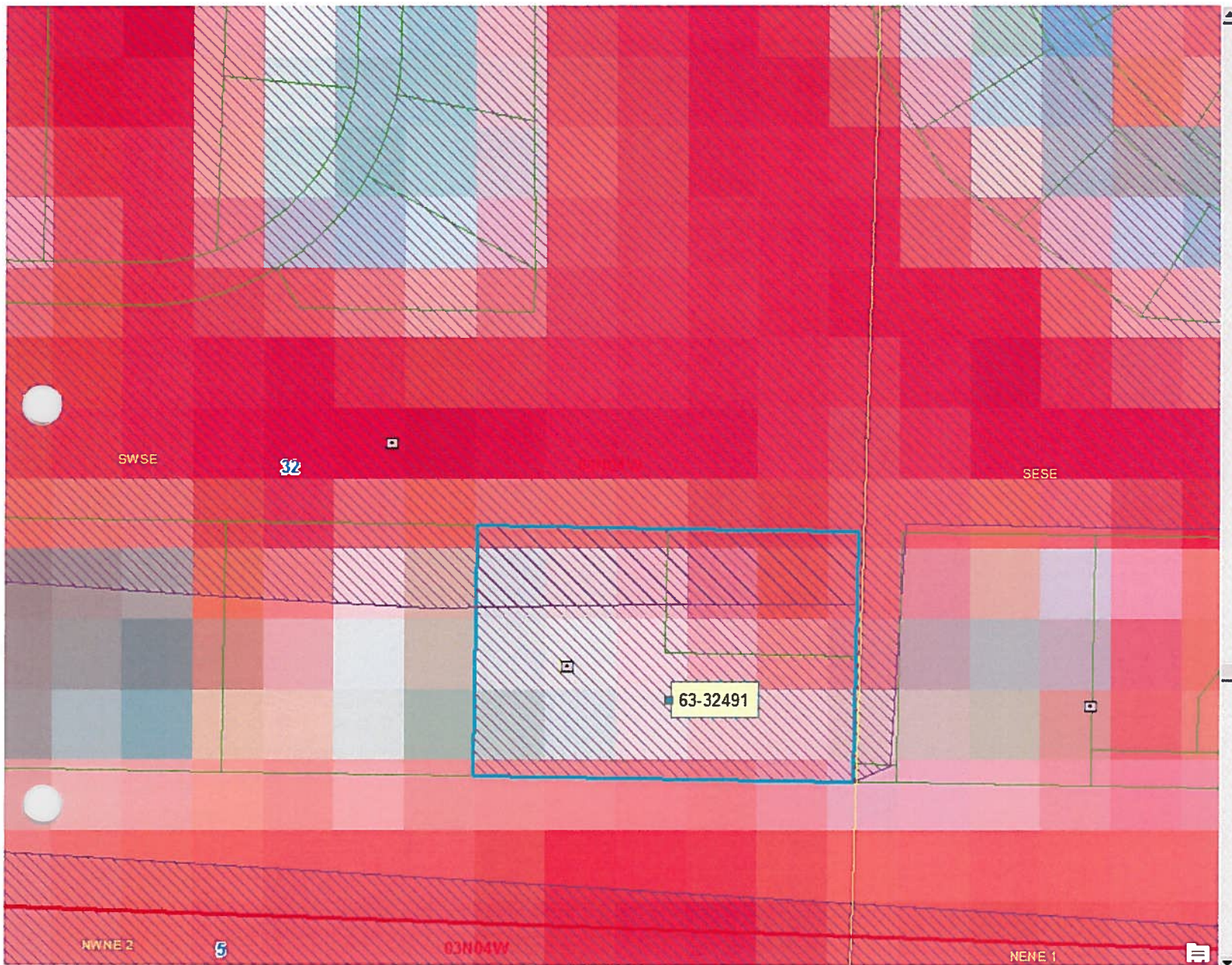


Table Of Contents

Layers

- ☒ Water Right POD
 - ☐ Wells
- ☐ SpatialData
- ☐ Water Permit POD
- ☐ 96-9566_dom
- ☒ 96-9566_pou
- ☐ Water Right POU
- ☒ PLSS
 - ☒ Township/Range
- ☒ Sections
- ☒ QQ
- ☒ Taxlots
- ☒ Water Permit POU
- ☒ p43r30_j8_20160613_b543.sid
- ☐ DRG
- ☒ Imagery
 - ☐ 2015 (1 meter)
RGB
 - Red: Red
 - Green: Green
 - Blue: Blue
 - ☒ 2013 (0.5 meter)
 - ☐ 2011 (1 meter)
 - ☐ esri Imagery (1 foot)
 - ☐ 2009 (1 meter)
 - ☐ 2006 (2 meter)
 - ☐ 2006 (1 meter)
 - ☐ 2004 (1 meter)
 - ☐ 1992-2000 (1 meter)
 - ☐ 1987 (3.5 meter)



SW/SE

32

04N04W

SE/SE

permit 63-32491 in NAIP 2015
for comparison to LandSat 2016

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JUN 15 2016

DEPARTMENT OF
WATER RESOURCES

TO WHOM IT MAY CONCERN

6/14/16

PLEASE NOTE:

IF THIS BENEFICIAL USE IS
CONFIRMED BY AERIAL OR SATELLITE
PHOTO → THE EAST PORTION OF THE
PASTURE WAS PLANTED THIS SPRING
AND THE WEST 1/4 ACRE WILL BE
PLANTED THIS FALL USING THE SAME
FABRICATION ASSEMBLY.

THANKS FOR YOUR ATTENTION.

Mal W. Buesch

SCANNED

JUN 30 2016