

4/2014

IN-OFFICE BENEFICIAL USE EXAM REPORT

Permit No. 65-23615

Prepared by Patrick Kelly

Date 7/22/2015

Same as permit Different than permit

Owner Name	☒	☐ _____
Owner Address	☒	☐ _____
Source	☒	☐ _____
Tributary	☒	☐ _____
POD	☒	☐ <u>Latt: 43.940485027 Long: -116.297393069</u>
POU	☒	☐ _____
Beneficial Use(s)	☒	☐ _____

Exam Fee Required for Permitted Rate \$50.00

Exam Fee Paid \$50.00

Overlaps ☒ No ☐ Yes, summarize _____

Amendment ☒ No ☐ Yes, summarize _____

Technical Confirmation Tools

ArcMap	☒	GPS	☒
Taxlot	☐	Photos	☒
Well Log	☐	Diagrams	☐
Other	☐ explain: _____		

Conditions/Comments Permit # 65-22313 was changed to 65-23615 to correct an error in the water right numbering process. At some point, 65-22313 was also given to a partial decree of an unrelated water use.

Because GCDB lines shift, and info provided with application was best available at the time, an amendment will not be required for this POU.

Exam Date Entered ☒

Draft License Created ☒

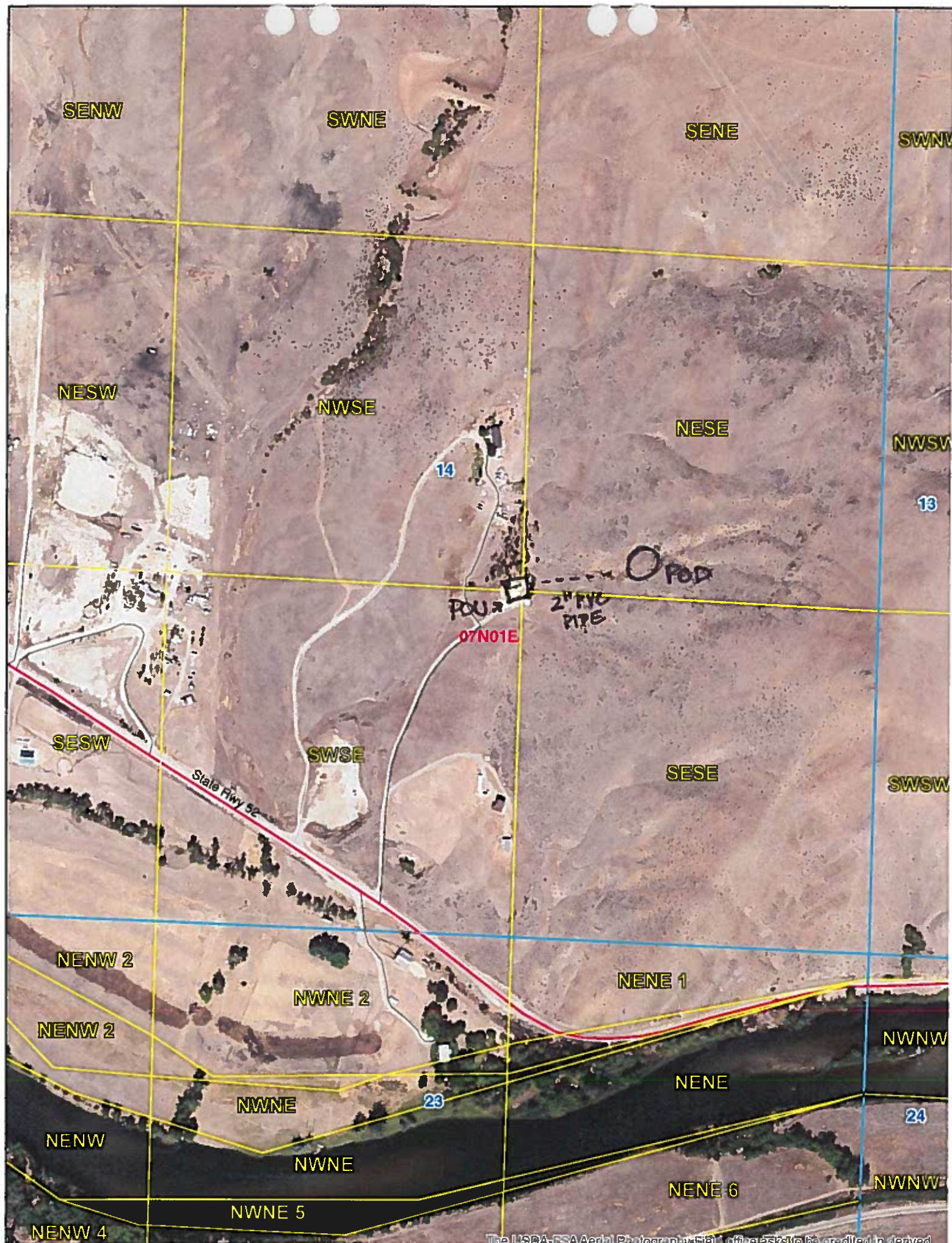
Shapes Updated ☒



Spring diversion



Standing at spring box, looking west towards house (POU). 2" PVC diverts to domestic tank.





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

July 6, 2015

ANNA MARIE NEWELL
10770 N HWY 52
HORSHOE BEND ID 82629

RE: Scheduling Field Exam for Water Permit No. 65-23615

Dear Permit Holder:

The Idaho Department of Water Resources (IDWR) is planning to conduct water right examinations in the vicinity of the above-referenced permit **during the weeks of July 13 to July 17, 2015**. An examination is needed to verify water use(s) developed under the permit in order to issue a water right license.

Your permit authorizes diversion of water from a spring located within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ in Section 14, Township 7 North, Range 1 East, B.M., of Gem County. 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 for the license process.

A license cannot be issued if beneficial use of water was not developed or if use was developed but abandoned. In either of those cases, 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 for either of those cases.

Please contact me within the next thirty (30) days to schedule an examination, submit a relinquishment or complete an assignment. If you still own the property in question but do not make a timely response in this regard, the permit will be voided. If you no longer own that property and do not assign or relinquish the permit, IDWR will work with the current property owner to issue a license or void the permit.

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,

Patrick Kelly
Water Resource Agent

Enclosure: Relinquishment and Assignment forms



State of Idaho

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 15, 2015

ANNA MARIE NEWELL
10770 N HWY 52
HORSHOE BEND ID 82629

RE: Notification of Permit Renumbering

Dear Permit Owner:

On December 15, 2000, Anna Marie Newell filed an application for permit to appropriate water for a domestic use in the SW¼ NE¼ SE¼ of Section 14, Township 7 North, Range 1 East from an unnamed spring. The application was approved and water right permit 65-22313 was issued on February 16, 2001. On March 6, 2001, you filed a proof of beneficial use statement claiming that you developed the domestic use under water right permit 65-22313.

This is a notification that water permit 65-22313 has been renumbered, and the use described above is now authorized under water permit **65-23615**.

Gem County tax lot information indicates you may no longer own the place of use property associated with this permit. A water right permit is personal property of the permit owner. It remains personal property unless it is assigned to a new owner. **If you no longer own the place of use property, I respectfully request you complete and submit the enclosed Assignment of Permit form with the applicable \$25 processing fee within the next 10 days.** If an assignment is not received, we will work with the new land owner(s) to complete licensing process. **Please call me at 208-334-2190 by June 26, 2015 if you have any questions.** I appreciate your attention in this matter and I look forward to hearing from you.

Respectfully,

Patrick Kelly
Water Resource Agent
208.287.4933 phone
208.287.6700 fax
patrick.kelly@idwr.idaho.gov

Enclosure(s): Assignment of Permit form

Kelly, Patrick

From: Skaggs, Pam
Sent: Monday, June 01, 2015 12:40 PM
To: Kelly, Patrick
Cc: Grimm, Angie
Subject: RE: permit 65-22313 now 65-23615

Patrick,

Just be sure to include **notification of the renumbering** in the first written contact for the water right file. That will document the explanation to the permit holder. When you are done with licensing, it will all come over to the water right file.

Thanks for tying up the end of renumbering the files.

Pam

From: Kelly, Patrick
Sent: Monday, June 01, 2015 12:36 PM
To: Skaggs, Pam
Subject: RE: permit 65-22313 now 65-23615

Pam,
Yes I have this on my radar of things to do this week. Tomorrow is my office day which sounds like a good in office field report kind of day. I will be sure to forward my communication with the Newell's and the status of the exam as we go.
Patrick

From: Skaggs, Pam
Sent: Monday, June 01, 2015 12:30 PM
To: Kelly, Patrick
Cc: Grimm, Angie
Subject: RE: permit 65-22313 now 65-23615

Pat,

Are you going to be contacting the permit holder (Anna Newell) soon? We didn't send any notice to her that her permit has been renumbered. If you will be contacting her soon, you can inform her of the renumber with a brief explanation then. If you don't plan to contact her soon, we should probably send her a separate letter now about the renumbering.

Let me know, so we can close the files on this really mixed-up situation. 😊

Pam

From: Edl, Michele
Sent: Friday, May 29, 2015 11:27 AM
To: Kelly, Patrick
Cc: Grimm, Angie; Skaggs, Pam
Subject: RE: permit 65-22313 now 65-23615

OK, Patrick,
After a couple of tries, I believe that I have successfully renumbered the Newell permit to **65-23615**. I have put comments in both files which refers to the other.
I made no attempt to create shapes. It appears to me that the POU is an issue yet to be resolved for Newell.

Pam said you could have the file for your licensing effort if you'd like.
Michele

From: Kelly, Patrick
Sent: Wednesday, May 27, 2015 1:58 PM
To: Edl, Michele
Cc: Grimm, Angie
Subject: RE: 65-22313

Yes, the Newell's came in to the State Office a few months back during my office day. They were interested in changing the permit into the daughters name since she now owned the property. It was during this visit that I found there were 2 active WR's under the same number. It was clear to me when I looked at it months ago from the claim and license backfile that these were separate, unrelated uses. Obviously, one of them needs to be renumbered. Probably the permit? I will leave that up to management to decide. Once that gets resolved, I will move forward with the FE.
Patrick

From: Edl, Michele
Sent: Wednesday, May 27, 2015 1:34 PM
To: Kelly, Patrick
Subject: RE: 65-22313

Hmmmm.

OK, we aren't missing a field exam from Rick.

I see that both the permit and the decree are active and have the same WR#. However, they don't have the same right ID. The decree has already been pushed to the WR side and is in the name of Morris but the decree did not overwrite/close the permit.

So Patrick, if you complete the field exam what water right number would it be? I think that that's the problem. I think that Pam and I need to renumber the Newell permit before completing the exam report and that's why it's in my queue. Does that make sense?

From: Kelly, Patrick
Sent: Wednesday, May 27, 2015 11:46 AM
To: Edl, Michele
Cc: Grimm, Angie
Subject: RE: 65-22313

Hi Michelle,

I am familiar with the situation and have spoken to Angie about this. On March 24, she replied that I could go forward with the field exam at the State Office and sent Rick's file over. I moved to Western during the same week. It is quite possible in my move that I did not receive the file, but it appears the State Office has scanned in the documents.

I can complete the in-office exam for Newell. Pam may have moved the partial decree to a new water right number because I no longer see it in info search. Confirm with me on this and I will put it on my task list.
Patrick

From: Edl, Michele
Sent: Wednesday, May 27, 2015 10:45 AM
To: Kelly, Patrick

Cc: Grimm, Angie
Subject: 65-22313

Patrick, Angie,

I have picked up a file that got back-burnered by the WSB. Water right 65-22313 appears to be two different rights. A partial decree with this number was issued to Leonard Morris in 2002 for domestic use from GW. However, a permit with the same number was issued to Anna Marie Newell in 2001 with proof due in 2002. Newell's permit is domestic use from a spring.

The PD may have been issued with incorrect POU and may need a transfer. The two properties are not located far from each other. Then again there may be two different domestic uses. Before I start renumbering the permit, I need to confirm that that's the correct move.

Pat, were you attempting a desktop licensing review for the permit?

Angie, I see a letter in the file that Rick Collingwood was scheduling an exam in 2014, but I don't see a field exam report. Can you tell me anything about that?

Thank you both
Michele
287-4946