
MEMORANDUM

TO: FILE 13-7908
FROM: DANIELLE FAVREAU
SUBJECT: PLACE OF USE
DATE: MAY 18, 2015
CC:

On April 29, 2015 I received a call from Mr. Clark Cox regarding permit 13-7908. Mr. Cox was calling regarding the amendment he received for the permit. Mr. Cox indicated that there are actually 2 troughs on the system from the spring. The second trough being across the road in the NESE of section 29. He indicated that he would send a map to IDWR showing the locations of the troughs.

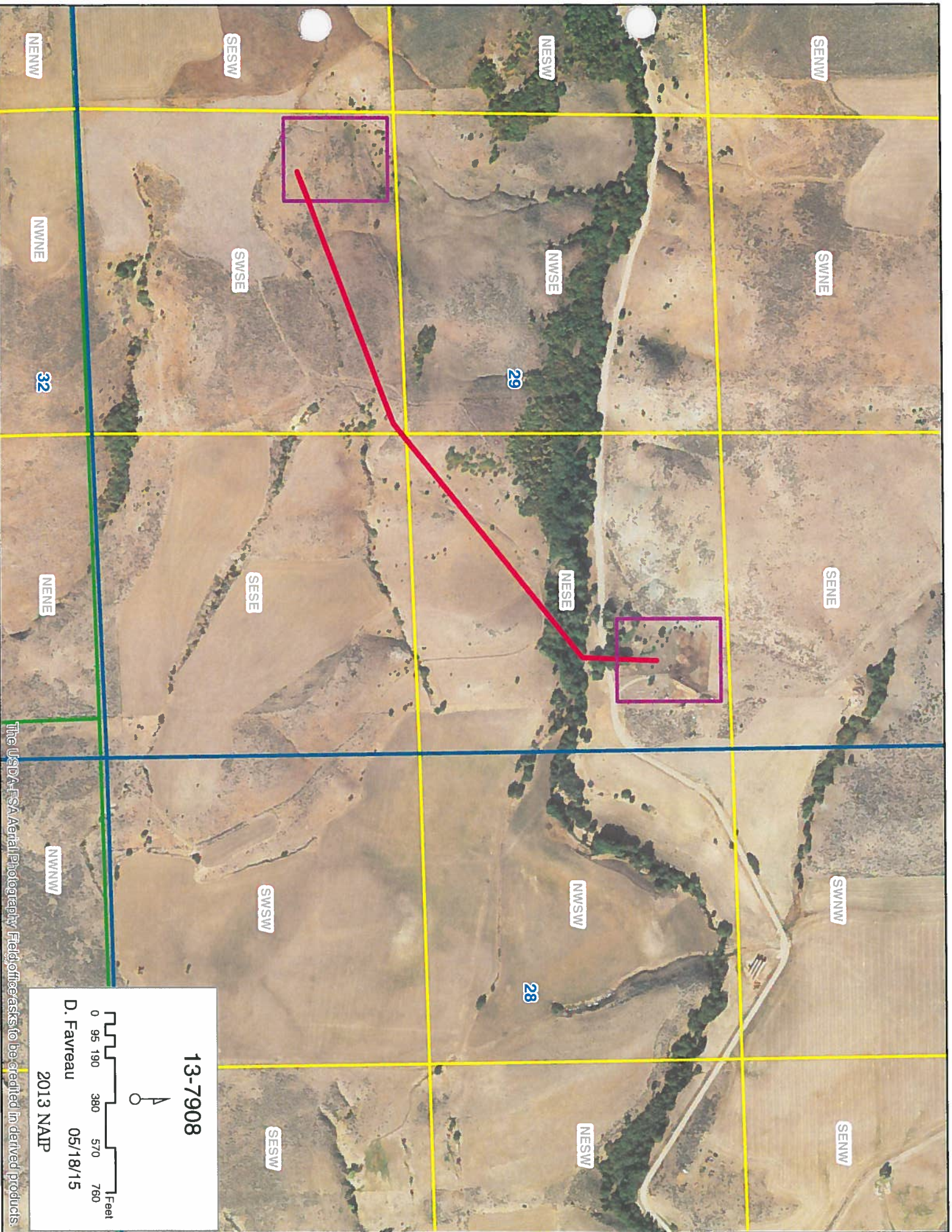
On May 18, 2015 I received a call from Mr. Clark Cox regarding permit 13-7908. Mr. Cox was calling to confirm that I had received the fax of his map. The thick black line on the fax was the general system. He also indicated that he understood that the permit would need to be amended and that he would be looking for the corrected amendment in the mail.

The faxed map was in black and white and of generally poor quality but the line and landmarks were visible. I re-created the pipeline based on the fax onto the 2013 NAIP (see attached).

There is no parcel data available for the Southeast Quarter of 13S38E29 therefore I was unable to verify ownership.

The original permit was for the SWSE and SESE of 13S38E29. Inclusion of the second trough in the NESE requires an amendment to the permit for Place of Use. There are no overlapping rights for place of use in the NESE of 13S38E29.

Created amendment to permit with the change to the Place of Use (POU = NESE and SWSE of 13S28E29) and correction to the 10 acre tract of the spring location found in the initial in-house review.



SENW

SWNE

SENE

SWNW

SENW

NESW

NWSE

NESE

NWSW

NESW

SESW

SWSE

SESE

SWSW

SESW

NENW

NWNE

32

NENE

NWNW

29

28

13-7908



0 95 190 380 570 760 Feet

D. Favreau 05/18/15

2013 NADP

The USDA-FSA Aerial Photography Field office asks to be credited in derived products.

POOR
ORIGINAL



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.J. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

04/24/2015

CLARK COX
5935 WEST OXFORD CREEK ROAD
CLIFTON ID 83228

RE: Water Right Permit No. 13-7908

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit.

The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

☒ Point(s) of Diversion

☒ Place(s) of Use

The Point of Diversion was moved to the spring identified in the NWSWSE of Sec. 29, Twp. 13S, Rng. 38E based on the GPS information provided. The Place of Use was limited to the location of the trough indicated to be within 20 feet of the spring.

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$100.00 filing fee within 30 days.

If you have any questions, please call me at 208-287-4800.

Sincerely,

A handwritten signature in black ink, appearing to read 'Danielle Favreau', is written over a horizontal line.

Danielle Favreau
GIS Analyst
Technical Services Bureau

see attached

Enclosure(s)

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State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 13-07908**Date of Priority:** February 21, 2014**Maximum Diversion Rate:** 0.02 CFS

Comes now CLARK COX

5935 WEST OXFORD CREEK ROAD

CLIFTON ID 83228

and represents to the Director of the Idaho Department
of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the
State of Idaho No. 13-07908, and requests that the permit be changed as follows:

Source: SPRING**Tributary:** SINKS**BENEFICIAL USE****PERIOD OF USE****RATE OF DIVERSION**

STOCKWATER

01/01 to 12/31

0.02 CFS

LOCATION OF POINT(S) OF DIVERSION:

SPRING NW1/4SW1/4SE1/4 Sec. 29, Twp 13S, Rge 38E, B.M.

FRANKLIN County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S 38E 29																	X

Permit holder asserts that no one will be injured by such change and that such change will be made at
permit holder's own risk.

Signed this _____ day of _____, 20__.

(Signature)

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State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 13-07908

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = _____ Received by _____ # _____ Date _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, GARY SPACKMAN, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 13-07908 with the following:

CONDITIONS OF APPROVAL

1. This right does not grant any right-of-way or easement across the land of another.
2. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

Witness my hand this _____ day of _____, 2015.

GARY SPACKMAN
Director

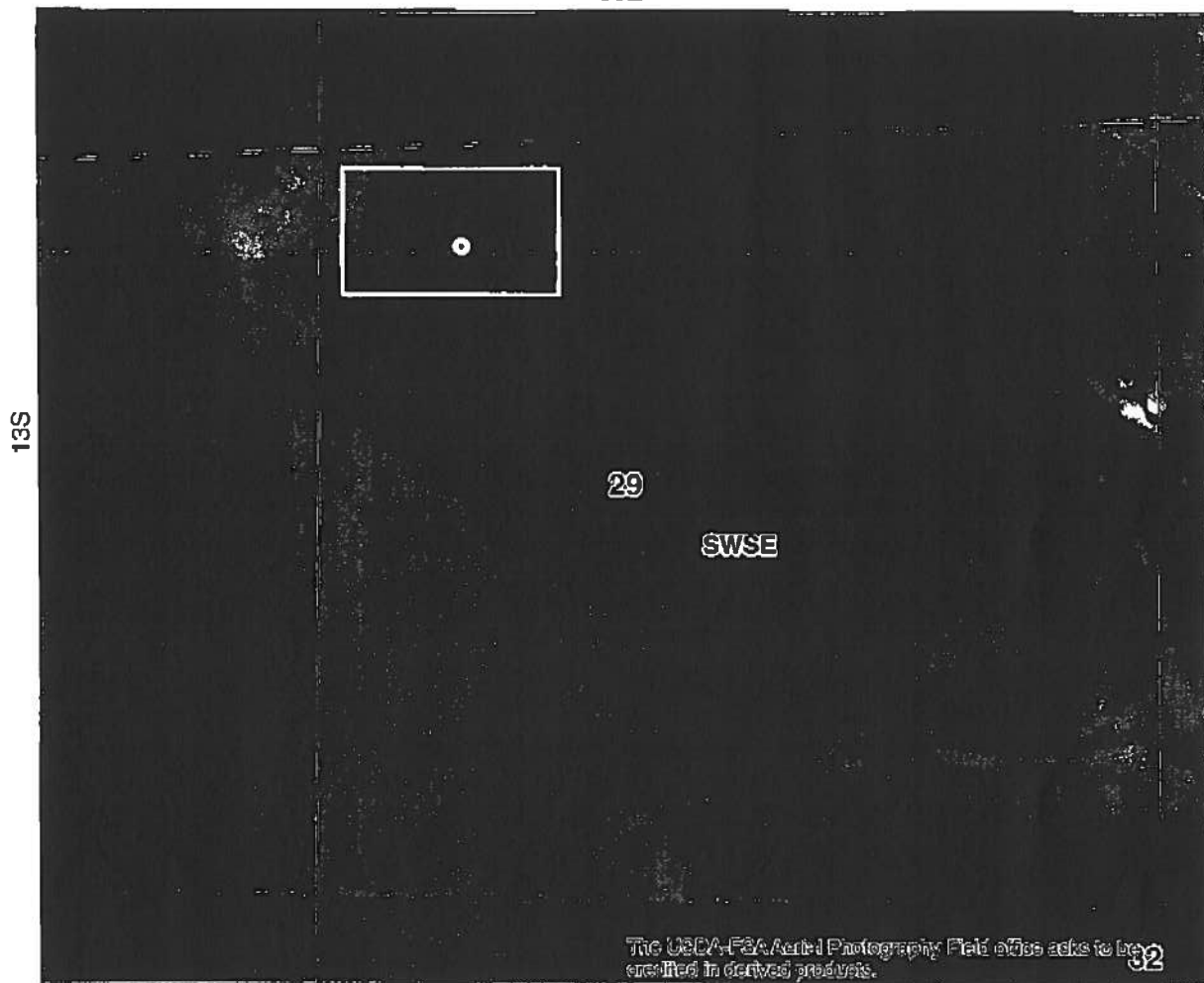
State of Idaho
Department of Water Resources

Attachment For Amendment To Water Right License

13-7908

This map depicts the STOCKWATER place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

38E



- ⊙ Point of Diversion
- Place Of Use Boundary

-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.035 0.07 0.14 Miles

